

US00D894568S

(12) **United States Design Patent** (10) **Patent No.:** **US D894,568 S**
de Montgolfier (45) **Date of Patent:** **** Sep. 1, 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.: **29/710,333**

D299,681 S 2/1989 Miller et al.
D311,810 S 11/1990 Hatfield
D315,442 S 3/1991 Kilgore et al.
D318,170 S * 7/1991 Hatfield D2/954
D321,977 S 12/1991 Kilgore et al.
D322,511 S 12/1991 Lucas
D324,941 S 3/1992 Hatfield
D326,955 S * 6/1992 Hatfield D2/959
D329,533 S 9/1992 Hatfield
D329,536 S 9/1992 Lucas
D330,800 S 11/1992 Lucas
D339,454 S 9/1993 Hatfield
D342,825 S 1/1994 McDonald
D348,350 S * 7/1994 Lucas D2/957

(22) Filed: **Oct. 22, 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, 972, 977; 36/3 B, 22 R,
36/24.5, 25 R, 28, 32 R, 34 R, 59 C,
36/67 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.

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1988 Fall Footwear, p. 60, published Dec. 1987, NIKE, Inc., USA.

(Continued)

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

(57) **CLAIM**

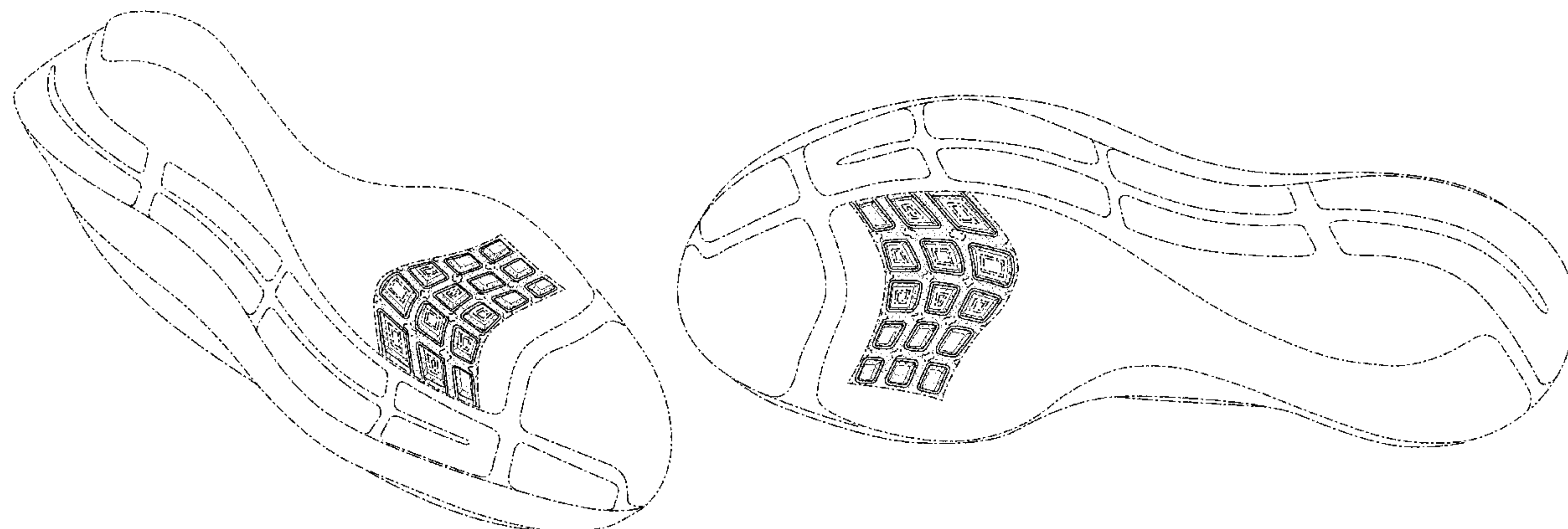
The ornamental design for a shoe, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of a shoe showing my new design;
FIG. 2 is a bottom view thereof;
FIG. 3 is a rear perspective view thereof; and,
FIG. 4 is an enlarged view of FIG. 1.
The broken lines immediately adjacent to the shaded area define the bounds of the claimed design and form no part thereof. The unshaded broken line shapes within the shaded area form no part of the claimed design. The broken lines depicting the remainder of the shoe form no part of the claimed design.

