

#### (12) United States Design Patent (10) Patent No.: US D954,422 S Cristobal (45) **Date of Patent: \*\*** Jun. 14, 2022

#### SHOE (54)

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- Inventor: Stefan Cristobal, Beaverton, OR (US) (72)
- Assignee: NIKE, Inc., Beaverton, OR (US) (73)
- **15 Years** (\*\*)Term:

D440,034	S	4/2	2001	Matis	
D443,978	S	6/2	2001	McDowell	
D452,070	S	12/2	2001	Holmes	
D461,303	S	8/2	2002	Fogg	
D461,629	S	8/2	2002	Blakeslee	
D467,716	S	12/2	2002	Smith	
D476,471	S	* 7/2	2003	Alfaro D2/972	
D476,472	S	7/2	2003	Portzline	
D486,630	S	2/2	2004	Robbins	
D488,917	S	4/2	2004	Koo	
D490,601	S	6/2	2004	Kuerbis	
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(Continued)

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- (51)LOC (13) Cl. U.S. Cl. (52)
  - USPC ..... **D2/972**; D2/916
- Field of Classification Search (58)USPC ...... D2/896–900, 902–908, 923, 944, 969, D2/972–974

CPC .... A43B 5/00; A43B 5/10; A43B 5/06; A43B 23/00

See application file for complete search history.

(56)**References Cited** 

#### U.S. PATENT DOCUMENTS

D299,884 S	*	2/1989	Brown D2/974
D302,070 S		7/1989	Kilgore et al.
D322,879 S			Hatfield
D324,129 S		2/1992	Hatfield
D325,812 S		5/1992	Hatfield
D347,310 S		5/1994	Johnson et al.

#### OTHER PUBLICATIONS

Nike Footwear Catalog, 1975 Footwear, p. 5, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

#### (Continued)

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(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 side view thereof; FIG. 3 is an opposite side front perspective view thereof;

FIG. 4 is an opposite side view thereof; and,

D348,352 S	7/1994	Johnson
D379,031 S	5/1997	Hatfield
D383,288 S	9/1997	Avar
D384,804 S	10/1997	Cooper
D385,102 S	10/1997	Avar
D386,606 S	11/1997	Lozano
D391,055 S	2/1998	Cooper
D422,128 S	4/2000	Adler
D425,292 S	5/2000	Matis
D431,716 S	10/2000	Hatfield et al.
D432,777 S	10/2000	Lotti

### FIG. 5 is a top 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 showing the four oval-shaped elements represent cutouts that 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, 5 Drawing Sheets



