



US00D905406S

(12) **United States Design Patent** (10) **Patent No.:** **US D905,406 S**
Brown (45) **Date of Patent:** **** Dec. 22, 2020**

(54) **FOOTWEAR OUTSOLE**

FOREIGN PATENT DOCUMENTS

(71) Applicant: **TBL Licensing LLC**, Stratham, NH
(US)

AU 1130283 A 8/1983
CN 101505626 A 8/2009

(Continued)

(72) Inventor: **Ashley James Brown**, Portsmouth, NH
(US)

OTHER PUBLICATIONS

(73) Assignee: **TBL Licensing LLC**, Stratham, NH
(US)

Taiwanese Examination Report for Application No. 103307220 dated Mar. 12, 2015.

(Continued)

(**) Term: **15 Years**

Primary Examiner — T Chase Nelson

(21) Appl. No.: **29/658,621**

(74) *Attorney, Agent, or Firm* — Lerner, David, Littenberg, Krumholz & Mentlik, LLP

(22) Filed: **Aug. 1, 2018**

(57) **CLAIM**

(51) **LOC (12) Cl.** **02-04**

The ornamental design for a footwear outsole, as shown and described.

(52) **U.S. Cl.**

DESCRIPTION

USPC **D2/954**; 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

The present application is related to U.S. Design patent application Ser. No. 29/658,604, entitled Footwear Outsole, U.S. Design patent application Ser. No. 29/658,603, entitled Footwear Outsole, and U.S. Design patent application Ser. No. 29/658,615, entitled Footwear Outsole, all filed concurrently herewith, the entire disclosures of which are incorporated herein by reference.

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

FIG. 1 is a perspective view of the footwear outsole according to my design;

FIG. 2 is a front view thereof;

FIG. 3 is a rear view thereof;

FIG. 4 is a right side view thereof;

FIG. 5 is a left side view thereof;

FIG. 6 is a top view thereof; and,

FIG. 7 is a bottom view thereof.

The broken lines of even length show environment and portions of the footwear outsole that form no part of the claimed design. The broken lines of uneven length define the bounds of the claimed design, and also form no part thereof.

See application file for complete search history.

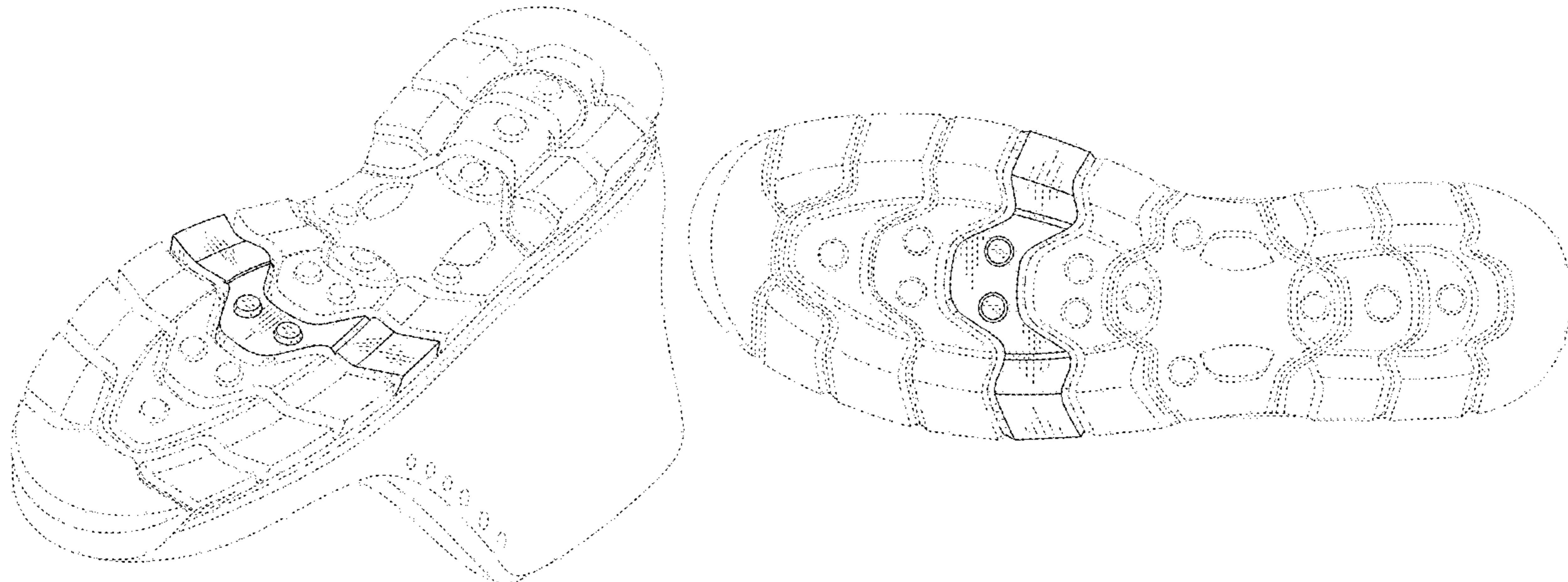
(56) **References Cited**

U.S. PATENT DOCUMENTS

2,557,946 A 6/1951 Crooker
2,627,676 A 2/1953 Hack
2,710,461 A 6/1955 Hack

(Continued)

