



US00D889098S

(12) **United States Design Patent**  
**Avar et al.**

(10) **Patent No.:** **US D889,098 S**  
(45) **Date of Patent:** **\*\* Jul. 7, 2020**

(54) **SHOE**  
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)  
(72) Inventors: **Eric P. Avar**, Lake Oswego, OR (US);  
**Ross Klein**, Portland, OR (US)  
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)  
(\*\*) Term: **15 Years**

4,571,852 A \* 2/1986 Lamarche ..... A43B 3/0042  
36/25 R  
D389,993 S \* 2/1998 Ryan ..... D2/953  
D394,939 S \* 6/1998 Avar ..... D2/955  
D394,941 S \* 6/1998 Link ..... D2/955  
D400,344 S \* 11/1998 Avar ..... D2/954  
D459,865 S \* 7/2002 Urie ..... D2/951

(Continued)

(21) Appl. No.: **29/684,587**  
(22) Filed: **Mar. 22, 2019**  
(51) **LOC (12) Cl.** ..... **02-04**  
(52) **U.S. Cl.**  
USPC ..... **D2/959**; D2/951; D2/953; D2/955  
(58) **Field of Classification Search**  
USPC ..... D2/902, 906, 908, 916, 918, 925,  
D2/946-962, 977; 36/1, 1.5, 3 B, 22 R,  
36/24.5, 25 R, 28, 32 R, 34 R, 59 C,  
36/67 A, 101-107, 114-116, 117.3, 117.4,  
36/124-136  
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.

**OTHER PUBLICATIONS**

Nike Zoom Rize (Team), Nike.com, [online], [site visited Apr. 15, 2020]. <URL: <https://www.nike.com/t/zoom-rize-team-basketball-shoe-bntnTz/BQ5468-600>> (Year: 2020).\*

(Continued)

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

(57) **CLAIM**

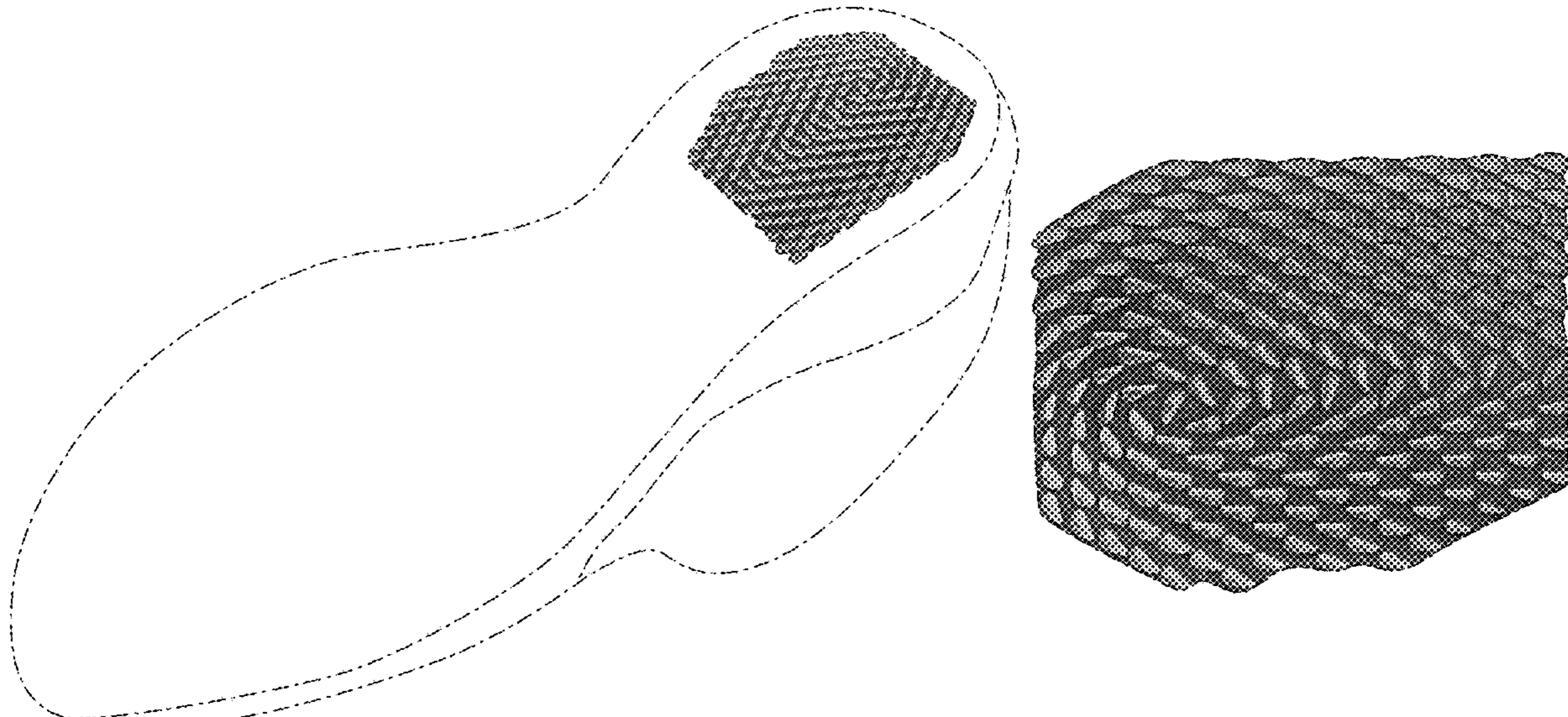
The ornamental design for a shoe, as shown and described.