1 Claim, 4 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS
4,439,936 A * 4/1984 Clarke A43B 5/06
36/102
D287,661 S 1/1987 Tonkel
D288,027 S 2/1987 Tonkel
D288,028 S 2/1987 Chassaing
D293,274 S 12/1987 Igoe



(56)

References Cited

U.S. PATENT DOCUMENTS

D380,075 S * 6/1997 Sell, Jr. D2/957
 D384,194 S * 9/1997 Rowland D2/953
 D385,392 S * 10/1997 Cass D2/949
 D387,864 S * 12/1997 Hatfield D2/953
 D387,938 S 12/1997 Lucas
 D388,945 S 1/1998 Teague
 D394,944 S 6/1998 Doxey
 D394,945 S * 6/1998 Doxey D2/951
 D395,740 S 7/1998 Cass
 D397,546 S 9/1998 Merceron
 D400,345 S 11/1998 Teague
 D432,767 S 10/2000 Fogg
 D440,747 S 4/2001 Matis et al.
 D452,061 S 12/2001 Smith
 D487,955 S 4/2004 Ammon
 D515,792 S 2/2006 McClaskie
 D523,215 S 6/2006 Drazic
 D530,493 S 10/2006 Holmes
 D543,340 S 5/2007 Favreau et al.
 D561,438 S 2/2008 Belley
 D581,641 S 12/2008 Bethke, Jr.
 D589,692 S 4/2009 McClaskie
 D596,387 S 7/2009 Brown
 D657,542 S 4/2012 Duan
 D659,967 S 5/2012 Miner
 D672,543 S * 12/2012 Williams, Jr. D2/951
 D672,949 S 12/2012 Bramani et al.
 D674,172 S 1/2013 Bramani et al.
 D674,173 S 1/2013 Bramani et al.
 D682,519 S 5/2013 Litchfield et al.
 D711,637 S * 8/2014 Miner D2/951
 D714,039 S 9/2014 Miner
 D735,454 S * 8/2015 Yun D2/951
 D737,030 S 8/2015 Bizzo
 D744,214 S * 12/2015 McMillan D2/951
 D744,728 S * 12/2015 Remmele D2/908
 D753,376 S 4/2016 Birkinhead
 D767,265 S * 9/2016 Brown D2/951
 D768,368 S 10/2016 Birkinhead et al.
 D779,180 S 2/2017 Lee
 D779,182 S 2/2017 Hobson
 D783,966 S * 4/2017 Raasch D2/951
 D788,418 S * 6/2017 Wright D2/953
 D791,455 S 7/2017 Birkinhead et al.
 D798,547 S 10/2017 Hobson
 D801,660 S 11/2017 Young
 D802,897 S * 11/2017 Howe D2/953
 D805,273 S 12/2017 Birkinhead et al.
 D809,759 S 2/2018 Kanata
 D811,066 S 2/2018 Young
 D814,755 S * 4/2018 McManus D2/957
 D816,964 S 5/2018 Lee
 D822,963 S * 7/2018 Moore D2/947

D824,151 S 7/2018 Newman
 D845,596 S 4/2019 Lee
 D847,478 S 5/2019 Fracassi
 D849,381 S 5/2019 Howe
 D850,084 S * 6/2019 Lehtinen A43B 13/122
 D856,652 S * 8/2019 Lehtinen D2/961
 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
 D871,733 S * 1/2020 Jones D2/957
 D871,734 S * 1/2020 Gerig D2/957
 D871,738 S * 1/2020 Gibson D2/960
 D879,435 S * 3/2020 de Montgolfier D2/957
 D882,924 S * 5/2020 Rasmussen A43B 5/06
 D2/959
 2014/0259325 A1 * 9/2014 Behrend A41D 13/015
 D2/951
 2019/0223548 A1 * 7/2019 Lussier A43B 13/122
 2019/0366667 A1 * 12/2019 Cross B29D 35/0054

