



US00D988667S

(12) **United States Design Patent**
Carboy et al.

(10) **Patent No.:** **US D988,667 S**
(45) **Date of Patent:** **** Jun. 13, 2023**

(54) **SHOE**
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D473,043 S 4/2003 Wilson
D511,886 S 11/2005 Galway
D715,038 S 10/2014 Dolce
D764,783 S 8/2016 Portzline
D776,420 S 1/2017 Petrie
D790,843 S 7/2017 Teague
D808,629 S 1/2018 Parrett et al.
D817,611 S 5/2018 Small
D817,612 S 5/2018 Small
D822,965 S * 7/2018 DeAlmeida D2/947
D822,977 S 7/2018 Matthews
(Continued)

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

(21) Appl. No.: **29/850,599**

(22) Filed: **Aug. 22, 2022**

(51) **LOC (14) Cl.** **02-04**

(52) **U.S. Cl.**
USPC **D2/947**; D2/972

(58) **Field of Classification Search**
USPC D2/902, 906, 908, 946-962, 969, 972,
D2/977
CPC A43B 13/00; A43B 13/023; A43B 13/026;
A43B 13/02; A43B 13/04; A43B 13/08;
A43B 13/10; A43B 13/12; A43B 13/14;
A43B 13/16; A43B 13/18; A43B 13/20;
A43B 13/22; A43B 13/24; A43B 13/28;
A43B 13/30; A43B 13/32; A43B 13/34;
A43B 13/36; A43B 13/122; A43B
13/125; A43B 13/127; A43B 13/141;
A43B 13/143; A43B 13/181; A43B
13/187; A43B 13/189
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D310,442 S 9/1990 Hatfield
D326,953 S 6/1992 Hatfield
D343,719 S 2/1994 Kayano
D393,358 S 4/1998 Teague

OTHER PUBLICATIONS

solecollector.com article titled "Get Ready for the 'Olive' Nike Air Max 270" dated Feb. 28, 2018. Viewed by examine Feb. 8, 2023. Available at URL <https://solecollector.com/news/2018/03/nike-air-max-270-olive-release-date-ah8050-201> (2018) (Year: 2018).*

(Continued)

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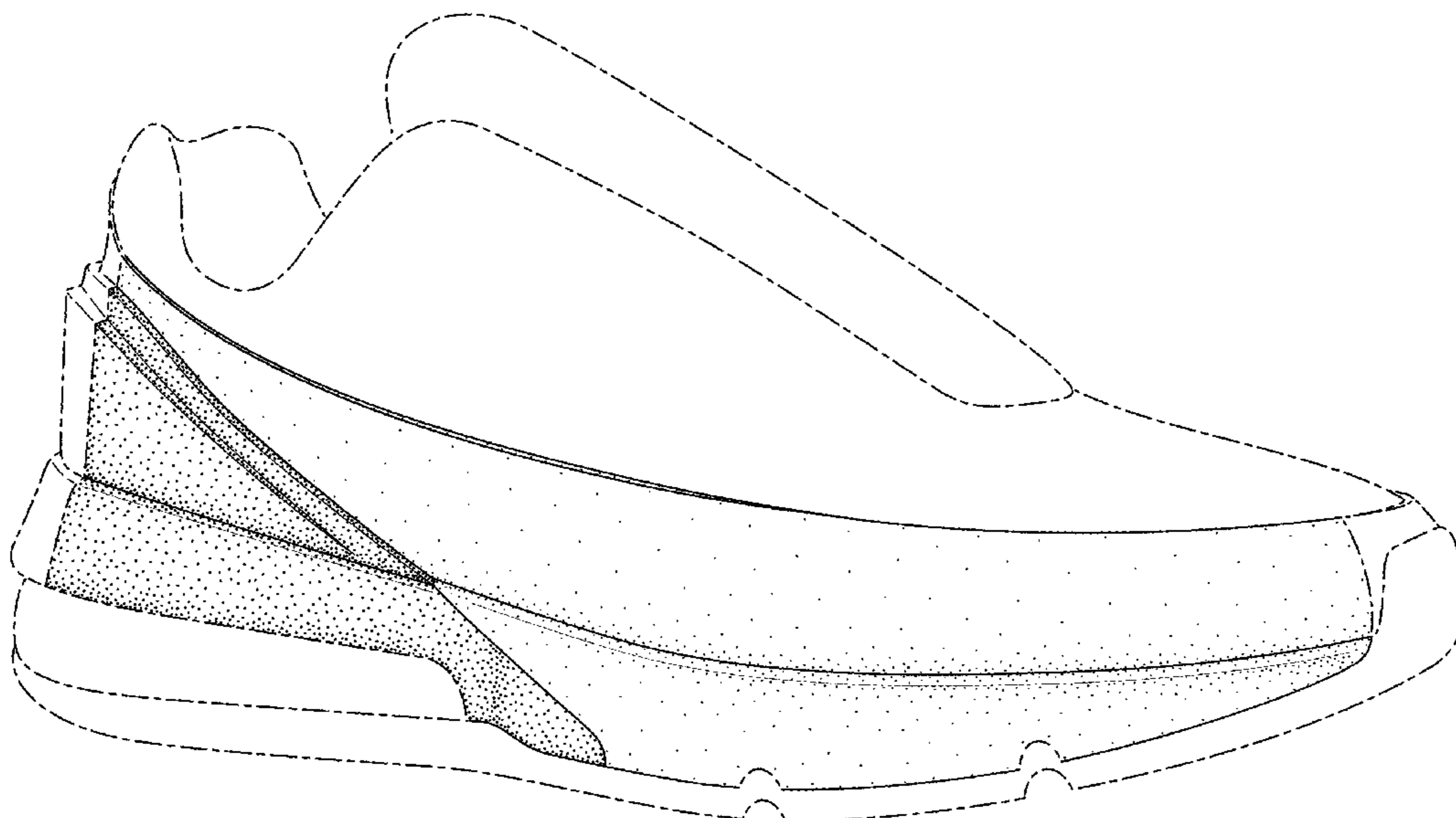
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a shoe showing our new design;
FIG. 2 is a side view thereof; and,
FIG. 3 is a rear perspective view thereof.
The contrast in shading represents a contrast in appearance only and does not represent any particular color, material, texture, or finish. 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

