



US00D896490S

(12) **United States Design Patent** (10) **Patent No.:** **US D896,490 S**
Hernandez (45) **Date of Patent:** **** Sep. 22, 2020**

(54) **SHOE**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Rolando Hernandez**, Portland, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/725,680**
(22) Filed: **Feb. 26, 2020**
(51) **LOC (12) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/953; D2/951; 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 13/23;
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
D123,898 S 12/1940 Tousley
D163,956 S * 7/1951 Capdevila D2/960
D253,319 S 11/1979 Dassler
D255,175 S 6/1980 Iwakata
D279,044 S 6/1985 Norton et al.
D285,985 S 10/1986 Tong

D297,981 S 10/1988 Gerber et al.
D312,920 S 12/1990 Aveni
D313,113 S 12/1990 Aveni
D313,114 S 12/1990 Aveni
D321,590 S 11/1991 Smith, III
D324,448 S 3/1992 Blissett
D327,976 S 7/1992 Biotteau
D329,131 S 9/1992 Ostberg
D331,490 S 12/1992 Bramani
D333,555 S 3/1993 Hatfield et al.
D334,282 S 3/1993 Greene
D336,775 S 6/1993 Smith
D341,245 S 11/1993 Lai
D341,709 S 11/1993 Hatfield et al.

(Continued)

OTHER PUBLICATIONS

The Nike Zoom Vaporfly 4% Is Releasing in Bright Crimson [Online], retrieved [Sep. 4, 2019], retrieved from SneakerNews.com [Internet] <URL:https://sneakernews.com/2017/09/26/nike-zoom-vaporfly-4-bright-crimson-release-info/>; 5 color sheets, Dated Sep. 26, 2017.

(Continued)

