



US00D905394S

(12) **United States Design Patent** (10) **Patent No.:** **US D905,394 S**
Schultze (45) **Date of Patent:** **** Dec. 22, 2020**

(54) **SHOE**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Nathan G. Schultze**, Portland, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/702,096**

D295,578 S 5/1988 Tong
D297,184 S 8/1988 Tong
D299,787 S 2/1989 Bates
D301,935 S 7/1989 Jonah
D302,763 S 8/1989 Kilgore et al.
D304,876 S 12/1989 Brown et al.
D321,584 S 11/1991 Mitsui
D329,528 S 9/1992 Hatfield
D329,532 S 9/1992 Greene
D330,110 S 10/1992 Worthington
D330,799 S 11/1992 Hatfield
D345,450 S 3/1994 Kusuki et al.
(Continued)

(22) Filed: **Aug. 16, 2019**
(51) **LOC (12) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/947; D2/972**
(58) **Field of Classification Search**
USPC D2/896-900, 909-912, 947-957, 960,
D2/961, 968, 970, 972, 977
CPC ... A43B 15/00; A43B 21/00; A43B 13/00-14;
A43B 13/24-28; A43B 13/37; A43B
13/38; A43B 13/41
See application file for complete search history.

OTHER PUBLICATIONS

U.S. Appl. No. 29/702,103.
(Continued)

Primary Examiner — Rashida C. Walshon
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

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

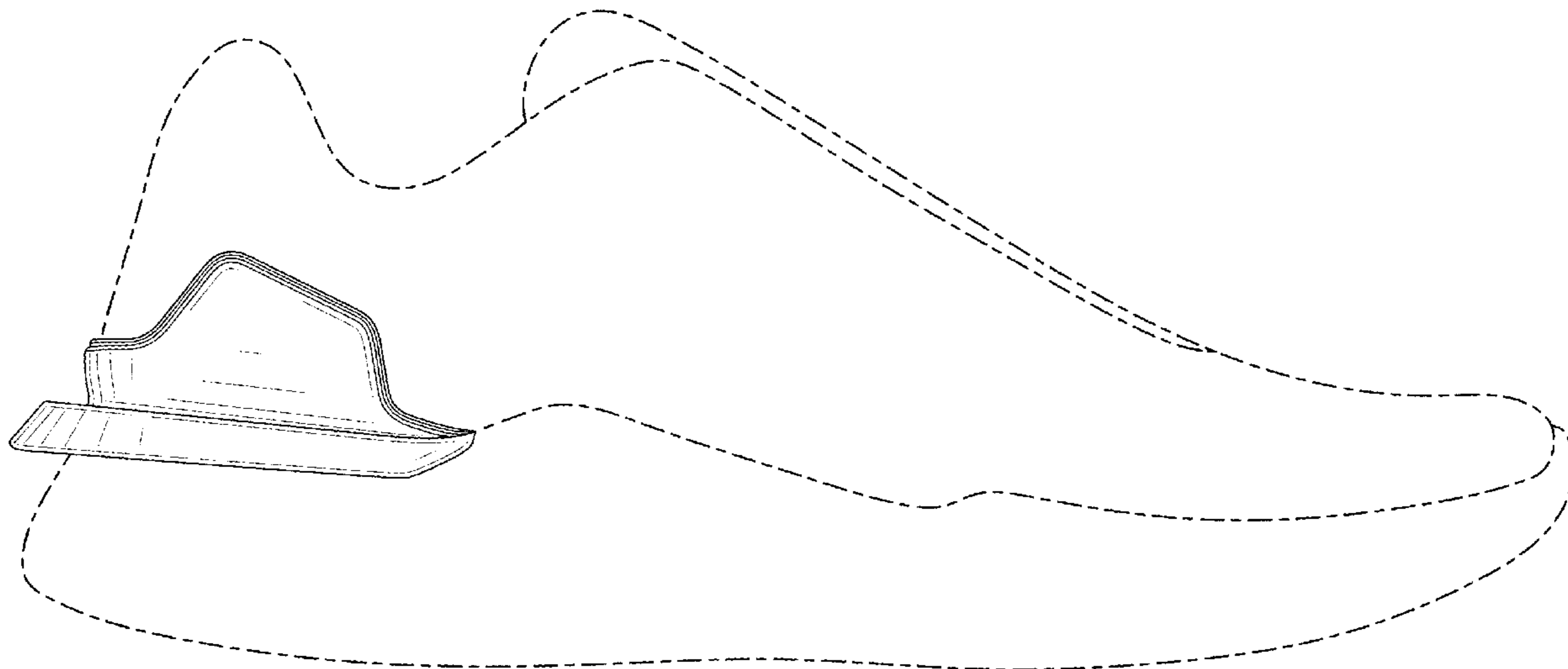
DESCRIPTION

FIG. 1 is a side view of a shoe showing my new design;
FIG. 2 is a rear perspective view thereof;
FIG. 3 is a rear view thereof;
FIG. 4 is a rear opposite side perspective view thereof;
FIG. 5 is an opposite side view thereof;
FIG. 6 is a side view of the shoe design of FIGS. 1-5 having
a different disclaimed environment;
FIG. 7 is a rear perspective view thereof;
FIG. 8 is a rear view thereof;
FIG. 9 is a rear opposite side perspective view thereof; and,
FIG. 10 is an opposite side view 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

| | | |
|------------|--------|-------------|
| D31,294 S | 7/1899 | Fuller |
| D148,451 S | 1/1948 | Arnoff |
| D166,519 S | 4/1952 | Ayers |
| D166,520 S | 4/1952 | Ayers |
| D234,474 S | 3/1975 | Famolare |
| D236,662 S | 9/1975 | Cotton |
| D236,663 S | 9/1975 | Cotton |
| D255,617 S | 7/1980 | Dassler |
| D265,436 S | 7/1982 | Vermonet |
| D265,437 S | 7/1982 | Vermonet |
| D265,521 S | 7/1982 | Vermonet |
| D284,613 S | 7/1986 | Bemault |
| D291,144 S | 8/1987 | Tong et al. |
| D295,458 S | 5/1988 | Selbiger |