OTHER PUBLICATIONS

Nike Footwear Catalog, 1989 Fall Footwear, p. 54, published Dec. 1988, NIKE, Inc., USA.
 Nike Footwear Catalog, 1990 Spring Footwear, p. 68, published Jun. 1989, NIKE, Inc., USA.
 Nike Footwear Catalog, 1994 Holiday Footwear, p. 20, published Mar. 1994, NIKE, Inc., USA.
 Nike Footwear Catalog, 1995 Late Spring Footwear, p. 21, published Sep. 1994, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Fall Mens Womens Kids Footwear 2, p. 130, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2017 Spring General Footwear Footwear NA, p. 9, published May 2016, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Late Spring Footwear, p. M20, published Sep. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Spring Footwear, p. W16, published Jun. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2004 Fall Footwear, p. 7, published Nov. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Baseball Footwear, p. 37, published Feb. 2010, NIKE, Inc., USA.
 U.S. Appl. No. 29/710,337.
 “Nike To Release Special Pegasus 34 Inspired By Mo Farah”; Sneaker News; retrieved Oct. 21, 2019; published Aug. 3, 2017; URL: <<https://sneakernews.com/2017/08/03/nike-pegasus-34-mo-farah-release-info/>>.
 “The Nike Air Zoom Pegasus 35 Gets a Complete Makeover, Still Rides Like a Peg”; Runner’s World ; retrieved Oct. 21, 2019 ; published Aug. 16, 2018; URL: <<https://www.runnersworld.com/gear/a22167080/nike-air-zoom-pegasus-35-redesigned-review/>>.