**DESCRIPTION**

FIG. 1 is a front bottom perspective view of a shoe showing our new design;  
FIG. 2 is a bottom view thereof;  
FIG. 3 is a rear bottom perspective view thereof;  
FIG. 4 is an enlarged view of the claimed design shown in FIG. 1 with environment removed for clarity purposes;  
FIG. 5 is an enlarged view of the claimed design shown in FIG. 2 with environment removed for clarity purposes; and,  
FIG. 6 is an enlarged view of the claimed design shown in FIG. 3 with environment removed for clarity purposes.  
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.

(56) **References Cited**  
**U.S. PATENT DOCUMENTS**  
D114,340 S \* 4/1939 MacLeod ..... D2/952  
2,382,559 A \* 8/1945 Goldstein ..... A43B 1/02  
36/3 A  
D259,595 S \* 6/1981 Famolare, Jr. .... D2/955

**1 Claim, 6 Drawing Sheets**



(56)

References Cited

U.S. PATENT DOCUMENTS

D461,040 S \* 8/2002 Urie ..... D2/951  
 D533,707 S \* 12/2006 McClaskie ..... D2/953  
 D569,082 S \* 5/2008 Hatfield ..... D2/951  
 D569,590 S \* 5/2008 Hatfield ..... D2/951  
 D648,517 S \* 11/2011 Vestuti ..... D2/951  
 D682,519 S \* 5/2013 Litchfield ..... D2/951  
 D697,704 S \* 1/2014 Vestuti ..... D2/951  
 D707,931 S \* 7/2014 VanHook ..... D2/951  
 D740,531 S \* 10/2015 Dolce ..... D2/951  
 D744,219 S \* 12/2015 Chang ..... D2/951  
 D745,257 S \* 12/2015 Chang ..... D2/951  
 D747,596 S \* 1/2016 Vestuti ..... D2/951  
 D782,794 S \* 4/2017 Lee ..... D2/954  
 D783,963 S \* 4/2017 Sullivan ..... D2/947  
 D784,673 S \* 4/2017 Seamarks ..... D2/954  
 D789,665 S \* 6/2017 Seamarks ..... D2/951  
 D790,179 S \* 6/2017 McMillan ..... D2/951  
 D800,432 S \* 10/2017 Klein ..... D2/955  
 D802,272 S \* 11/2017 Seamarks ..... D2/955  
 D804,792 S \* 12/2017 de Montgolfier ..... D2/955  
 D821,077 S 6/2018 Avar et al.  
 D839,574 S 2/2019 Klein  
 D843,097 S \* 3/2019 Hardman ..... D2/959

