



US00D987279S

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

(10) **Patent No.:** **US D987,279 S**  
(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**

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)

- (21) Appl. No.: **29/844,899**
- (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.

**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.

(56) **References Cited**

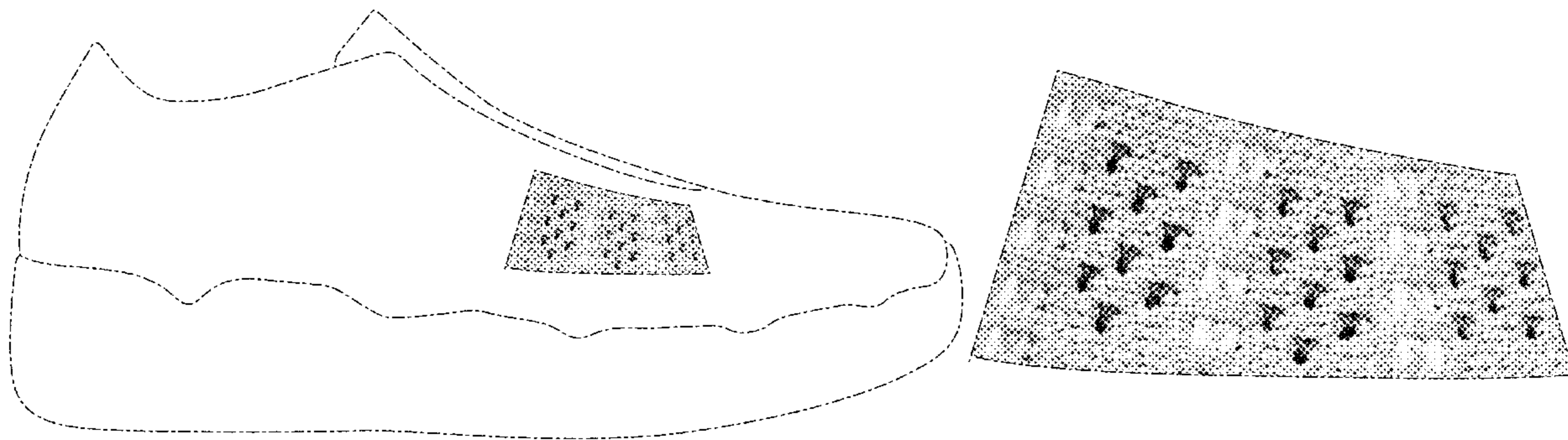
**U.S. PATENT DOCUMENTS**

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	
D668,035 S	10/2012	Shaffer	

**DESCRIPTION**

FIG. 1 is a side view of a shoe showing my new design; FIG. 2 is a front perspective view thereof; and, FIG. 3 is an enlarged view of the claim as shown in FIG. 1 with environment removed for clarity purposes. 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 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

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 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.

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. 29/844,851, 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 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>>.

