



US00D987955S

(12) **United States Design Patent**  
**de Montgolfier**

(10) **Patent No.:** **US D987,955 S**  
(45) **Date of Patent:** **\*\* Jun. 6, 2023**

- (54) **SHOE**
- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
- (72) Inventor: **Vianney de Montgolfier**, Portland, OR (US)
- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (\*\*) Term: **15 Years**
- (21) Appl. No.: **29/851,336**
- (22) Filed: **Aug. 26, 2022**
- (51) **LOC (14) Cl.** ..... **02-04**
- (52) **U.S. Cl.**  
USPC ..... **D2/947**
- (58) **Field of Classification Search**  
USPC ..... D2/896, 900, 902, 904, 906–908,  
D2/916–924, 925–945, 946–962, 969–979  
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; 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 5/12; A43B 23/00; A43B 23/02;  
A43B 23/04

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

- D307,212 S 4/1990 Aveni
- D312,918 S 12/1990 Aveni

- D324,293 S 3/1992 Rogers
- D327,164 S \* 6/1992 Hatfield ..... D2/954
- D329,528 S 9/1992 Hatfield
- D330,798 S 11/1992 Hatfield et al.
- D333,207 S 2/1993 Smith
- D333,551 S 3/1993 Bailey
- D334,279 S 3/1993 Teague
- D334,650 S 4/1993 Teague
- D335,761 S \* 5/1993 Smith ..... D2/977
- D348,150 S 6/1994 Lucas
- D383,299 S 9/1997 Yun
- D393,341 S \* 4/1998 Marshall ..... D2/951
- D397,847 S 9/1998 Hudson
- D401,039 S 11/1998 Lupo
- D677,450 S \* 3/2013 Amphyon ..... D2/947

(Continued)

**OTHER PUBLICATIONS**

Nike Jordan Westbrook One Take 4, SneakerNews.com, [online], [site visited Feb. 8, 2023]. <URL: <https://sneakernews.com/2022/12/25/jordan-westbrook-one-take-4-do7193-003/>> (Year: 2022).\*

(Continued)