1 Claim, 6 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

2,833,057	A	5/1958	Hack	D512,818	S	*	12/2005	Mitani	.....	D2/953
2,930,149	A	3/1960	Hack	D514,288	S		2/2006	Burg		
2,941,317	A	6/1960	Hack	D520,721	S		5/2006	White et al.		
3,018,571	A	1/1962	Doherty	D530,492	S	*	10/2006	McClaskie	.....	D2/957
3,299,544	A	1/1967	Hack	D530,891	S		10/2006	Matis et al.		
3,444,632	A	5/1969	Hack et al.	D532,190	S		11/2006	Scheurer		
3,936,956	A	2/1976	Famolare, Jr.	7,140,126	B2		11/2006	Crane et al.		
D247,935	S	5/1978	Sebestik	D533,708	S		12/2006	Earle		
D248,796	S	8/1978	Famolare, Jr.	7,181,866	B2		2/2007	Braunschweiler		
4,130,947	A	12/1978	Denu et al.	D537,611	S		3/2007	Matis et al.		
D253,500	S	11/1979	Famolare, Jr.	D540,516	S		4/2007	Weitzman		
D256,400	S	8/1980	Famolare, Jr.	7,204,044	B2		4/2007	Hoffer et al.		
D257,186	S	10/1980	Famolare, Jr.	D544,183	S		6/2007	Hull		
D257,701	S	12/1980	Famolare, Jr.	D544,701	S		6/2007	Chen		
4,262,433	A	4/1981	Hagg et al.	7,225,564	B1		6/2007	Gillespie		
4,348,821	A	9/1982	Daswick	D546,531	S		7/2007	Bertholon		
4,364,190	A	12/1982	Yonkers	D547,037	S	*	7/2007	Nakano	.....	D2/954
4,507,879	A	4/1985	Dassler	D547,038	S	*	7/2007	Nakano	.....	D2/957
4,547,978	A	10/1985	Radford	D552,333	S		10/2007	McClaskie		
4,593,482	A	6/1986	Mayer	7,281,343	B2		10/2007	Riha et al.		
4,607,440	A	8/1986	Roberts et al.	7,287,340	B2		10/2007	Talbott		
4,676,010	A	6/1987	Cheskin	D556,982	S		12/2007	Harper et al.		
D292,344	S	10/1987	Austin	D558,434	S	*	1/2008	Roth	.....	D2/953
D294,537	S	3/1988	Le	D558,964	S		1/2008	Truelsen		
4,833,795	A	5/1989	Diaz	D564,192	S	*	3/2008	Covatch	.....	D2/953
D301,390	S	6/1989	Brown et al.	D564,740	S	*	3/2008	Matis	.....	D2/956
4,845,863	A	7/1989	Yung-Mao et al.	D566,937	S		4/2008	St-Louis et al.		
D306,372	S	3/1990	Diaz et al.	D569,094	S		5/2008	Morgan et al.		
D321,589	S	* 11/1991	Merk	7,392,604	B2		7/2008	Greene et al.		
5,077,916	A	1/1992	Beneteau	D580,143	S		11/2008	Schoenborn et al.		
D323,740	S	2/1992	Mitsui	D581,640	S		12/2008	Earle		
D331,489	S	12/1992	Takaoka	7,484,317	B2		2/2009	Kita et al.		
D331,494	S	12/1992	Tonkel et al.	D588,791	S		3/2009	Nelson		
D337,880	S	* 8/1993	Foster	7,513,065	B2		4/2009	Kita et al.		
D347,936	S	6/1994	Takaoka	D593,290	S		6/2009	Chen		
D349,393	S	8/1994	Mishan	D593,742	S		6/2009	Issler		
5,337,492	A	8/1994	Anderie et al.	7,540,100	B2		6/2009	Pawlus et al.		
D351,054	S	10/1994	Minkin	D600,895	S		9/2009	Morgan		
D360,065	S	7/1995	Werman	D605,839	S	*	12/2009	Horton	.....	D2/951
D360,292	S	7/1995	Murray	7,624,515	B2		12/2009	Kita et al.		
5,469,639	A	11/1995	Sessa	7,665,232	B2		2/2010	Manz et al.		
D368,794	S	4/1996	Fabio	7,707,742	B2		5/2010	Ellis, III		
D375,616	S	11/1996	Baker et al.	7,707,743	B2		5/2010	Schindler et al.		
D377,109	S	1/1997	Manfredi	7,779,558	B2		8/2010	Nishiwaki et al.		
D380,075	S	6/1997	Sell, Jr. et al.	D624,294	S		9/2010	Skovgaard		
D382,692	S	8/1997	Carlson	7,793,429	B2		9/2010	Ellis, III		
D388,597	S	1/1998	Gavigan	7,886,461	B2		2/2011	Sato		
5,713,140	A	2/1998	Baggenstoss	D634,527	S	*	3/2011	Butler	.....	D2/951
5,768,806	A	6/1998	Parisotto et al.	D634,536	S		3/2011	Lee et al.		
5,775,005	A	7/1998	McClelland	D634,537	S		3/2011	Lee et al.		
D425,690	S	5/2000	Bray et al.	D639,540	S		6/2011	Raysse		
D429,410	S	8/2000	Wright	D640,863	S		7/2011	Raysse		
6,138,385	A	10/2000	Jungkind et al.	D642,775	S		8/2011	Raysse		
6,219,939	B1	4/2001	Kita et al.	D643,195	S		8/2011	Yi		
D441,946	S	5/2001	Agnew et al.	D643,605	S		8/2011	Raysse		
6,253,466	B1	7/2001	Harmon-Weiss et al.	D650,567	S		12/2011	Badegruber		
D446,000	S	8/2001	Price	8,171,655	B2		5/2012	Morgan		
D449,430	S	10/2001	McClaskie	D663,516	S	*	7/2012	Della Valle	.....	D2/951
6,314,664	B1	11/2001	Kita et al.	D671,718	S	*	12/2012	McVicker	.....	D2/908
D453,065	S	1/2002	Roulo	D679,485	S		4/2013	Raysse		
D454,679	S	3/2002	Del Biondi	D679,899	S		4/2013	Taestensen		
6,389,713	B1	5/2002	Kita	D680,311	S	*	4/2013	McClaskie	.....	D2/951
6,401,365	B2	6/2002	Kita et al.	D683,529	S		6/2013	Marshall		
6,516,539	B2	2/2003	Nishiwaki et al.	D685,167	S		7/2013	Hatfield et al.		
D470,998	S	3/2003	Adreliunas et al.	D688,035	S		8/2013	Recchi et al.		
D473,041	S	4/2003	Finkelberg	D717,033	S	*	11/2014	Law	.....	D2/951
D475,844	S	6/2003	Reynolds et al.	D724,296	S	*	3/2015	Law	.....	D2/951
D490,225	S	5/2004	McClaskie	D725,880	S	*	4/2015	Bramani	.....	D2/951
D495,480	S	* 9/2004	Laberge	D727,004	S	*	4/2015	Roundhouse	.....	D2/951
D495,860	S	* 9/2004	Kubo	D730,638	S	*	6/2015	Christensen	.....	D2/951
6,807,752	B2	10/2004	Nakano et al.	D731,769	S	*	6/2015	Raysse	.....	D2/951
6,810,605	B2	11/2004	Nakano et al.	D732,810	S	*	6/2015	Healy	.....	D2/951
D506,053	S	6/2005	Cook	D738,078	S	*	9/2015	Raysse	.....	D2/951
D506,055	S	6/2005	Ringholz	D738,082	S	*	9/2015	Ho	.....	D2/961
D509,345	S	* 9/2005	Munns	D746,562	S		1/2016	Babcock		
				D754,424	S		4/2016	Spring		
				D762,958	S		8/2016	Sars		
				D781,029	S	*	3/2017	Freedman	.....	D2/908
				D782,793	S	*	4/2017	Truelsen	.....	D2/954

