



US00D987273S

(12) **United States Design Patent** (10) **Patent No.:** **US D987,273 S**
Petrenka (45) **Date of Patent:** **** May 30, 2023**

(54) **SHOE**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Dylan Petrenka**, Portland, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/844,851**
(22) Filed: **Jul. 1, 2022**
(51) **LOC (14) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/972**
(58) **Field of Classification Search**
USPC D2/896, 900, 902, 904, 906-908,
D2/916-924, 925-945, 969-979; D5/47,
D5/54, 55, 56, 58, 60, 62
CPC A43B 1/00; A43B 1/02; A43B 1/04; A43B
3/00; A43B 3/02; A43B 3/06; A43B 3/10;
A43B 3/12; A43B 3/14; A43B 5/00;
A43B 5/001; A43B 5/002; A43B 5/008;
A43B 5/06; A43B 5/10; A43B 5/12;
A43B 23/00; A43B 23/02; A43B 23/04
See application file for complete search history.

D668,035 S 10/2012 Shaffer
D668,441 S 10/2012 Shaffer
D696,853 S 1/2014 Martin
D700,423 S 3/2014 Martin
D707,027 S * 6/2014 Shaffer D2/972
D707,028 S * 6/2014 Parker D2/972
D707,032 S 6/2014 Martin
D707,950 S 7/2014 William, Jr.
(Continued)

FOREIGN PATENT DOCUMENTS

CN 304372286 S 11/2017
CN 304877307 S 11/2018
(Continued)

OTHER PUBLICATIONS

Nike React Infinity Run Flyknit 3, Nike.com, [online], [site visited Dec. 15, 2022]. <URL: <https://www.nike.com/t/react-infinity-run-flyknit-3-mens-road-running-shoes-mZMPS2/DH5392-400>> (Year: 2022).*

(Continued)

Primary Examiner — Jonathan J Han
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

