

US00D964711S

(12) **United States Design Patent**
Ebenholtz

(10) **Patent No.:** **US D964,711 S**

(45) **Date of Patent:** **** Sep. 27, 2022**

(54) **SHOE**

(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)

(72) Inventor: **Arielle Ebenholtz**, Beaverton, OR (US)

(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)

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

(21) Appl. No.: **29/822,171**

(22) Filed: **Jan. 6, 2022**

(51) **LOC (13) Cl.** **02-04**

(52) **U.S. Cl.**
USPC **D2/947**

(58) **Field of Classification Search**

USPC D2/902, 906, 908, 916, 918, 925,
D2/946-962, 977

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.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D261,446 S	*	10/1981	Schmohl	.....	A43B 13/223	D2/907
D262,496 S		1/1982	DeCoster			
D279,044 S	*	6/1985	Norton	.....	D2/953	
D291,945 S	*	9/1987	Kelley	.....	D2/954	
D292,041 S		9/1987	Tong			
D295,691 S	*	5/1988	Zuidema	.....	D2/950	
D295,692 S	*	5/1988	Zuidema	.....	D2/950	
D296,152 S	*	6/1988	Selbiger	.....	D2/954	

D296,495 S	7/1988	Curley et al.
D296,954 S	8/1988	Tong
D324,131 S	2/1992	Lucas
D341,478 S	11/1993	Forland et al.
D343,045 S	1/1994	Bailey
D350,016 S	8/1994	Passke et al.
D350,023 S	8/1994	Hatfield et al.
D385,103 S	10/1997	Teague
D393,340 S	4/1998	Doxey

(Continued)

OTHER PUBLICATIONS

“New Balance 574 “Rainbow Pack””; Sneaker News; retrieved Jan. 3, 2022; published May 29, 2013; URL: <<https://sneakernews.com/2013/05/29/new-balance-574-rainbow-pack/>>.

(Continued)

Primary Examiner — Jonathan J Han

(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

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

DESCRIPTION

The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the Office upon request and payment of the necessary fee.

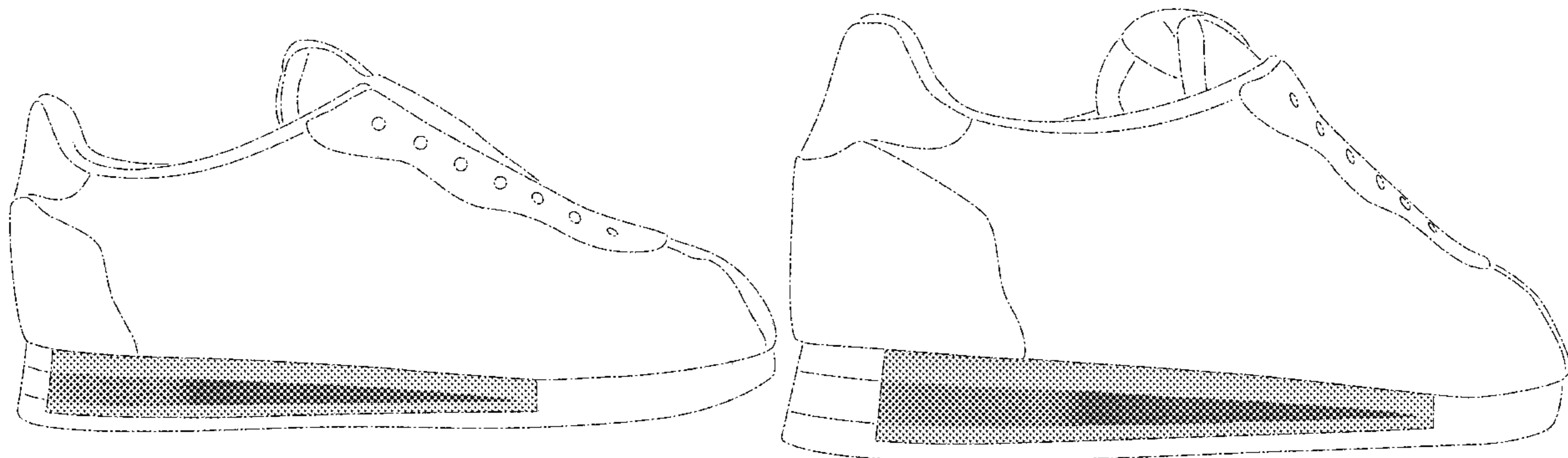
FIG. 1 is a front perspective view of a shoe showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective view thereof.