(56)

References Cited

U.S. PATENT DOCUMENTS

D811,705 S * 3/2018 Hughes D2/957
 D844,944 S * 4/2019 Theodorus van Oudvors
 D2/910
 D848,722 S * 5/2019 Ruark D2/960
 D850,083 S * 6/2019 Jenkins D2/959
 D853,097 S * 7/2019 Cass D2/957
 D855,957 S * 8/2019 Evans D2/959
 D859,798 S * 9/2019 Healy D2/953
 D862,060 S * 10/2019 Weeks A43B 21/28
 D2/957
 D868,435 S * 12/2019 Wu A43B 13/20
 D2/910
 D869,135 S * 12/2019 Martin A43B 13/223
 D2/953
 2001/0039745 A1 11/2001 Nakano et al.
 2002/0144429 A1* 10/2002 Hay A43B 13/20
 36/25 R
 2003/0192199 A1 10/2003 Nakano et al.
 2004/0168350 A1 9/2004 Mathieu et al.
 2005/0000115 A1 1/2005 Kimura et al.
 2006/0090372 A1 5/2006 Kim
 2006/0130364 A1 6/2006 Greene et al.
 2006/0137227 A1 6/2006 Kita et al.
 2006/0277793 A1* 12/2006 Hardy A43B 13/223
 36/28
 2008/0052965 A1 3/2008 Sato
 2008/0196271 A1 8/2008 Wang
 2008/0263905 A1 10/2008 Tai
 2008/0289224 A1 11/2008 Sink
 2009/0241377 A1 10/2009 Kita et al.
 2010/0031533 A1* 2/2010 Keenan A43B 21/28
 36/100
 2010/0236098 A1 9/2010 Morgan
 2010/0281714 A1 11/2010 Carboy et al.
 2011/0016746 A1 1/2011 Callahan et al.
 2011/0016749 A1 1/2011 Callahan et al.
 2011/0045028 A1 2/2011 Iinuma et al.
 2011/0061268 A1 3/2011 Park et al.
 2011/0179669 A1 7/2011 Hanebrink et al.
 2015/0052780 A1 2/2015 Smith, III
 2019/0365023 A1* 12/2019 Dulude A43B 13/125

FOREIGN PATENT DOCUMENTS

CN 101961158 A 2/2011
 CN 201846916 U 6/2011

CN 102888055 A 1/2013
 DE 1676068 U 5/1954
 EP 162901 B1 2/1989
 EP 0383489 A1 8/1990
 EP 1264556 A1 12/2002
 EP 2269478 A1 1/2011
 EP 2277402 A2 1/2011
 JP S58-51764 U 4/1983
 JP H0284504 U 6/1990
 JP H8280406 A 10/1996
 JP H09248203 A 9/1997
 JP 2000106905 A 4/2000
 JP 2001299406 A 10/2001
 JP 2001321201 A 11/2001
 JP D1258687 12/2005
 JP 2006334395 A 12/2006
 JP 2008054780 A 3/2008
 WO 8101234 A1 5/1981
 WO 2013124219 A1 8/2013