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

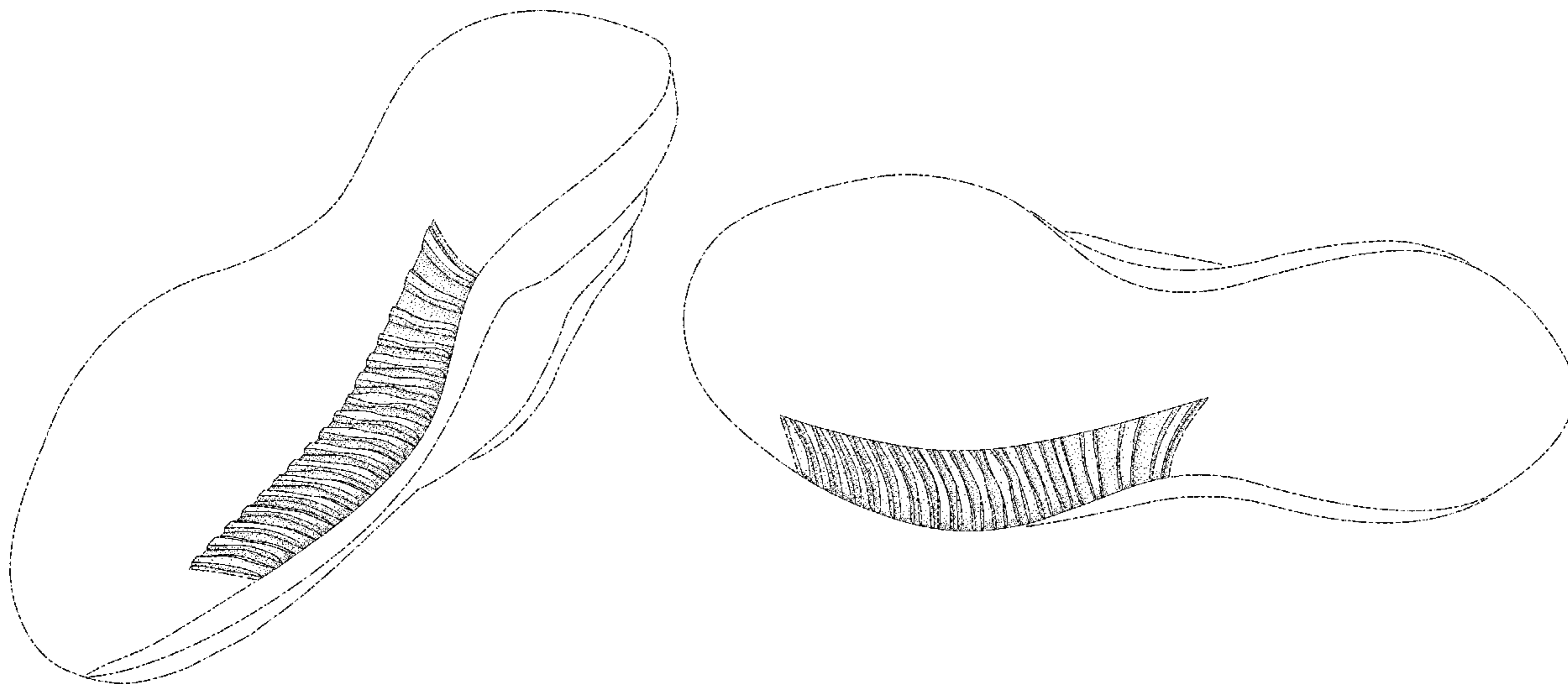
(57) **CLAIM**

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; and, FIG. 3 is a rear perspective view thereof. The broken lines immediately adjacent to the shaded area define the bounds of the claimed design and form no part thereof. The broken lines depicting the remainder of the shoe form no part of the claimed design.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

- D341,710 S 11/1993 Hatfield et al.
D345,046 S 3/1994 Avar
D356,665 S 3/1995 Lucarelli
D368,577 S 4/1996 Mitsui et al.
D369,236 S 4/1996 Maltby
D374,118 S 10/1996 McKinstry et al.
D376,896 S 12/1996 O'Rorke
D378,871 S 4/1997 Hatfield
D379,259 S 5/1997 Kayano
D384,795 S 10/1997 Hudson
D384,796 S 10/1997 Smith, III
D386,288 S 11/1997 Merceron
D386,595 S 11/1997 Teague
D387,864 S * 12/1997 Hatfield D2/953
D387,890 S * 12/1997 Faulconer D2/953
D387,895 S 12/1997 Cooper
D388,350 S 12/1997 Smith
D388,355 S 12/1997 Smith, III
D389,293 S 1/1998 Crowley
D390,690 S 2/1998 Murai et al.
D391,747 S 3/1998 Avar
D393,341 S 4/1998 Marshall et al.
D394,938 S 6/1998 Lupo
D394,947 S * 6/1998 Avar D2/960
D396,947 S 8/1998 Serna
D397,851 S 9/1998 Greenberg
D398,748 S 9/1998 Hatfield et al.
D406,446 S 3/1999 Yun
D407,892 S 4/1999 Gaudio
D408,972 S 5/1999 Greenberg
D411,910 S * 7/1999 Cessor D2/951
D412,050 S 7/1999 Chassaing
D412,237 S 7/1999 Hatfield
D412,779 S 8/1999 James
D424,286 S 5/2000 Berend
D426,054 S 6/2000 Mazars
D439,394 S 3/2001 Akhidime
D455,895 S * 4/2002 Yang D2/951
D459,062 S 6/2002 Pollastrelli
D469,599 S 2/2003 Wilson
D473,367 S 4/2003 Wilson
D480,540 S 10/2003 Hoyt et al.
D481,526 S * 11/2003 Matis D2/953
D500,399 S * 1/2005 Fuerst D2/896
D500,582 S * 1/2005 Robbins D2/947
D544,185 S 6/2007 Lupo
D550,437 S * 9/2007 Belley D2/953
D551,433 S * 9/2007 Loverin D2/951
D554,339 S 11/2007 Reina et al.
D556,433 S * 12/2007 Le D2/957
D570,582 S * 6/2008 Roy D2/953
D571,988 S 7/2008 Dillenbeck
D572,884 S * 7/2008 Belley D2/947
D573,333 S 7/2008 Petrie
D574,581 S 8/2008 Cooper
D580,638 S * 11/2008 McClaskie D2/951
