



US00D879435S

(12) **United States Design Patent**
de Montgolfier

(10) **Patent No.:** **US D879,435 S**
(45) **Date of Patent:** **** Mar. 31, 2020**

- (54) **SHOE**
- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
- (72) Inventor: **Vianney de Montgolfier**, Portland, OR (US)
- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (**) Term: **15 Years**
- (21) Appl. No.: **29/682,003**
- (22) Filed: **Feb. 28, 2019**
- (51) **LOC (12) Cl.** **02-04**
- (52) **U.S. Cl.**
USPC **D2/957**; D2/951; D2/953; D2/960
- (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.

- D397,546 S 9/1998 Merceron
 - 5,918,385 A 7/1999 Sessa
 - 6,195,918 B1 * 3/2001 Kelley A43B 1/0027
36/107
 - 6,195,920 B1 * 3/2001 Morris A43B 1/0027
36/115
 - D487,955 S 4/2004 Ammon
 - D498,904 S 11/2004 Lee
 - D508,307 S 8/2005 Burg et al.
 - D515,792 S 2/2006 McClaskie
 - D561,438 S 2/2008 Belley
 - D570,582 S * 6/2008 Roy D2/953
 - D581,641 S 12/2008 Bethke, Jr.
 - D589,692 S 4/2009 McClaskie
- (Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1982 Footwear, p. 3, published Jan. 1982, NIKE, Inc., USA.
(Continued)

Primary Examiner — T Chase Nelson
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

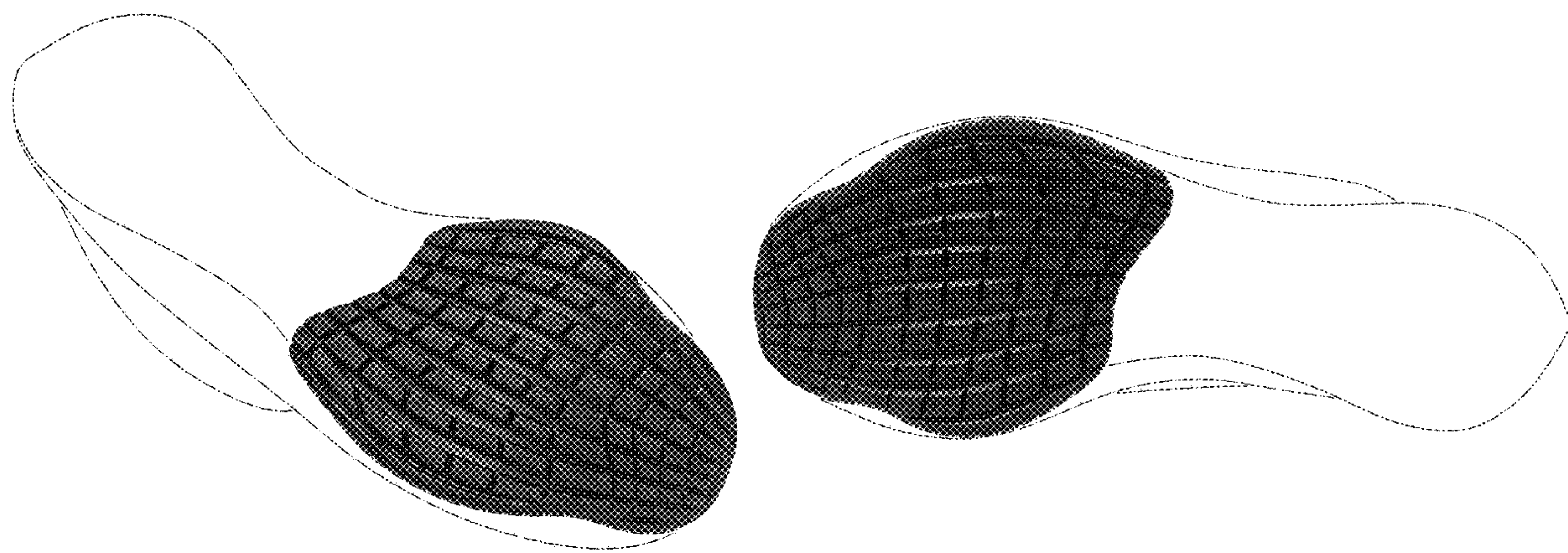
The ornamental design for a shoe, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of a shoe showing my new design;
FIG. 2 is an opposite side front perspective view thereof;
FIG. 3 is a bottom view thereof;
FIG. 4 is a rear perspective view thereof; and,
FIG. 5 is an opposite side rear perspective view thereof.
The broken lines immediately adjacent to and surrounding the photographic area define the peripheral bounds of the claimed design and form no part thereof. The broken lines depicting the remainder of the shoe show features that form no part of the claimed design.