OTHER PUBLICATIONS

International Search Report, PCT/US2012/047176, dated Jan. 23, 2013.
 Powell, Bryon, "Sneak Peak at La Sportiva's MorphoDynamic Technology", <www.irunfar.com/2010/07/sneak-peak-at-la-sportivas-morphodynamic-technology.html>, Jul. 27, 2010.
 Run Junkie: RJ Review: The New LA Sportiva Electron. A wave of Change, <runjunkie.blogspot.com/2011/05/rj-review-new-la-sportiva-electron-wave.html>, May 28, 2011.
 Chinese Office Action for Application No. 201280051956.3 dated Apr. 3, 2015.
 Supplementary European Search Report for Application No. EP12825667.4 dated Jun. 25, 2015.
 Japanese Office Action for Application No. 2014-021077 dated Jun. 16, 2015.
 Official Journal of the European Communities, Sep. 13, 2011, published by Office of Harmonization in the Internal Market, Sole (Registration No. 001909946-0008), (Well-known material No. HH23207024, Design Division, Patent Office).
 Asahi "Fall & Winter Shoes Catalog 1991", 3 pages.
 European Search Report for Application No. EP16180864 dated Jan. 19, 2017.
 Supplementary Search Report for Application No. CN201610806695.1 dated Sep. 17, 2018.