D876,778 S \* 3/2020 Klein ..... D2/955  
 2003/0024134 A1\* 2/2003 Howlett ..... A43B 13/181  
 36/43  
 2012/0096744 A1\* 4/2012 Goodsmith ..... A43B 3/108  
 36/103  
 2018/0098601 A1\* 4/2018 Hartenstein ..... A43B 7/142

OTHER PUBLICATIONS

Nike Precision III FlyEase (4E), Nike.com, [online], [site visited Apr. 15, 2020]. <URL: <https://www.nike.com/t/precision-iii-flyease-4e-basketball-shoe-t5GCCn/BV7741-400>> (Year: 2020).\*

Jordan Why Not? Zer0.3, Nike.com, [online], [site visited Apr. 15, 2020]. <URL: <https://www.nike.com/t/jordan-why-not-zer03-basketball-shoe-LJCLGj/CD3003-101>> (Year: 2020).\*

Kyrie Low 2, Nike.com, [online], [site visited Apr. 15, 2020]. <URL: <https://www.nike.com/t/kyrie-low-2-basketball-shoe-714RZN/AV6337-800>> (Year: 2020).\*

Nike Krie Low 2 Performance Review, WearTesters.com, Jun. 18, 2019, Nightwing2303, [online], [site visited Apr. 15, 2020]. <URL: <https://weartesters.com/nike-kyrie-low-2-performance-review/>> (Year: 2019).\*

