



US00D973326S

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

(10) **Patent No.:** **US D973,326 S**

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

(54) **SHOE**

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

(72) Inventor: **Kyle D. Schenone**, Beaverton, OR (US)

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

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

(21) Appl. No.: **29/818,891**

(22) Filed: **Dec. 10, 2021**

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

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

USPC **D2/951; D2/957**

(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

D68,214 S	9/1925	McDonald
D78,191 S	4/1929	Bush
D311,810 S	11/1990	Hatfield
D315,442 S	3/1991	Kilgore et al.
D318,170 S	7/1991	Hatfield
D321,977 S	12/1991	Kilgore et al.
D329,533 S	9/1992	Hatfield
D330,800 S	11/1992	Lucas
D335,571 S	5/1993	Peterson

D348,350 S	7/1994	Lucas	
D385,093 S	10/1997	Cass	
D385,392 S	10/1997	Cass	
D390,348 S	* 2/1998	Meyer	D2/959
D392,445 S	* 3/1998	Tresser	D2/954
D394,944 S	6/1998	Doxey	
D395,740 S	7/1998	Cass	
D452,061 S	* 12/2001	Smith	D2/947
D517,786 S	* 3/2006	Burg	D2/951
D530,493 S	10/2006	Holmes	
D530,494 S	10/2006	Holmes	
D550,437 S	* 9/2007	Belley	D2/954
D554,831 S	11/2007	Lotti	
D589,692 S	* 4/2009	McClaskie	D2/951

(Continued)

OTHER PUBLICATIONS

Nike Air Zoom Pegasus 38, Nike.com, [online], [site visited Mar. 10, 2022]. <URL: <https://www.nike.com/t/air-zoom-pegasus-38-mens-road-running-shoes-lq7PZZ/CW7356-700>> (Year: 2022).

(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

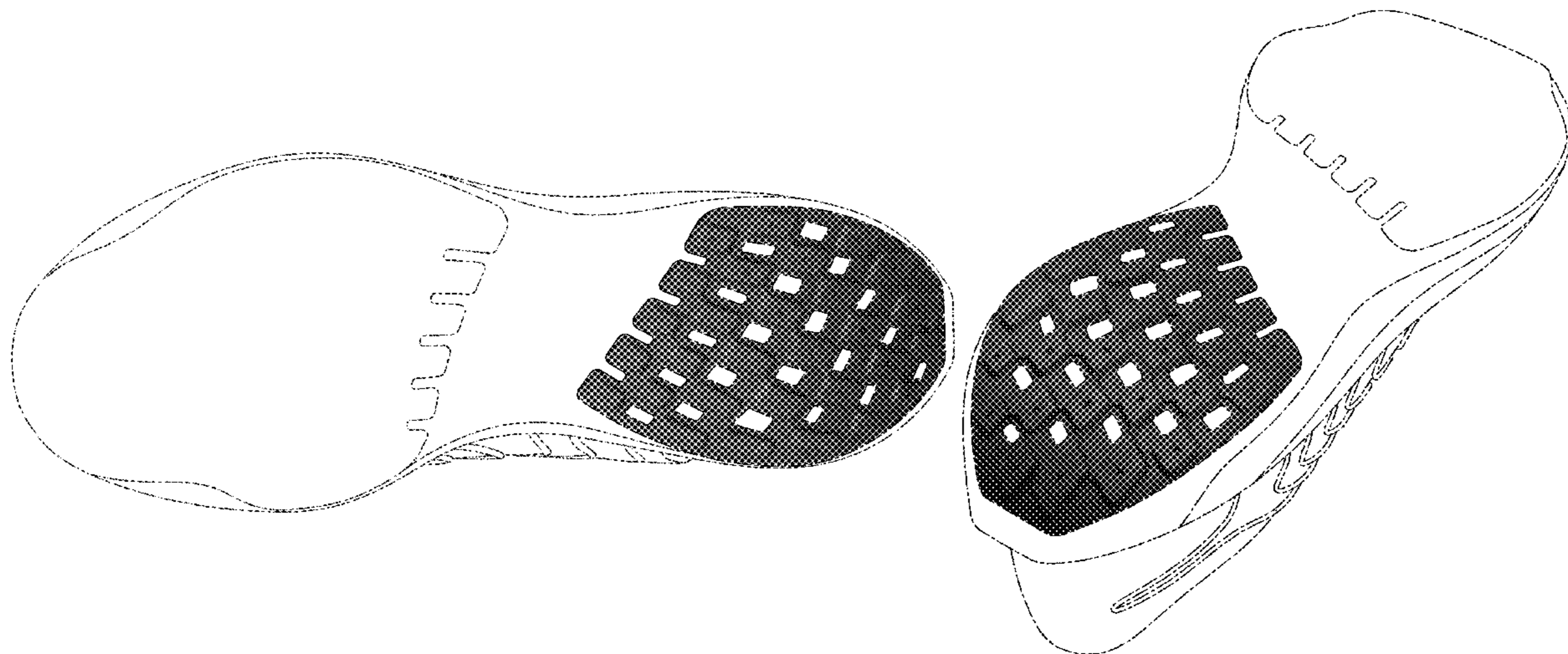
FIG. 1 is a bottom front perspective view of a shoe showing our new design;