The broken line immediately adjacent to and surrounding the photographic area defines the peripheral bounds of the claimed design and forms no part thereof. The broken lines and unshaded regions depicting the remainder of the shoe form no part of the claimed design.

1 Claim, 3 Drawing Sheets
(3 of 3 Drawing Sheet(s) Filed in Color)



(56)

References Cited

U.S. PATENT DOCUMENTS

D404,896	S	*	2/1999	Cooper	.....	D2/947
D419,284	S		1/2000	Dolinsky		
D424,284	S	*	5/2000	von Conta	.....	D2/977
D473,042	S		4/2003	Wilson		
D554,848	S		11/2007	Marston		
D607,188	S		1/2010	Teteriatnikov		
D610,332	S		2/2010	Raichle		
D615,738	S		5/2010	Teteriatnikov		
D621,142	S		8/2010	Teteriatnikov		
D624,291	S		9/2010	Henderson		
D640,862	S		7/2011	Teteriatnikov		
D643,603	S		8/2011	Teteriatnikov		
D659,954	S	*	5/2012	Della Valle	.....	D2/908
D666,795	S	*	9/2012	Shaffer	.....	D2/947
D676,635	S	*	2/2013	Bosomworth	.....	D2/976
D689,273	S		9/2013	Hardman		
D691,357	S		10/2013	Della Valle et al.		
D710,579	S		8/2014	Williams, Jr.		
D711,081	S		8/2014	Miner		
D712,645	S	*	9/2014	Bove	.....	D2/951
D728,912	S	*	5/2015	Taestensen	.....	D2/954
D747,600	S		1/2016	Greenhalgh		
D765,361	S		9/2016	Johnsongriffin		
D770,740	S	*	11/2016	Teteriatnikov	.....	D2/947
D778,568	S	*	2/2017	Kinley	.....	D2/964
D779,175	S		2/2017	Greenhalgh		
D789,051	S	*	6/2017	Kuerbis	.....	D2/947
D796,800	S		9/2017	Chang		
D799,181	S		10/2017	Klein		
D814,752	S		4/2018	Ormsby		
D834,292	S		11/2018	Hernandez		
D846,245	S	*	4/2019	Kosenick	.....	D2/947
D848,129	S		5/2019	Hatfield et al.		
D856,648	S		8/2019	Small		
D862,853	S		10/2019	Gerig		
D869,131	S		12/2019	Raasch		
D869,136	S		12/2019	Natowich McPhee et al.		
D874,104	S		2/2020	Gerig		
D888,384	S		6/2020	Ward		
D889,790	S		7/2020	O'Connor		
D891,055	S		7/2020	Martin		
D895,947	S		9/2020	Dieudonne		
D895,948	S		9/2020	Hernandez		
D901,144	S		11/2020	Dieudonne		
D905,937	S		12/2020	Lee		
D905,945	S		12/2020	Sfredda et al.		
D906,642	S		1/2021	Zhang et al.		
D911,681	S		3/2021	Schenone		
D915,039	S		4/2021	Hardman		
D919,260	S		5/2021	Dieudonne		
D922,742	S	*	6/2021	Boys	.....	D2/947
D923,296	S		6/2021	Small		
D925,181	S		7/2021	Holmes		
D925,182	S		7/2021	Holmes		
D927,156	S	*	8/2021	Brammer	.....	D2/947
D928,478	S		8/2021	Gerig		
D929,085	S		8/2021	Small		
D929,086	S	*	8/2021	Small	.....	D2/947
D929,087	S		8/2021	Gerig		
D932,151	S		10/2021	Petrie		
D933,341	S		10/2021	Gerig		

OTHER PUBLICATIONS

“Nike Lunar Pegasus NSW “Rainbow Sole””; Sneaker News; retrieved Jan. 3, 2022; published Nov. 22, 2014; URL: <<https://sneakernews.com/2014/11/22/nike-lunar-pegasus-nsw-rainbow-sole/>>.