1 Claim, 5 Drawing Sheets

- (56) **References Cited**
U.S. PATENT DOCUMENTS
- D29,749 S 11/1898 Bunker
- D106,676 S 10/1937 Richards
- 4,316,334 A 2/1982 Hunt
- D281,460 S 11/1985 Parker
- D287,661 S 1/1987 Tonkel
- D390,348 S 2/1998 Meyer et al.
- D393,538 S 4/1998 Marshall



(56)

References Cited

U.S. PATENT DOCUMENTS

D642,362 S 8/2011 Miner
 D658,868 S 5/2012 Chenciner
 D659,967 S * 5/2012 Miner D2/951
 D672,949 S 12/2012 Bramani et al.
 D712,645 S 9/2014 Bove
 D735,454 S 8/2015 Yun
 D748,385 S 2/2016 Birkinhead et al.
 D753,376 S 4/2016 Birkinhead
 D768,368 S 10/2016 Birkinhead et al.
 D770,741 S * 11/2016 Teteriatnikov D2/951
 D779,182 S 2/2017 Hobson
 D783,966 S 4/2017 Raasch
 D791,455 S 7/2017 Birkinhead et al.
 D798,547 S 10/2017 Hobson
 D802,897 S 11/2017 Howe
 D805,273 S 12/2017 Birkinhead et al.
 D814,755 S * 4/2018 McManus D2/957
 D823,582 S 7/2018 Gibson
 D824,151 S * 7/2018 Newman D2/957
 D841,964 S * 3/2019 Kaiserswerth D2/957
 D843,095 S 3/2019 Birkinhead
 D845,597 S 4/2019 Barnes
 D847,478 S * 5/2019 Fracassi D2/957
 D851,880 S * 6/2019 Seamarks D2/953
 D858,057 S * 9/2019 Hernandez D2/953
 D860,613 S * 9/2019 Hernandez D2/953
 D862,059 S * 10/2019 de Montgolfier D2/953
 2003/0166364 A1 * 9/2003 Gamble A43B 5/08
 441/74
 2007/0011908 A1 * 1/2007 Huang A43B 1/0045
 36/3 B
 2008/0289221 A1 * 11/2008 Munns A43B 13/026
 36/89
 2012/0047770 A1 * 3/2012 Dean A43B 21/30
 36/103
 2012/0174439 A1 * 7/2012 O'Connor A43B 3/108
 36/91
 2014/0041261 A1 * 2/2014 Walker A43B 13/18
 36/25 R
 2014/0230284 A1 * 8/2014 Craig A43B 3/00
 36/103
 2016/0044992 A1 * 2/2016 Reinhardt A43B 7/087
 36/88

2016/0324261 A1 * 11/2016 Guyan A43B 7/32
 2018/0000191 A1 * 1/2018 Bacon A43B 5/001
 2018/0303197 A1 * 10/2018 Chen A43B 7/24
 2019/0091895 A1 * 3/2019 Knappworst B33Y 10/00