1 Claim, 10 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

5,319,866 A 6/1994 Foley et al.
 D355,755 S 2/1995 Kilgore
 5,425,184 A 6/1995 Lyden et al.
 D365,923 S 1/1996 Crowley
 D374,337 S 10/1996 Murai et al.
 D395,739 S 7/1998 Mervar
 D407,540 S 4/1999 Dolinsky
 D409,361 S 5/1999 Greenberg
 D412,238 S 7/1999 Greenberg
 D418,282 S 1/2000 Von Conta et al.
 D422,779 S 4/2000 Kusumoto
 D424,287 S 5/2000 Edwards
 D426,054 S 6/2000 Mazars
 D435,334 S 12/2000 Wilson
 D443,977 S 6/2001 Fini
 D463,906 S 10/2002 Belley et al.
 D466,276 S 12/2002 Tomczak
 D487,610 S 3/2004 Lin
 D490,233 S * 5/2004 Cooper D2/972
 D495,127 S 8/2004 Marvin et al.
 D501,072 S 1/2005 Matis et al.
 D501,713 S 2/2005 Kayano et al.
 D513,554 S 1/2006 Matis et al.
 D513,666 S * 1/2006 Bertholon D2/977
 D514,297 S 2/2006 Matis et al.
 D548,444 S 8/2007 Covatch
 D560,335 S 1/2008 Turner et al.
 D575,488 S 8/2008 Covatch
 D604,480 S 11/2009 Della Valle et al.
 D618,452 S * 6/2010 Dean D2/946
 D620,691 S 8/2010 Akhidime
 D624,737 S 10/2010 Akhidime
 D638,615 S 5/2011 McMillan
 D655,483 S 3/2012 Portzline
 D658,860 S 5/2012 Stryjak et al.
 D658,861 S 5/2012 Stryjak et al.
 D662,697 S 7/2012 Portzline
 D685,171 S 7/2013 Marshall
 D685,983 S 7/2013 Winskowicz
 D692,217 S 10/2013 Fogg
 D701,035 S 3/2014 Hatfield
 D703,422 S 4/2014 Hansen
 D709,273 S 7/2014 Ininskowicz
 D713,625 S 9/2014 Raasch
 D719,725 S 12/2014 Katz et al.
 D737,040 S 8/2015 Pauk
 D744,225 S * 12/2015 Thornhill D2/973
 D762,056 S 7/2016 Fullum
 D765,380 S 9/2016 Petrie
 D777,410 S 1/2017 Takahashi et al.
 D778,568 S 2/2017 Kinley
 D781,561 S 3/2017 Gibson
 D782,168 S 3/2017 Reid
 D783,958 S 4/2017 Petrenka
 D783,991 S 4/2017 Chang
 D789,054 S 6/2017 Shyllon
 D793,701 S * 8/2017 Parker D2/972
 D794,287 S 8/2017 Raasch
 D796,813 S 9/2017 Link
 D799,179 S 10/2017 Comeaux
 D799,182 S 10/2017 Matthews
 D802,286 S 11/2017 Klein
 D804,788 S 12/2017 Bikowski
 D808,629 S 1/2018 Parrett et al.
 D816,972 S 5/2018 Pauk
 D817,612 S * 5/2018 Small D2/947
 D819,311 S 6/2018 Jury et al.
 D819,312 S 6/2018 Lashmore et al.
 D822,349 S * 7/2018 Petrenka D2/947
 D827,279 S * 9/2018 Taylor D2/972
 D828,994 S 9/2018 de Montgolfier
 D829,423 S * 10/2018 Robusti D2/947
 D832,568 S 11/2018 Kuerbis
 D838,966 S 1/2019 Pauk
 D840,663 S 2/2019 Flanagan et al.

D841,297 S 2/2019 Small
 D841,298 S * 2/2019 Small D2/947
 D841,306 S 2/2019 Small
 D846,245 S 4/2019 Kosenick
 D850,083 S 6/2019 Jenkins et al.
 D851,368 S 6/2019 Fuerst, Sr.
 D851,381 S 6/2019 Hong
 D851,875 S 6/2019 Jacobs
 D851,877 S * 6/2019 Small D2/947
 D851,878 S 6/2019 Pauk
 D853,701 S 7/2019 Hong
 D858,054 S 9/2019 McMillan
 D858,955 S 9/2019 Bongers
 D858,962 S 9/2019 Small et al.
 D860,622 S 9/2019 Pauk
 D863,744 S 10/2019 Della Valle et al.
 D866,933 S 11/2019 Mazza
 D867,739 S 11/2019 Hobson
 D874,123 S 2/2020 Cin
 D876,769 S 3/2020 Aden
 D876,798 S 3/2020 Aden
 2008/0256827 A1 10/2008 Hardy et al.
 2009/0064538 A1 3/2009 Roether et al.
 2010/0071228 A1 3/2010 Crowley, II et al.
 2010/0251565 A1 10/2010 Litchfield et al.
 2010/0251567 A1 10/2010 McInnis et al.
 2016/0374428 A1 * 12/2016 Kormann A43B 13/188
 36/28
 2017/0127749 A1 5/2017 Boeck et al.
 2018/0110292 A1 4/2018 Beers et al.
 2018/0289109 A1 10/2018 Beers et al.
 2019/0104805 A1 4/2019 Del Biondi et al.
 2019/0254381 A1 8/2019 Hopkins et al.
 2019/0320759 A1 10/2019 Conrad et al.

OTHER PUBLICATIONS

U.S. Appl. No. 29/688,311.
 U.S. Appl. No. 29/702,190.
 NIKE Footwear Catalog, 2012 Spring Men's and Women's Sportswear Energy Footwear, p. 3, published May 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2014 Spring Women's Nike Sportswear Footwear Best, p. 43, published May 17, 2013, Nike, Inc., USA.
 Nike Footwear Catalog, 2014 Spring Men's Footwear Performance, p. 8, published May 22, 2013, Nike, Inc., USA.
 Nike Footwear Catalog, 2014 Fall City Specialty Footwear Best Final, p. 67, published Nov. 1, 2013, Nike, Inc., USA.
 Nike Footwear Catalog, 2015 Spring Core Performance Footwear Final, p. 15, published May 14, 2014, Nike, Inc., USA.
 Nike Footwear Catalog, 2015 Spring Men's Nike Sportswear Footwear Best, p. 21, published May 14, 2014, Nike, Inc., USA.
 Nike Footwear Catalog, 2016 Spring Dept Store Footwear Best NA, p. 67, published May 2015, Nike, Inc., USA.
 Nike Footwear Catalog, 2017 Spring Athletic Specialty Footwear Best NA, p. 105, published May 2016, Nike, Inc., USA.
 Nike Footwear Catalog, 2017 Spring Athletic Specialty Footwear Best NA, p. 159, published May 2016, Nike, Inc., USA.
 Nike Footwear Catalog, 2017 Spring Athletic Specialty Footwear Best NA, p. 168, published May 2016, Nike, Inc., USA.
 Nike Footwear Catalog, 2018 Holiday Men's Training, p. 77, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, 2015 Spring Men's Performance Footwear, p. 41, published May 14, 2014, Nike, Inc., USA.
 Nike Footwear Catalog, 2015 Spring Men's Performance Footwear, p. 122, published May 14, 2014, Nike, Inc., USA.
 Nike Footwear Catalog, 2016 Spring Athletic Apparel Footwear Catalog, p. 11, published May 2015, Nike, Inc., USA.
 Nike Footwear Catalog, 1976 Footwear, p. 11, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, 1979 Footwear, p. 2, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, 1993 Spring Footwear, p. 80, published Jun. 1992, Nike, Inc., USA.

