



US00D872438S

(12) **United States Design Patent**
Matthews

(10) **Patent No.:** **US D872,438 S**
(45) **Date of Patent:** **** Jan. 14, 2020**

(54) **SHOE WITH SOLE HAVING A
TRANSPARENT WINDOW AND INTERNAL
SPHERES**

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(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)

(**) Term: **15 Years**

(21) Appl. No.: **29/635,537**

(22) Filed: **Jan. 31, 2018**

(51) **LOC (12) Cl.** **02-04**

(52) **U.S. Cl.**

USPC **D2/954**; D2/947; D2/951

(58) **Field of Classification Search**

USPC D2/902, 906, 908, 916, 918, 925,
D2/946-962, 977; 36/3 B, 22 R, 24.5,
36/25 R, 28, 32 R, 34 R, 59 C, 67 A, 103
CPC A43B 13/00; A43B 13/02; A43B 13/023;
A43B 13/026; A43B 13/04; A43B 13/08;
A43B 13/10; A43B 13/12; A43B 13/14;
A43B 13/141; A43B 13/143; A43B
13/16; A43B 13/18; A43B 13/181; A43B
13/187; A43B 13/189; A43B 13/20; A43B
13/22; A43B 13/223; A43B 13/24; A43B
13/28; A43B 13/30; A43B 13/32; A43B
13/34; A43B 13/36

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D15,185 S	8/1884	Brooks	
D79,583 S	10/1929	Cutler	
D293,620 S	1/1988	Liggett et al.	
D299,581 S *	1/1989	Friedenberg	D2/961
D305,382 S	1/1990	Kiyosawa	
D306,793 S *	3/1990	Schwartz	D2/954

D312,920 S	12/1990	Aveni
D313,113 S	12/1990	Aveni
D319,535 S	9/1991	Hatfield
D321,974 S	12/1991	Hatfield
D329,940 S	10/1992	Hatfield
D330,454 S	10/1992	Elliot
D339,454 S	9/1993	Hatfield
D362,956 S	10/1995	Martin et al.
D366,955 S	2/1996	Valle
D373,896 S	9/1996	Parker
D378,871 S	4/1997	Hatfield
D387,546 S	12/1997	Pearce

(Continued)

OTHER PUBLICATIONS

Adidas Futurecraft 4D Releasing on Jan. 18 [online], [retrieved Jan. 29, 2018], Retrieved from Sneakernews.com [Internet] <URL: <https://sneakernews.com/2018/01/12/adidas-futurecraft-4d-releasing-on-January-18th/>>; 3 color sheets, Dated Jan. 12, 2018.

(Continued)

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(57) **CLAIM**

The ornamental design for a shoe with sole having a transparent window and internal spheres, as shown and described.

DESCRIPTION

FIG. 1 is a bottom rear perspective view of a shoe with sole having a transparent window and internal spheres showing my new design;

FIG. 2 is a bottom view thereof;