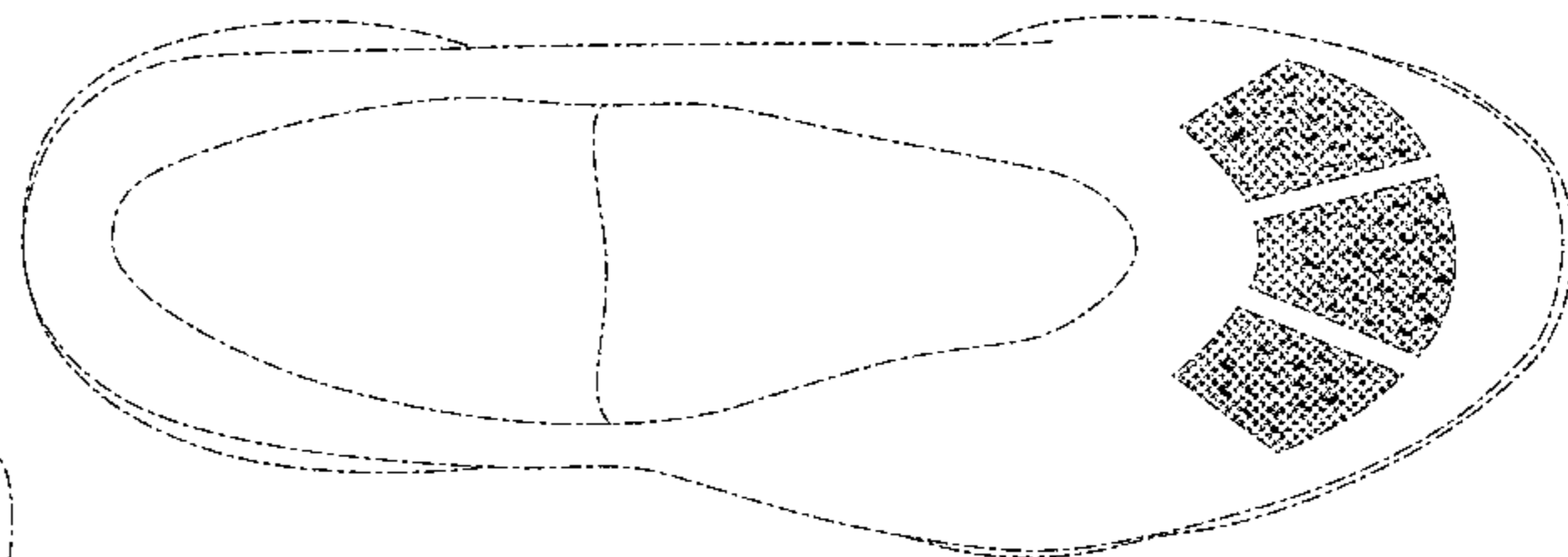
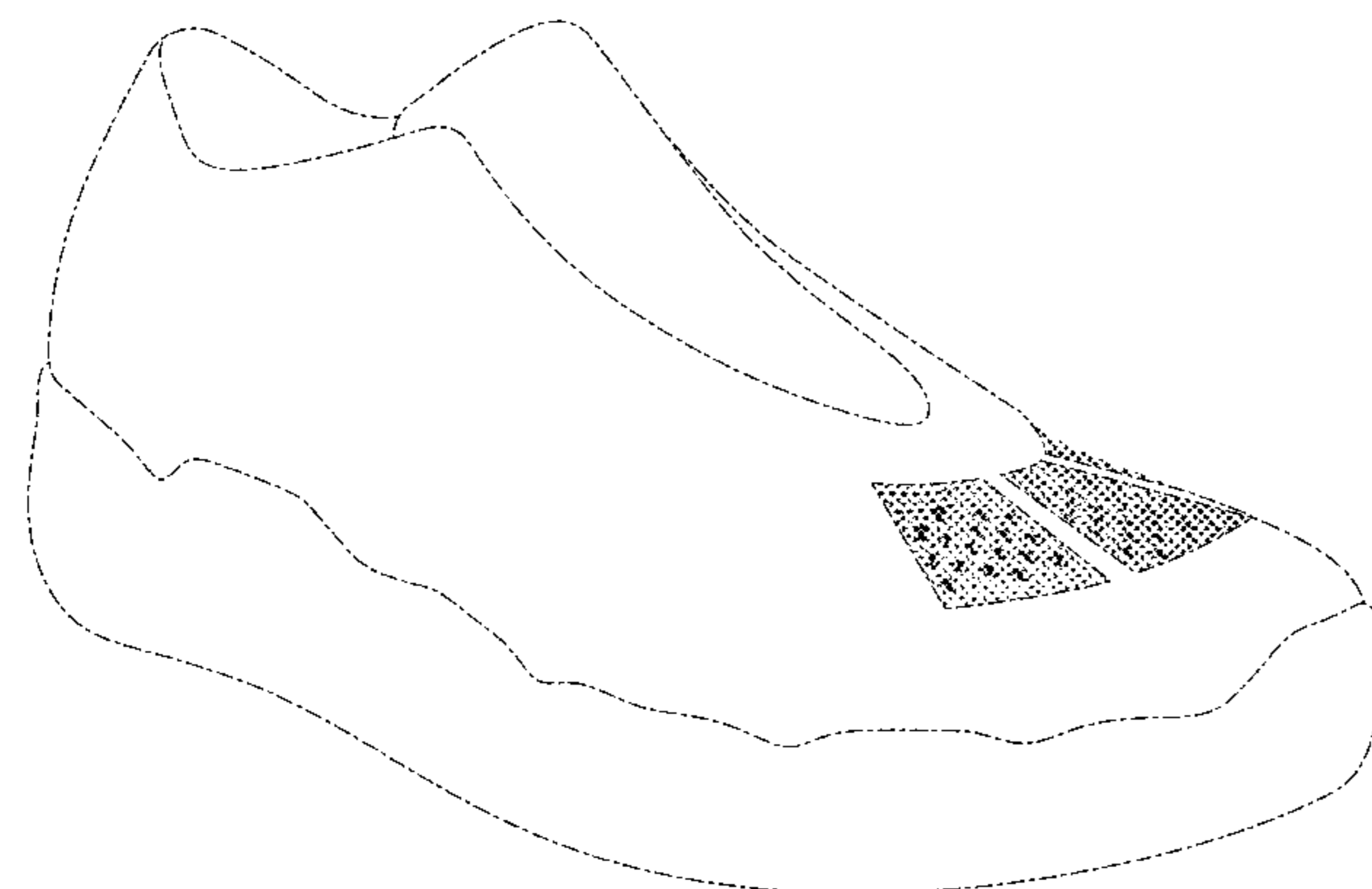
The ornamental design for a shoe, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of a shoe showing my new design;
FIG. 2 is a top view thereof; and,
FIG. 3 is an opposite side front perspective view thereof.
The broken lines immediately adjacent to and surrounding the photographic areas define the bounds of the claimed design and form no part thereof. 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
D397,858 S 9/1998 Cass
D550,946 S * 9/2007 Lotti D2/972
D666,404 S 9/2012 Shaffer
D667,211 S 9/2012 Shaffer
D667,625 S 9/2012 Shaffer
D667,626 S 9/2012 Shaffer
D667,627 S 9/2012 Shaffer
D668,031 S 10/2012 Shaffer
D668,032 S 10/2012 Shaffer
D668,033 S 10/2012 Shaffer
D668,034 S 10/2012 Shaffer