*Primary Examiner* — Jonathan J Han

*Assistant Examiner* — Molly K. Orzechowski

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

(57) **CLAIM**

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

**DESCRIPTION**

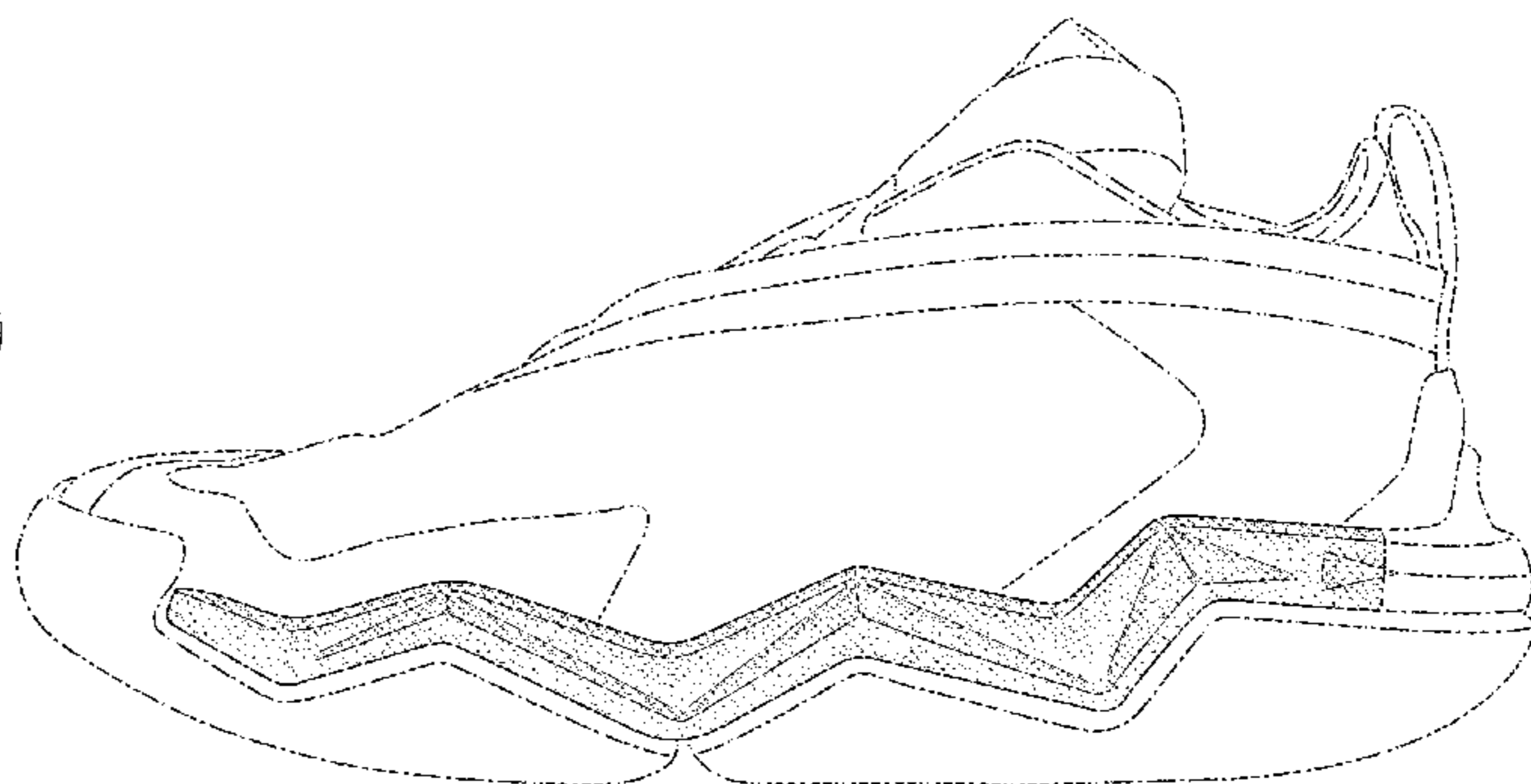
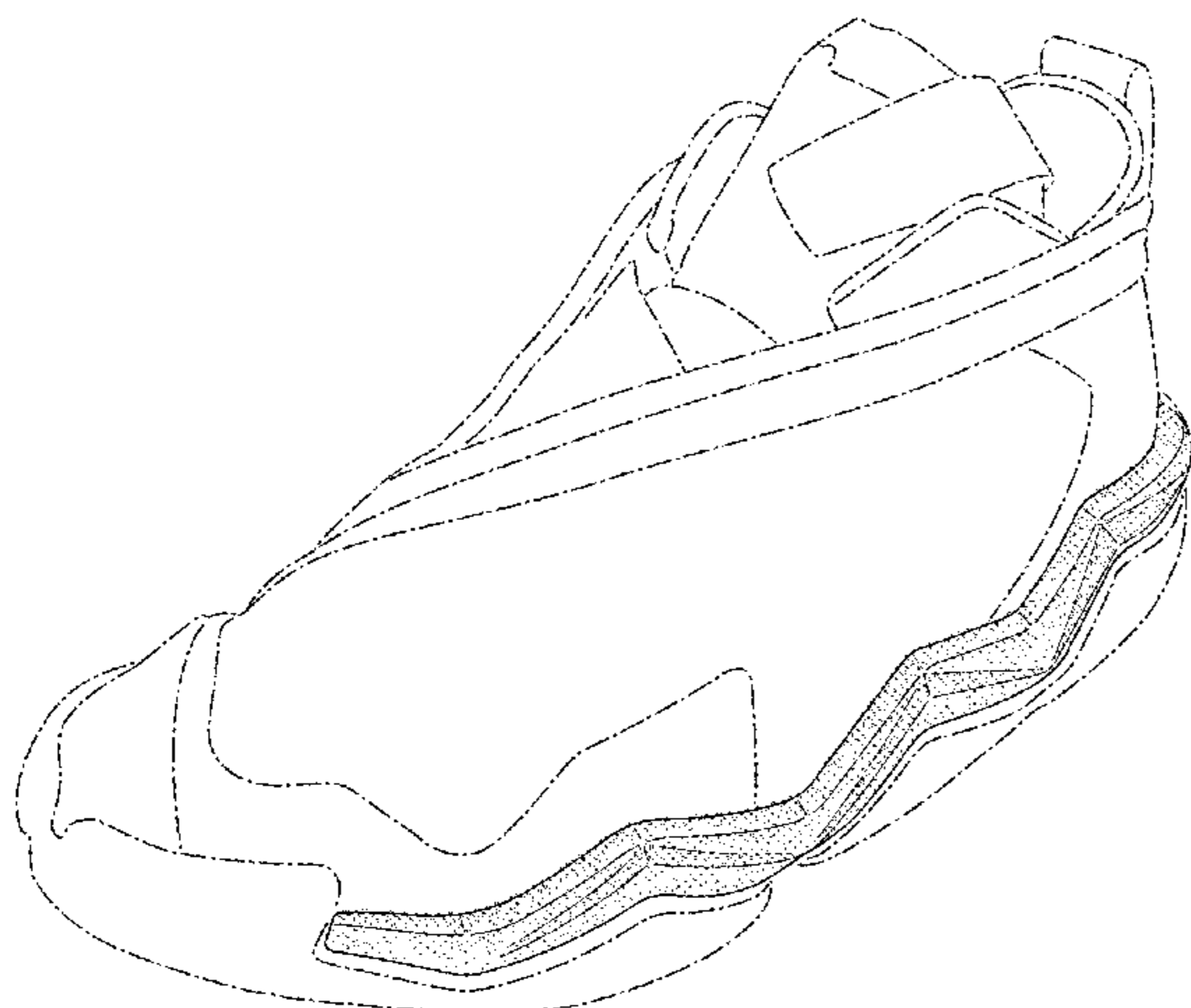
FIG. 1 is a front perspective view of a shoe showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective 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 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