D586,994 S 2/2009 Chang
D590,586 S 4/2009 Harlow
D614,840 S 5/2010 Hogan
D616,636 S 6/2010 Hatfield et al.
D618,894 S * 7/2010 Tæstensen D2/953
D650,566 S 12/2011 Yamashita et al.
D670,489 S 11/2012 Thornhill
D703,927 S * 5/2014 Taestensen D2/953
D714,037 S * 9/2014 Della Valle D2/953
D724,828 S * 3/2015 Lonigan D2/953
D724,829 S * 3/2015 Lonigan D2/953
D738,077 S 9/2015 Montross et al.
D769,593 S 10/2016 Chang
D769,594 S 10/2016 Chang
D776,407 S 1/2017 Galway et al.
D776,412 S 1/2017 Carboy
D776,413 S 1/2017 Mokos et al.
D785,303 S 5/2017 Carboy
D790,821 S 7/2017 Beers et al.
D794,927 S * 8/2017 Matthews D2/953
D798,037 S 9/2017 Montross et al.
D798,561 S 10/2017 Ford
D798,564 S * 10/2017 Sullivan D2/960
D801,660 S 11/2017 Young
D801,661 S 11/2017 Nethongkome
D803,532 S * 11/2017 Scott D2/953
D805,279 S * 12/2017 Odinet D2/960
D811,066 S 2/2018 Young
D812,883 S 3/2018 Gibson
D815,412 S 4/2018 Guest et al.
D819,944 S 6/2018 Martin
D820,570 S 6/2018 Mokos et al.
D823,582 S 7/2018 Gibson
D832,564 S 11/2018 Mokos et al.
D839,569 S 2/2019 Petrie
D841,954 S 3/2019 Petrenka
D843,704 S 3/2019 Hong
D845,601 S 4/2019 Cooper
D851,880 S * 6/2019 Seamarks D2/953
D858,057 S * 9/2019 Hernandez D2/953
D858,058 S * 9/2019 McMillan D2/953
D858,059 S * 9/2019 McMillan D2/953
D860,613 S * 9/2019 Hernandez D2/953
D861,312 S 10/2019 de Montgolfier
D862,859 S 10/2019 Gerig
D870,439 S 12/2019 Petrie
D871,036 S 12/2019 Amago
D871,738 S * 1/2020 Gibson D2/960
D872,984 S 1/2020 de Montgolfier
D876,054 S 2/2020 Little
D876,067 S 2/2020 Shyllon
D876,775 S * 3/2020 Petrenka A43B 17/14
D878,026 S * 3/2020 Nikolic D2/953
D879,439 S * 3/2020 Egelja D2/960
D880,829 S * 4/2020 Gerig A43D 1/025
D884,325 S * 5/2020 O'Connor A43B 13/20
D884,328 S * 5/2020 Pauk A43B 13/187
D885,732 S * 6/2020 de Montgolfier A43B 7/141
2005/0060914 A1 * 3/2005 Fuerst A43B 7/141
2006/0283043 A1 * 12/2006 Lamstein A43B 7/087
2017/0035143 A1 * 2/2017 Sato A43B 7/148
2018/0132564 A1 * 5/2018 Bruce A43B 13/20
2019/0231026 A1 * 8/2019 Fujita A43B 13/187
2020/0146397 A1 * 5/2020 Coupe A43D 1/025
2020/0170338 A1 * 6/2020 Lucca A43B 17/14