(56)

References Cited

U.S. PATENT DOCUMENTS

D709,280 S 7/2014 Shaffer
 D718,036 S 11/2014 McMillan
 D722,295 S 2/2015 Williams, Jr.
 D722,994 S 2/2015 Williams, Jr.
 D731,163 S 6/2015 Williams, Jr.
 D731,164 S 6/2015 Williams, Jr.
 D752,332 S 3/2016 Williams, Jr.
 D765,384 S 9/2016 Williams, Jr.
 D767,268 S 9/2016 Avar
 D767,867 S 10/2016 Johnsongriffin
 D767,868 S 10/2016 Johnsongriffin
 D769,602 S 10/2016 Mueller
 D769,603 S 10/2016 Mueller
 D770,159 S 11/2016 Williams, Jr. et al.
 D771,925 S 11/2016 Johnsongriffin
 D778,569 S * 2/2017 Chang D2/969
 D779,184 S * 2/2017 Avar D2/969
 D779,187 S 2/2017 Williams, Jr.
 D780,431 S * 3/2017 Pauk D2/972
 D782,802 S 4/2017 Kanata
 D782,803 S 4/2017 Kanata
 D782,804 S 4/2017 Kanata
 D782,805 S 4/2017 Kanata
 D782,806 S 4/2017 Small
 D783,257 S 4/2017 Small
 D783,259 S 4/2017 Small
 D783,975 S * 4/2017 Schenone D2/969
 D783,979 S 4/2017 Gerig
 D784,680 S 4/2017 Lee
 D785,312 S 5/2017 Small
 D788,435 S 6/2017 Gibson
 D788,443 S 6/2017 Gibson
 D789,063 S * 6/2017 Madore D2/972
 D789,677 S 6/2017 Kuerbis
 D790,191 S 6/2017 Small
 D790,196 S 6/2017 O'Connor
 D790,201 S 6/2017 McMillan
 D790,837 S 7/2017 Greenspan
 D791,463 S 7/2017 Williams, Jr.
 D792,085 S * 7/2017 Kuerbis D2/972
 D792,701 S 7/2017 Small
 D792,704 S 7/2017 O'Connor
 D793,692 S 8/2017 Lee
 D793,693 S 8/2017 Roulo et al.
 D793,710 S 8/2017 Winfield
 D794,313 S 8/2017 Yun
 D795,555 S 8/2017 Matthews
 D795,562 S 8/2017 Engel
 D796,819 S * 9/2017 Chang D2/972
 D798,579 S 10/2017 McMillan
 D798,580 S 10/2017 McMillan
 D798,581 S 10/2017 McMillan
 D799,805 S 10/2017 Lee
 D801,028 S 10/2017 Small
 D801,029 S 10/2017 Lee
 D801,030 S 10/2017 O'Connor
 D801,031 S 10/2017 Cin
 D801,034 S 10/2017 Sokol
 D801,664 S 11/2017 Small
 D801,670 S 11/2017 O'Connor
 D805,280 S 12/2017 O'Connor
 D805,282 S * 12/2017 Crow D2/972
 D807,009 S 1/2018 Lee
 D807,011 S 1/2018 O'Connor
 D807,018 S 1/2018 O'Connor
 D808,146 S * 1/2018 Smyth D2/972
 D809,267 S 2/2018 O'Connor
 D809,270 S 2/2018 Pauk
 D809,766 S 2/2018 Remy
 D810,418 S 2/2018 Chang
 D811,073 S 2/2018 Cin
 D815,826 S 4/2018 Kuerbis
 D816,978 S 5/2018 Small
 D816,979 S 5/2018 Lee
 D817,609 S * 5/2018 Boys D2/908