\* cited by examiner

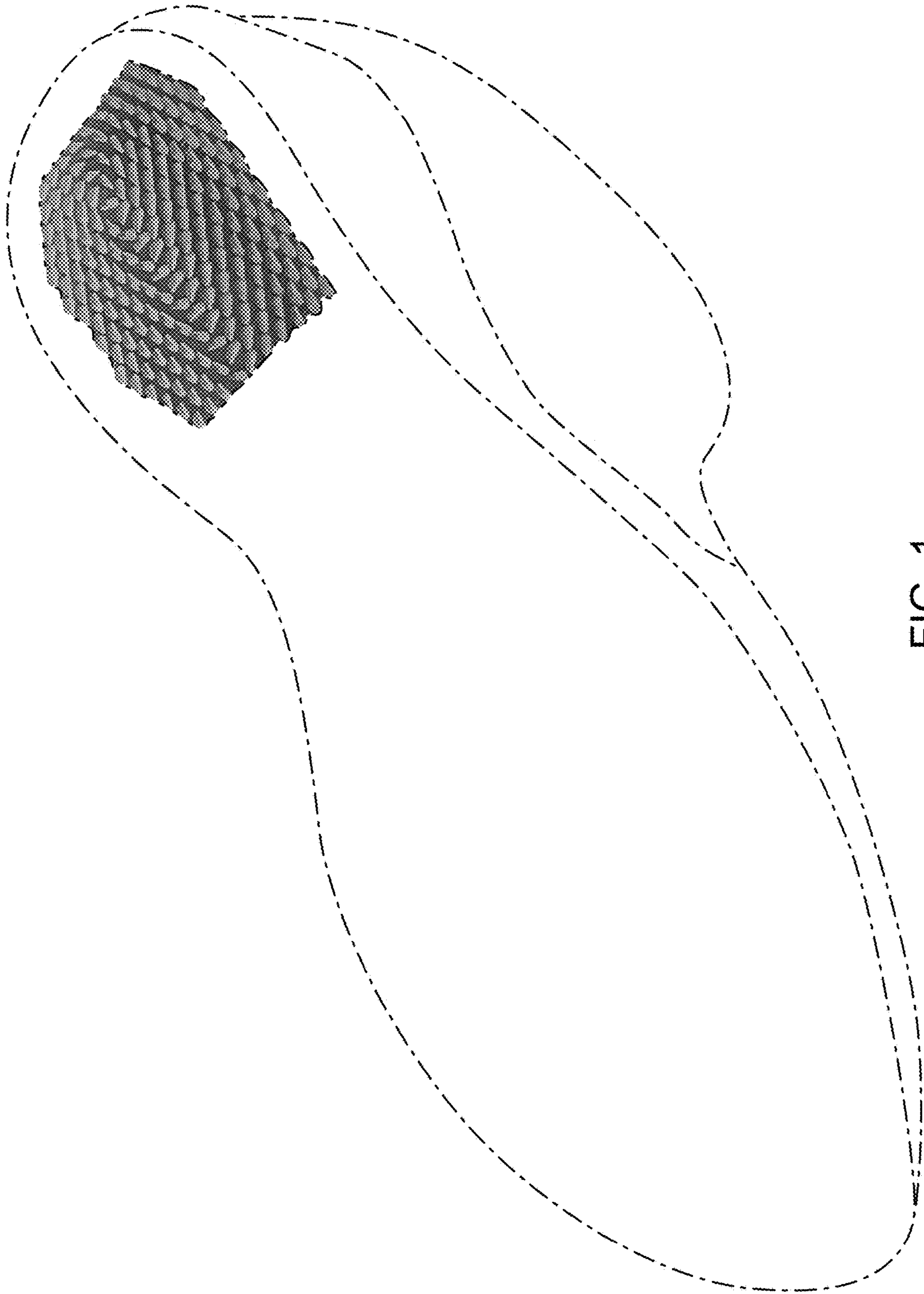