FIG. 2 is a bottom view thereof; and,

FIG. 3 is a bottom rear perspective view thereof.

The broken lines immediately adjacent to the photographic area define the bounds of the claimed design and form no part thereof. The broken line showing of the twenty rectangular shaped regions 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, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D632,879 S 2/2011 Merkazy et al.
7,918,041 B2* 4/2011 Cho A43B 7/081
36/28
D661,077 S 6/2012 Lee
D667,617 S 9/2012 Spring
D672,949 S * 12/2012 Bramani D2/951
D675,002 S 1/2013 Marvin et al.
D685,566 S 7/2013 Pope
D711,637 S 8/2014 Miner
D723,778 S 3/2015 Miner
D723,779 S 3/2015 Miner
D723,780 S 3/2015 Miner
D723,781 S 3/2015 Miner
D723,782 S 3/2015 Miner
D723,783 S 3/2015 Miner
D723,784 S 3/2015 Miner
D723,785 S 3/2015 Miner
D734,008 S 7/2015 Marvin et al.
D735,454 S * 8/2015 Yun D2/951
D737,552 S 9/2015 Guichot
D738,079 S 9/2015 Bates et al.
D744,212 S 12/2015 Boudreau et al.
D744,214 S 12/2015 McMillan
D748,902 S * 2/2016 Humphrey D2/951
D770,153 S 11/2016 Marvin et al.
D779,177 S 2/2017 Gibson
D784,674 S 4/2017 Raasch
D788,421 S 6/2017 Gibson
D797,423 S * 9/2017 Bischoff D2/951
D802,899 S * 11/2017 Bischoff D2/947
D808,139 S 1/2018 Martin
D809,759 S 2/2018 Kanata
D824,151 S * 7/2018 Newman D2/947
10,016,013 B2* 7/2018 Kormann A43B 1/08
D847,478 S 5/2019 Fracassi
D851,881 S 6/2019 Hatfield et al.
D852,484 S * 7/2019 Neumann D2/947
D854,299 S 7/2019 Mial
D854,300 S 7/2019 Evans
D854,800 S 7/2019 Marvin et al.
D855,295 S 8/2019 Della Valle et al.
D862,059 S 10/2019 de Montgolfier
D877,473 S * 3/2020 Seamarks D2/951
D879,435 S 3/2020 de Montgolfier
D882,924 S 5/2020 Rasmussen
D885,734 S * 6/2020 Cass D2/947
D891,063 S * 7/2020 Shi D2/947
D894,566 S 9/2020 Murphy-Reinhertz et al.
D894,567 S 9/2020 Murphy-Reinhertz et al.
D894,568 S 9/2020 de Montgolfier
D894,569 S 9/2020 de Montgolfier
D894,570 S 9/2020 de Montgolfier
D896,492 S 9/2020 Dombrow
D896,493 S 9/2020 Hernandez
D899,052 S 10/2020 Henrichot
D902,548 S 11/2020 Hatfield et al.
D903,993 S 12/2020 Stefan
D904,741 S 12/2020 Rasmussen
D908,333 S 1/2021 Ngene
D910,294 S 2/2021 Gerig
D911,002 S 2/2021 Marvin et al.
D911,003 S 2/2021 Richez
D912,960 S 3/2021 Han et al.
D913,648 S 3/2021 Dean