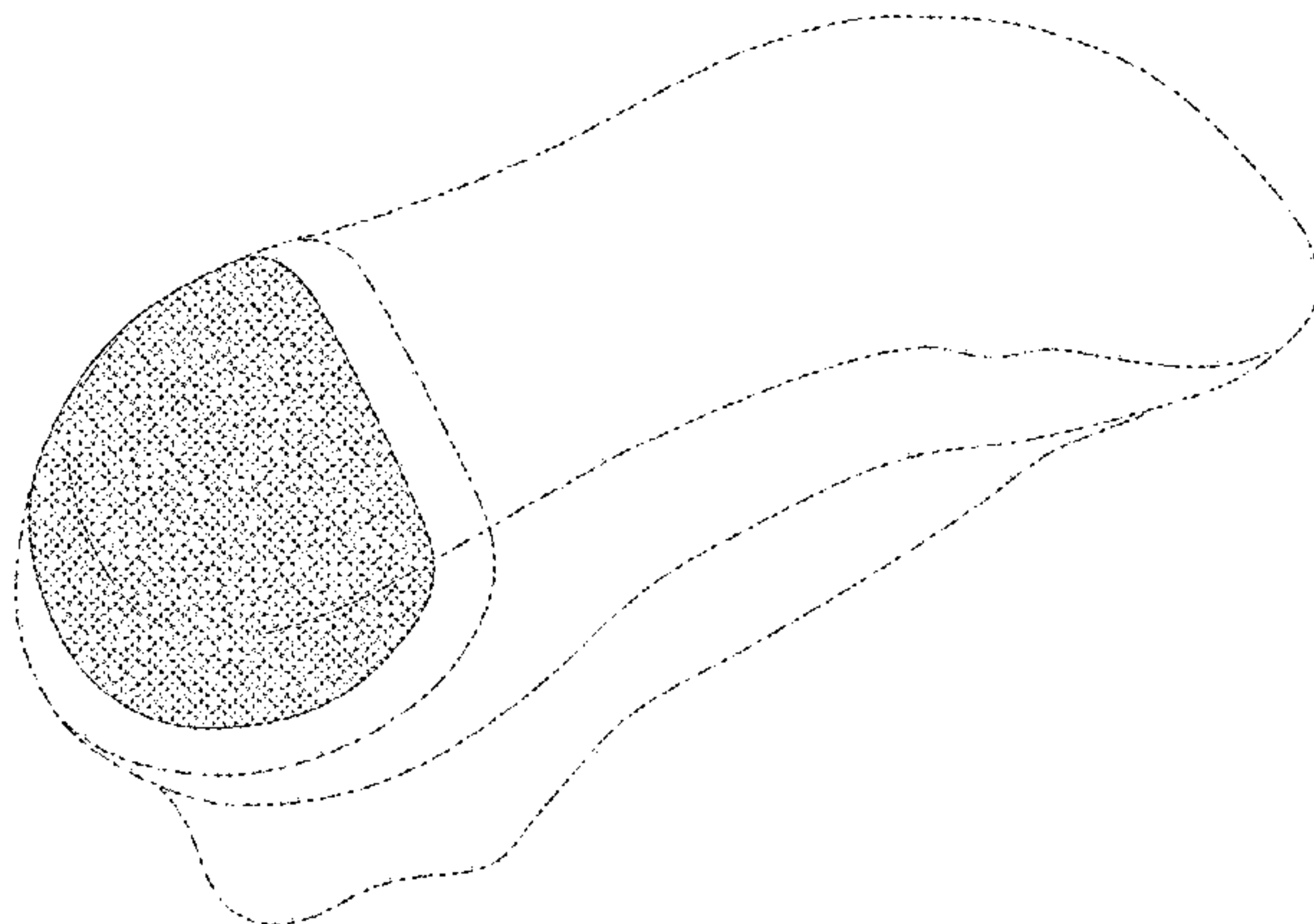
FIG. 3 is a rear view thereof;

FIG. 4 is a side view thereof; and,

FIG. 5 is an opposite side view thereof.