* cited by examiner

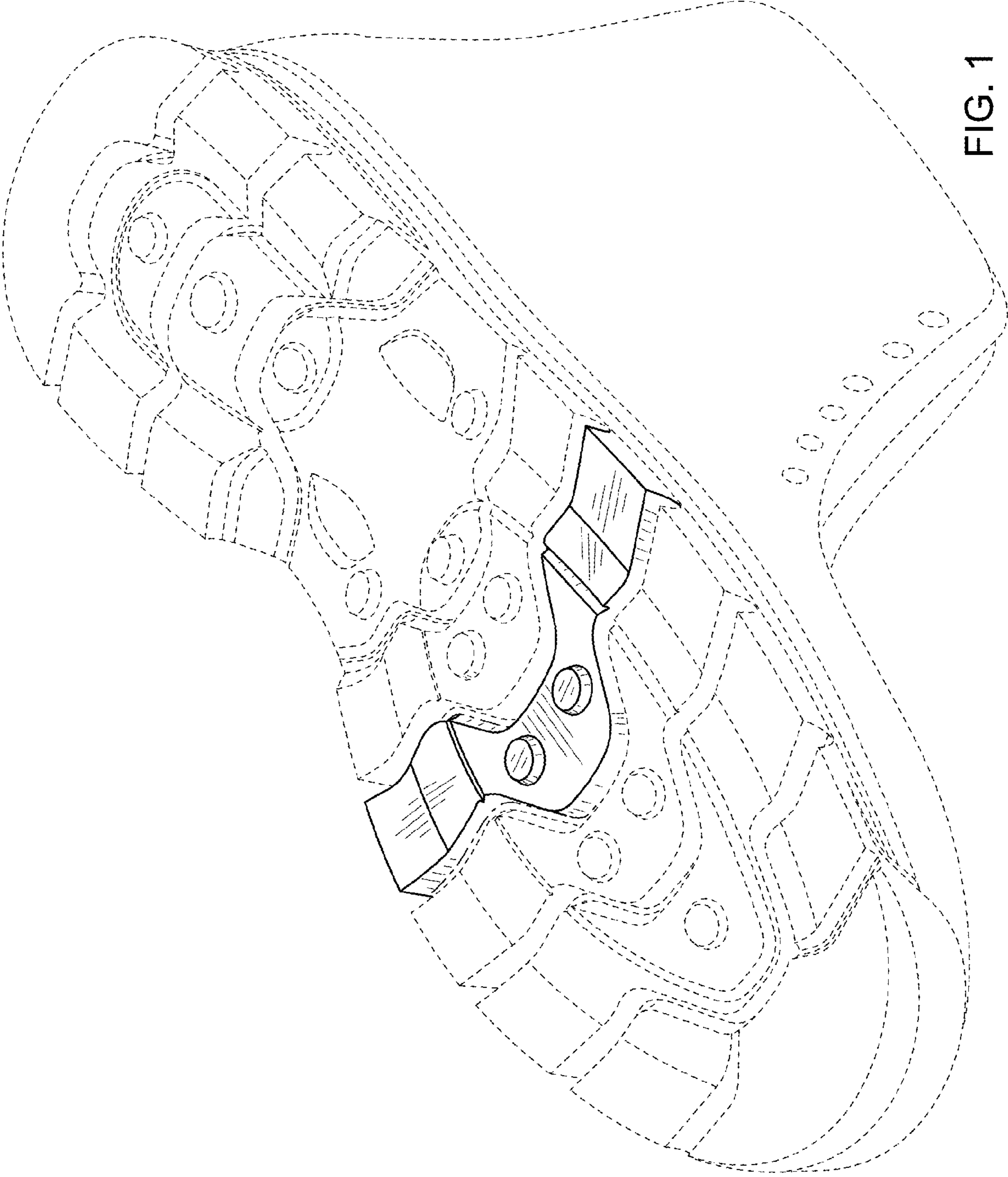


FIG. 1

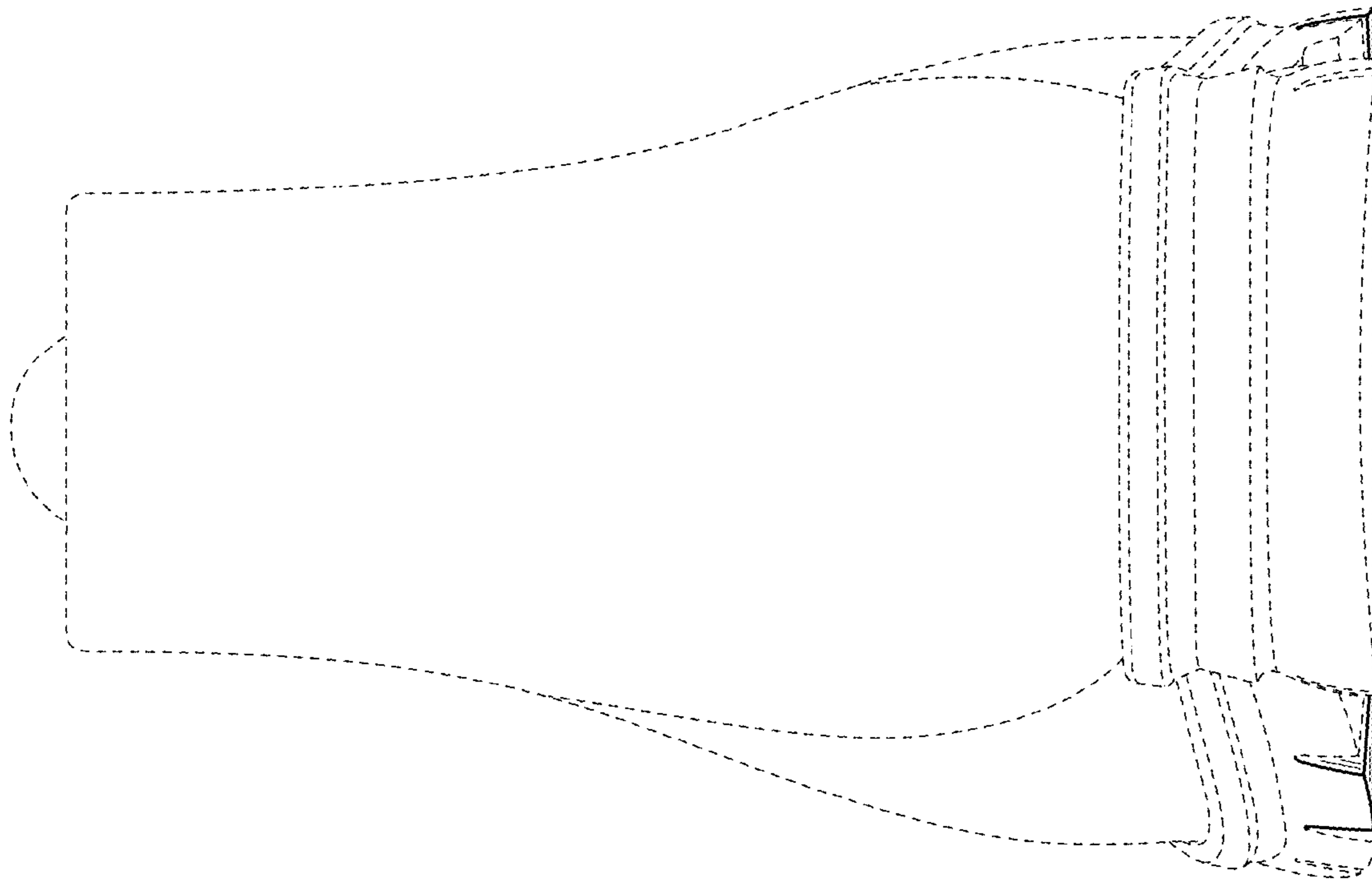