D685,567 S 7/2013 Dolce  
 D686,401 S 7/2013 Portzline  
 D686,402 S 7/2013 Portzline  
 D702,428 S 4/2014 Hlavacs  
 D703,937 S \* 5/2014 Petrie ..... D2/972  
 D709,681 S \* 7/2014 Williams, Jr. .... D2/947  
 D710,587 S \* 8/2014 Petrie ..... D2/972  
 D725,878 S 4/2015 Teng-Lee  
 D765,360 S 9/2016 Petrie  
 D787,171 S \* 5/2017 Petrie ..... D2/972  
 D790,819 S 7/2017 Seamarks  
 D799,189 S \* 10/2017 Odinot ..... D2/972  
 D804,157 S 12/2017 Pierone  
 D807,632 S \* 1/2018 Sullivan ..... D2/977  
 D825,163 S 8/2018 Montross et al.  
 D841,950 S 3/2019 Ikeda et al.  
 D843,095 S 3/2019 Birkinhead  
 D846,241 S 4/2019 Enayah  
 D846,244 S 4/2019 Ford  
 D848,127 S 5/2019 Nethongkome  
 D854,287 S 7/2019 Enayah  
 D857,345 S 8/2019 Taylor  
 D857,346 S 8/2019 Taylor  
 D865,341 S 11/2019 Dowson  
 D866,146 S 11/2019 Cass et al.  
 D868,438 S 12/2019 Sokol  
 D875,382 S \* 2/2020 Nethongkome ..... D2/973  
 D879,427 S 3/2020 D'Avoine  
 D879,437 S 3/2020 Brosseau et al.  
 D897,646 S \* 10/2020 Rasmussen ..... D2/947  
 D900,443 S \* 11/2020 Jury ..... D2/947  
 D902,549 S \* 11/2020 Papp ..... D2/951  
 D902,567 S \* 11/2020 Eldem ..... D2/972  
 D903,252 S 12/2020 Vella  
 D903,253 S 12/2020 Vella  
 D911,695 S \* 3/2021 Gibson ..... D2/972  
 D913,661 S \* 3/2021 Klemetsrud ..... D2/947  
 D913,678 S \* 3/2021 Rasmussen ..... D2/947  
 D915,744 S 4/2021 Rasmussen  
 D915,751 S 4/2021 Sokol  
 D919,261 S 5/2021 Brosseau et al.  
 D925,193 S \* 7/2021 Cenicerros ..... D2/947  
 D929,729 S \* 9/2021 Reyes ..... D2/977  
 D943,980 S \* 2/2022 Rinella ..... D2/947  
 D948,862 S \* 4/2022 Hui ..... D2/972  
 D949,530 S \* 4/2022 Yoo ..... D2/947  
 D950,217 S 5/2022 Van De Stouwe  
 D968,766 S 11/2022 Van De Stouwe  
 D974,717 S \* 1/2023 de Montgolfier ..... D2/947  
 D974,718 S \* 1/2023 de Montgolfier ..... D2/947  
 D974,719 S \* 1/2023 Gonzalez ..... D2/947  
 D976,556 S \* 1/2023 Gonzalez ..... D2/947  
 2010/0199523 A1 \* 8/2010 Mayden ..... A43B 21/32  
 36/114  
 2014/0101824 A1 \* 4/2014 Spanks ..... A61F 13/08  
 2/239