“Air Jordan 1 Retro High GG “Rainbow Sole””; Sneaker News; retrieved Jan. 3, 2022; published Feb. 16, 2015; URL: <<https://sneakernews.com/2015/02/16/air-jordan-1-retro-high-gg-rainbow-sole/>>.

“There Was Actually a Campout For The Nike Lil’ Posite “Rainbow””; Sneaker News; retrieved Jan. 3, 2022; published Feb. 25, 2015; URL: <<https://sneakernews.com/2015/02/25/actually-campout-nike-lil-posite-rainbow/>>.

“Nike KD 10 “Be True” Hits The WNBA Hardwood””; Sneaker News; retrieved Jan. 3, 2022; published Jun. 12, 2017; URL: <<https://sneakernews.com/2017/06/12/nike-kd-10-true-hits-wnba-hardwood/>>.

“The Nike Blue Ribbon Sports Running Collection Releases Tomorrow””; Sneaker News; retrieved Nov. 19, 2021; published Oct. 17, 2019; URL: <<https://sneakernews.com/2019/10/17/nike-blue-ribbon-sports-collection-release-info/>>.

“Nike Calls Back To The 1972 Origins Of Cortez And The Running Category””; Sneaker News; retrieved Nov. 19, 2021; published Apr. 29, 2021; URL: <<https://sneakernews.com/2021/04/29/nike-cortez-1972-dj5183-100-release-info/>>.

“NikeLab Air VaporMax ‘Be True’”; GOAT; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://www.goat.com/sneakers/nikelab-air-vapormax-be-true-883274-500>>.

“Skechers Women’s Skech-air Element Sneaker””; Amazon; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <https://www.amazon.com/Skechers-Womens-Skech-AIR-Element-Sneaker/dp/B07CYX8X55/ref=sr_1_58_sspa>.

“Nike Air VaporMax Plus””; StockX; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://stockx.com/nike-air-vapormax-plus-rainbow>>.

“Nike Air 2020 “White Rainbow” (Women)””; JB Trendz Shop; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://jbtrendzshop.com/products/nike-air-2020-white-rainbow>>.

“Nike Air Max 360 “White or Black Rainbow” (Men/Women)””; JB Trendz Shop; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://jbtrendzshop.com/products/nike-air-max-360-white-or-black-rainbow-men-women?variant=39620446224545>>.

“Chuck Taylor All Star Rainbow Sneaker—Women’s””; DSW; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://www.dsw.com/en/us/product/converse-chuck-taylor-all-star-rainbow-sneaker—womens/452709>>.

“Converse chuck taylor rainbow Online””; 97VSShop; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://www.97vssshop.com/p/?iid=56403312&pr=63.99>>.

“Rainbow converse, Converse chuck taylor””; 97VSShop; retrieved Jan. 3, 2022; published date unknown, but prior to application filing date; URL: <<https://www.97vssshop.com/p/?iid=56403315&pr=64.99>>.

Nike Footwear Catalog, 1973 Blue Ribbon Sports, p. 7, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1974 Blue Ribbon Sports, p. 5, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1980 Shoe Show, p. 6, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1985 Spring Spring Athletic, p. 28, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1985 Footwear, p. 38, published Nov. 1983, Nike, Inc., USA.

Nike Footwear Catalog, 1990 Spring Footwear, p. 90, published Dec. 1989, Nike, Inc., USA.

Nike Footwear Catalog, 1996 Fall Footwear, p. 20, published Dec. 1995, Nike, Inc., USA.

Nike Footwear Catalog, 2000 Spring Men’s and Women’s Footwear 1, p. M14, published Nov. 1999, Nike, Inc., USA.

Nike Footwear Catalog, 2002 Fall Men’s and Women’s Footwear, p. M114, published Nov. 2000, Nike, Inc., USA.

Nike Footwear Catalog, 2005 Fall Footwear, p. 35, published Nov. 2003, Nike, Inc., USA.