The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 5 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D391,045 S 2/1998 Assous
 D393,299 S 4/1998 Hunt
 D395,741 S 7/1998 Hatfield et al.
 D398,748 S 9/1998 Hatfield et al.
 D400,345 S 11/1998 Teaque
 D401,743 S 12/1998 Wunsch
 D407,892 S 4/1999 Gaudio
 D426,053 S 6/2000 Santa et al.
 6,076,283 A * 6/2000 Boie A43B 13/223
 36/114
 D460,852 S 7/2002 Daudier
 D461,299 S 8/2002 McClaskie
 D461,947 S 8/2002 Merceron
 D469,948 S 2/2003 Lin
 D475,512 S 6/2003 Chen
 D482,851 S 12/2003 McClaskie
 D490,223 S * 5/2004 McClaskie D2/954
 D490,233 S 5/2004 Cooper
 D509,649 S 9/2005 McClaskie
 6,948,264 B1 * 9/2005 Lyden A43B 5/02
 36/134
 D513,836 S * 1/2006 Magro D2/896
 D540,517 S * 4/2007 McClaskie D2/953
 D551,833 S 10/2007 Feller
 D564,736 S 3/2008 Belley et al.
 D571,987 S * 7/2008 Della Valle D2/954
 D595,489 S * 7/2009 McClaskie D2/951
 D599,091 S * 9/2009 Della Valle D2/951
 D599,993 S * 9/2009 Issler D2/951
 D604,033 S * 11/2009 Feldman D2/961
 D605,837 S 12/2009 Andersen et al.
 D608,082 S 1/2010 Lemaster
 D637,803 S * 5/2011 Alvear D2/953
 D639,036 S * 6/2011 Delavaldene D2/897
 D639,535 S * 6/2011 Eggert A43B 7/26
 D2/898
 D674,171 S 1/2013 Bramani et al.
 D680,710 S * 4/2013 Sundberg A43B 3/0031
 D2/897
 D690,490 S * 10/2013 Riddell A43B 5/02
 D2/951
 D709,680 S 7/2014 Herath
 D722,425 S 2/2015 Cin
 D734,930 S 7/2015 Bikowski
 D790,181 S 6/2017 Parrett
 D794,300 S * 8/2017 Rosen D2/961
 D796,172 S 9/2017 Henrichot et al.
 D799,178 S 10/2017 James
 D800,433 S 10/2017 Kuerbis
 D801,015 S 10/2017 Gibson
 D801,653 S 11/2017 Small
 D811,062 S 2/2018 Teague
 D834,801 S 12/2018 Cenicerros
 D848,715 S * 5/2019 Holmes D2/947
 D850,766 S 6/2019 Girard et al.
 D852,476 S 7/2019 Hartmann

D855,953 S * 8/2019 Girard D2/947
 D858,051 S * 9/2019 Mace D2/947
 2006/0026863 A1 * 2/2006 Liu A43B 7/08
 36/25 R
 2013/0247415 A1 * 9/2013 Kohatsu A43B 3/0031
 36/88
 2013/0291409 A1 * 11/2013 Reinhardt A43B 13/04
 36/30 R

OTHER PUBLICATIONS

The Puma Jamming Introduces New Cushioning Technology [online], [retrieved Jan. 29, 2018], Retrieved from Sneakersmagazine.com [Internet] <URL: <http://sneakers-magazine.com/puma-jamming-nrgy-beads/>>; 6 color sheets, Dated Nov. 9, 2017.
 Nike Footwear Catalog, 1974 Blue Ribbon Sports Footwear, p. T-F 0, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1975 Footwear, p. 8, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1980 Footwear, p. 3, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1984 Footwear, p. 16, published Nov. 1983, NIKE, Inc., USA.
 Nike Footwear Catalog, 1985 Footwear, p. 33, published Dec. 1984, NIKE, Inc., USA.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 56, published Jan. 1987, NIKE, Inc., USA.
 Nike Footwear Catalog, 2015 Fall City Specialty Best NA, p. 13, published Nov. 2014, NIKE, Inc., USA.
 Nike Footwear Catalog, 2018 Holiday Women's Training, p. 94, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2018 Holiday Running, p. 104, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1984 Footwear, p. 18, published Nov. 1983, NIKE, Inc., USA.
 Nike Footwear Catalog, 1993 Fall Footwear, p. 38, published Dec. 1992, NIKE, Inc., USA.
 Nike Footwear Catalog, 1984 Footwear, p. 19, published Nov. 1983, NIKE, Inc., USA.
 Nike Footwear Catalog, 1986 Fall Footwear, p. 10, published Jan. 1986, NIKE, Inc., USA.
 Nike Footwear Catalog, 2007 Spring Footwear, p. 154, published Jun. 2006, NIKE, Inc., USA.
 Nike Footwear Catalog, 2017 Spring City Specialty Footwear T11 NA, p. 7, published May 2016, NIKE, Inc., USA.
 Nike Footwear Catalog, 2019 Spring Running, p. 103, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.