FIG. 3

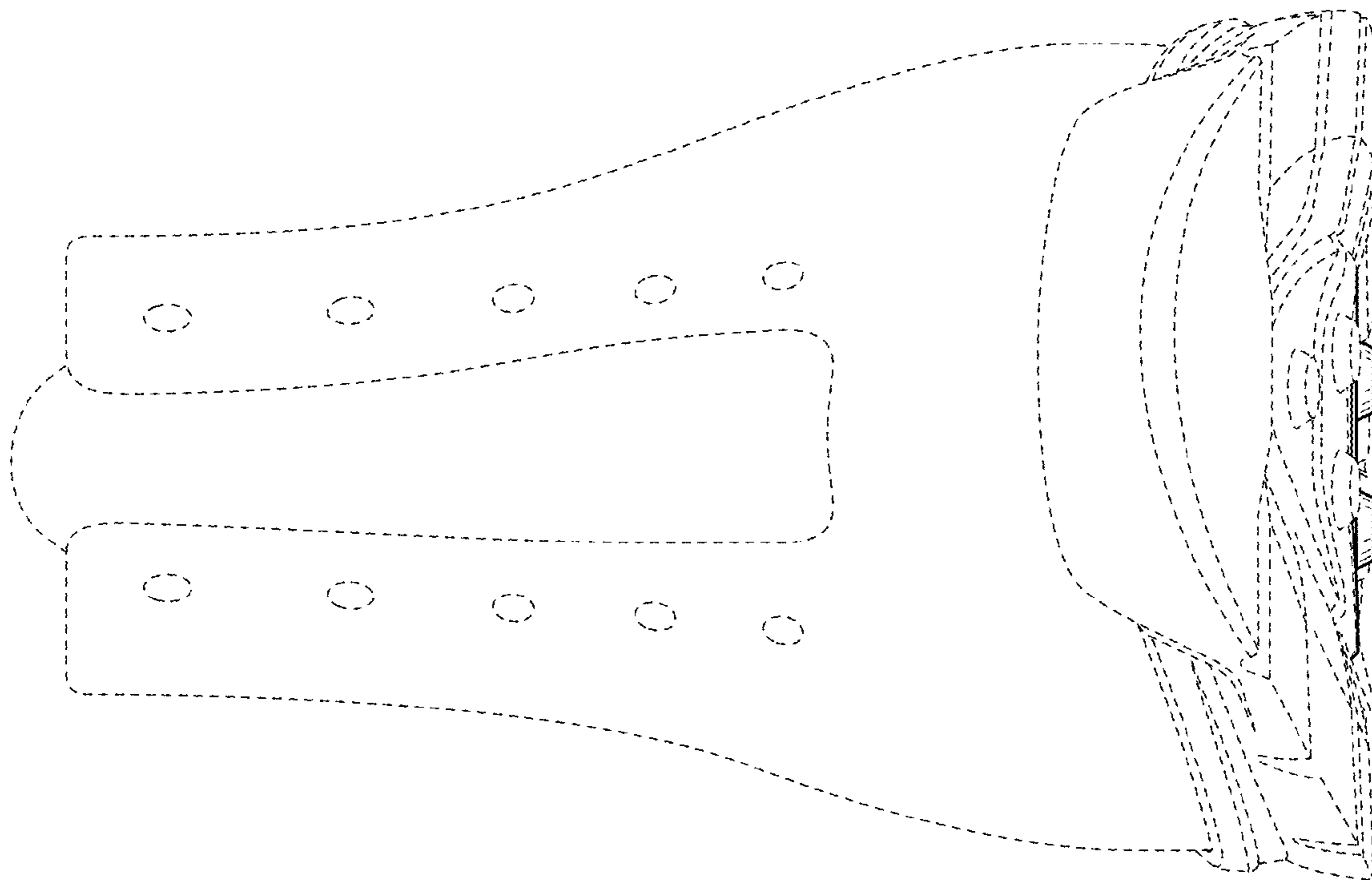


FIG. 2