OTHER PUBLICATIONS

Nike Footwear Catalog, 1984 Footwear, p. 3, published Nov. 1983, NIKE, Inc., USA.
 Nike Footwear Catalog, 1985 Spring Footwear, p. 13, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 10, published Jan. 1987, NIKE, Inc., USA.
 Nike Footwear Catalog, 1990 Spring Footwear, p. 6, published Jun. 1989, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Late Spring Footwear, p. 7, published Aug. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Fall Mens Womens Kids Footwear 2, p. 12, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 The Nike Zoom Vaporfly 4% Is Releasing in Bright Crimson [Online], retrieved Jun. 14, 2019, retrieved from SneakerNews.com <URL:https://sneakernews.com/2017/09/26/nike-zoom-vaporfly-4-bright-crimson-release-info/>; 8 color sheets, Dated Sep. 26, 2017.
 Nike Releasing Another Zoom Vaporfly Elite [Online], retrieved [Jun. 14, 2019], retrieved from SneakerBarDetroit.com [Internet] <URL:https://sneakerbardetroit.com/nike-zoom-vaporfly-elite-grey-blue-black-release-date/>; 3 color sheets, Dated Jan. 5, 2018.
 The Nike Future Racer Will Be Making Its Debut in 2018 [Online], retrieved [Jun. 18, 2019], retrieved from KicksOnFire.com [Internet] <URL:https://www.kicksonfire.com/nike-future-racer/>; 2 color sheets, Dated Jan. 9, 2018.
 First Look at New Colorways of the Nike Vapor Street Flyknit [Online], retrieved [Jun. 14, 2019], retrieved from SoleCollector.com [Internet] <URL:https://solecollector.com/news/2018/02/nike-vapor-street-flyknit-khaki-aq1763-200-olive-aq1763-201-images>; 13 color sheets, Dated Feb. 23, 2018.