OTHER PUBLICATIONS

- Nike Releasing Another Zoom Vaporfly Elite [Online], retrieved [Sep. 4, 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.
First Look at New Colorways of the Nike Vapor Street Flyknit [Online], retrieved [Sep. 4, 2019], retrieved from SoleCollector.com [Internet] <URL:https://solecollector.com/news/2018/02/nike-vapor-street-flyknit-khaki-aq1763-200-olive-aq1763-201-images>; 9 color sheets, Dated Feb. 23, 2018.
The 'Luminous Green/Black/Starfish' Nike Zoom Fly 3 Rise is Coming [Online], retrieved [Sep. 4, 2019], retrieved from WearTesters.com [Internet] <URL:https://weartesters.com/nike-zoom-fly-3-rise/>; 4 color sheets, Dated Jun. 27, 2019.
Nike Footwear Catalog, 2012 Fall Core Footwear, p. 21, published Nov. 2011, Nike, Inc., USA.
Nike Footwear Catalog, 1996 Holiday Footwear, p. 114, published Mar. 1996, Nike, Inc., USA.
Nike Footwear Catalog, 1998 Fall Mens Womens Kids Footwear 2, p. 60, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

(56)

References Cited

OTHER PUBLICATIONS

Nike Footwear Catalog, 2017 Spring City Specialty Footwear Best NA, p. 19, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring City Specialty Footwear Best NA, p. 63, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring City Specialty Footwear Best NA, p. 116, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring Department Stores Footwear Better, p. 25, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring Department Stores Footwear Better, p. 26, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Fall Tennis Specialty Final, p. 5, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Fall Tennis Specialty Final, p. 6, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Fall Tennis Specialty Final, p. 8, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Young Athletes, p. 124, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Young Athletes, p. 132, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Young Athletes, p. 139, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Young Athletes, p. 152, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Fall Tennis Specialty Final NA, p. 6, published Nov. 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Men's Nike Sportswear Footwear Best, p. 27, published May 14, 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Men's Nike Sportswear Footwear Best, p. 29, published May 14, 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Men's Nike Sportswear Footwear Best, p. 22, published May 17, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Men's Nike Sportswear Footwear Best, p. 23, published May 17, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Men's Nike Sportswear Footwear Best, p. 51, published May 17, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Fall City Specialty Footwear Better Final, p. 59, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Fall City Specialty Footwear Better Final, p. 84, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2013 Spring Action Sports Footwear, p. 27, published May 2012, Nike, Inc., USA.

Nike Footwear Catalog, 2013 Spring Action Sports Footwear, p. 28, published May 2012, Nike, Inc., USA.

Nike Footwear Catalog, 2013 Spring Action Sports Footwear, p. 36, published May 2012, Nike, Inc., USA.

Nike Footwear Catalog, 2011 Fall Men's Sportswear Footwear, p. 14, published Nov. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2009 Fall Sport Performance Footwear, p. 46, published Nov. 2008, Nike, Inc., USA.

Nike Footwear Catalog, 2007 Spring Footwear, p. 9, published Jun. 2006, Nike, Inc., USA.

Nike Footwear Catalog, 2007 Spring Footwear, p. 10, published Jun. 2006, Nike, Inc., USA.

Nike Footwear Catalog, 2007 Spring Footwear, p. 12, published Jun. 2006, Nike, Inc., USA.

Nike Footwear Catalog, 2003 Fall Men's and Women's Footwear, p. 47, published Nov. 2002, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Spring Men's Specialty and Women's & Kids' Footwear, p. M69, published Jun. 1998, Nike, Inc., USA.

Nike Footwear Catalog, 1995 Holiday Footwear, p. 25, published Mar. 1995, Nike, Inc., USA.