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(56)	-	Referen	ces Cited	Nike Footwear Catalog, 1980 Shoe Show, p. 3, published date unknown, but prior to the filing date of the present application, Nike,
	U.S. P	ATENT	DOCUMENTS	Inc., USA.
D4	100 602 8	6/2004	Dombrow	Nike Footwear Catalog, 1986 Spring Performance, p. 11, published Jan. 1986, Nike, Inc., USA.
	490,602 S 490,972 S		Dombrow Blakeslee	Nike Footwear Catalog, 1999 Fall Men's and Women's Footwear,
	490.973 S	6/2004		p. 78, published Mar. 1998, Nike, Inc., USA.
	491,347 S	_ /	Cooper	Nike Footwear Catalog, 2006 Spring Men's, Women's, and Kid's
D4	496,152 S	9/2004	Doxey	Footwear, p. 33, published Nov. 2005, Nike, Inc., USA.
	,	11/2005		Nike Footwear Catalog, 2012 Spring Jordan Catalog, p. 64, pub-
	513,362 S		Kuerbis	lished May 2011, Nike, Inc., USA.
	515,797 S		Marvin et al.	Nike Footwear Catalog, 2015 Fall City Specialty Pinnacle NA, p. 8,
	516,286 S 524,023 S	7/2006	Hubbard Avar	published Nov. 2014, Nike, Inc., USA. Nike Footwear Catalog, 2016 Spring General Footwear NA, p. 45,
	538,021 S		Matis et al.	published Nov. 2015, Nike, Inc., USA.
D5	539,026 S	3/2007	DiTullo, Jr.	Nike Footwear Catalog, 2019 Spring Baseball Field Sports, p. 15,
	544,690 S	6/2007	Mermet	published date unknown, but prior to the filing date of the present
	550,445 S	9/2007	<b>L</b>	application, Nike, Inc., USA.
	560,892 S		Belley et al.	Nike Footwear Catalog, 2020 Spring Category Specialty_
	568,597 S 575,034 S	5/2008 8/2008		Sportswear, p. 1253, published date unknown, but prior to the filing
	587,445 S		Amphyon	date of the present application, Nike, Inc., USA.
	512,143 S		Amphyon	Nike Footwear Catalog, 1996 Fall Footwear, p. 29, published Dec.
D6	514,853 S *		Warren D2/975	1995, Nike, Inc., USA.
	522,057 S		Warren et al.	Nike Footwear Catalog, 1997 Spring Footwear, p. 151, published
	532,063 S		Teteriatnikov Ranik ot ol	Mar. 1997, Nike, Inc., USA. Nike Feetweer Catalage 2006 Fall Feetweer m. 200, mublished New
	532,068 S 538,620 S		Banik et al. Portzline et al.	Nike Footwear Catalog, 2006 Fall Footwear, p. 200, published Nov.
	,		Lonigan	2004, Nike, Inc., USA. Nike Footwear Catalog, 2015 Fall Boutique NA, p. 12, published
	553,024 S		LaRusso	Nov. 1, 2013, Nike, Inc., USA.
	/	10/2012	Tran D2/969	Nike Footwear Catalog, 2015 Fall City Specialty Best NA, p. 13,
	574,178 S	1/2013		published Nov. 2014, Nike, Inc., USA.
	728,208 S	5/2015		Nike Footwear Catalog, 2015 Fall City Specialty Best NA, p. 315,
	728,902 S 778,580 S	2/2013	Conchieri Rowe	published Nov. 2014, Nike, Inc., USA.
	790,192 S		Hardman	Nike Footwear Catalog, 2015 Fall City Specialty Best NA, p. 354,
	796,162 S	9/2017	Ochipa et al.	published Nov. 2014, Nike, Inc., USA.
	796,810 S	9/2017		Nike Footwear Catalog, 2015 Fall City Specialty Pinnacle NA, p.
	798,038 S		Matthews et al.	23, published Nov. 2014, Nike, Inc., USA.
	305,742 S 313,522 S	3/2017	Ochipa et al.	Nike Footwear Catalog, 2015 Fall City Specialty Pinnacle NA, p.
	816,971 S *		Dieudonné D2/972	309, published Nov. 2014, Nike, Inc., USA.
	328,001 S	9/2018	Sokol	Nike Footwear Catalog, 2018 Summer Sportswear, p. 58, published date unknown, but prior to the filing date of the present application,
D8	332,566 S	11/2018	Kuerbis	Nike, Inc., USA.
			Laska et al.	Nike Footwear Catalog, 2018 Summer Sportswear, p. 62, published
	,		Laska et al.	date unknown, but prior to the filing date of the present application,
	838,094 S 838,444 S		Seamarks Ledbetter	Nike, Inc., USA.
	348,135 S		Nethongkome et al.	Nike Footwear Catalog, 2018 Summer Sportswear, p. 68, published
D8	350,091 S	6/2019	Sokol	date unknown, but prior to the filing date of the present application,
	351,905 S		Sebastian	Nike, Inc., USA.
	854,806 S *		Hernandez D2/972	Nike Footwear Catalog, 2018 Summer Sportswear, p. 90, published
	858,081 S 872,426 S	9/2019 1/2020		date unknown, but prior to the filing date of the present application,
	372,420 S		McMillan	Nike, Inc., USA.
	375,382 S		Nethongkome	Nike Footwear Catalog, 2018 Summer Sportswear, p. 103, pub-
D8	381,545 S	4/2020	Wynn	lished date unknown, but prior to the filing date of the present
	894,577 S	9/2020		application, Nike, Inc., USA. Nike Footwear Catalog, 2019 Spring Sportswear, p. 200, published
	896,494 S		Sebastian Aver et el	date unknown, but prior to the filing date of the present application,
	,		Avar et al. Sebastian	Nike, Inc., USA.
	911,679 S *		Sebastian Sartori D2/907	Nike Footwear Catalog, 2019 Spring Women's Training, p. 106,
	917,863 S		McMillan	published date unknown, but prior to the filing date of the present
	917,864 S		McMillan	application, Nike, Inc., USA.
	919,941 S		Dulude et al.	Nike Footwear Catalog, 2019 Spring Young Athletes, p. 151,
	923,928 S		Xanthos Petrie	published date unknown, but prior to the filing date of the present
	925,194 S	7/2021	Petrie de Montgolfier	application, Nike, Inc., USA.