* cited by examiner

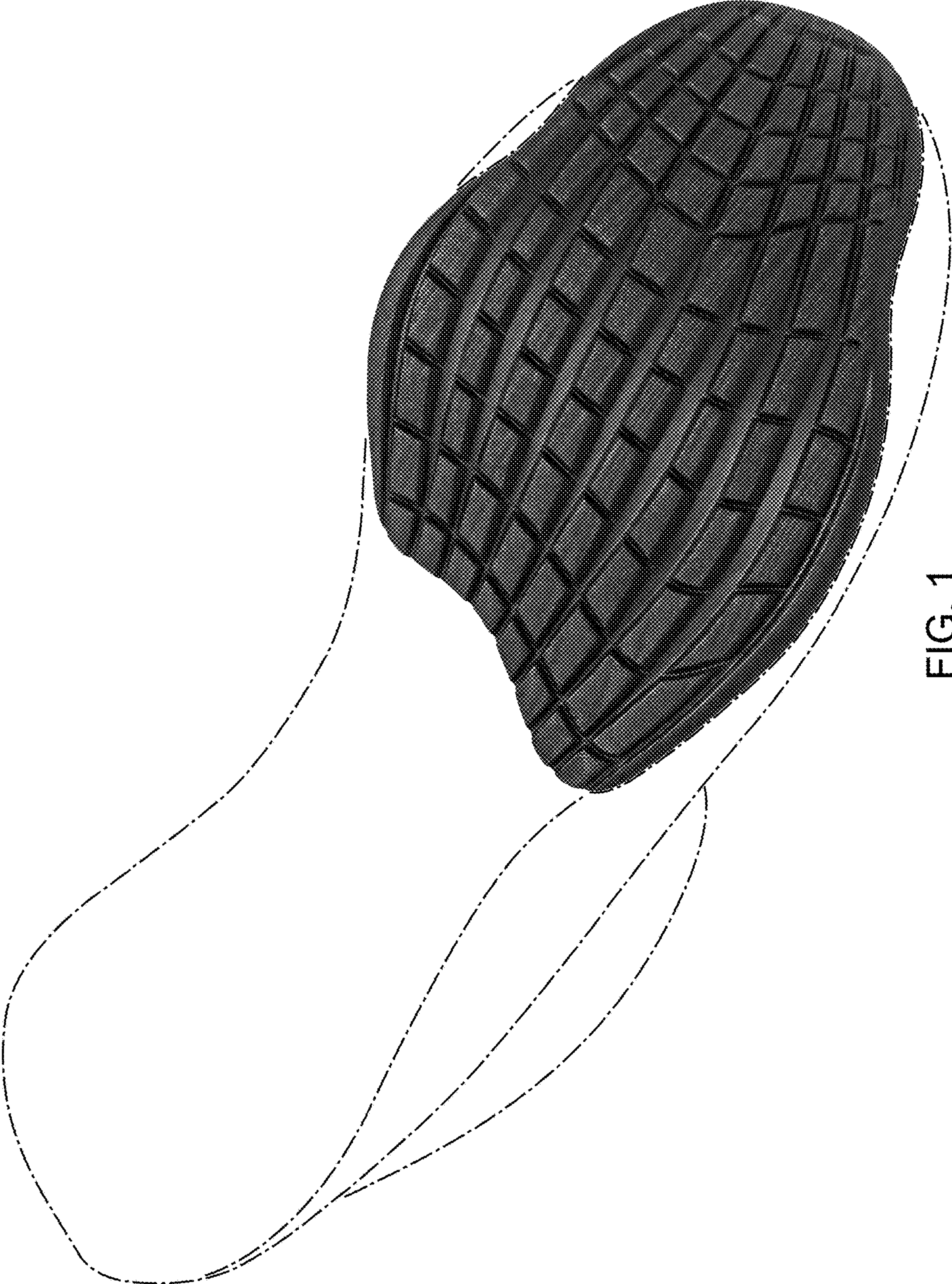


FIG. 1