OTHER PUBLICATIONS

Nike Jordan Westbrook One Take Basketball Shoes, Amazon.com, [online], [site visited Feb. 8, 2023]. <URL: [https://www.amazon.com/Nike-Jordan-Westbrook-Basketball-Numeric\\_10/dp/B088KT98LG/ref=sr\\_1\\_3?crd=H1L6KLOOMZZN&keywords=jordans%252%E2%80%A6](https://www.amazon.com/Nike-Jordan-Westbrook-Basketball-Numeric_10/dp/B088KT98LG/ref=sr_1_3?crd=H1L6KLOOMZZN&keywords=jordans%252%E2%80%A6)> (Year: 2020).\*

Reebok Men's Zig Elusion Energy Running Shoe, Amazon.com, [site visited Feb. 8, 2023]. <URL: <https://www.amazon.in/Reebok-Mens-Elusion-Energy-Running/dp/B08CBCTD51?th=1>> (Year: 2020).\* "PG 4"; Stadium Goods; retrieved Aug. 18, 2022; published date unknown, but prior to application filing date; URL: <<https://www.stadiumgoods.com/en-us/shopping/pg-4-black-wolf-grey-17126751>>.

"Jordan Brand Unveils Russell Westbrook's Jordan Why Not Zer0.1 Signature Shoe"; Sneaker Bar Detroit; retrieved Aug. 18, 2022; published Jan. 3, 2018; URL: <<https://sneakerbardetroit.com/jordan-why-not-zer0-1-release-date/>>.

"Jordan Unveils Russell Westbrook's Why Not Zer0.2"; Sneaker News; retrieved Aug. 18, 2022; published Jan. 1, 2019; URL: <<https://sneakernews.com/2019/01/01/jordan-why-not-zer0-2-future-history-release-date/>>.

"First Look: Jordan Why Not Zer0.3"; Sneaker Bar Detroit; retrieved Aug. 18, 2022; published Dec. 13, 2019; URL: <<https://sneakerbardetroit.com/jordan-why-not-zer0-3-cd5804-100-release-date/>>.

"Russell Westbrook's Jordan Why Not Zer0.4 Officially Unveiled"; Sole Collector; retrieved Aug. 18, 2022; published Dec. 21, 2020; URL: <<https://solecollector.com/news/2020/12/jordan-why-not-zero-4-multicolor-release-date-dd1133-103>>.

"Jordan Why Not Zer0.5 "Amethyst Tint" Arrives March 1st"; House of Heat; retrieved Aug. 18, 2022; published Feb. 18, 2022; URL: <<https://houseofheat.co/jordan/jordan-why-not-zer0-5-dc3637-500-purple-orange-blue-black/>>.

Nike Footwear Catalog, 1989 Fall Footwear, p. 62, published Mar. 1988, Nike, Inc., USA.