* cited by examiner

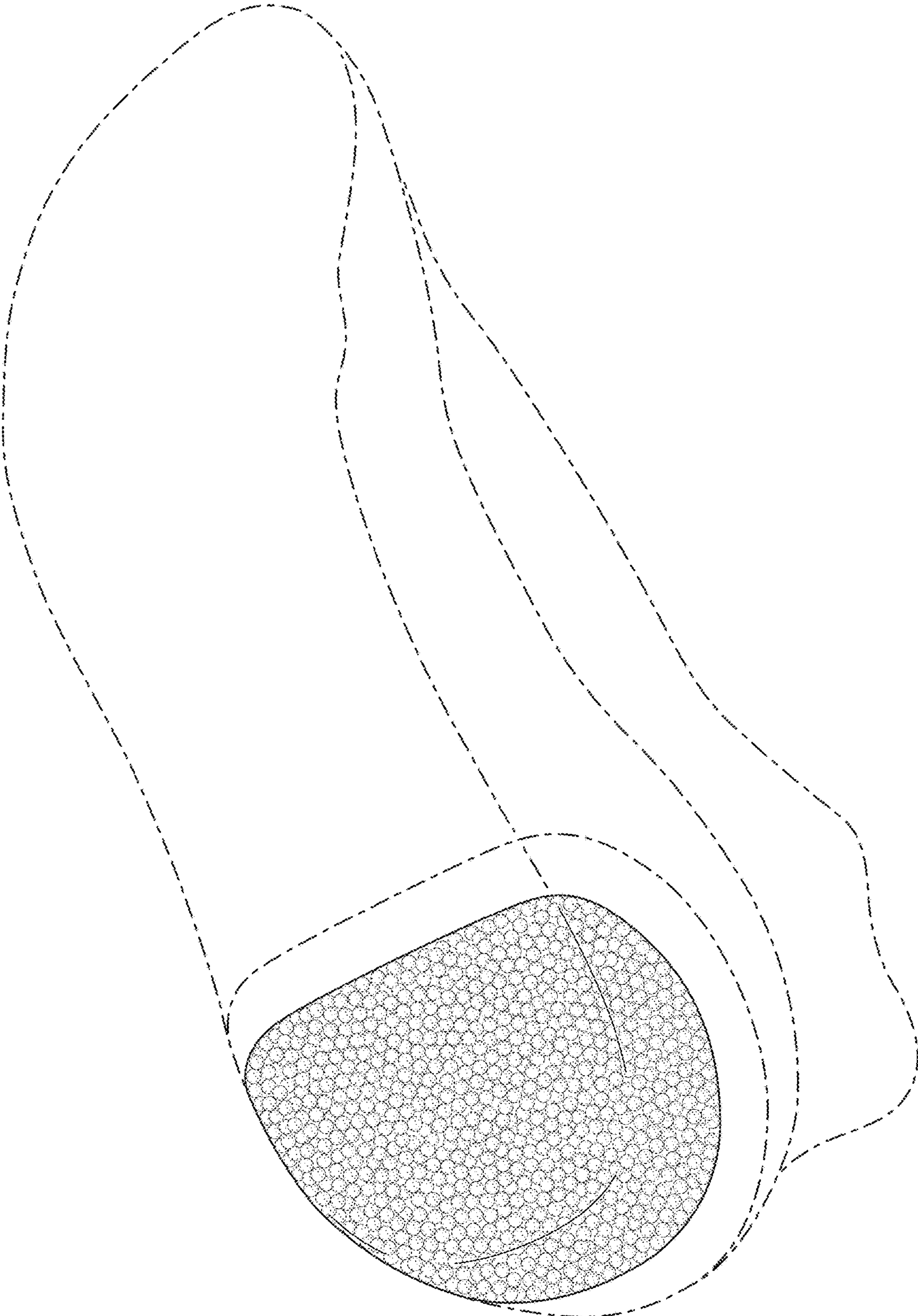