D818,694 S 5/2018 Pauk
 D822,364 S 7/2018 Small
 D822,974 S 7/2018 Klein
 D822,975 S 7/2018 Klein
 D823,589 S 7/2018 Remy
 D826,540 S * 8/2018 Petrie D2/973
 D827,284 S 9/2018 Winfield
 D827,286 S 9/2018 Behr
 D828,992 S 9/2018 Winfield
 D833,134 S 11/2018 Kuerbis
 D834,294 S * 11/2018 Small D2/969
 D837,505 S * 1/2019 Chang D2/972
 D840,664 S 2/2019 Small
 D840,665 S 2/2019 Small
 D840,666 S 2/2019 Small
 D841,970 S 3/2019 Woodman
 D841,971 S 3/2019 Lee
 D841,973 S * 3/2019 Small D2/973
 D843,088 S 3/2019 Frank
 D845,591 S 4/2019 Frank
 D848,132 S 5/2019 Piacentini et al.
 D849,371 S * 5/2019 Ortega D2/902
 D849,372 S * 5/2019 Ortega D2/902
 D854,807 S 7/2019 Hernandez
 D858,077 S 9/2019 Taylor
 D866,154 S 11/2019 Petrenka et al.
 D867,729 S * 11/2019 Dean D2/902
 D874,811 S * 2/2020 Avar D2/972
 D880,141 S 4/2020 Streck
 D880,835 S 4/2020 Lee
 D884,331 S 5/2020 Kanata et al.
 D890,504 S 7/2020 Williams, Jr.
 D893,847 S * 8/2020 Jenkins D2/944
 D895,953 S 9/2020 Hernandez
 D903,248 S * 12/2020 Verfl D2/954
 D903,277 S * 12/2020 Verfl D2/969
 D903,289 S 12/2020 Avar et al.
 D903,997 S * 12/2020 Avar D2/974
 D904,751 S 12/2020 Kanata
 D905,386 S * 12/2020 Boys D04B 1/24
 D912,386 S * 3/2021 Murphy-Reinhertz D2/945
 D912,965 S 3/2021 Han et al.
 D912,966 S 3/2021 Han et al.
 D913,649 S * 3/2021 Suh D2/908
 D913,650 S * 3/2021 Ortega D2/908
 D913,674 S * 3/2021 Suh D2/969
 D913,675 S * 3/2021 Ortega D2/969
 D914,335 S * 3/2021 Patt D2/907
 D914,345 S 3/2021 Chang
 D914,352 S 3/2021 Schenone
 D915,034 S * 4/2021 Sartori D2/907
 D917,861 S 5/2021 Hernandez
 D920,640 S * 6/2021 Johnson D2/954
 D925,205 S 7/2021 Schenone
 D925,892 S 7/2021 Witherow
 D928,466 S * 8/2021 Xie D2/908
 D929,109 S 8/2021 Small
 D929,707 S * 9/2021 Suh D2/951
 D932,144 S 10/2021 Fu
 D938,711 S * 12/2021 Ortega D2/969
 D941,561 S * 1/2022 Fu D2/908
 D943,246 S * 2/2022 Du D2/897
 D943,977 S 2/2022 da Costa Pereira Machado
 D947,516 S 4/2022 Schenone
 D959,101 S * 8/2022 De Boer D2/908
 D959,819 S * 8/2022 Odinot D2/972
 D960,548 S * 8/2022 Suh D2/969
 D961,223 S * 8/2022 Han D2/972
 D963,308 S * 9/2022 Suh D2/969
 D971,574 S * 12/2022 Polgar D2/907