D913,649 S * 3/2021 Suh D2/908
D913,650 S 3/2021 Ortega
D915,051 S 4/2021 Troufanov
D918,556 S * 5/2021 Patt D2/951
D922,039 S 6/2021 Xue
D929,707 S 9/2021 Suh
D930,340 S 9/2021 Patt et al.
D930,964 S 9/2021 Street
D932,166 S 10/2021 Eldem
D934,546 S 11/2021 Page
D935,156 S 11/2021 Stauffer
D938,708 S 12/2021 Sagat
D939,197 S 12/2021 Papp
D941,005 S * 1/2022 Jones D2/951
D953,712 S * 6/2022 O'Connor D2/951
D955,726 S * 6/2022 Nickless D2/954

OTHER PUBLICATIONS

“A Multi-colored Splatter Print Appears On The Newly Launched Nike Pegasus 37”; Sneaker News; retrieved Dec. 16, 2020; published Jul. 19, 2019; URL: <<https://sneakernews.com/2020/07/19/nike-pegasus-37-multicolor-cz7864-100/>>.
“Nike ZoomX Invincible: First Look”; Fresh Brew Run Club; retrieved Dec. 16, 2020; published Dec. 3, 2020; URL: <<https://freshbrewrunclub.com/tag/nike-leak/>>.
“Preview the Nike React Miler 2, React Infinity Run 2, & the ZoomX Invincible”; The Sneaker Brief; retrieved Dec. 21, 2020; published Nov. 20, 2020; URL: <<https://thesneakerbrief.com/preview-the-nike-react-miler-2-react-infinity-run-2-the-zoomx-invincible>>.
Nike Footwear Catalog, 1982 Shoe Show, p. 2, published Jan. 1982, Nike, Inc., USA.
Nike Footwear Catalog, 1987 Fall Footwear, p. 4, published Jan. 1987, Nike, Inc., USA.
Nike Footwear Catalog, 1991 Spring Footwear, p. 8, published Jun. 1990, Nike, Inc., USA.
Nike Footwear Catalog, 1991 Spring Footwear, p. 22, published Jun. 1990, Nike, Inc., USA.
Nike Footwear Catalog, 1994 Holiday Footwear, p. 20, published Mar. 1993, Nike, Inc., USA.
Nike Footwear Catalog, 1996 Spring Footwear, p. 9, published Mar. 1996, Nike, Inc., USA.
Nike Footwear Catalog, 1998 Fall Men’s, Women’s, and Kids’ Footwear, p. 12, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.
Nike Footwear Catalog, 1999 Holiday Men’s and Women’s Footwear, p. M16, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.
Nike Footwear Catalog, 2000 Spring Men’s and Women’s Footwear 2, p. M121, published Nov. 1999, Nike, Inc., USA.
Nike Footwear Catalog, 2001 Fall Men’s and Women’s Footwear, p. W39, published Nov. 1999, Nike, Inc., USA.
Nike Footwear Catalog, 2011 Fall Men’s Sportswear Footwear, p. 12, published Feb. 2010, Nike, Inc., USA.
“Nike Zoom Pegasus Turbo”; Nike News; retrieved Dec. 6, 2021; published Jul. 11, 2018; URL: <<https://news.nike.com/news/nike-zoom-pegasus-turbo>>.
“The Nike Air Zoom Pegasus 38 Shield Goes Undercover In All-Black”; Sneaker News; retrieved Dec. 6, 2021; published Oct. 3, 2021; URL: <<https://sneakernews.com/2021/10/03/nike-air-zoom-pegasus-38-shield-black-dc4074-002/>>.