FIG. 1

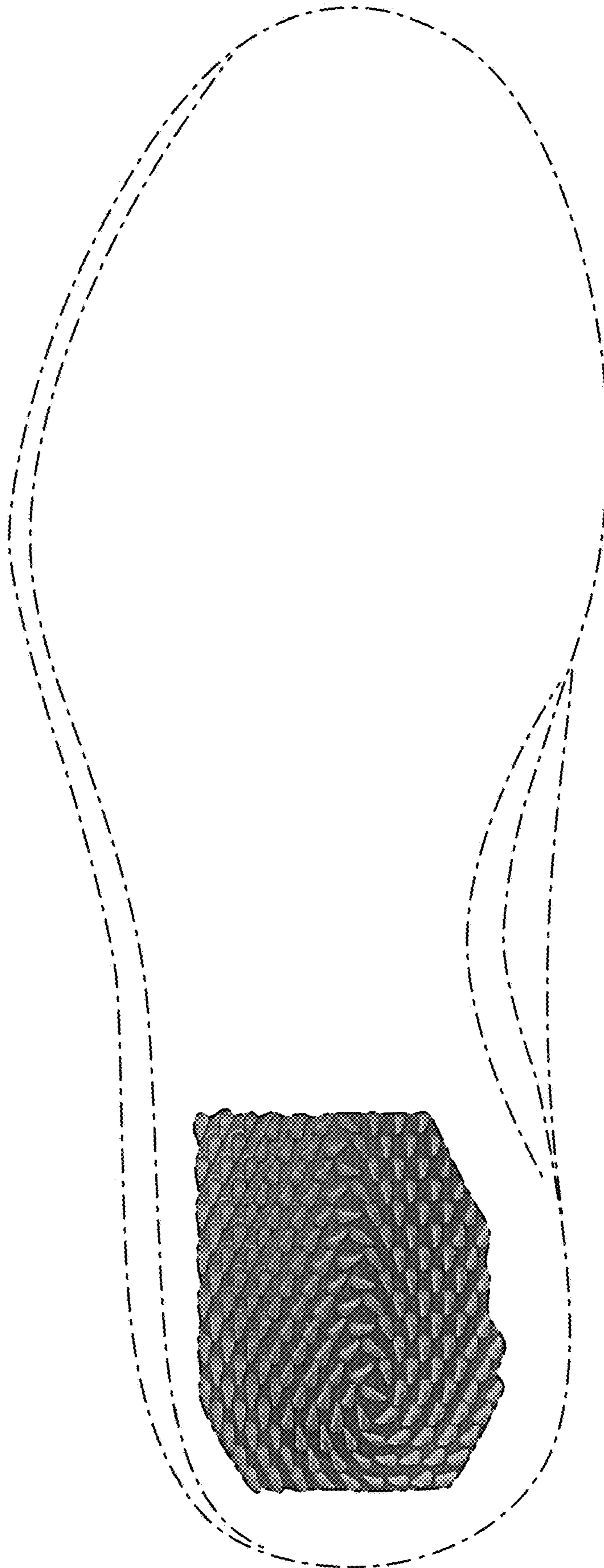


FIG. 2