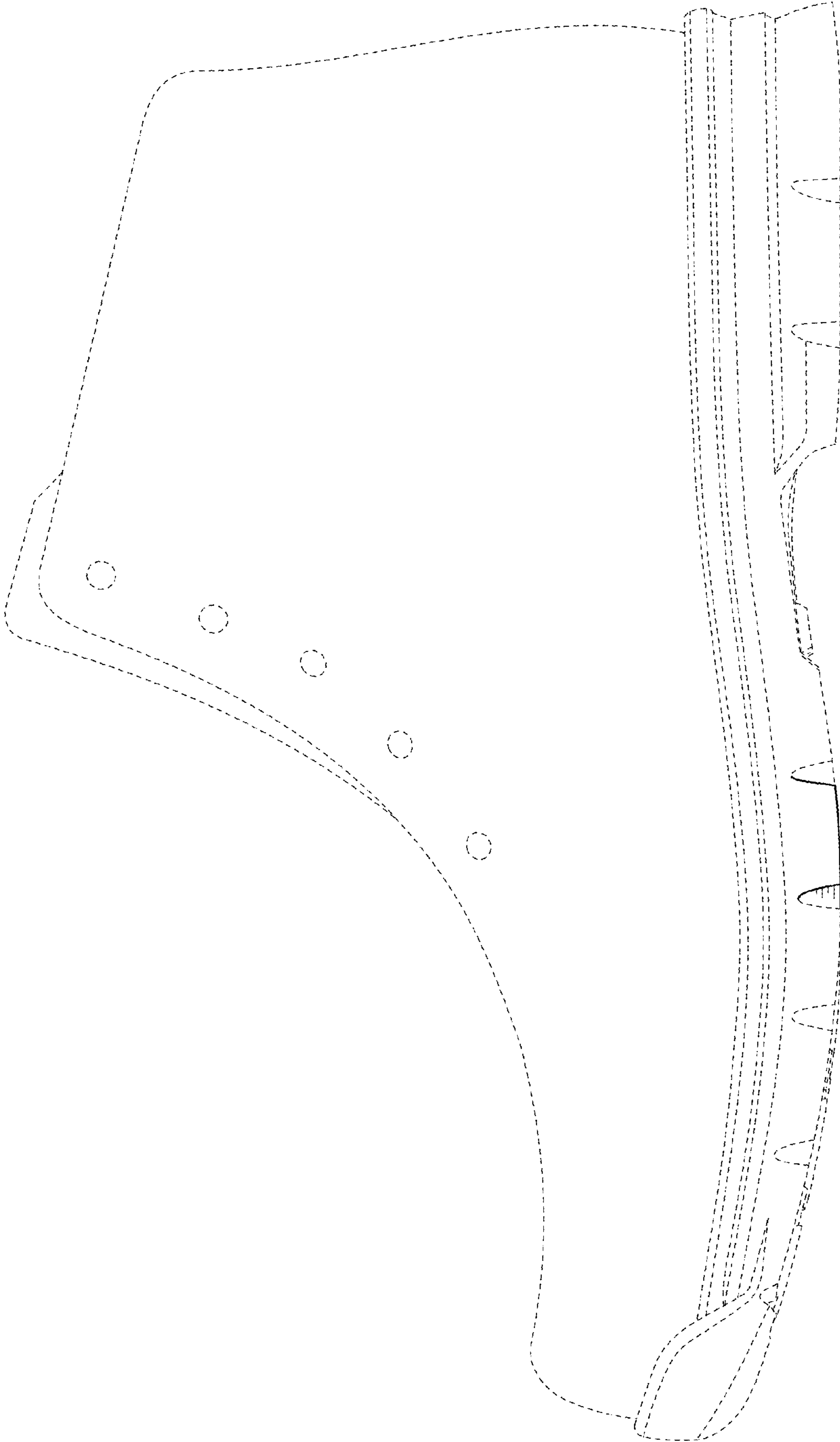


FIG. 4

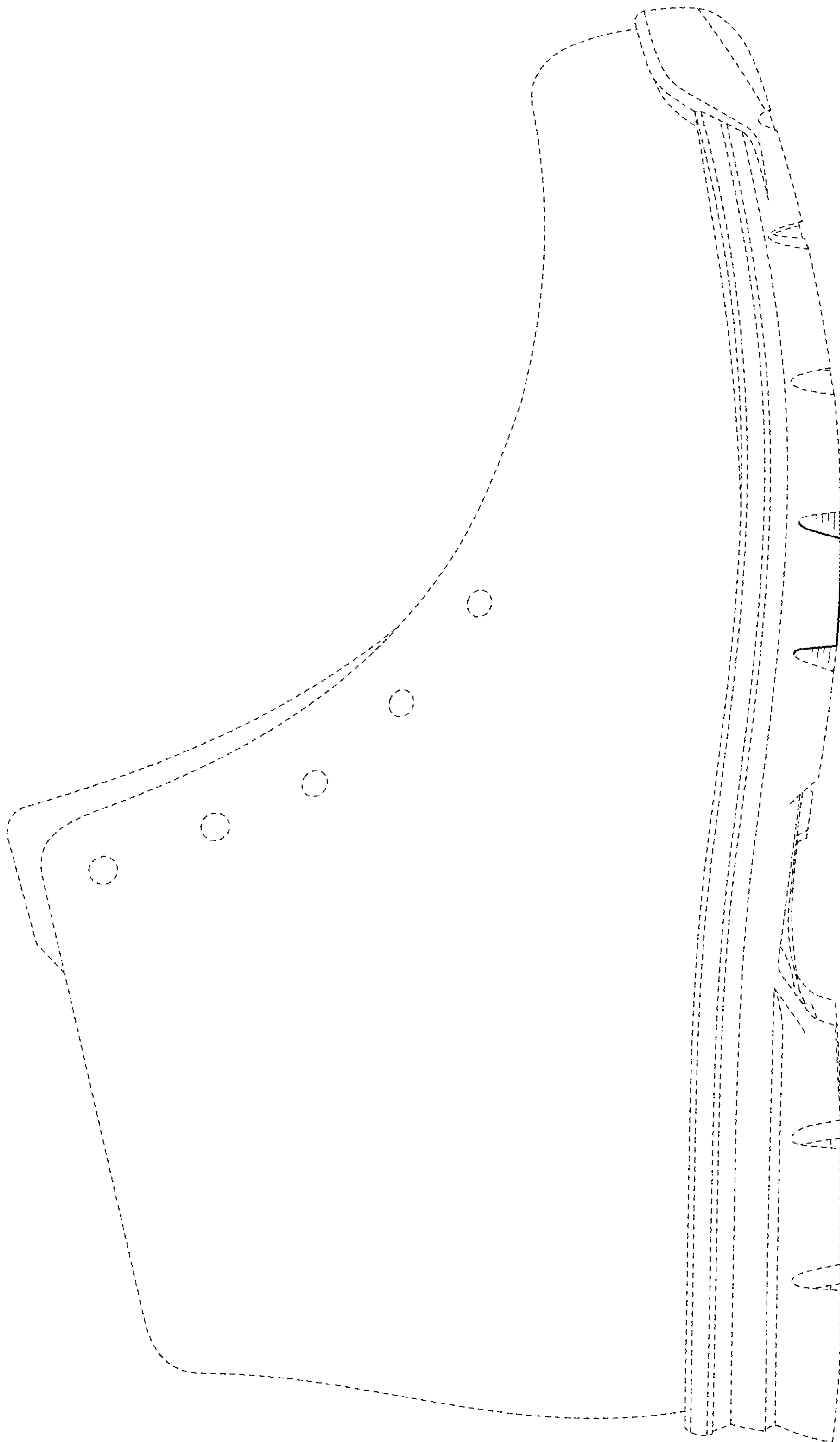


FIG. 5