* cited by examiner

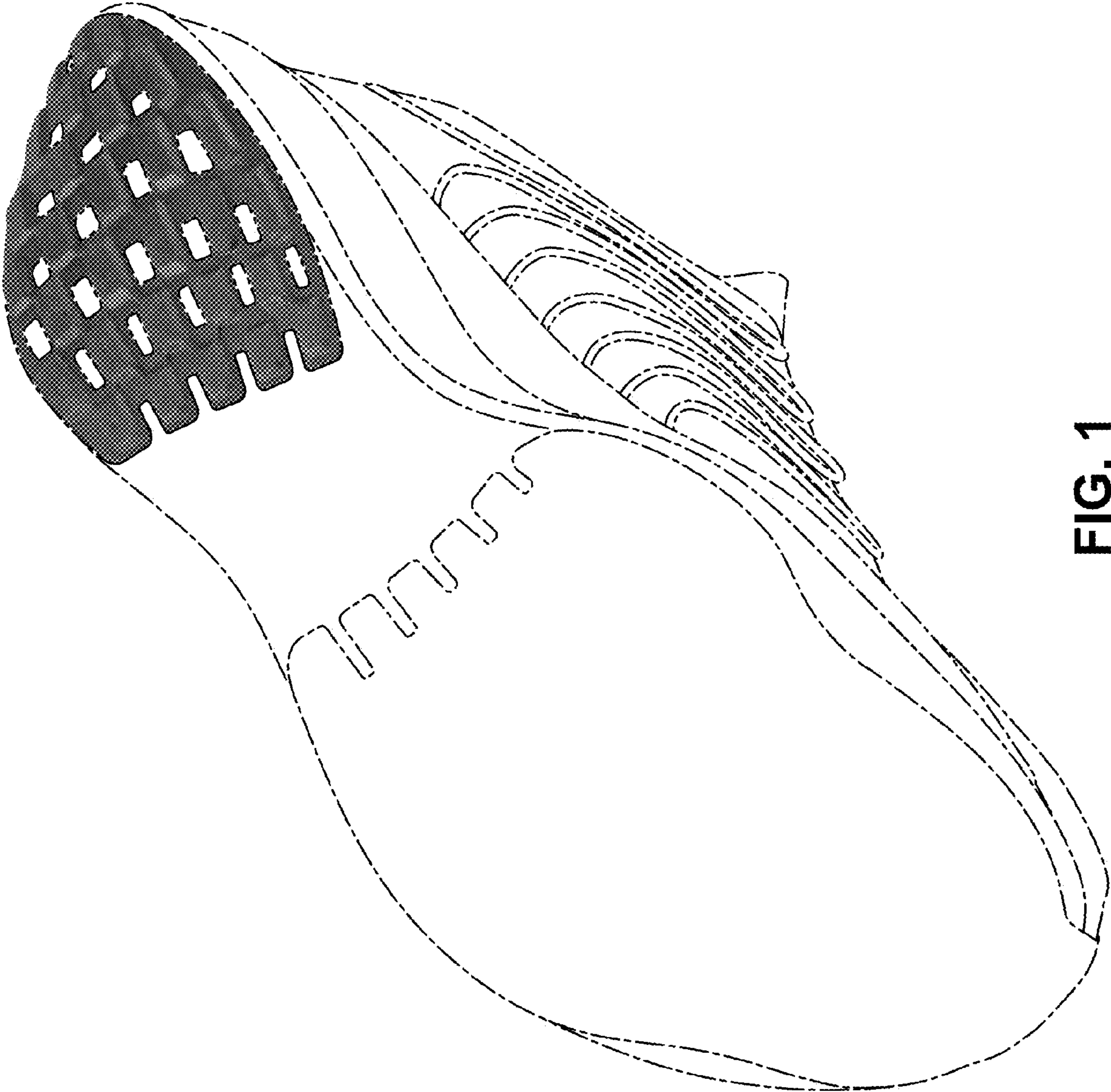