FIG. 1

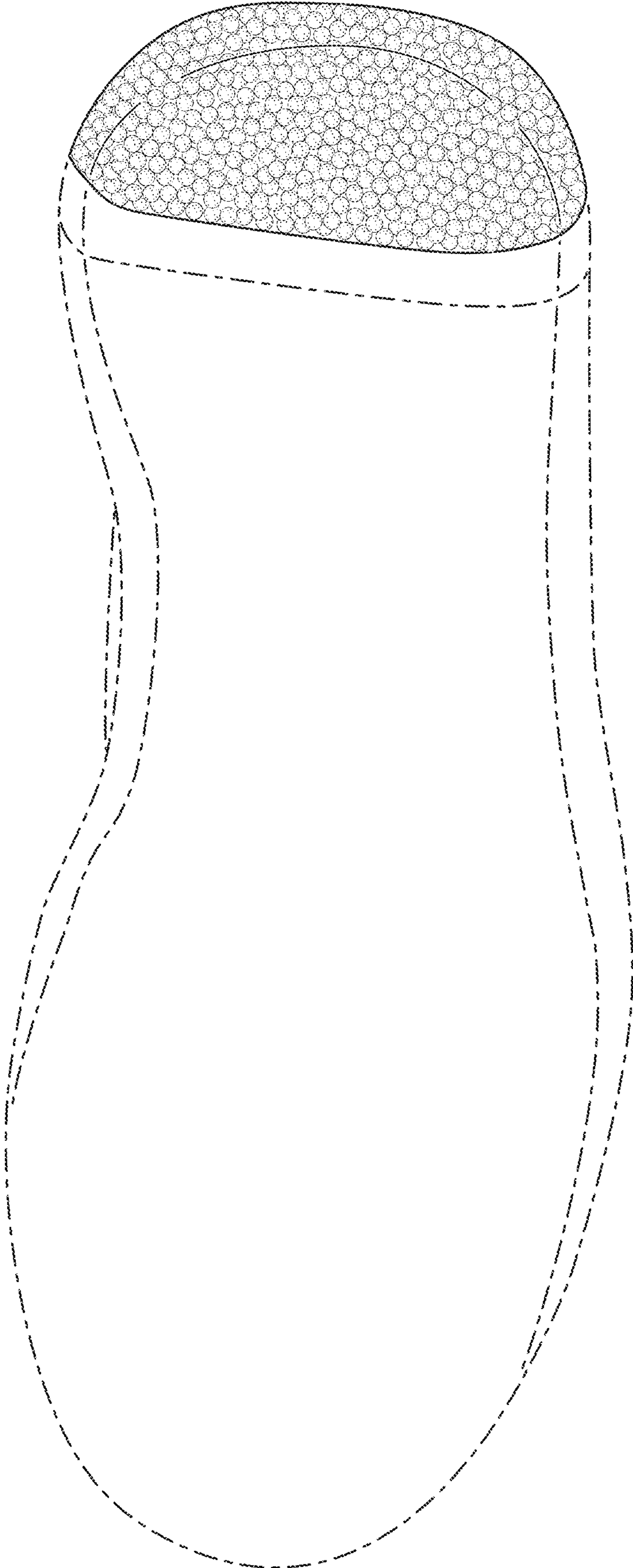