(56)

References Cited

OTHER PUBLICATIONS

Nike Footwear Catalog, 1997 Late Spring Footwear, p. 11, published Sep. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Late Spring Footwear, p. W23, published Sep. 1998, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Late Spring Footwear, p. W97, published Sep. 1998, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Late Spring Footwear, p. W1, published Sep. 1998, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Fall Footwear, p. W75, published Nov. 1998, Nike, Inc., USA.

Nike Footwear Catalog, 2000 Fall Footwear Blue Cover, p. 82, published Nov. 1999, Nike, Inc., USA.

Nike Footwear Catalog, 2001 Spring Footwear 2, p. 9, published Jun. 2000, Nike, Inc., USA.

Nike Footwear Catalog, 2001 Fall Footwear, p. 45, published Nov. 2000, Nike, Inc., USA.

Nike Footwear Catalog, 2002 Spring Footwear, p. 29, published Jun. 2001, Nike, Inc., USA.

Nike Footwear Catalog, 2002 Fall Footwear, p. 21, published Nov. 2001, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Baseball Footwear, p. 33, published Feb. 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Fall City Specialty Footwear Best Final, p. 90, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Fall Men's New Sportswear Footwear Pinnacle Flyer, p. 4, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Core Performance Footwear Final, p. 4, published May 14, 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Men's Nike Sportswear Footwear Best, p. 8, published May 14, 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Fall Boutique Na, p. 348, published Nov. 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Spring Core Footwear Na, p. 16, published May 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring Strategic Sporting Goods Footwear Best Na, p. 109, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring Territory Sporting Goods Footwear Best NA, p. 33, published May 2016, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Spring Team Soccer, p. 116, published Jun. 5, 2017, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Summer Running, p. 61, published date unknown, but prior to filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Holiday Men's Training, p. 67, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Holiday Sportswear, p. 149, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Holiday Young Athletes, p. 159, published date unknown, but prior to the filed of he present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Running, p. 113, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Sportswear, p. 240, published date unknown, but prior to the filed of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1988 Spring Footwear, p. 6, published Jun. 1987, Nike, Inc., USA.

Nike Footwear Catalog, 1993 Spring Footwear, p. 122, published Jun. 1992, Nike, Inc., USA.

Nike Footwear Catalog, 1993 Fall Footwear, p. 3, published Dec. 1992, Nike, Inc., USA.

Nike Footwear Catalog, 1996 Holiday Footwear, p. 55, published Mar. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 1997 Spring Footwear, p. 37, published Jun. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 1997 Late Spring Footwear, p. 3, published Sep. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 1997 Fall Footwear, p. 39, published Dec. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 2001 Spring Footwear 1, p. 68, published Jun. 2000, Nike, Inc., USA.

Nike Footwear Catalog, 2001 Spring Footwear 2, p. 20, published Jun. 2000, Nike, Inc., USA.

Nike Footwear Catalog, 2003 Fall Footwear, p. 15, published Nov. 2002, Nike, Inc., USA.

Nike Footwear Catalog, 2003 Fall Footwear, p. 38, published Nov. 2002, Nike, Inc., USA.

Nike Footwear Catalog, 2003 Fall Footwear, p. 107, published Nov. 2002, Nike, Inc., USA.

Nike Footwear Catalog, 2004 Spring Footwear, p. 19, published Jun. 2003, Nike, Inc., USA.

Nike Footwear Catalog, 2005 Spring Footwear, p. 1, published Jun. 2004, Nike, Inc., USA.

Nike Footwear Catalog, 2005 Fall Footwear, p. 54, published Nov. 2004, Nike, Inc., USA.

Nike Footwear Catalog, 2005 Fall Footwear, p. 58, published Nov. 2004, Nike, Inc., USA.

Nike Footwear Catalog, 2006 Fall Footwear, p. 1, published Nov. 2005, Nike, Inc., USA.

Nike Footwear Catalog, 2010 Fall Soccer Footwear, p. 31, published Nov. 2009, Nike, Inc., USA.

Nike Footwear Catalog, 2010 Fall Urban Better Footwear, p. 21, published Nov. 2009, Nike, Inc., USA.

Nike Footwear Catalog, 2011 Spring Men's Running Footwear, p. 30, published May 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2013 Fall Mens Sportswear Footwear Best, p. 11, published Nov. 2012, Nike, Inc., USA.