151, sent application, Nike, Inc., USA. Nike Footwear Catalog, 2019 Fall Athletic Specialty\_Action Sports, p. 283, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA. Nike Footwear Catalog, 2020 Spring Athletic Specialty\_Baseball, p. 194, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA. Nike Footwear Catalog, 2020 Spring Category Specialty\_Running, p. 997, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA. Nike Footwear Catalog, 1999 Fall Men's and Women's Footwear, p. 84, published Mar. 1998, Nike, Inc., USA.

D927,842	S		8/2021	de Montgolfier	
D943,945	S	*	2/2022	Cook	D2/972
D943,980	S	*	2/2022	Rinella	D2/947
D946,258	S	*	3/2022	Jury	D2/972

#### OTHER PUBLICATIONS

Nike Footwear Catalog, 1978 Shoe Show, p. 2, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

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### (56) **References Cited**

#### OTHER PUBLICATIONS

Nike Footwear Catalog, 2003 Fall: Men's and Women's Footwear, p. 8, published Nov. 2002, Nike, Inc., USA. Nike Footwear Catalog, 2004 Spring Men's, Women's, and Kids' Footwear, p. 61, published Nov. 2003, Nike, Inc., USA. Nike Footwear Catalog, 2004 Spring Men's, Women's, and Kids' Footwear, p. W49, published Nov. 2003, Nike, Inc., USA. Nike Footwear Catalog, 2010 Fall Urban Better Footwear, p. 16, published Nov. 2009, Nike, Inc., USA. Nike Footwear Catalog, 2015 Fall City Specialty Best NA, p. 357, published Nov. 2014, Nike, Inc., USA. Nike Footwear Catalog, 2015 Fall City Specialty Pinnacle NA, p. 5, published Nov. 2014, Nike, Inc., USA. Nike Footwear Catalog, 2015 Fall City Specialty Pinnacle NA, p. 17, published Nov. 2014, Nike, Inc., USA. Nike Footwear Catalog, 2019 Spring Sportswear, p. 150, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA. "Nike Sunray Protect 2"; Nike; retrieved Jun. 22, 2021; published date unknown, but prior to application filing date; URL: <https:// www.nike.com/t/sunray-protect-2-little-kids-sandal-T1Ps8j/943826-604 > ."Nike Sunray Protect Toddler Boys' Sandals"; Kohls; retrieved Jun. 22, 2021; published date unknown, but prior to application filing date; URL: <a href="https://www.kohls.com/product/prd-2907967/nike-">https://www.kohls.com/product/prd-2907967/nike-</a> sunray-protect-toddler-boys-sandals.jsp >.

Nike Footwear Catalog, 1985 Footwear, p. 59, published Nov. 1983, Nike, Inc., USA.

Nike Footwear Catalog, 1990 Spring Footwear, p. 6, published Dec. 1989, Nike, Inc., USA.

Nike Footwear Catalog, 1990 Spring Footwear, p. 94, published Dec. 1989, Nike, Inc., USA.

Nike Footwear Catalog, 1990 Fall Footwear, p. 88, published Dec. 1989, Nike, Inc., USA.

Nike Footwear Catalog, 1993 Fall Footwear, p. 8, published Dec. 1992, Nike, Inc., USA.

Nike Footwear Catalog, 1994 Spring Footwear, p. 38, published Mar. 1994, Nike, Inc., USA.

Nike Footwear Catalog, 1994 Fall Footwear, p. 58, published Mar. 1993, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Spring Men's Specialty and Women's & Kids' Footwear, p. M77, published Mar. 1999, Nike, Inc., USA. Nike Footwear Catalog, 1999 Spring Men's Specialty and Women's & Kids' Footwear, p. W100, published Mar. 1999, Nike, Inc., USA. Nike Footwear Catalog, 2000 Spring Men's and Women's Footwear 1, p. M23, published Nov. 1999, Nike, Inc., USA. Nike Footwear Catalog, 2005 Spring Men's, Women's, Boy's, and Girl's Footwear, p. B4, published Nov. 2004, Nike, Inc., USA. Nike Footwear Catalog, 2019 Spring Young Athletes, p. 138, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

\* cited by examiner

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