FIG. 1

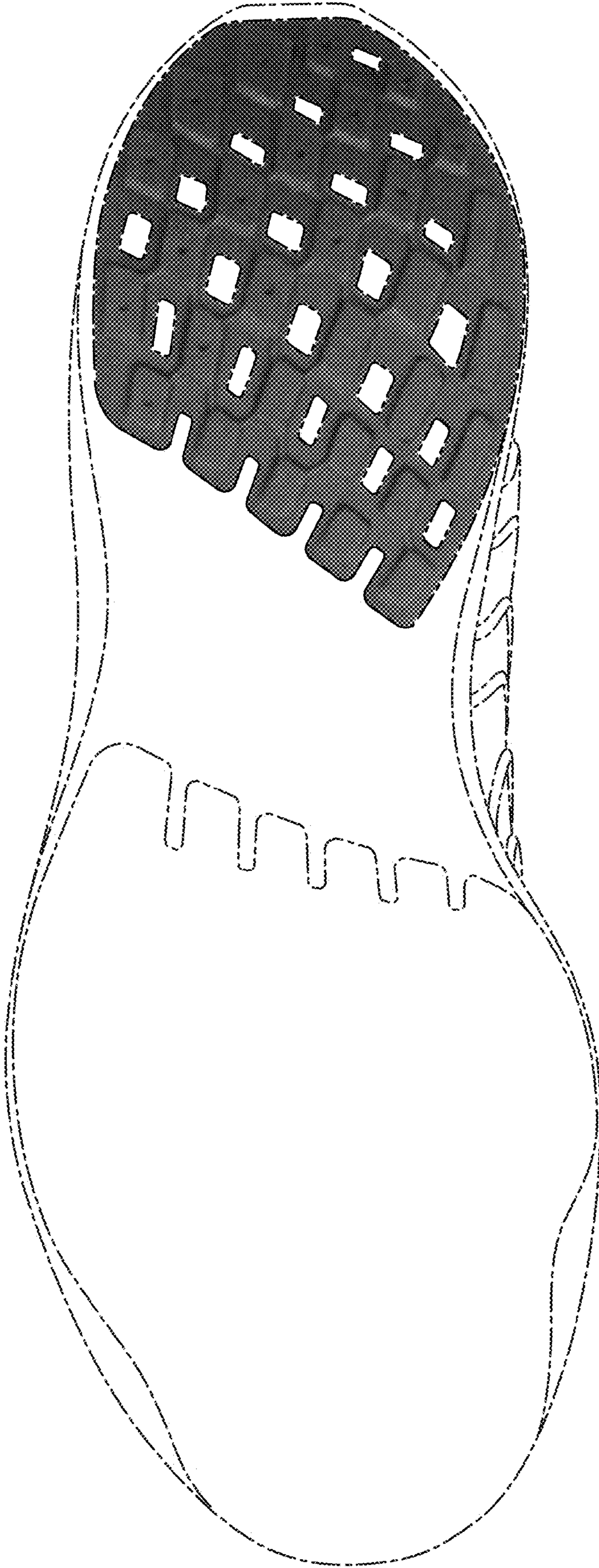