* cited by examiner

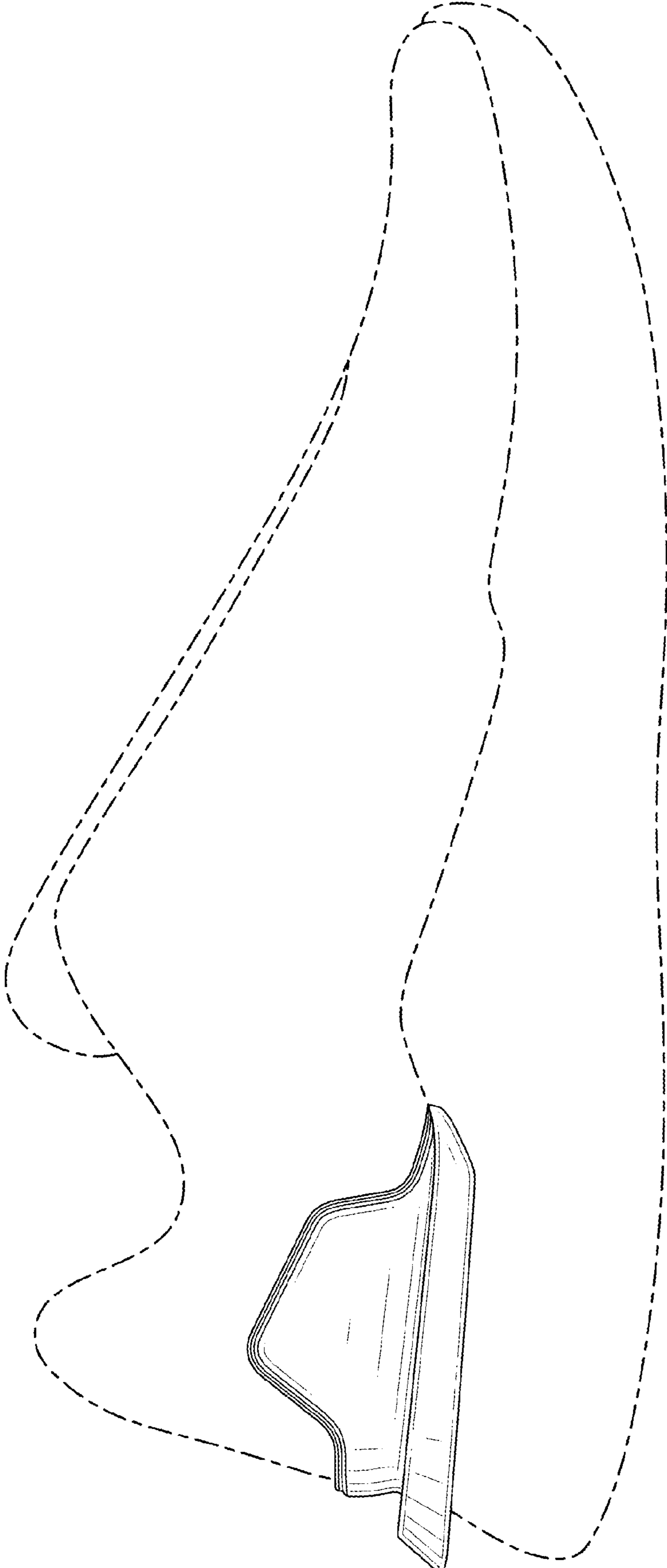


FIG. 1

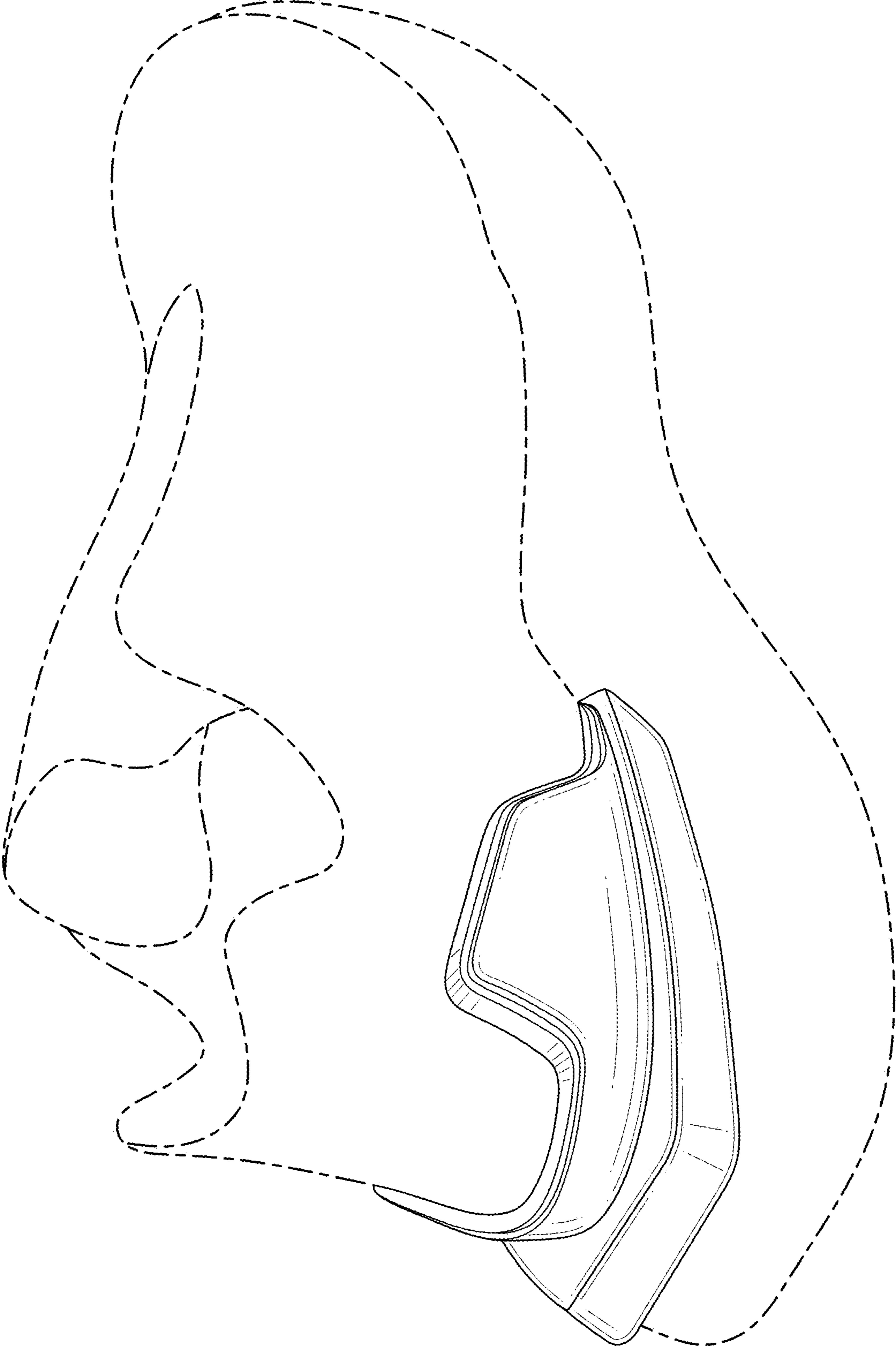