FIG. 2

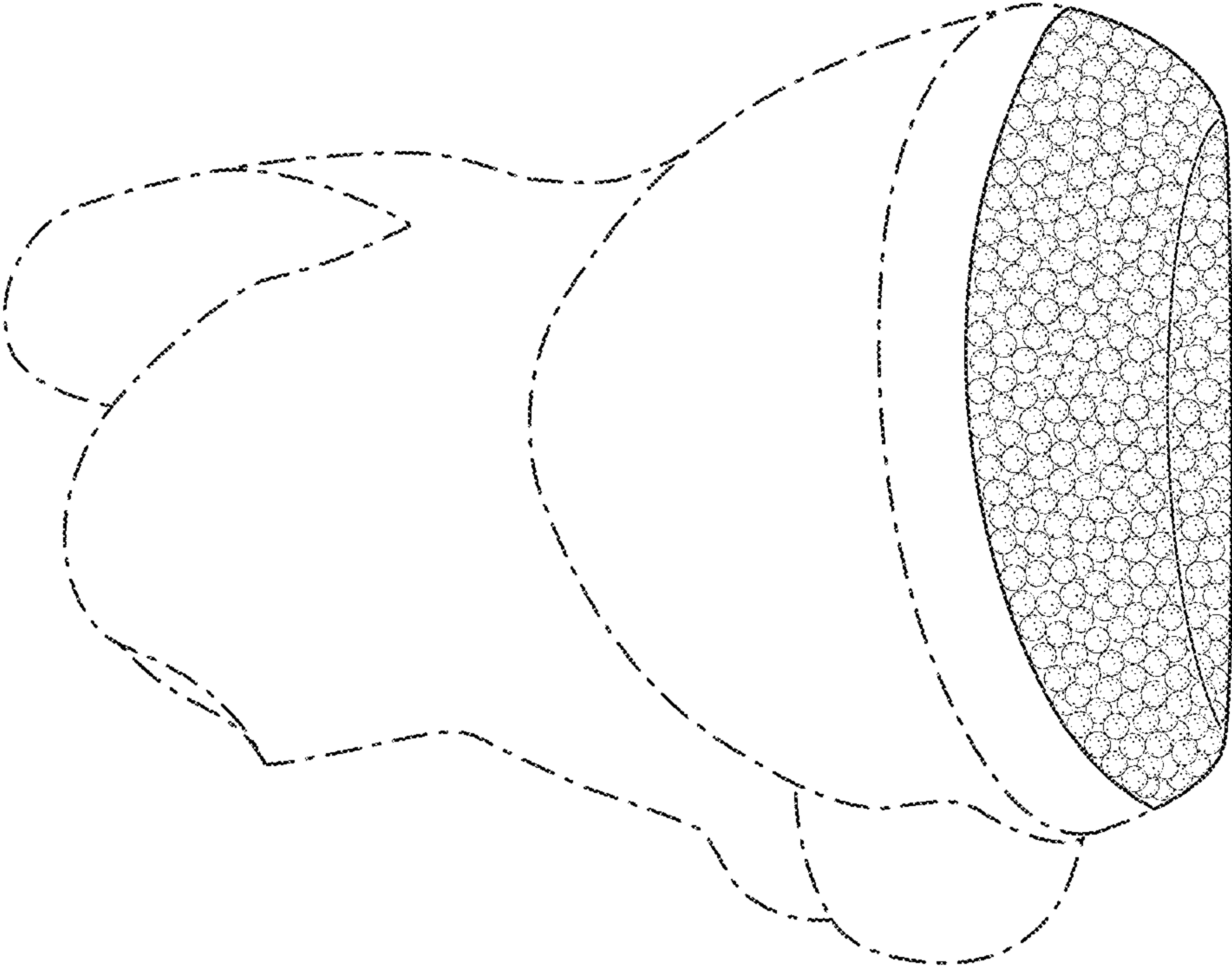