Nike Footwear Catalog, 1999 Holiday Jordan Footwear, p. 11, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2012 Fall Jordan Footwear, p. 89, published Nov. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2016 Fall Jordan Footwear, p. 29, published Nov. 2015, Nike, Inc., USA.

Nike Footwear Catalog, 2018 Summer Jordan, p. 26, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, 2019 Spring Jordan, p. 43, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

\* cited by examiner

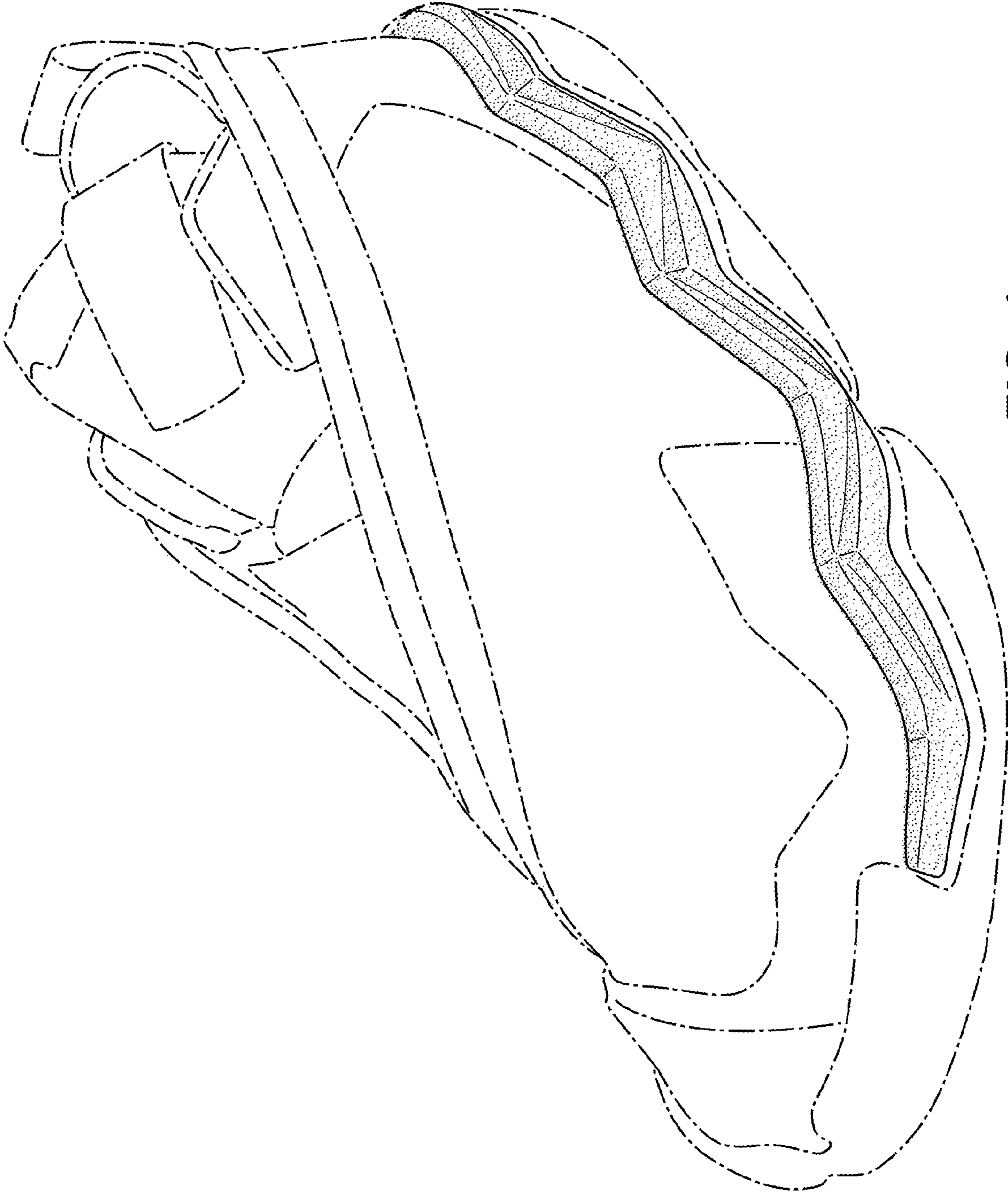


FIG. 1

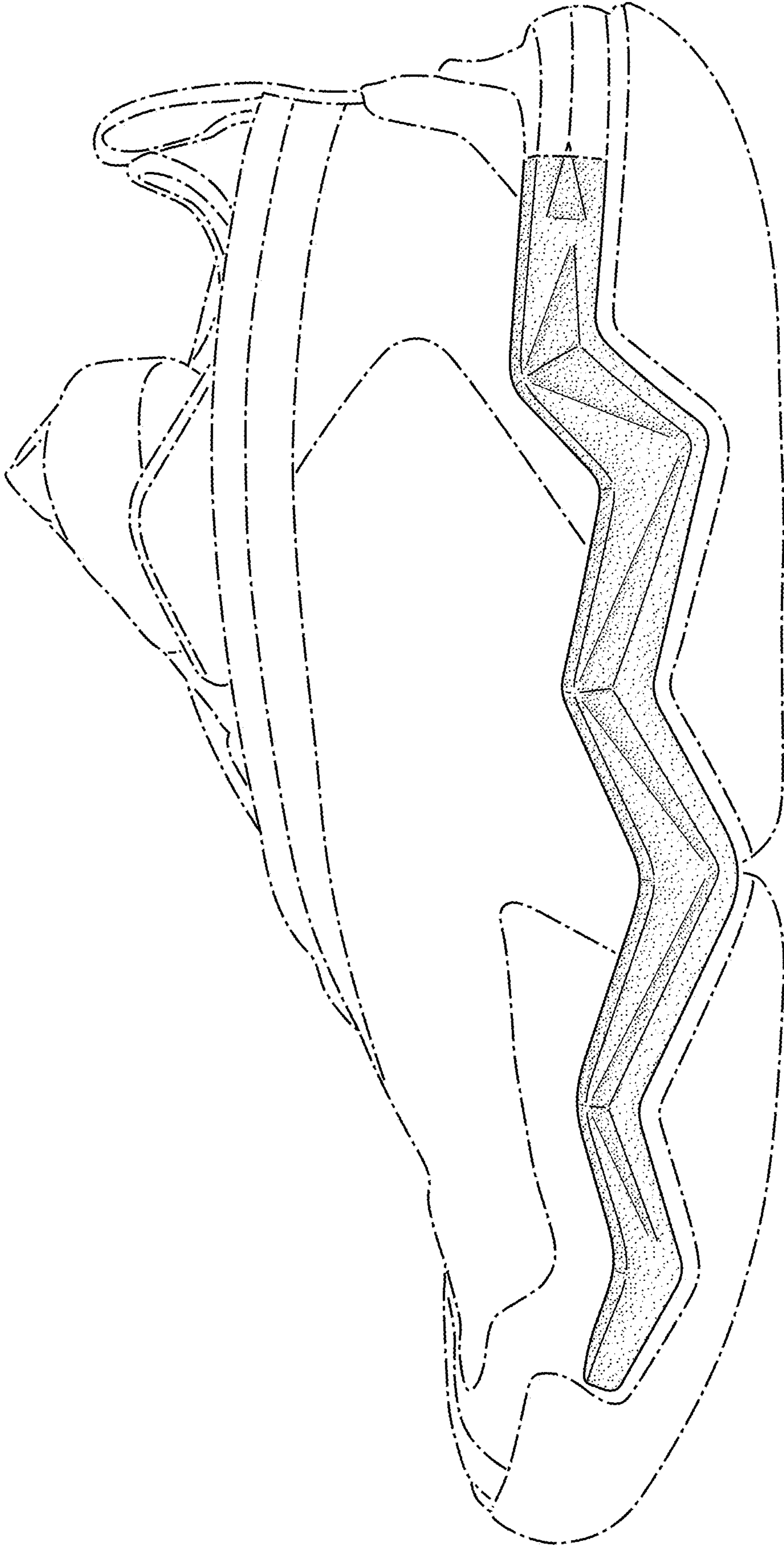


FIG. 2

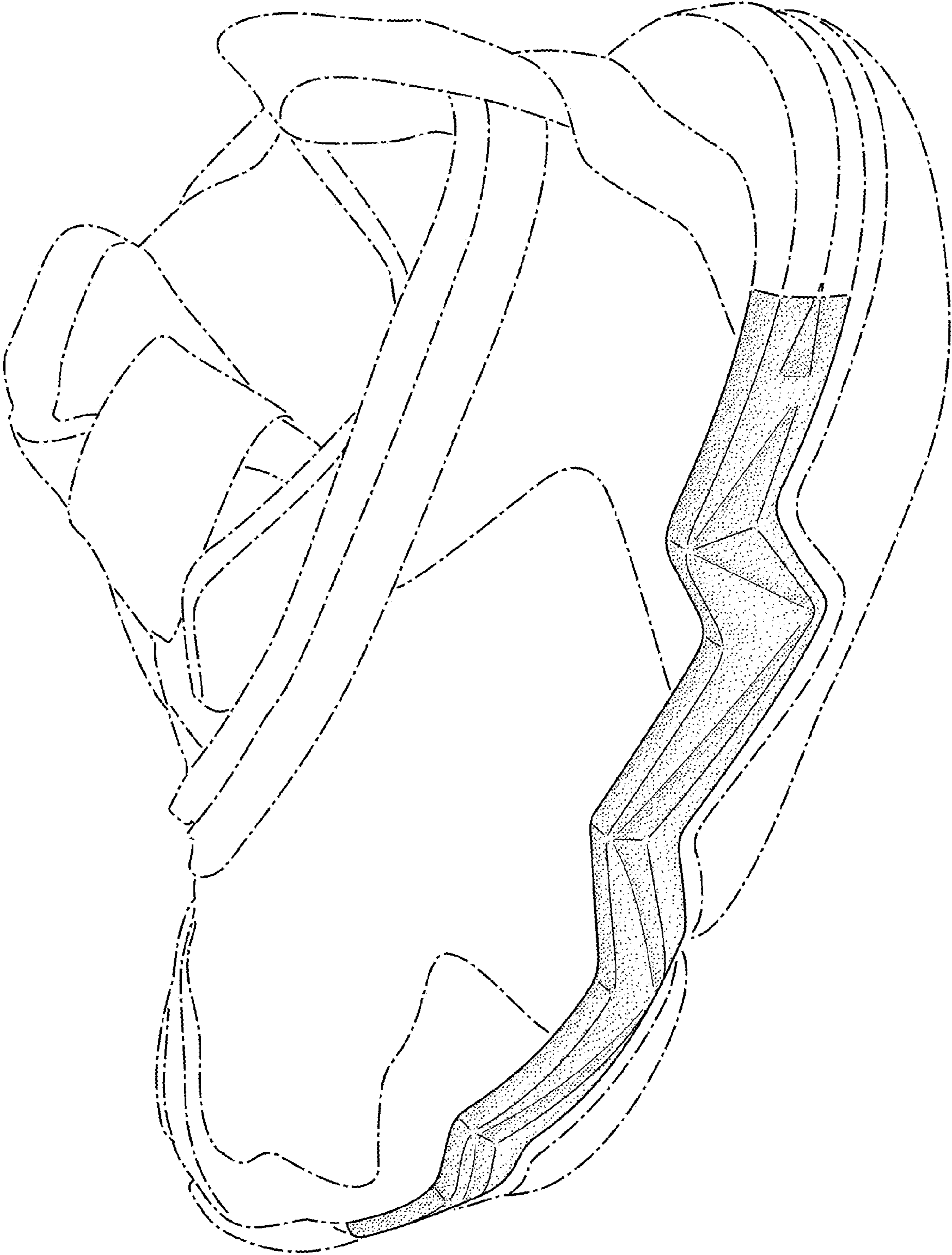


FIG. 3