FIG. 2

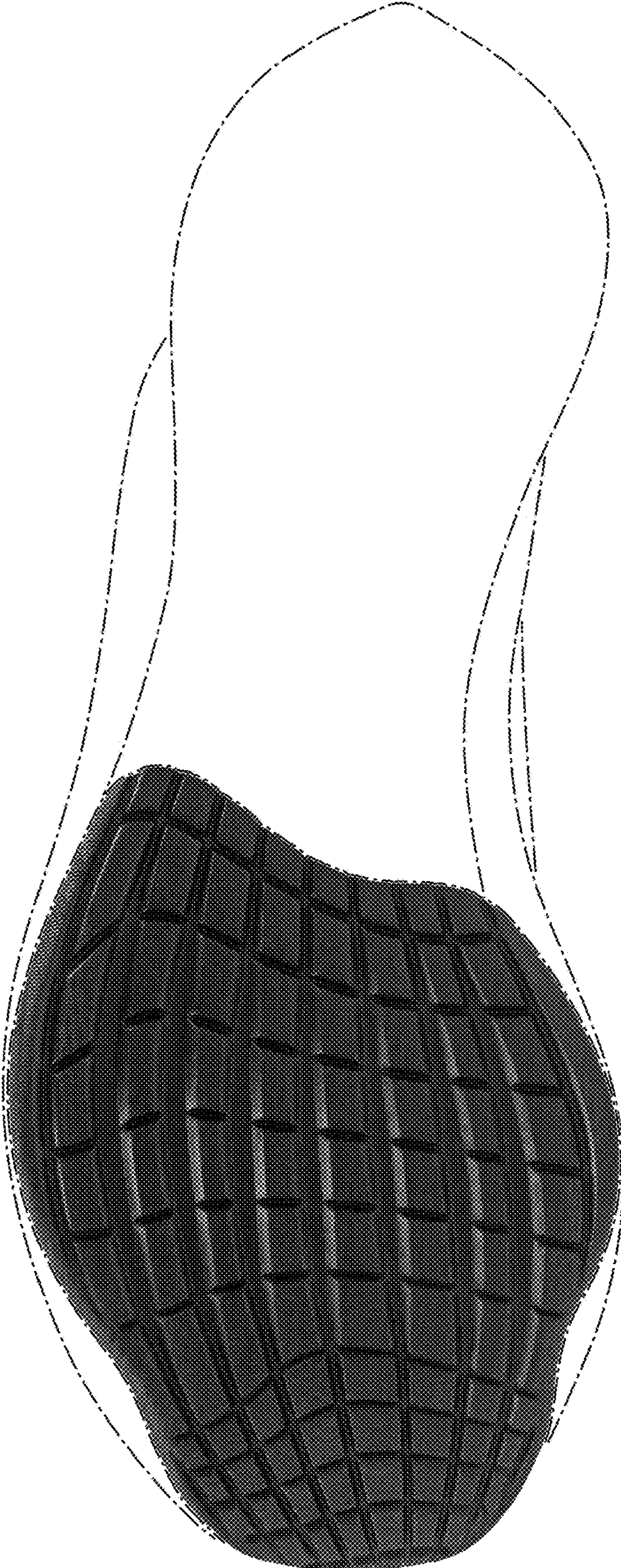


FIG. 3

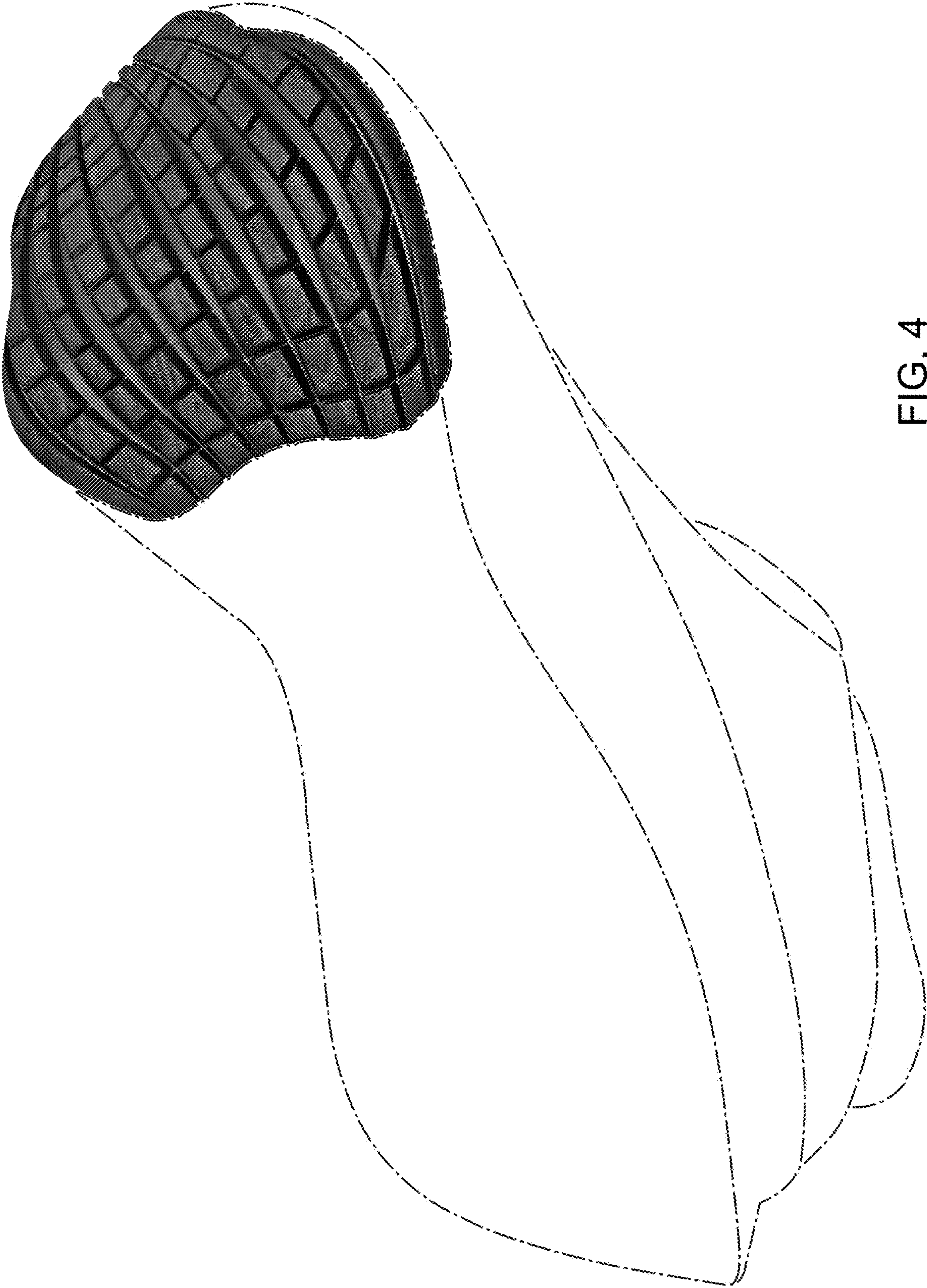