FOREIGN PATENT DOCUMENTS

CN 305719323 S 4/2020
 CN 305992323 S 8/2020
 CN 306252668 S 12/2020
 CN 306489806 S 4/2021

(56)

References Cited

FOREIGN PATENT DOCUMENTS

| | | |
|----|-------------|--------|
| CN | 306590908 S | 6/2021 |
| CN | 307163424 S | 3/2022 |
| CN | 307285776 S | 4/2022 |

OTHER PUBLICATIONS

Nike Free Run 2018, Nike.com, [online], [site visited Dec. 15, 2022]. <URL: <https://www.nike.com/t/free-run-2018-mens-road-running-shoes-RRT9eIMk/942838-101>> (Year: 2022).*

“Nike Air VaporMax Plus”; Nike; retrieved Jun. 23, 2022; published date unknown, but prior to application filing date; URL: <<https://www.nike.com/t/air-vapormax-plus-mens-shoes-nC0dzF>>.

“Nike Air VaporMax Reveals the Pinnacle of Air”; Nike News; retrieved Jun. 23, 2022; published Feb. 20, 2017; URL: <<https://news.nike.com/news/air-max-vapor>>.

“Air Vapormax 2021 Fk DH4085 002 Pure Platinum/Summit White”; efootwear.eu; retrieved Jun. 23, 2022; published date unknown, but prior to application filing date; URL: <<https://www.efootwear.eu/footwear-nike-air-vapormax-2021-fk-dh4085-002-pure-platinum-summit-white.html>>.

“Nike’s Air VaporMax 2020 FlyKnit Receives “Stone Blue” Make-over”; HypeBeast; retrieved Jun. 23, 2022; published Oct. 1, 2020; URL: <<https://hypebeast.com/2020/9/nike-air-vapormax-2020-flyknit-stone-blue-ct1823-400-release>>.

“Nike Flyknit Racer”; Nike News; retrieved Jun. 23, 2022; published Oct. 14, 2016; URL: <<https://news.nike.com/footwear/flyknit-racer-white?page=116>>.

“Nike suing Skechers over copied shoe design”; Running Magazine; retrieved Jun. 23, 2022; published Jan. 8, 2016; URL: <<https://runningmagazine.ca/uncategorized/nike-suing-skechers-over-copied-shoe-design/>>.

“Flyknit Trainer 2017 ‘OG’”; Flight Club; retrieved Jun. 23, 2022; published Jul. 27, 2017; URL: <<https://www.flightclub.com/nike-flyknit-trainer-white-black-white-801624>>.

“Flyknit Trainer ‘White Gum’”; Flight Club; retrieved Jun. 23, 2022; published Apr. 19, 2018; URL: <<https://www.flightclub.com/nike-flyknit-trainer-white-white-white-804012>>.

“Air Vapormax 2020 Flyknit ‘Obsidian Siren Red’”; Flight Club; retrieved Jun. 23, 2022; published Dec. 26, 2020; URL: <<https://www.flightclub.com/air-vapormax-2020-flyknit-obsidian-siren-red-cw1765-400>>.

U.S. Appl. No. 29/844,899, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,902, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,909, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,835, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,839, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,846, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,853, filed Jul. 1, 2022.

U.S. Appl. No. 29/844,861, filed Jul. 1, 2022.

Nike Footwear Catalog, 1975 Footwear, p. 14, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 1991 Fall Footwear, p. 50, published Dec. 1989, Nike, Inc., USA.

Nike Footwear Catalog, 1994 Fall Footwear, p. 8, published Mar. 1993, Nike, Inc., USA.