FIG. 2

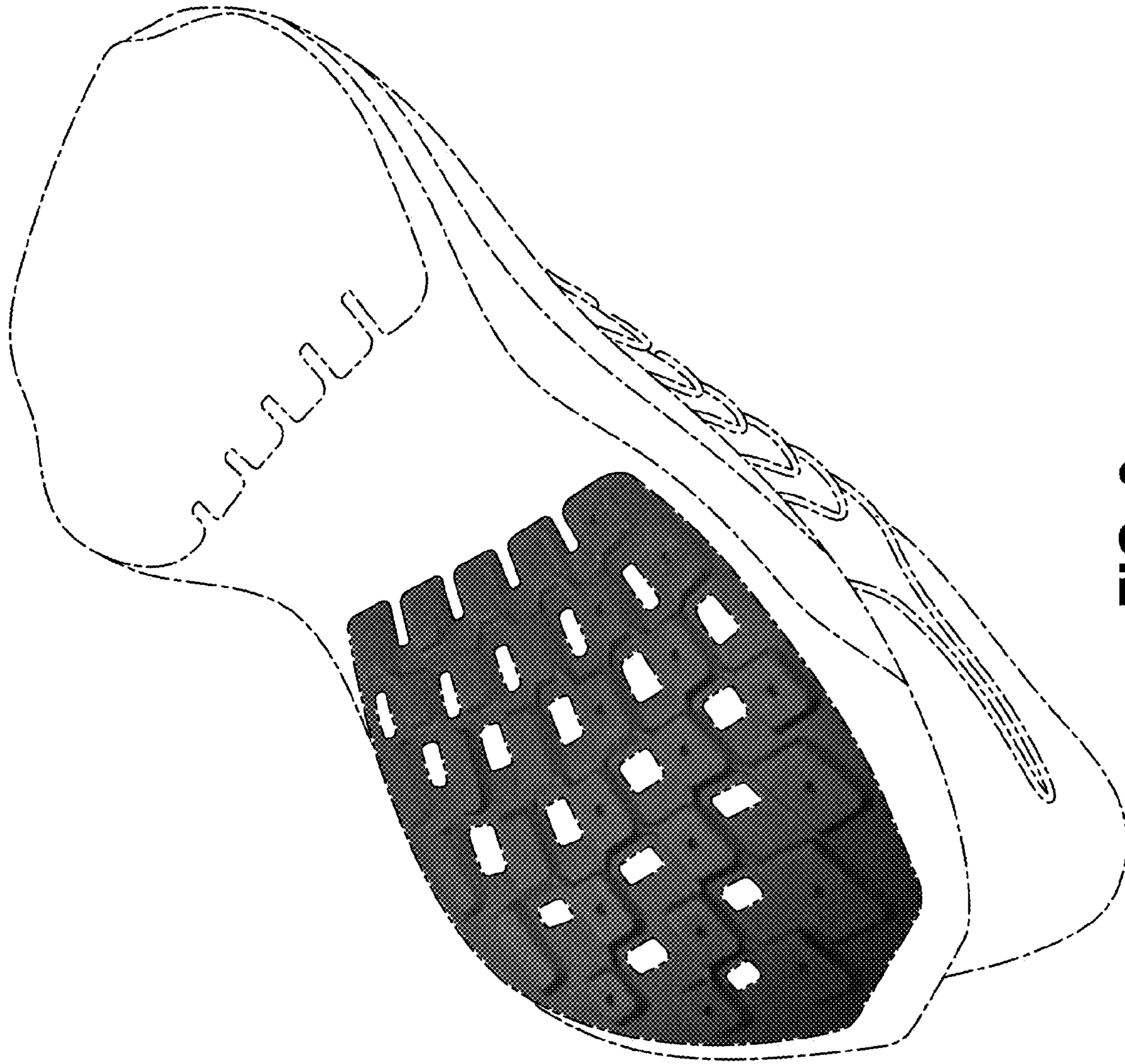


FIG. 3