* cited by examiner

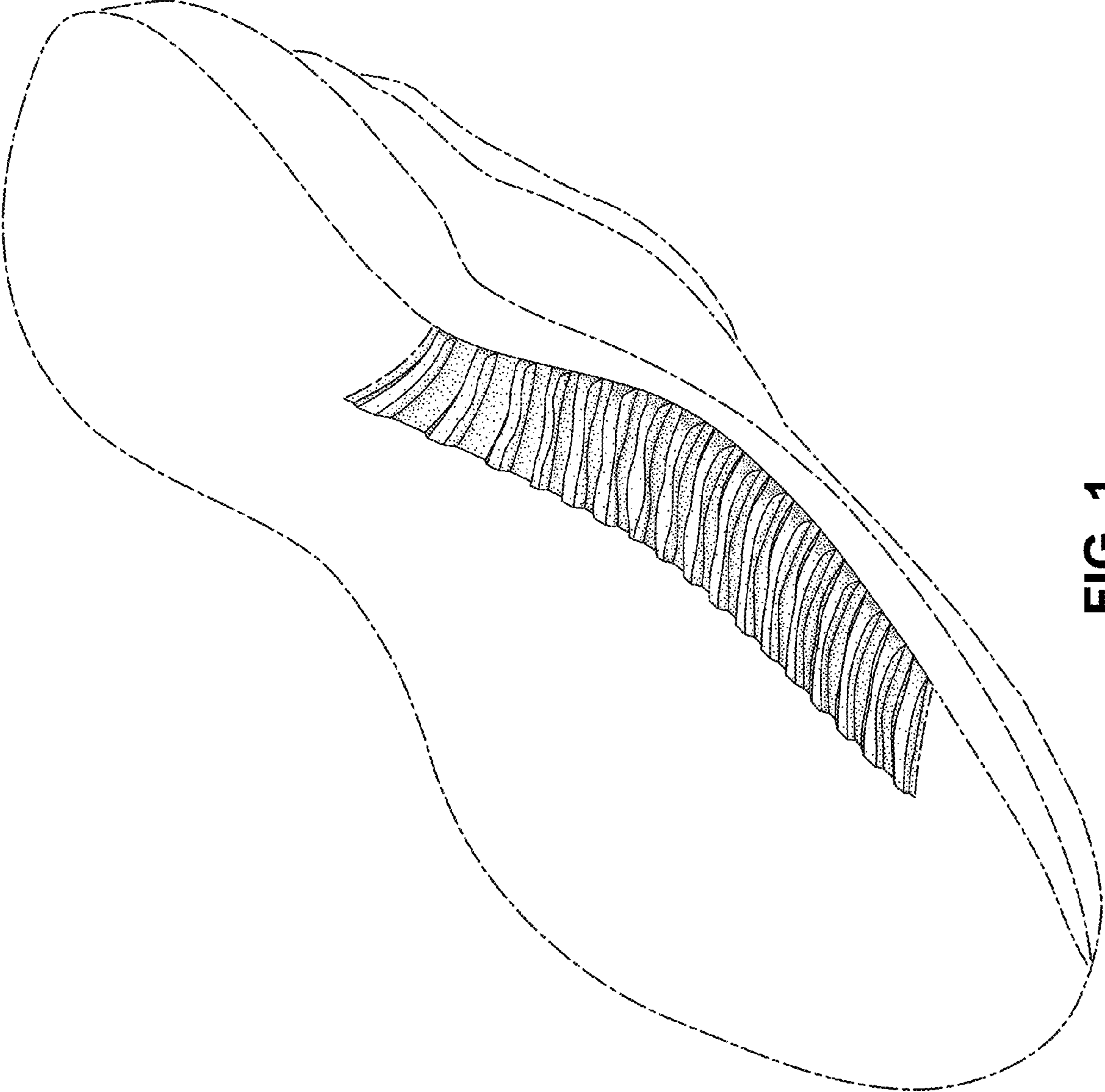


FIG. 1