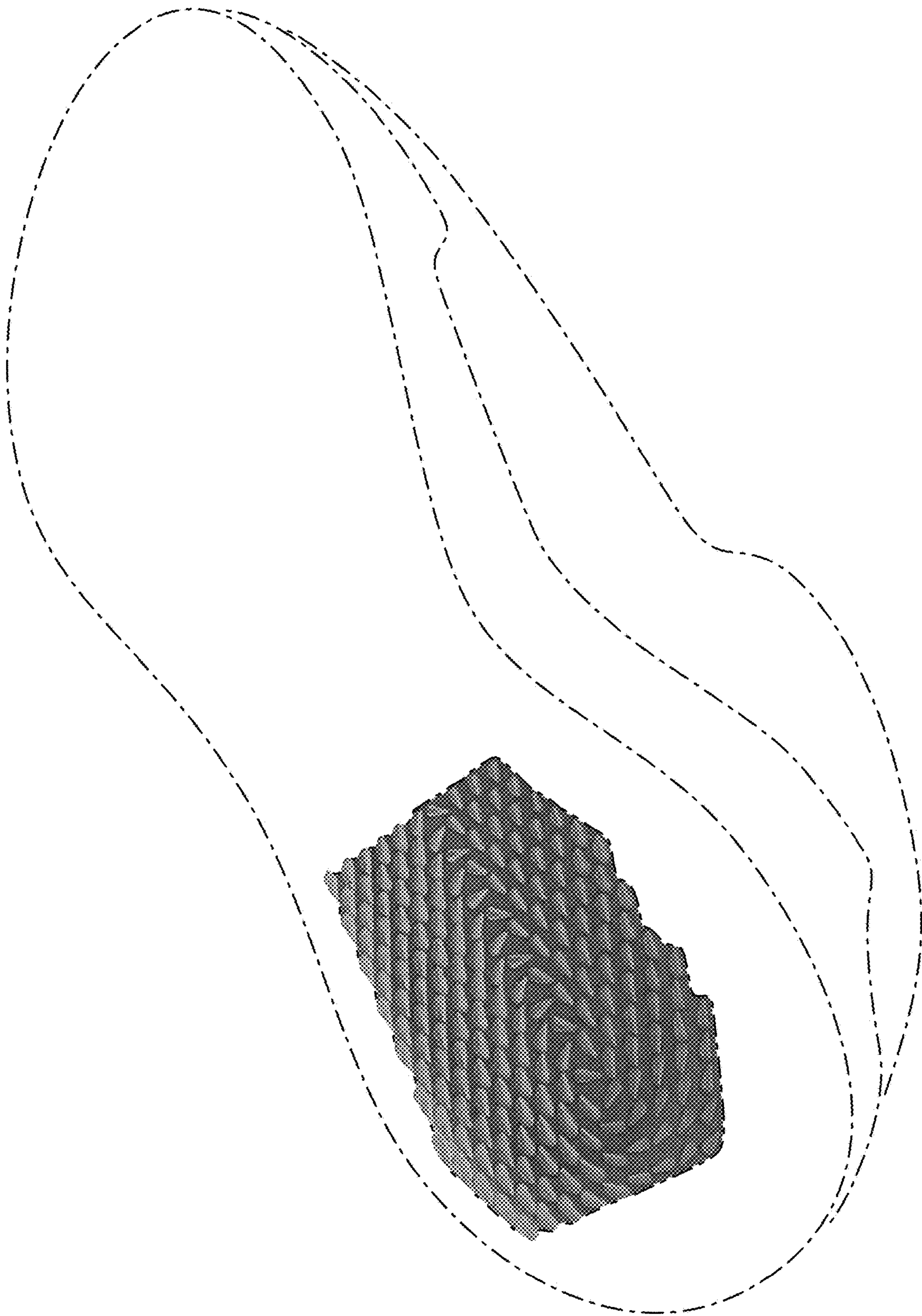


FIG. 3

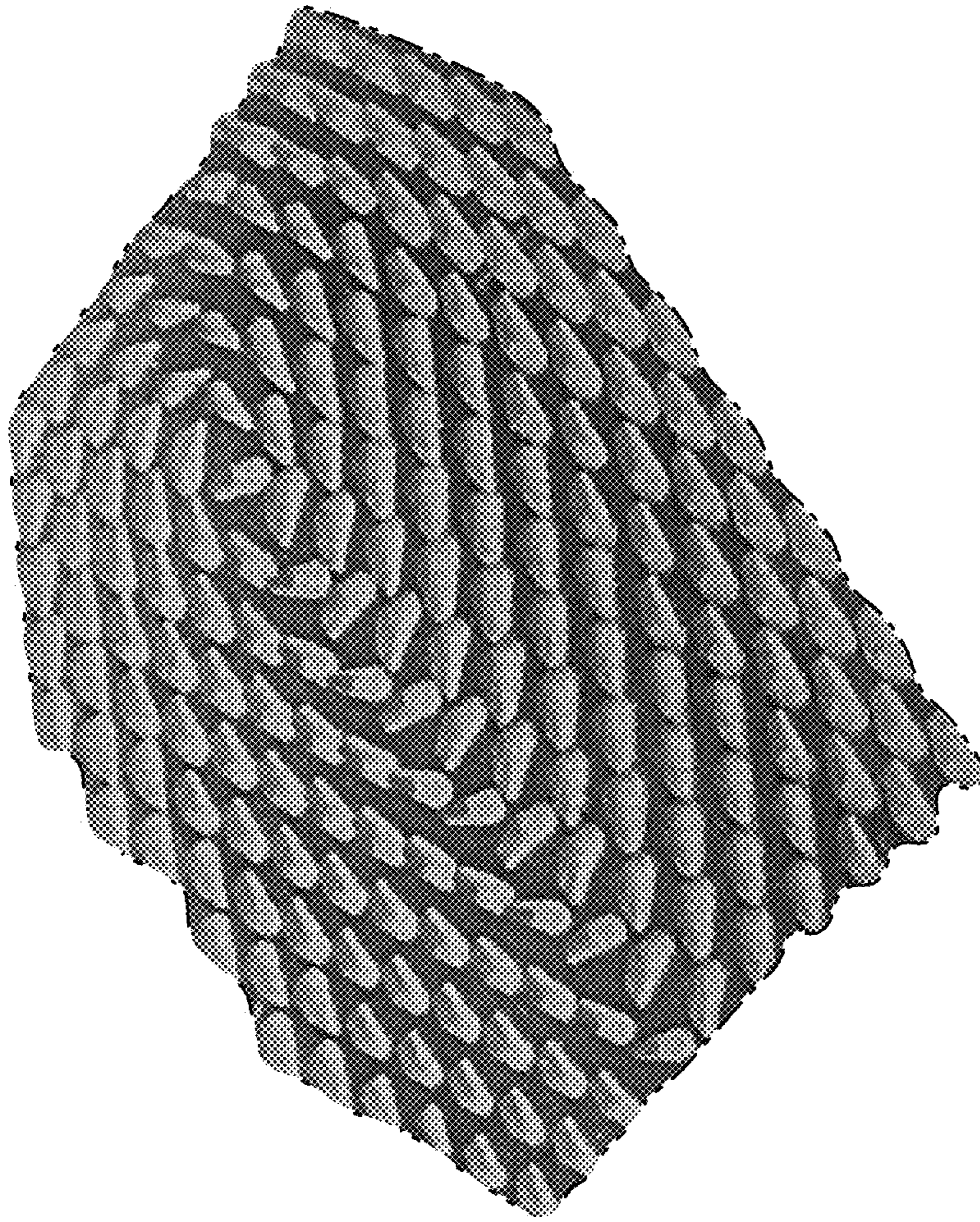