* cited by examiner

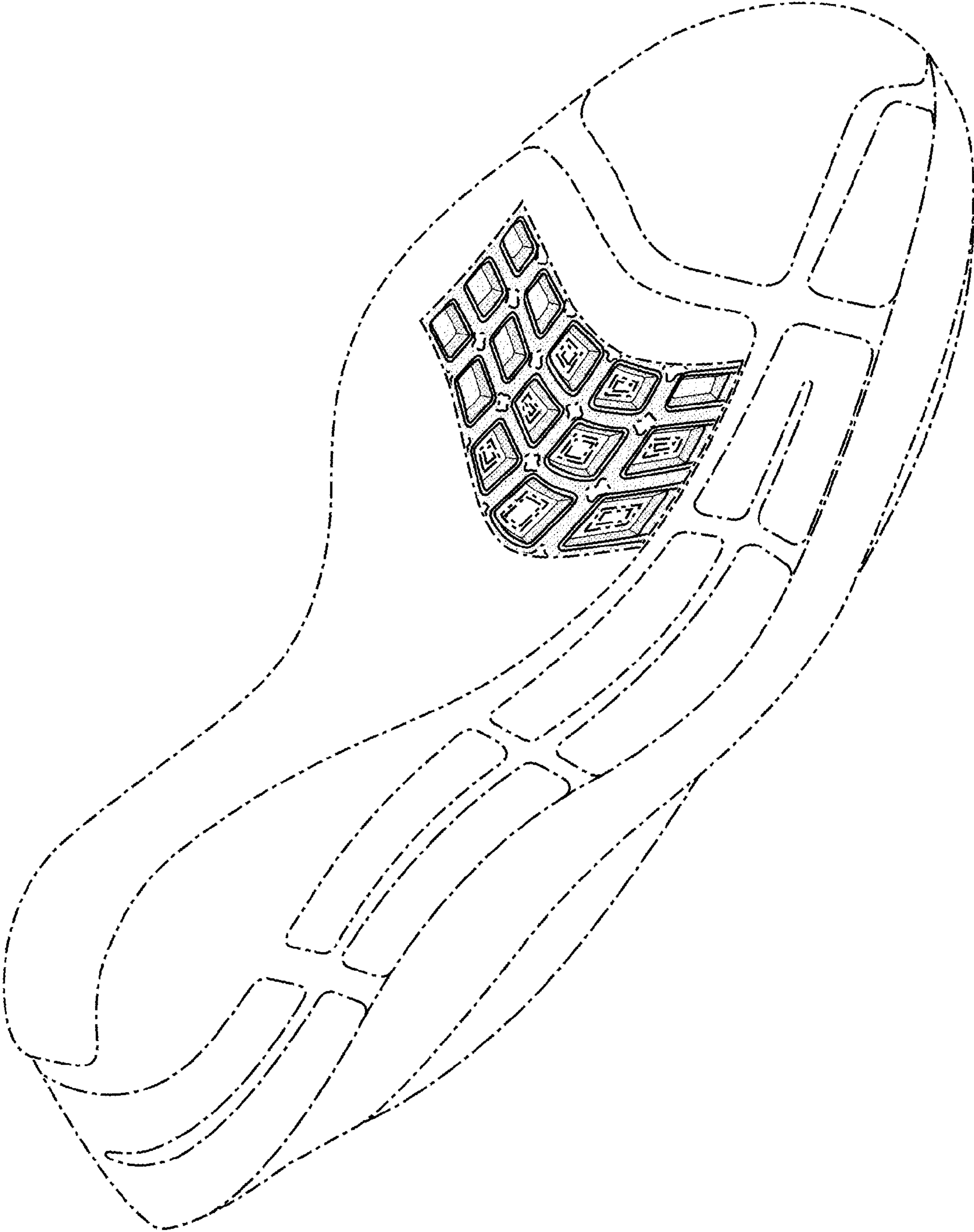


FIG. 1