FIG. 2

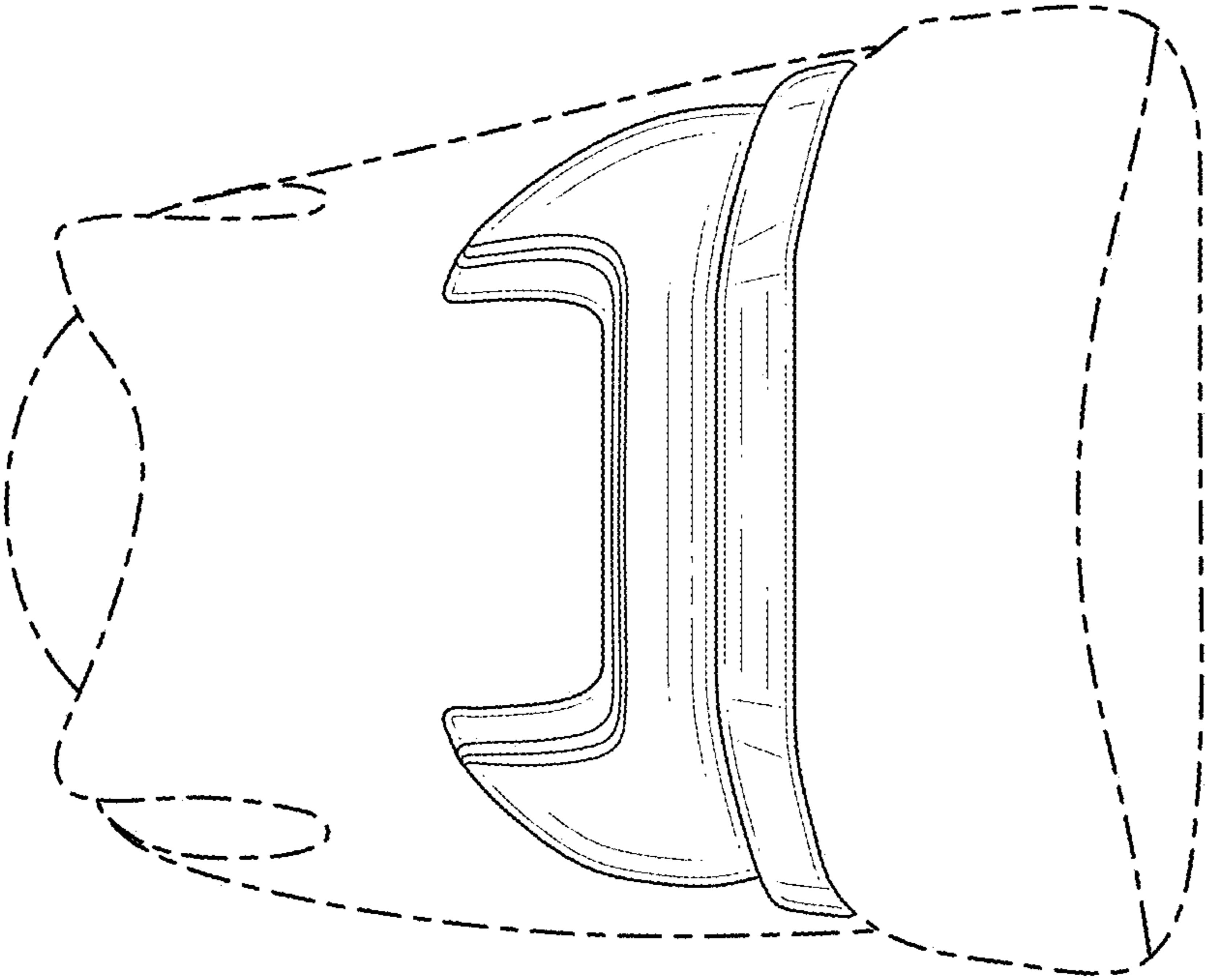


FIG. 3

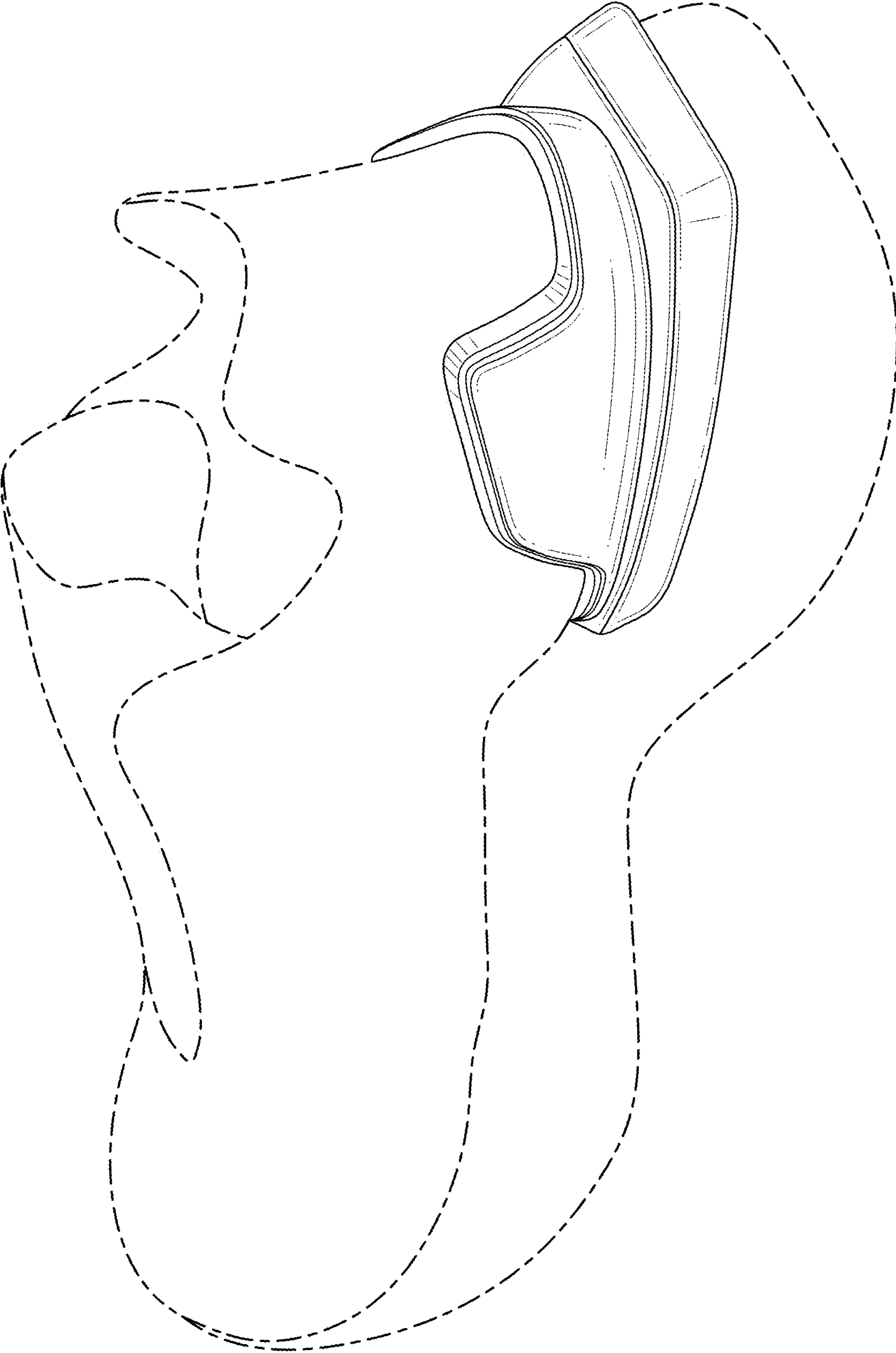