Nike Footwear Catalog, 1997 Fall Footwear, p. 17, published Mar. 1996, Nike, Inc., USA.

Nike Footwear Catalog, 2000 Spring Men’s and Women’s Footwear 2, p. W12, published Nov. 1999, Nike, Inc., USA.

Nike Footwear Catalog, 2001 Holiday Jordan Footwear, p. M9, published Nov. 1999, Nike, Inc., USA.

Nike Footwear Catalog, 2002 Spring Men’s and Women’s Footwear, p. M39, published Nov. 2001, Nike, Inc., USA.

Nike Footwear Catalog, 2004 Holiday Men’s, Women’s, and Kids’ Footwear, p. M5, published Nov. 2003, Nike, Inc., USA.

Nike Footwear Catalog, 2005 Fall Footwear, p. M13, published Nov. 2003, Nike, Inc., USA.

Nike Footwear Catalog, 2011 Fall Men’s Nike Sportswear Footwear, p. 2, published Feb. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2012 Fall Core Footwear, p. 38, published Nov. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Fall City Specialty Footwear Best Final, p. 129, published Feb. 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Women’s Footwear Performance, p. 23, published Nov. 1, 2013, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Nike Running Specialty, p. 82, published Nov. 2014, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Fall Strategic Sporting Goods Footwear Catalog NA, p. 87, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Summer Running, p. 49, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Fall Athletic Specialty_Sportswear, p. 2418, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