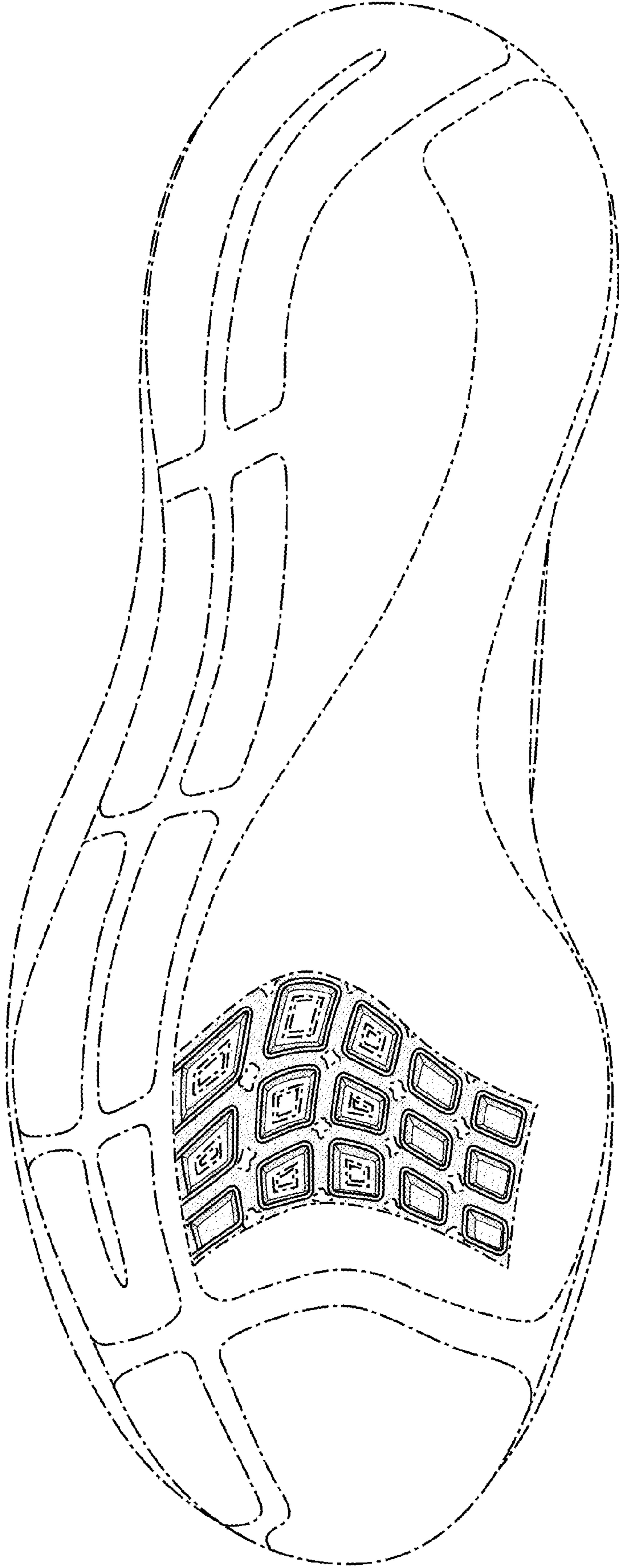


FIG. 2

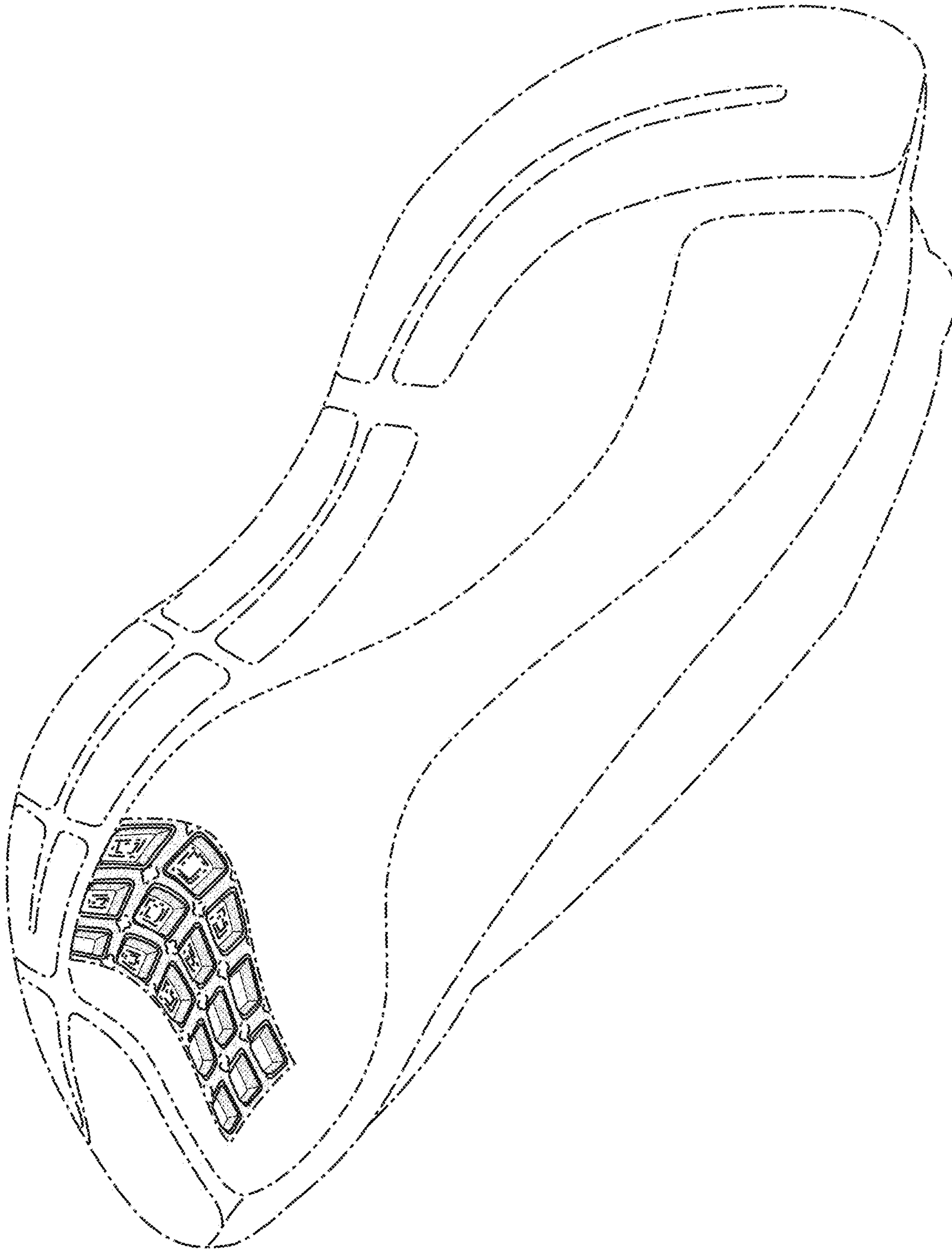