\* cited by examiner

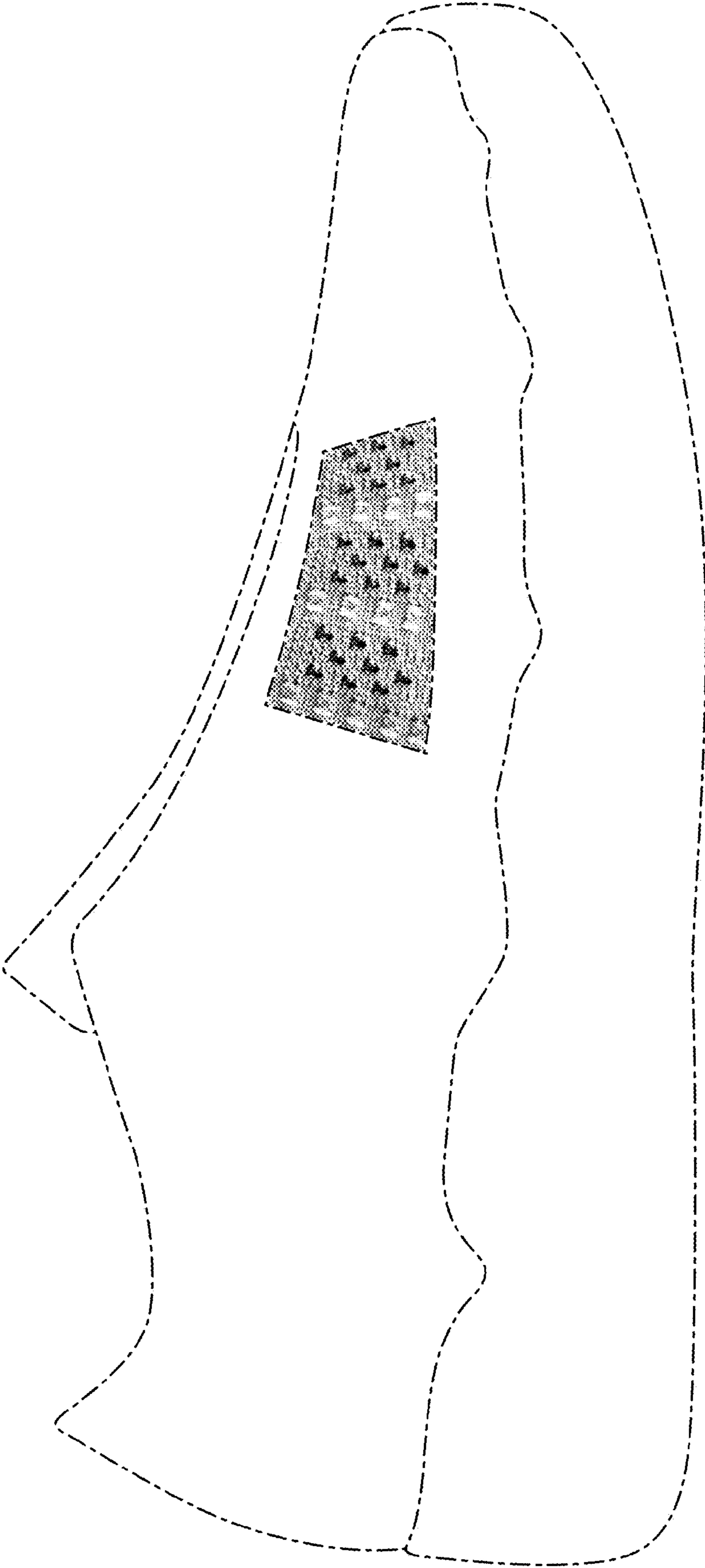


FIG. 1