FIG. 4

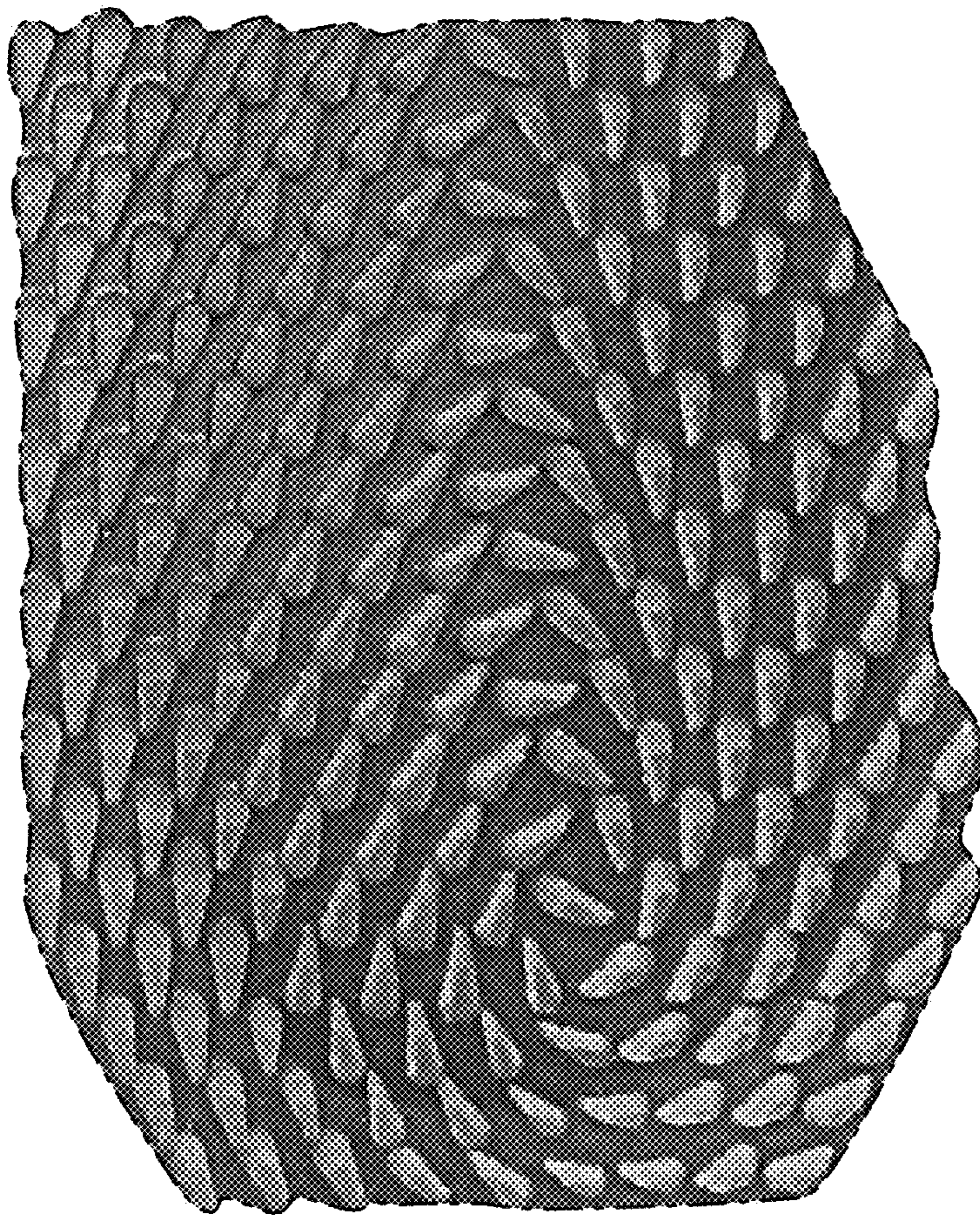