FIG. 3

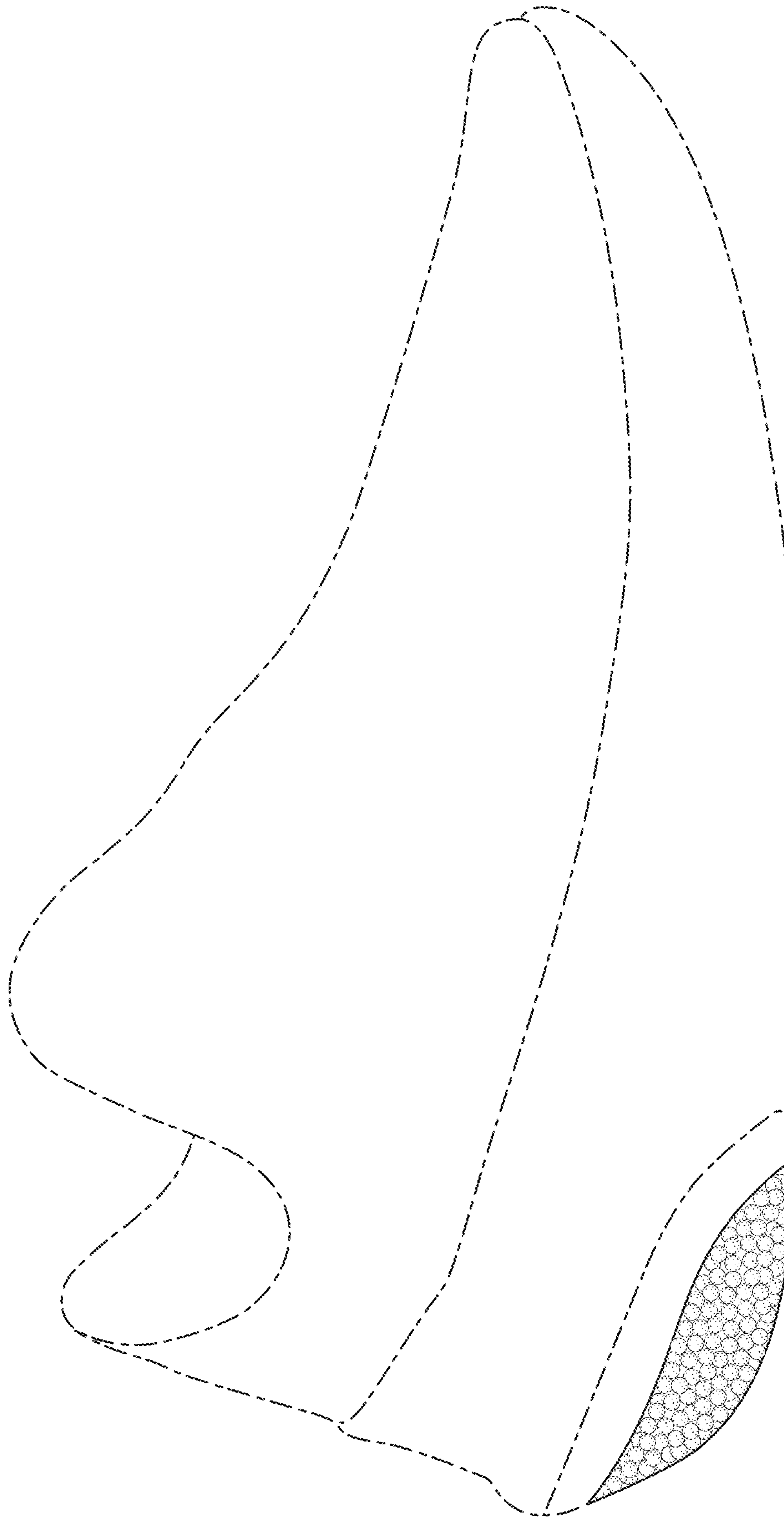