FIG. 4

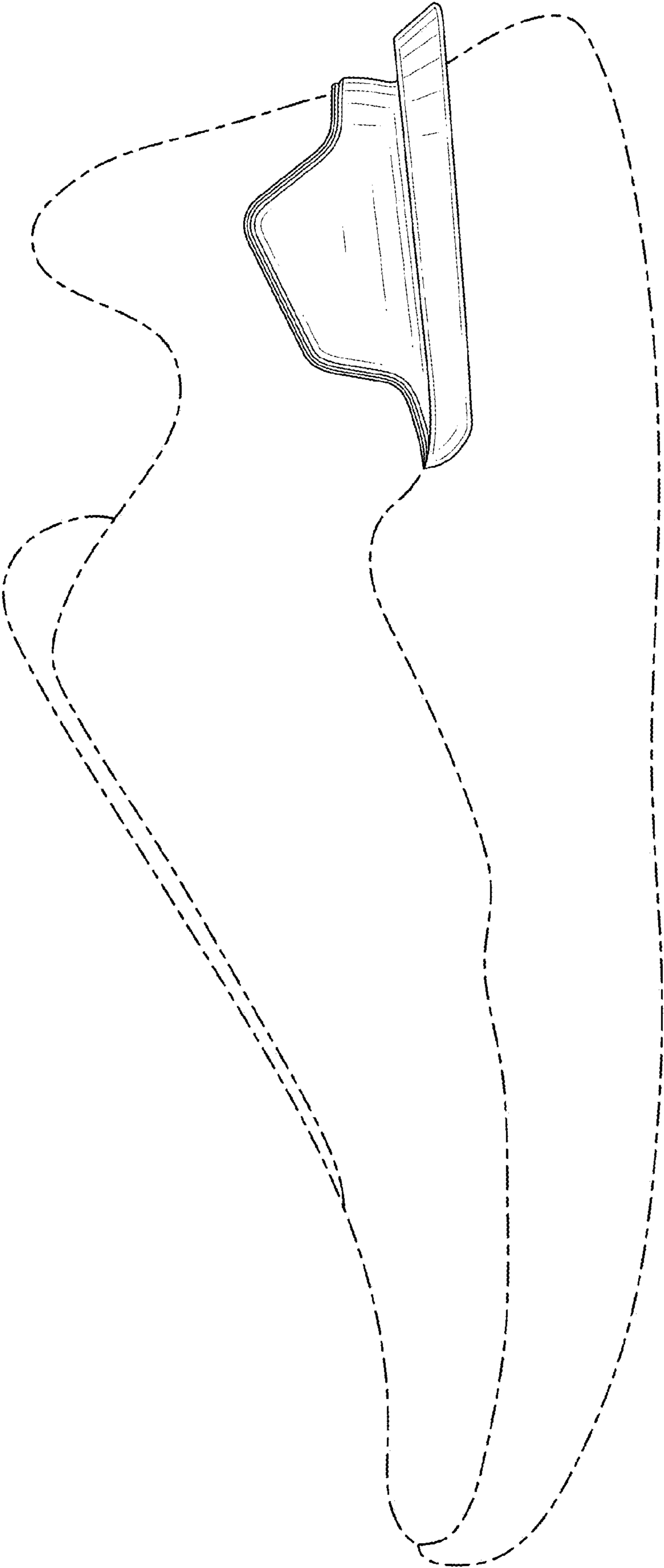


FIG. 5

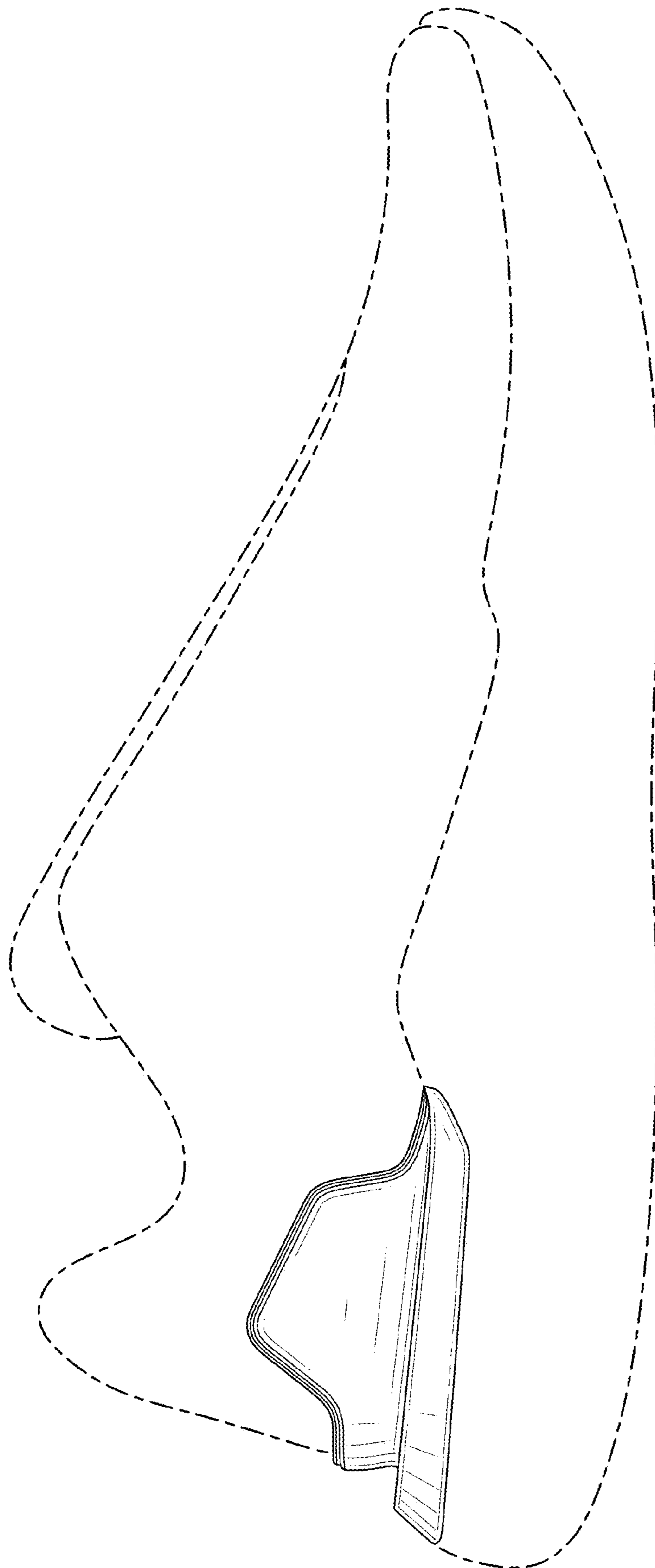