* cited by examiner

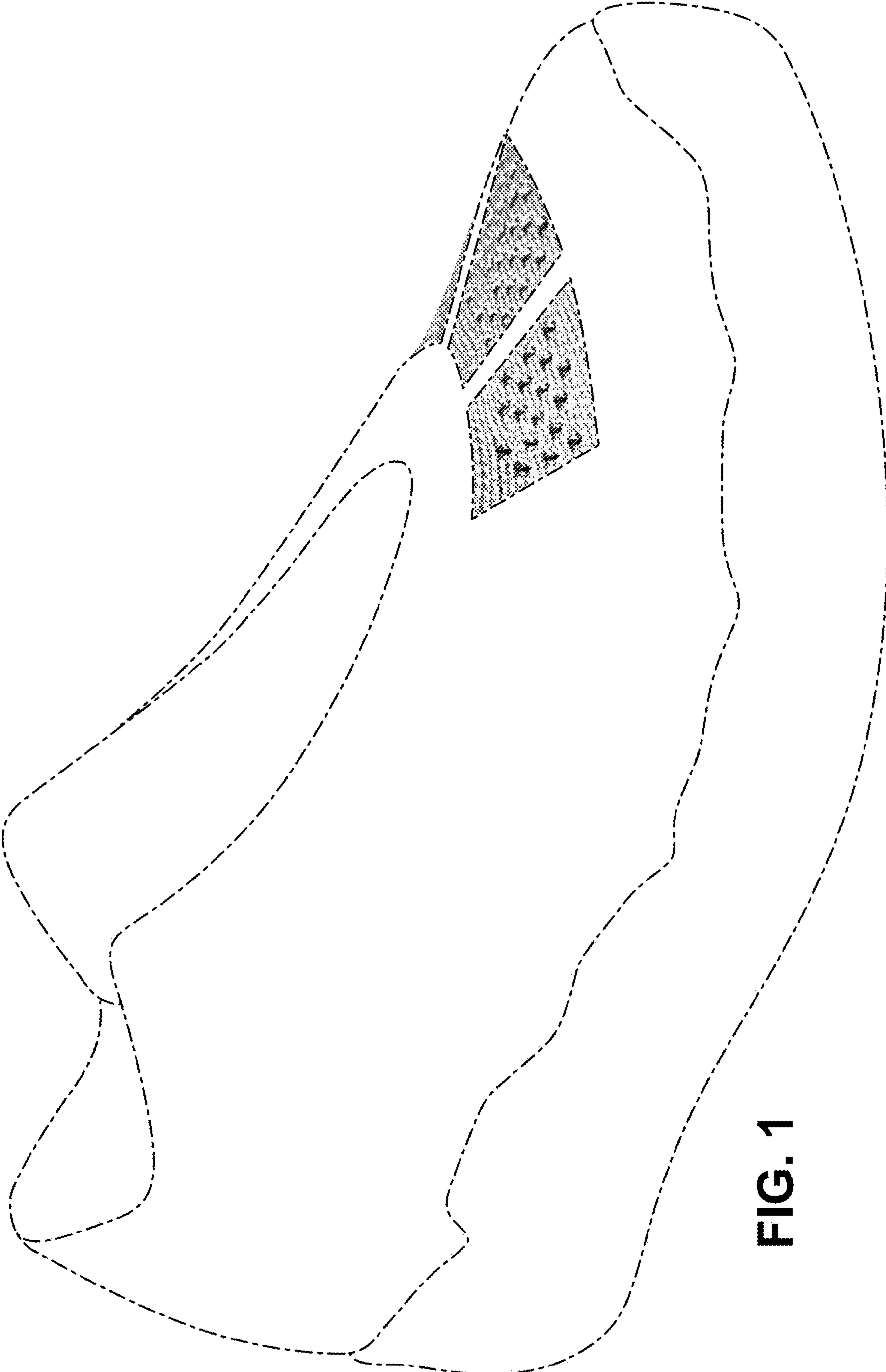


FIG. 1