FIG. 4

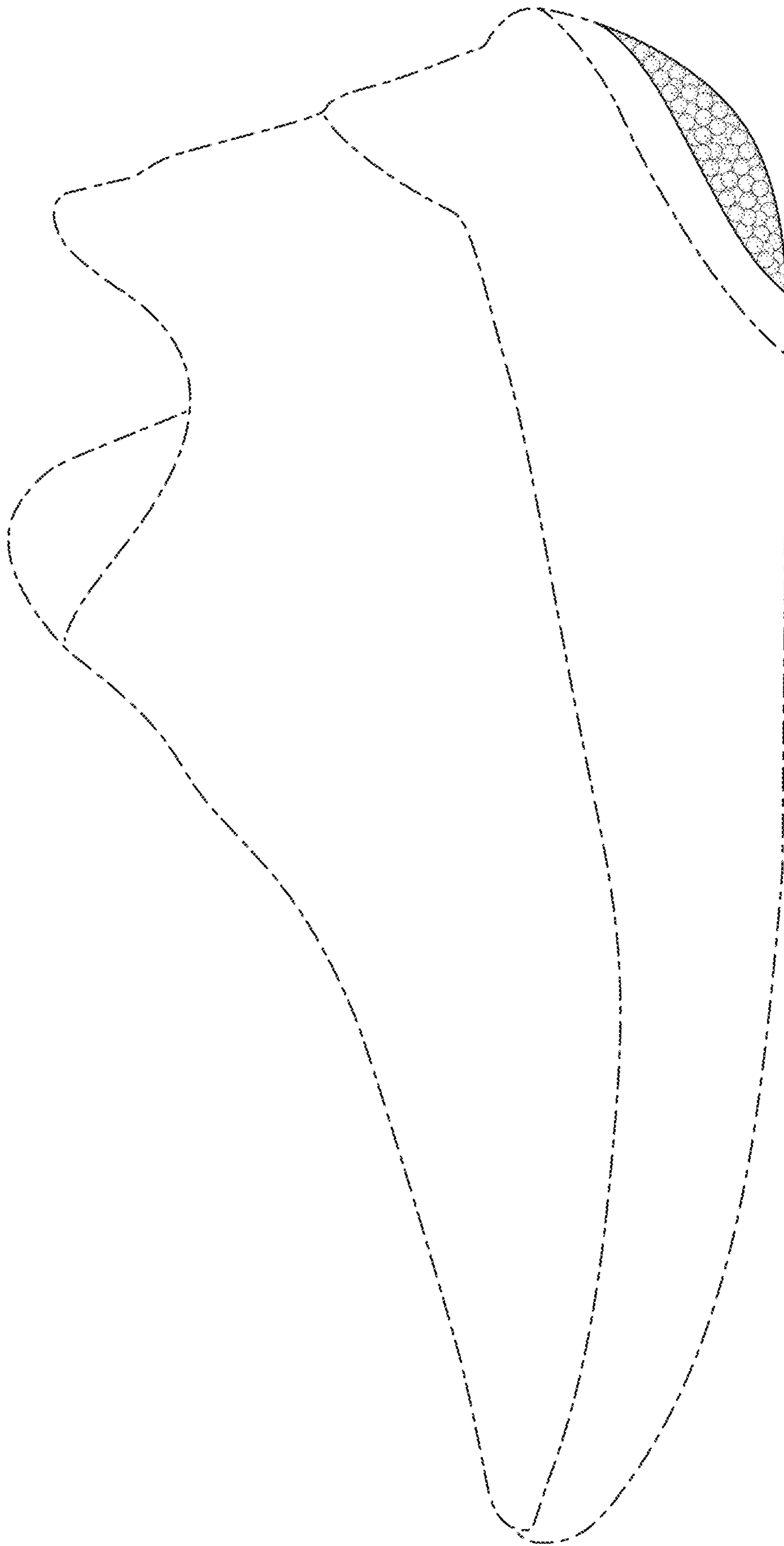


FIG. 5