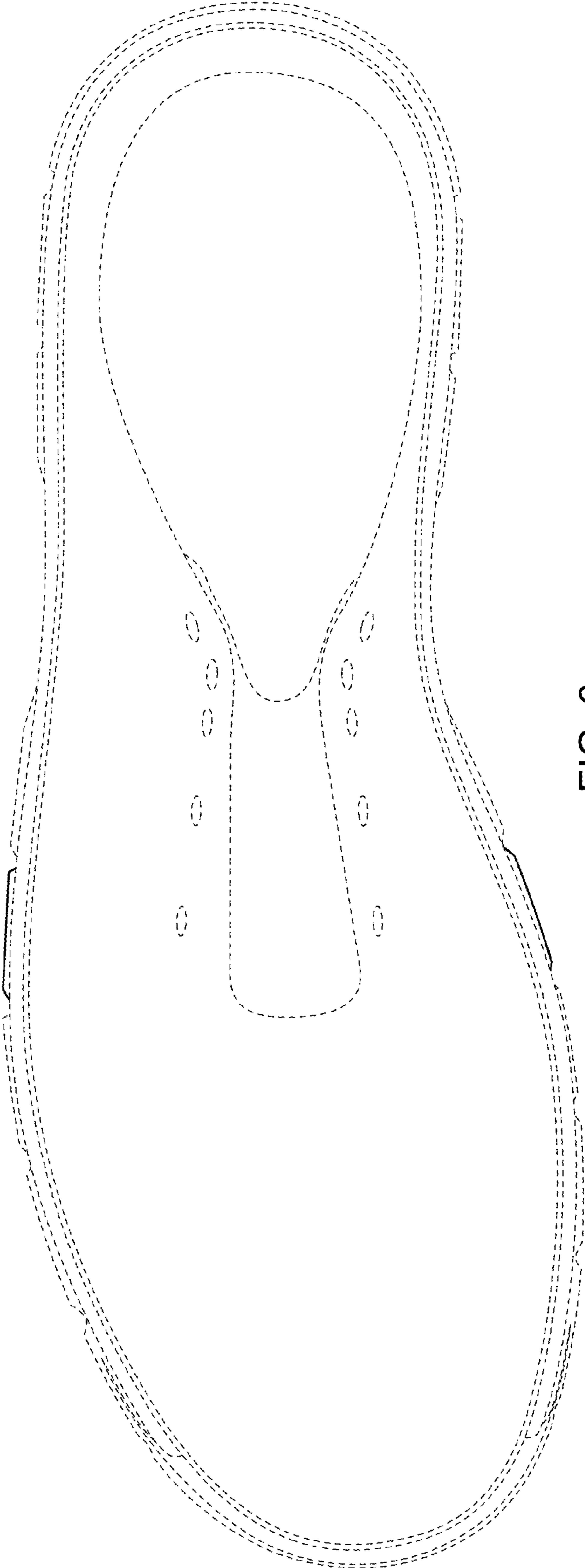


FIG. 6

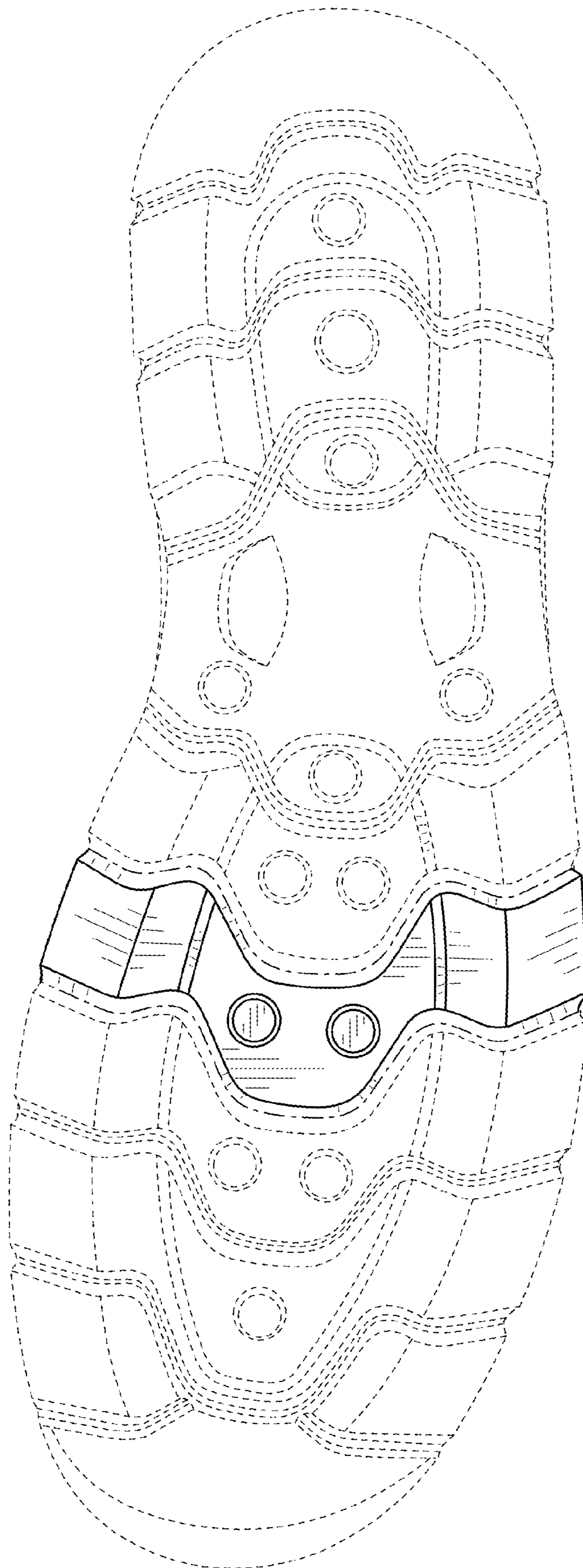


FIG. 7