FIG. 3

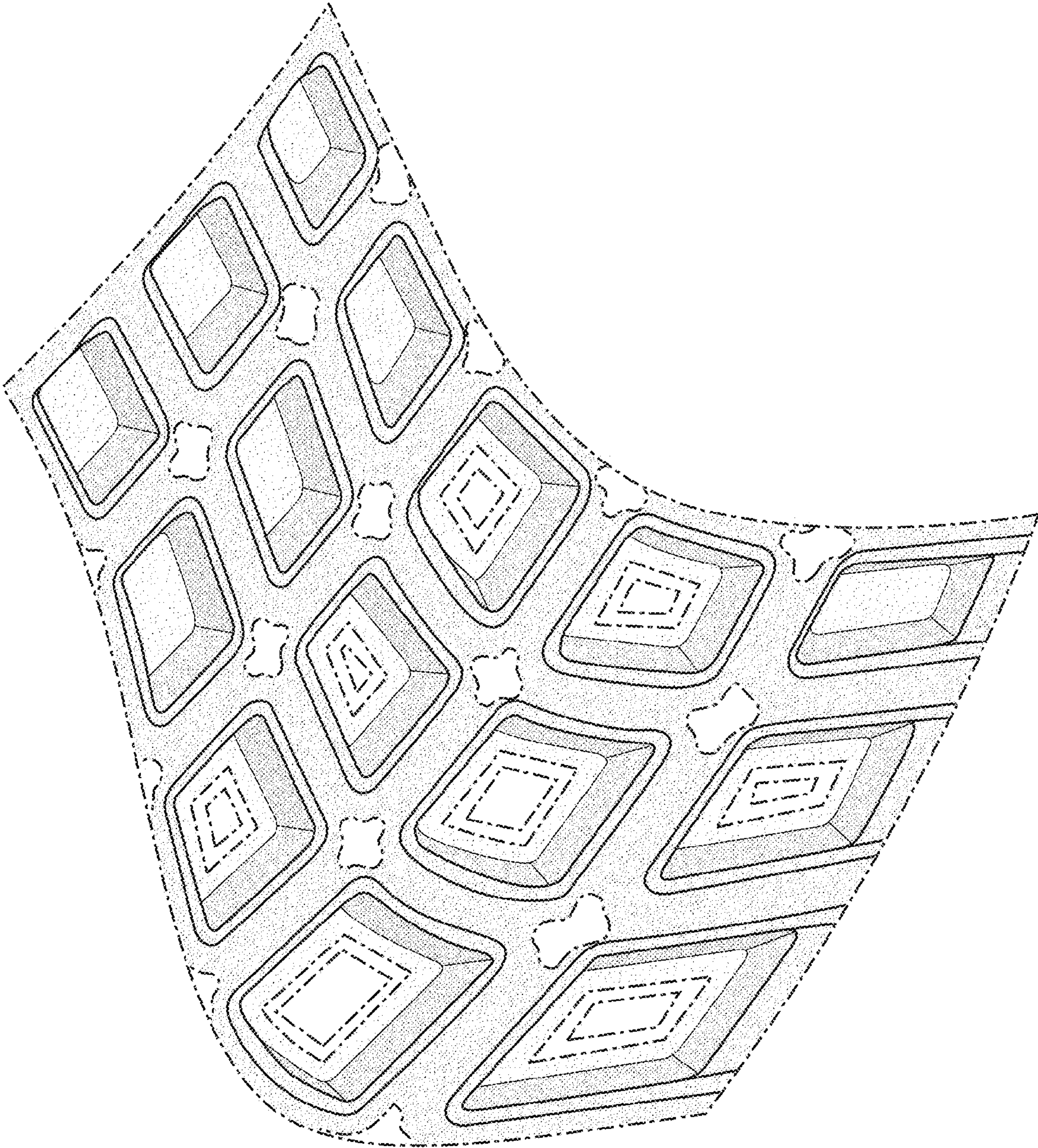


FIG. 4