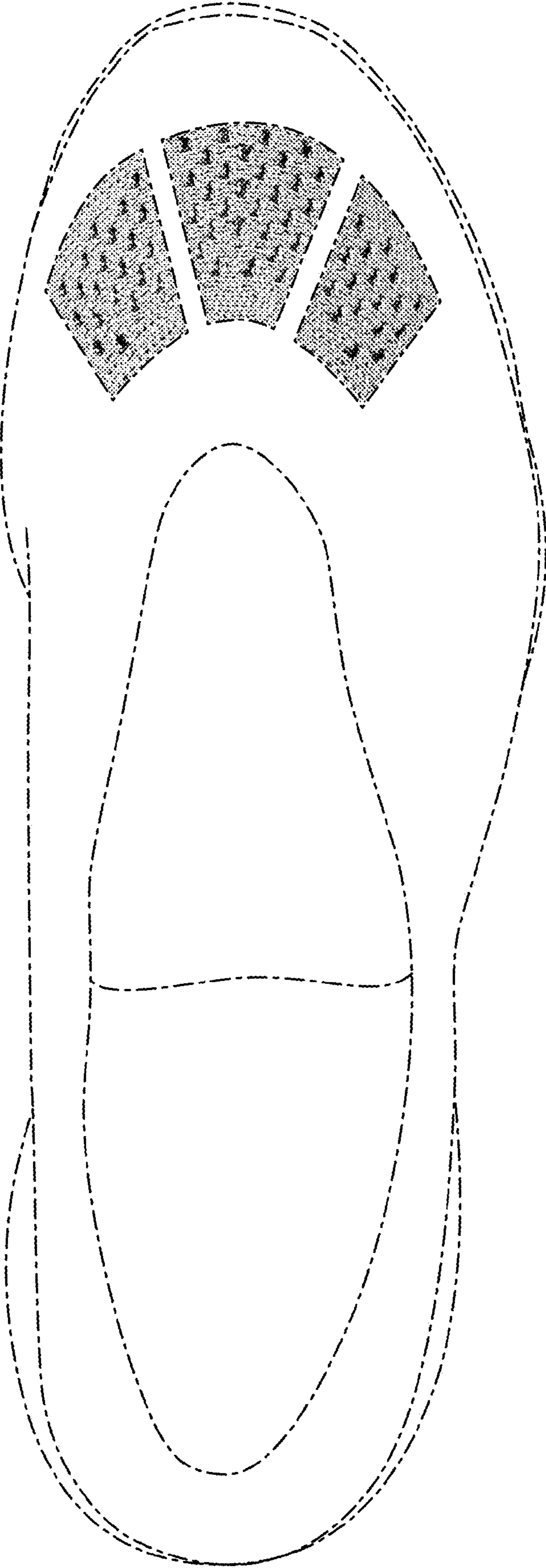


FIG. 2

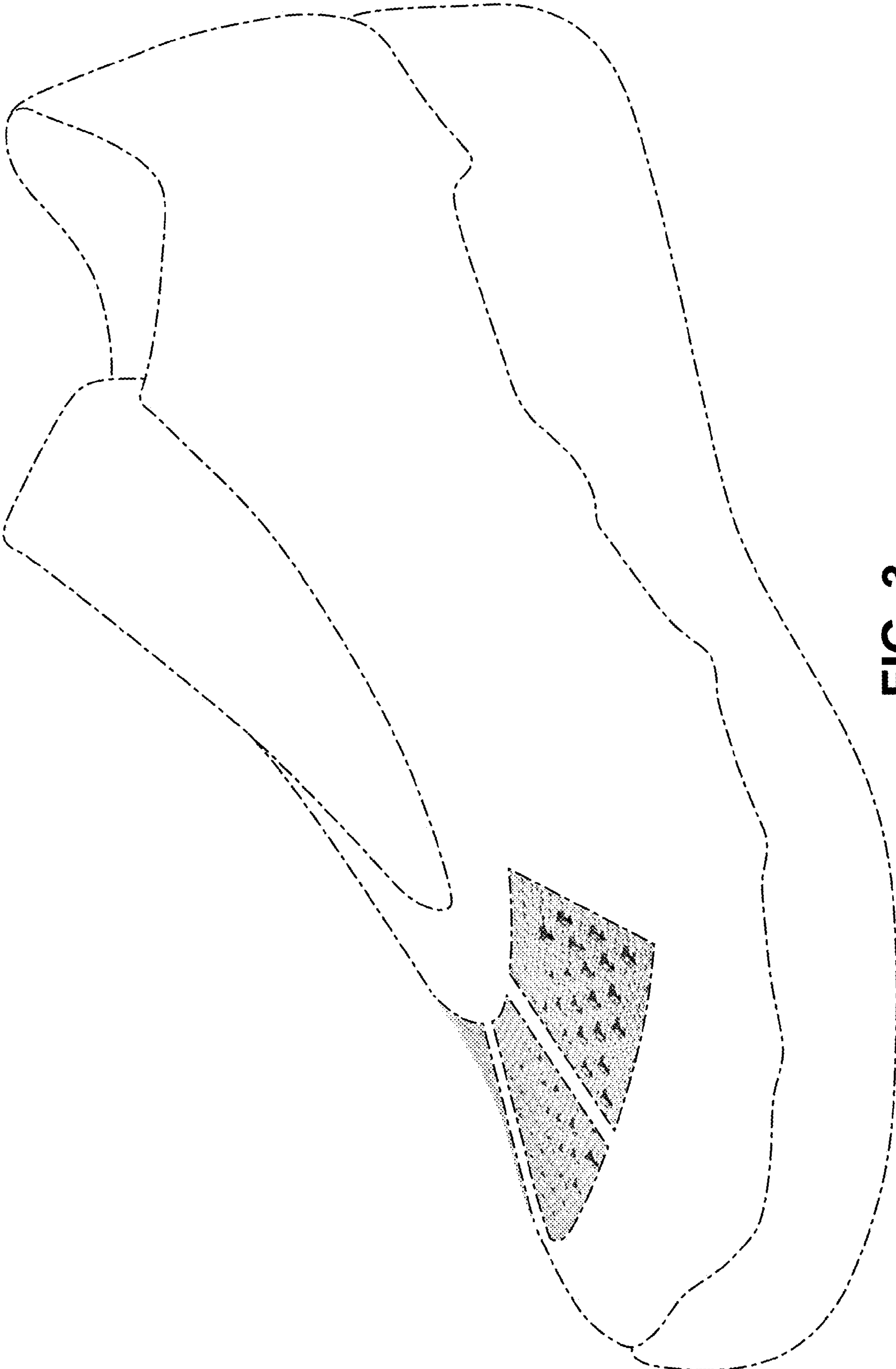


FIG. 3