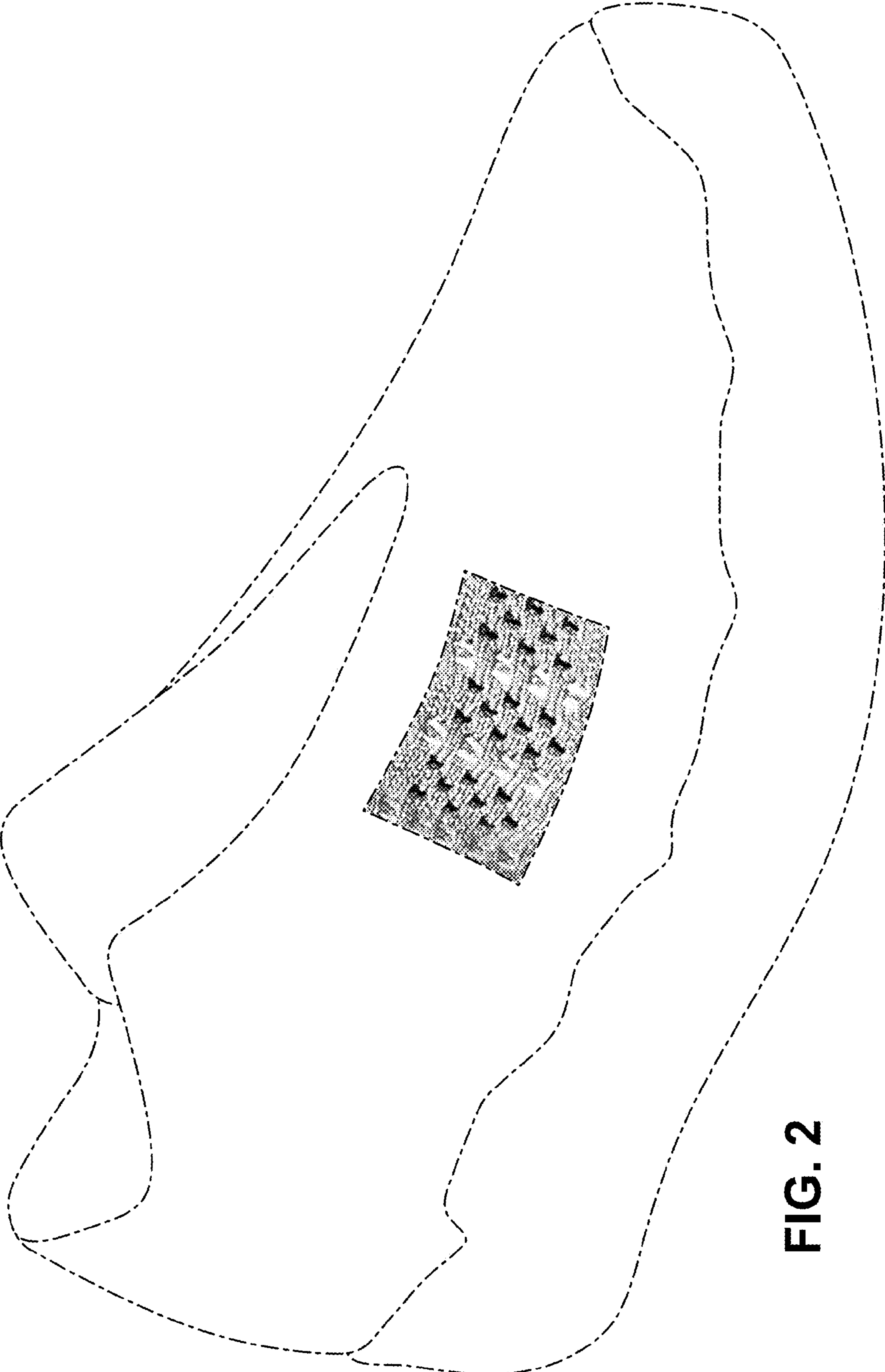


FIG. 2

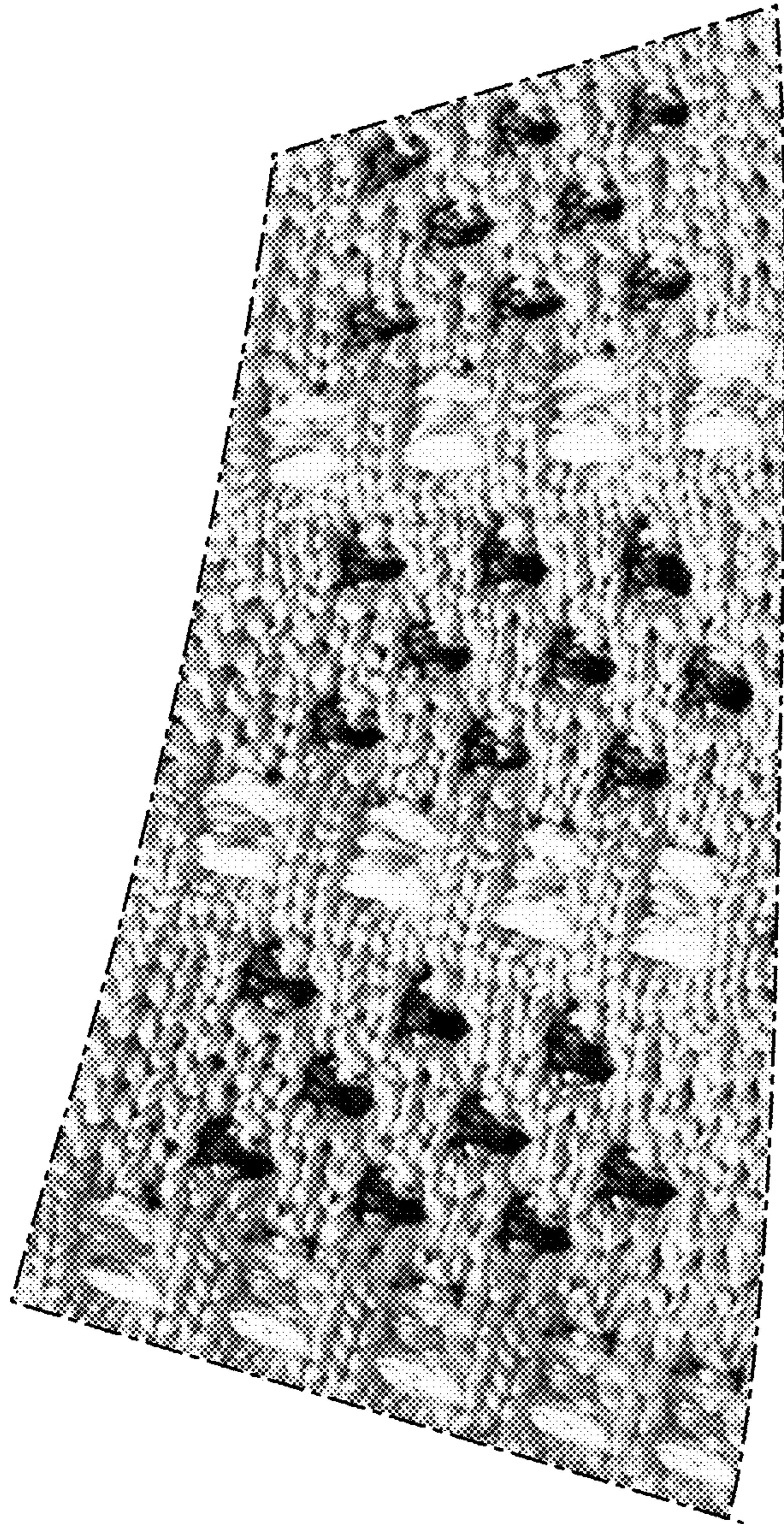


FIG. 3