FIG. 6

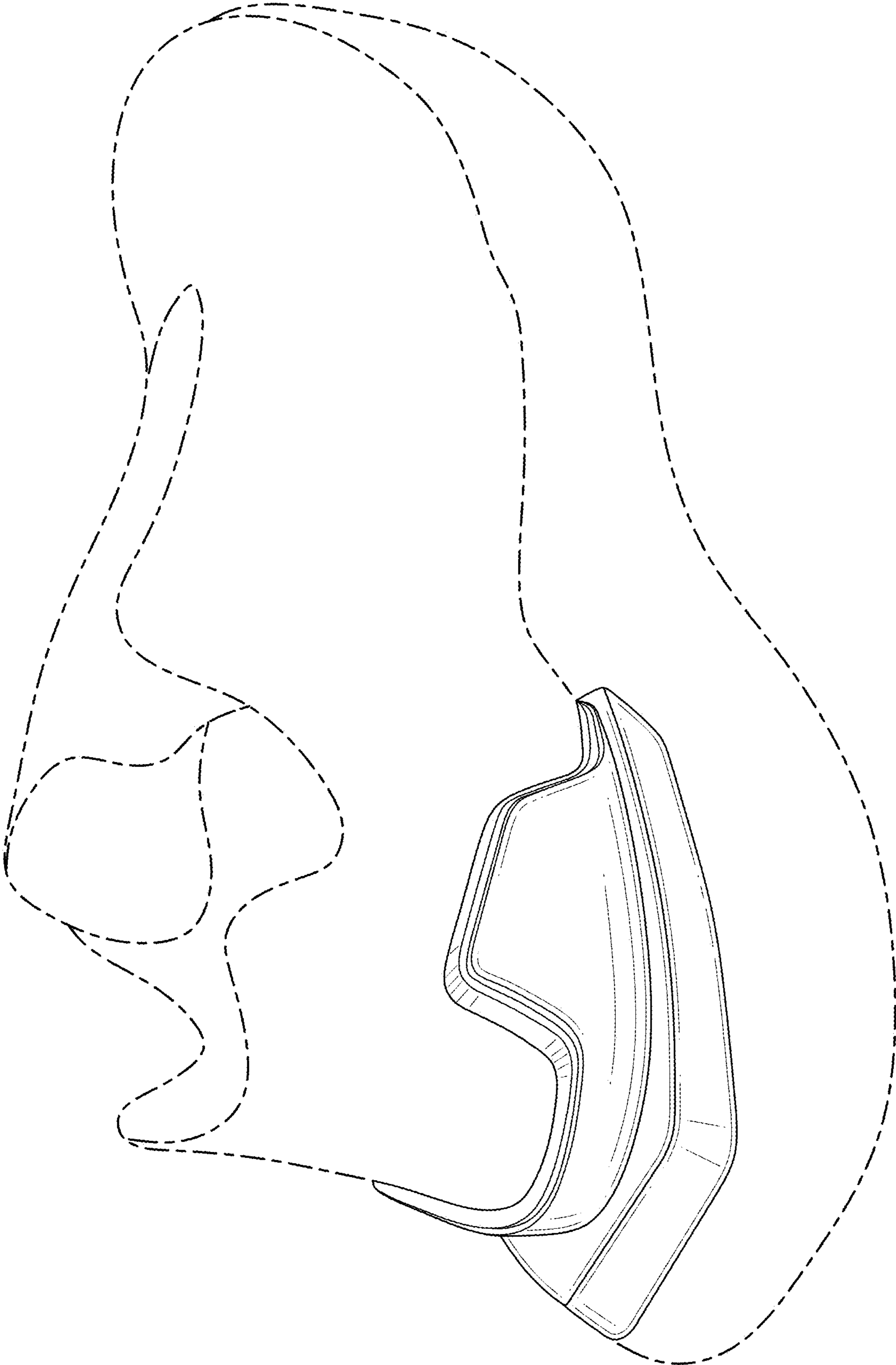


FIG. 7

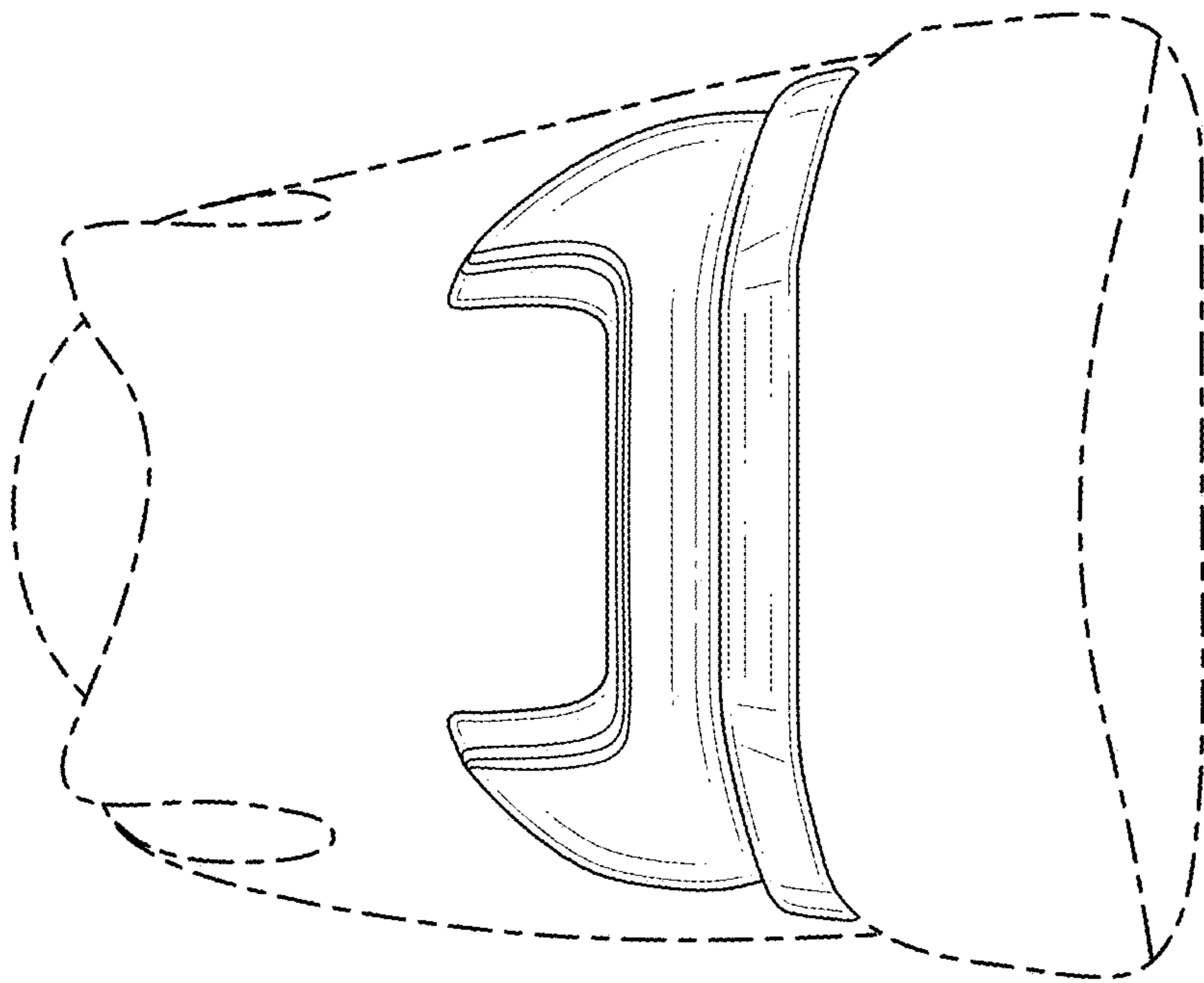