FIG. 4

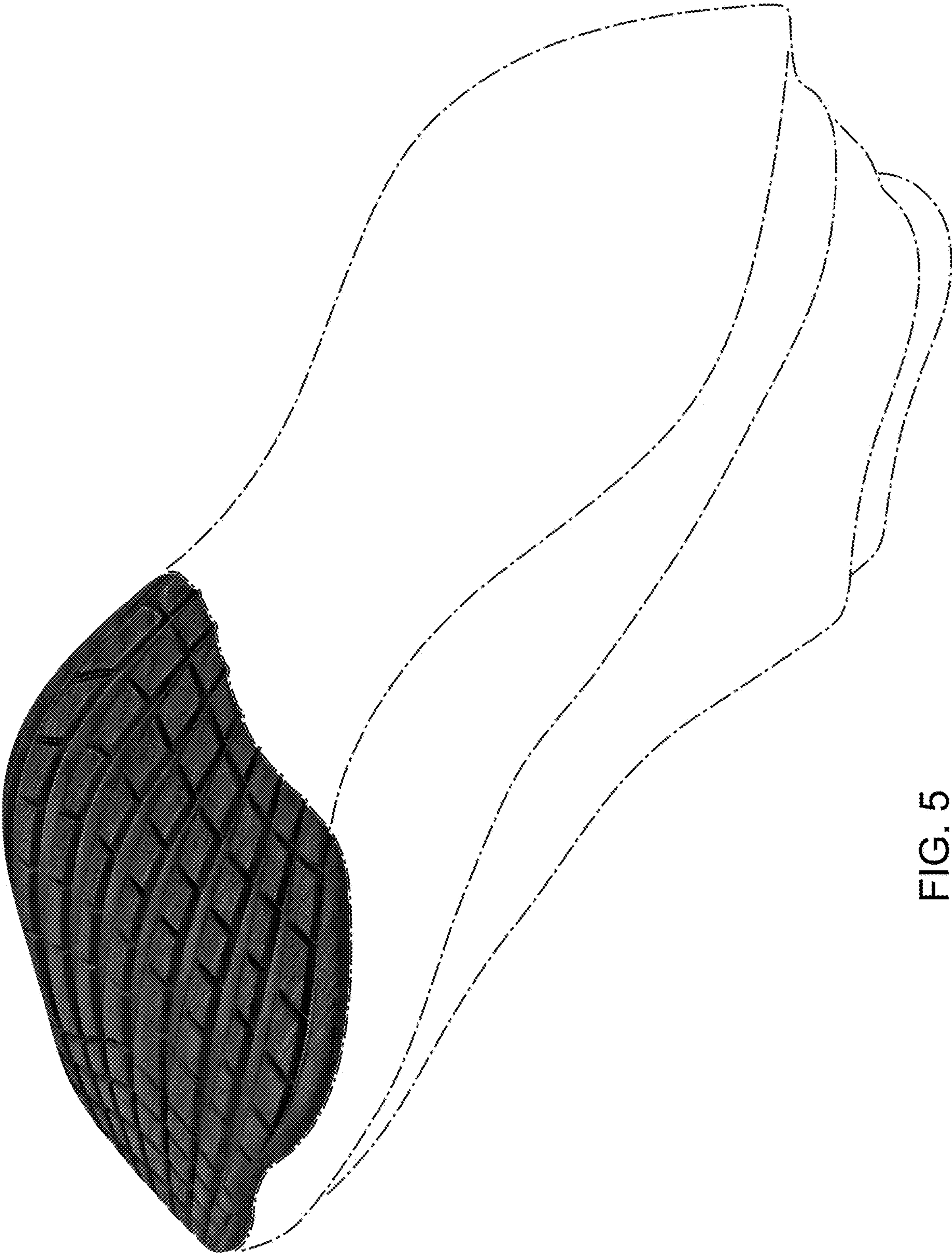


FIG. 5