FIG. 5

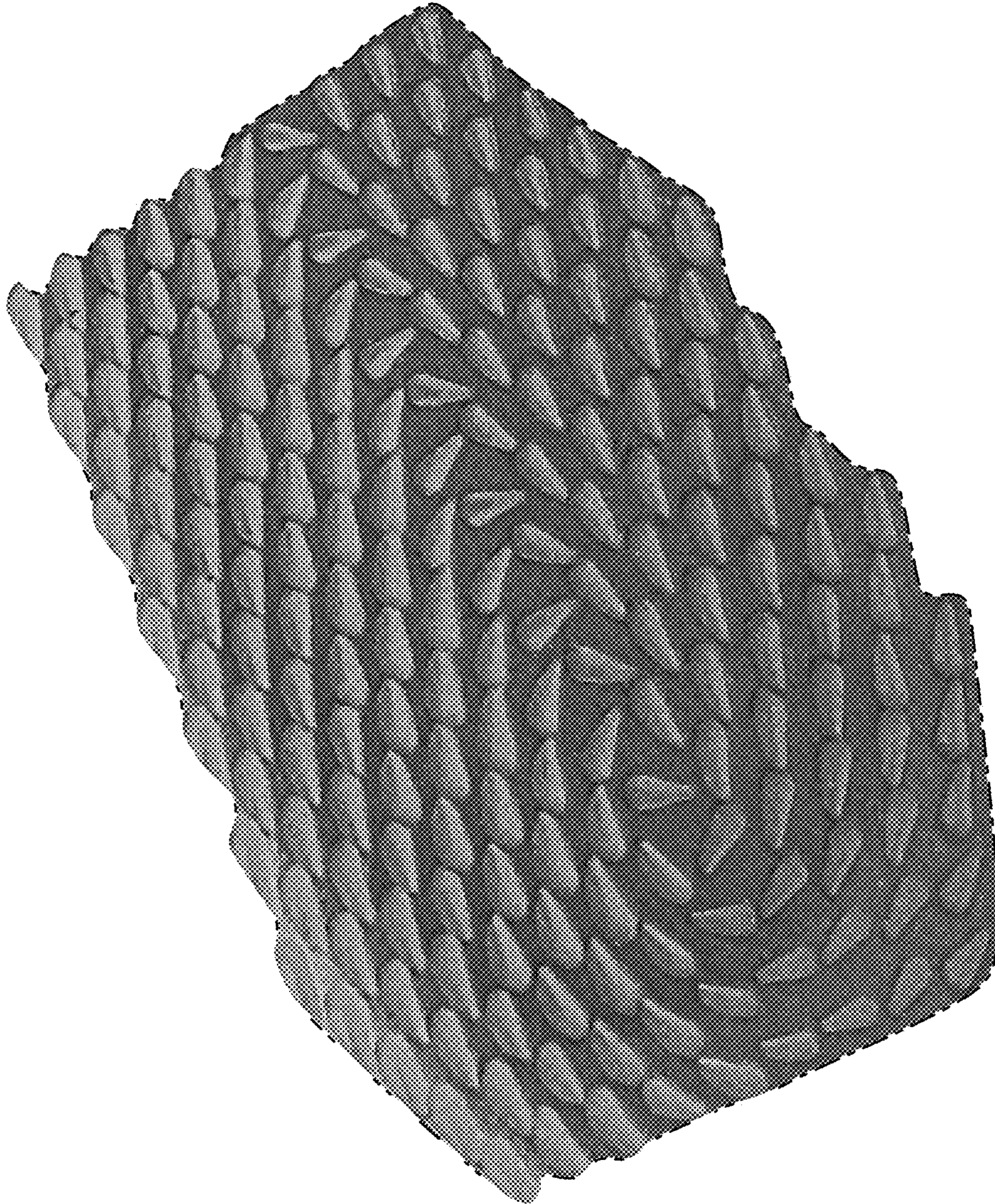


FIG. 6