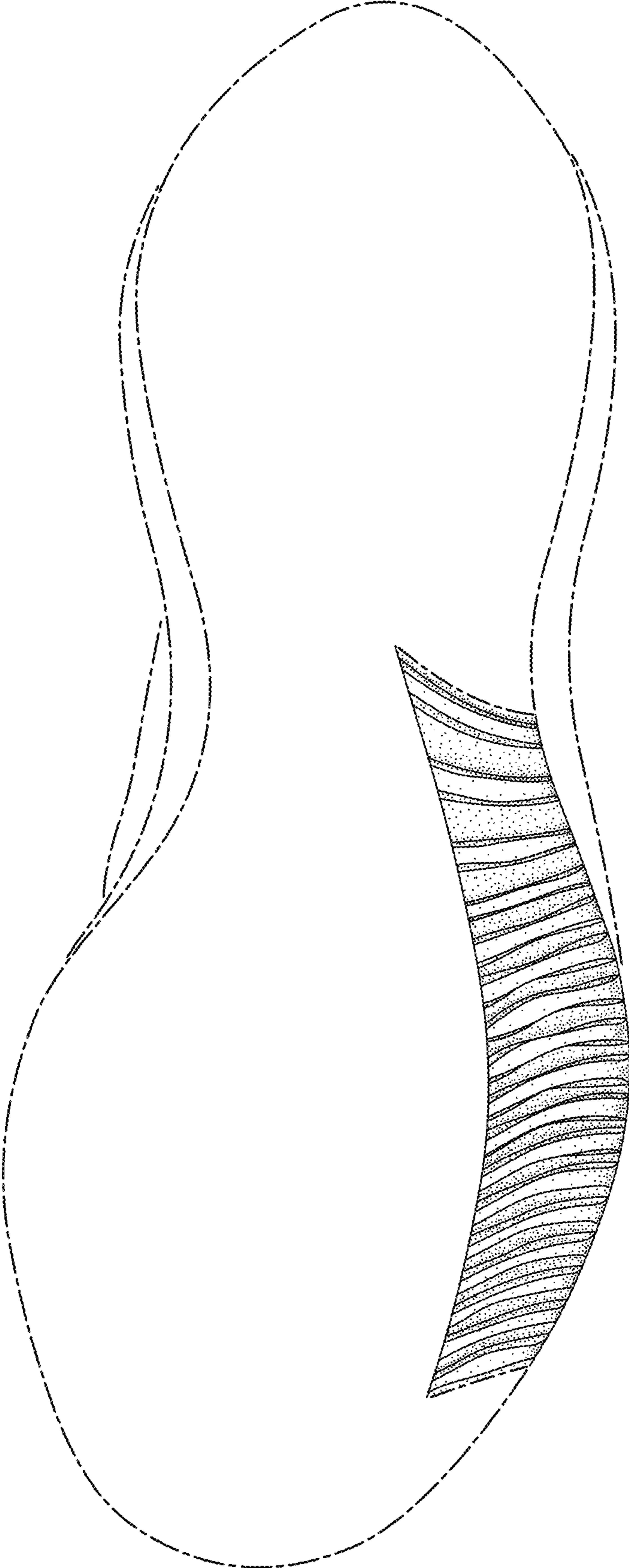


FIG. 2

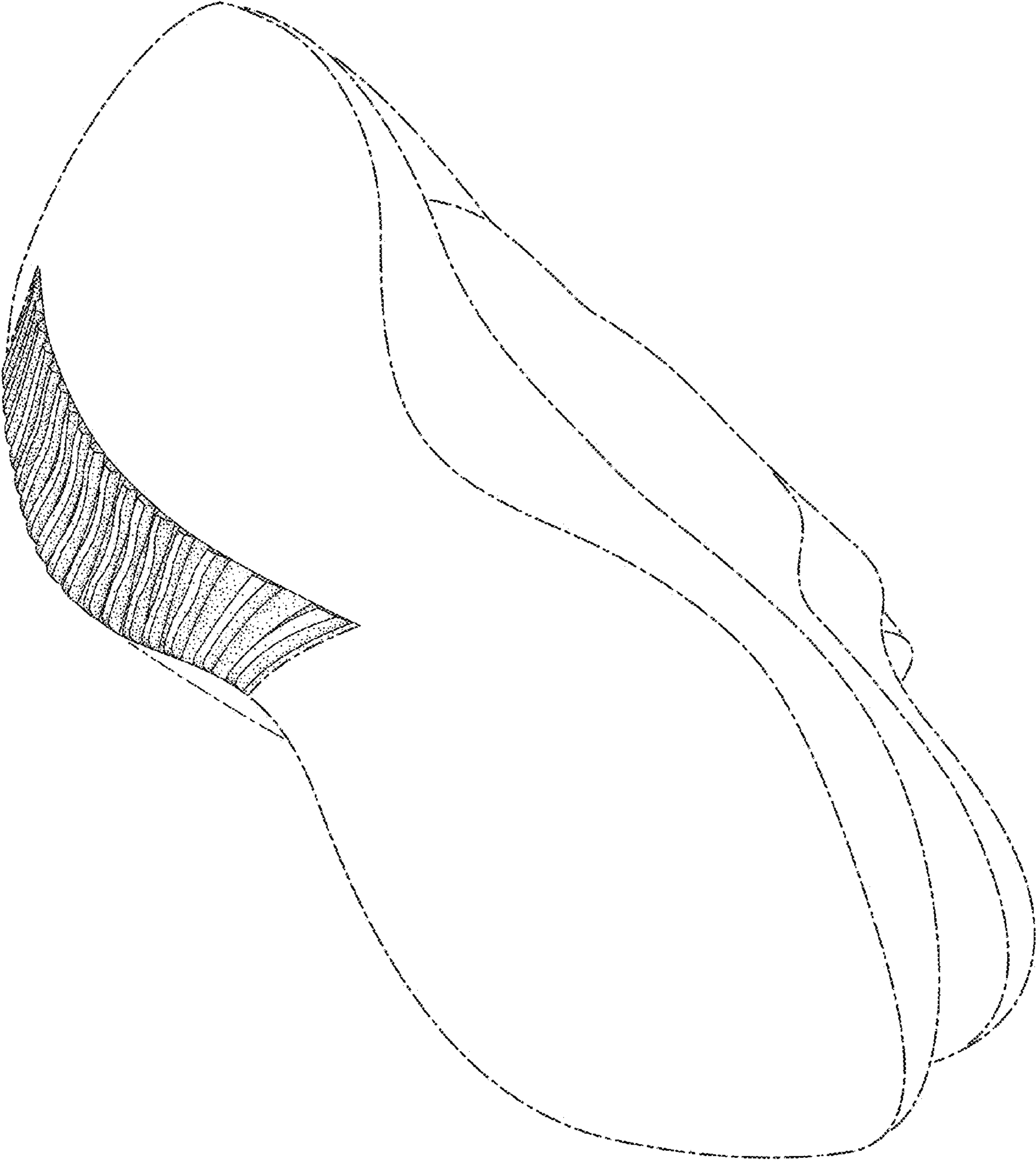


FIG. 3