FIG. 8

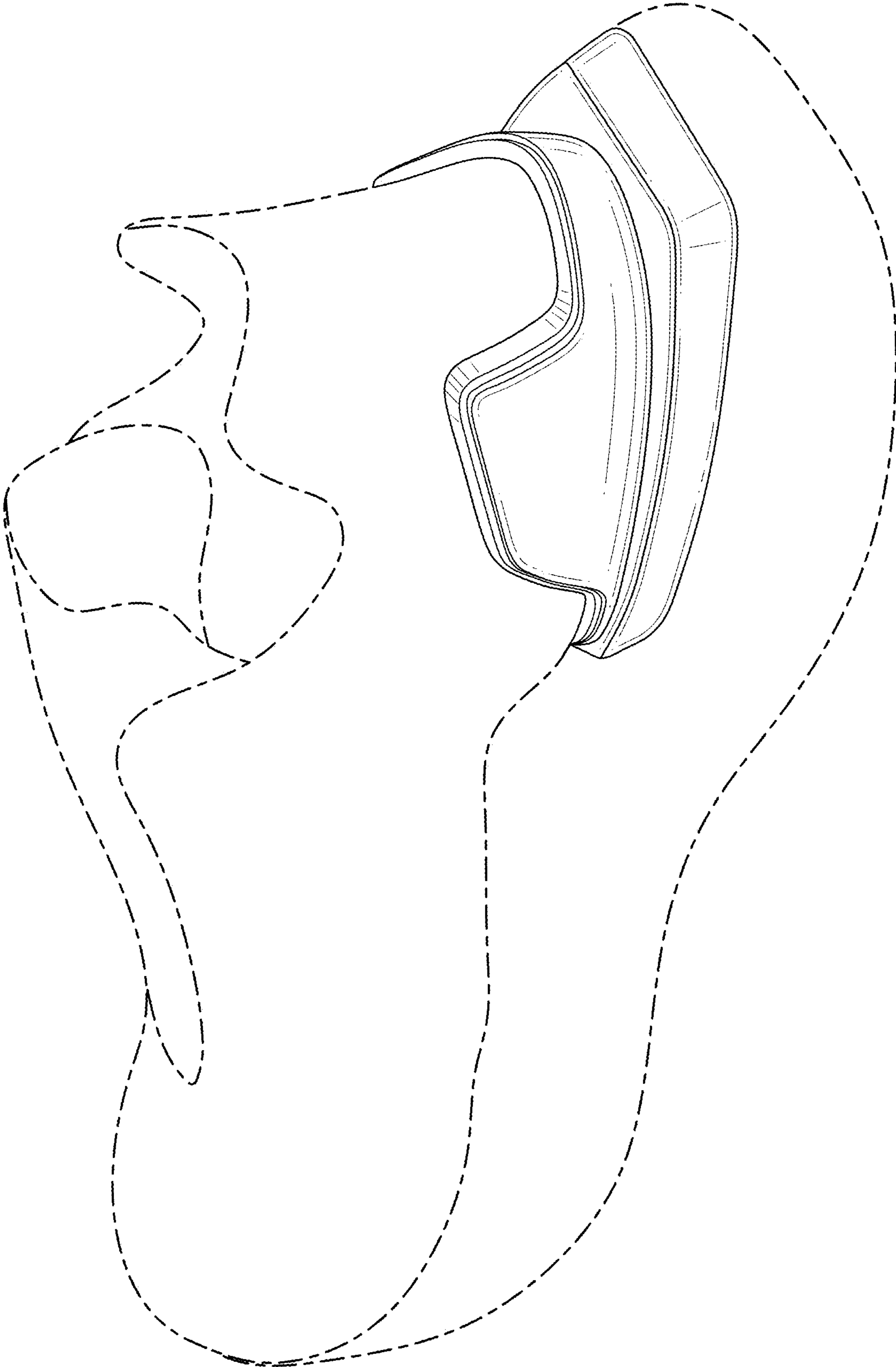


FIG. 9

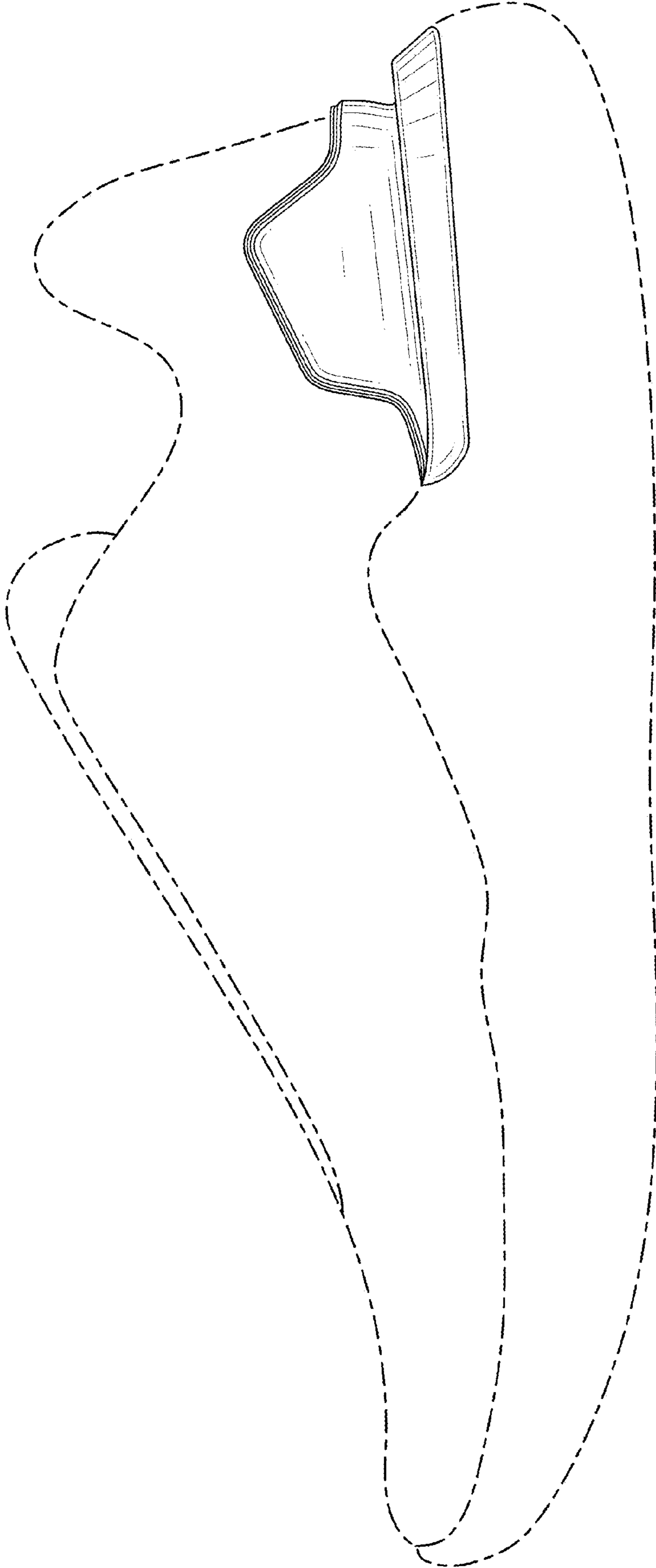


FIG. 10