(56)

References Cited

OTHER PUBLICATIONS

Nike Footwear Catalog, 2009 Fall Jordan, p. 10, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2010 Spring Sports Inspired Footwear, p. 17, published Feb. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Women's Nike Sportswear Footwear Best, p. 21, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Spring Dept Store Best Footwear NA, p. 90, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2017 Spring Lacrosse Specialty Footwear Apparel Equipment NA, p. 16, published May 2016 Nike, Inc., USA.

* cited by examiner

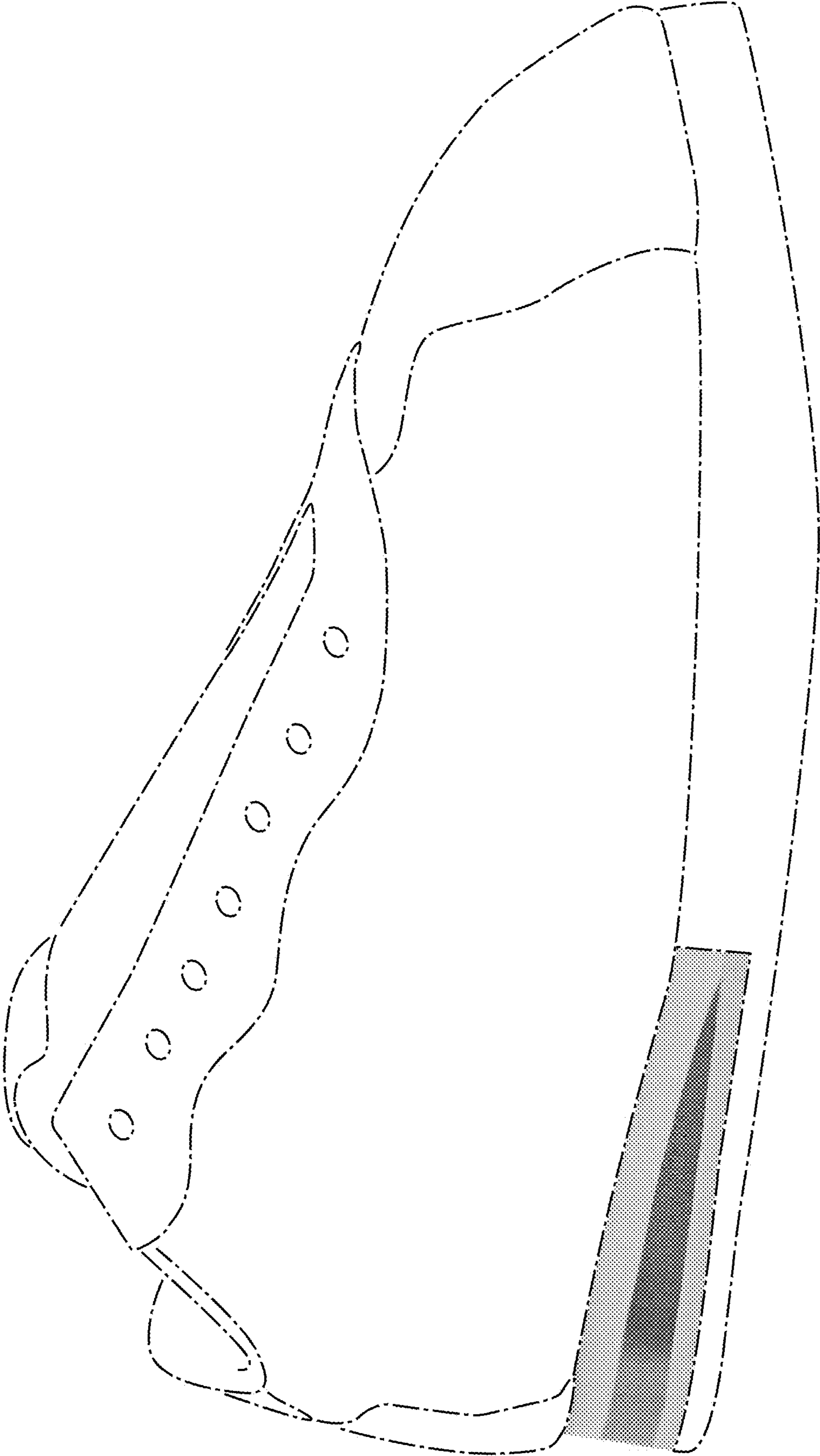


FIG. 1

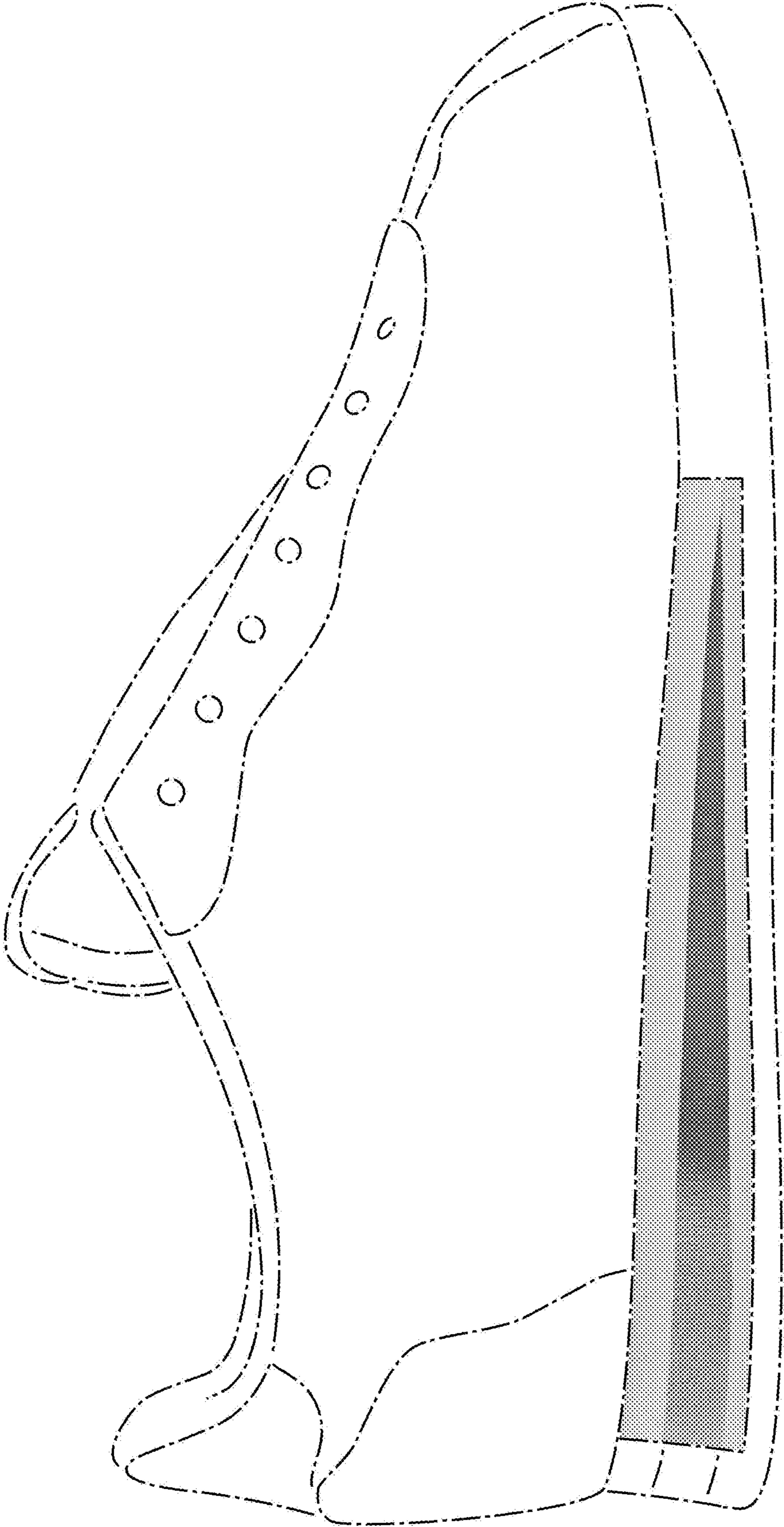


FIG. 2

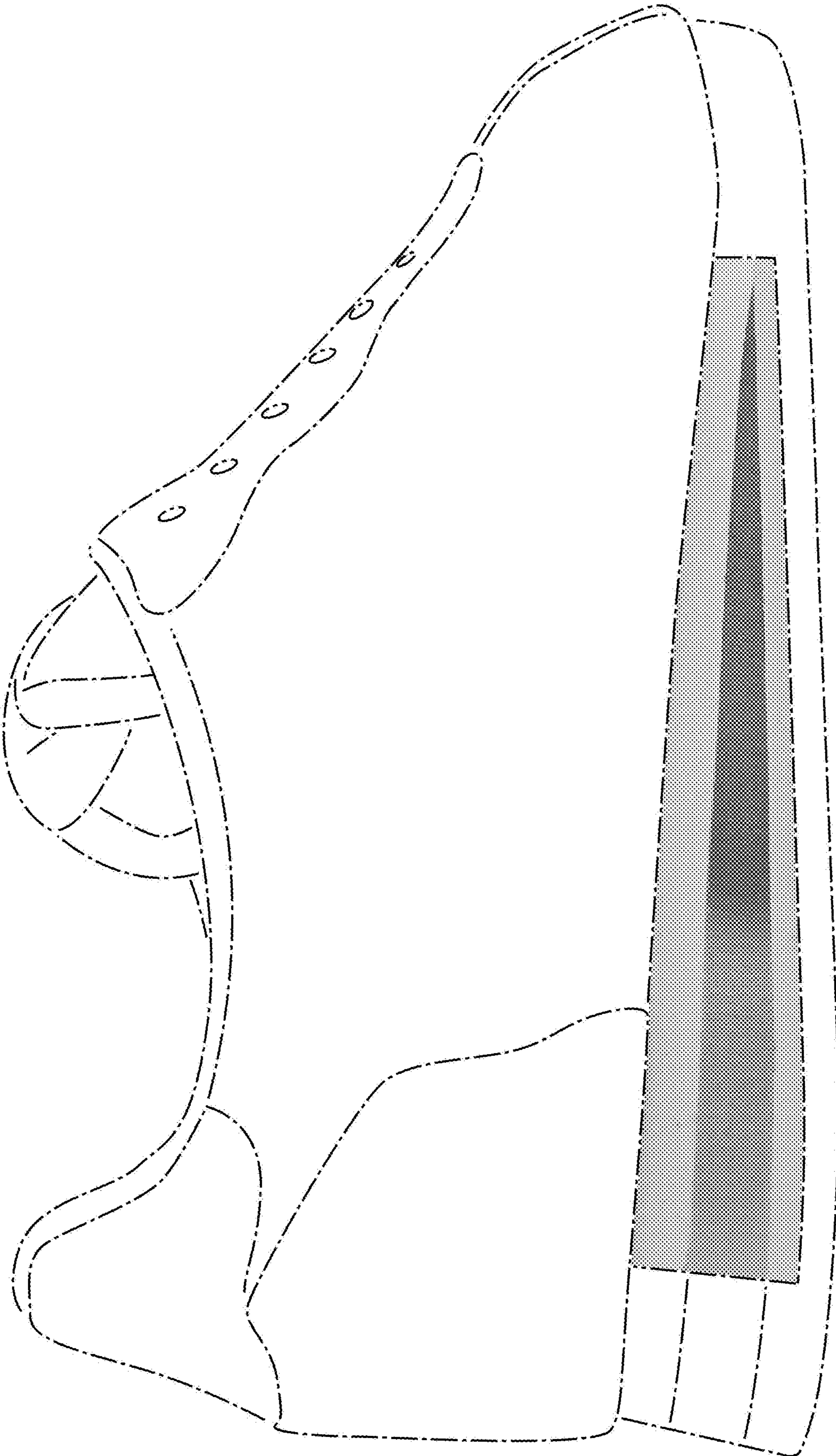


FIG. 3