D838,966 S 1/2019 Pauk
 D841,297 S 2/2019 Small
 D841,298 S 2/2019 Small
 D841,306 S 2/2019 Small
 D846,241 S * 4/2019 Enayah A43B 7/24
 D2/947
 D851,877 S 6/2019 Small
 D854,287 S * 7/2019 Enayah A43B 13/189
 D2/947
 D856,648 S * 8/2019 Small D2/947
 D856,649 S * 8/2019 Small D2/947
 D858,962 S 9/2019 Small et al.
 D860,604 S 9/2019 Small et al.
 D860,605 S 9/2019 Small et al.
 D860,606 S 9/2019 Small et al.
 D860,607 S 9/2019 Small et al.
 D860,608 S 9/2019 Small et al.
 D860,609 S 9/2019 Small et al.
 D860,610 S 9/2019 Small et al.
 D860,611 S 9/2019 Small et al.
 D860,622 S 9/2019 Pauk
 D862,057 S 10/2019 Small et al.
 D865,337 S 11/2019 Laska
 D866,134 S 11/2019 McMillan
 D867,734 S 11/2019 Dieudonne
 D871,046 S * 12/2019 Kuerbis D2/972
 D877,469 S 3/2020 Mateo
 D879,425 S 3/2020 Raasch
 D880,119 S 4/2020 Kuerbis
 D882,909 S 5/2020 Small et al.
 D885,714 S 6/2020 Hardy
 D888,401 S 6/2020 Pauk
 D891,057 S 7/2020 Seamarks
 D891,744 S 8/2020 Han
 D891,745 S 8/2020 Han
 D892,479 S 8/2020 Han
 D894,552 S 9/2020 Gerig
 D894,553 S 9/2020 Gerig
 D894,554 S 9/2020 Gerig
 D894,555 S 9/2020 Gerig
 D894,556 S 9/2020 Gerig
 D894,584 S 9/2020 de Montgolfier
 D895,243 S 9/2020 Gerig
 D898,335 S 10/2020 Small et al.
 D902,541 S 11/2020 Popovic
 D902,542 S 11/2020 Popovic
 D903,281 S 12/2020 Durand
 D906,651 S * 1/2021 O'Connor D2/947
 D909,719 S 2/2021 Durflinger
 D909,721 S 2/2021 Toelle
 D909,738 S 2/2021 Toelle
 D910,986 S 2/2021 Durflinger
 D914,346 S 3/2021 Shyllon
 D915,747 S 4/2021 Nethongkome
 D923,296 S * 6/2021 Small D2/947
 D927,155 S 8/2021 Brammer
 D927,156 S 8/2021 Brammer
 D928,480 S 8/2021 Chang
 D929,085 S 8/2021 Small
 D929,087 S * 8/2021 Gerig D2/947
 D933,341 S 10/2021 Gerig
 D934,538 S 11/2021 Petrenka et al.
 D936,341 S 11/2021 Reyes
 D938,702 S 12/2021 Lesecq
 D941,561 S 1/2022 Fu
 D943,899 S * 2/2022 Hoang D2/947
 D956,391 S 7/2022 Small et al.
 D959,110 S 8/2022 Martin
 D961,893 S 8/2022 Petrie
 D964,699 S * 9/2022 Dieudonné D2/947
 D964,700 S * 9/2022 O'Connor D2/947
 D964,701 S * 9/2022 O'Connor D2/947
 D974,716 S * 1/2023 Hoang D2/947

D976,550 S * 1/2023 Schenone D2/947
 2021/0000217 A1 * 1/2021 Bidal A43B 13/12
 2021/0059351 A1 * 3/2021 Piacentini A43B 13/20
 2021/0145118 A1 * 5/2021 Campos, II A43B 13/189

OTHER PUBLICATIONS

“Silver and Gold Come Together On The Nike Air Max 270 Essential”; SneakerNews; retrieved Aug. 10, 2022; published Apr. 16, 2021; URL: <<https://sneakernews.com/2021/04/16/nike-air-max-270-wmns-white-metallic-gold-metallic-silver-dm3080-100/>>.
 “Nike Air Max 2021”; Nike; retrieved Aug. 10, 2022; published date unknown, but prior to application filing date; URL: <<https://www.nike.com/t/air-max-2021-mens-shoes-fnRMh3>>.
 “Nike Vapormax “White Christmas” Set To Release Days Before the Holiday”; SneakerNews; retrieved Aug. 10, 2022; published Dec. 6, 2017; URL: <<https://sneakernews.com/2017/12/06/nike-vapormax-849558-100-release-date/>>.
 ““The Future Is In The Air” By Nike Ushers In The Air Max 270 React”; SneakerNews; retrieved Aug. 10, 2022; published Jan. 1, 2021; URL: <<https://sneakernews.com/2021/01/01/nike-air-max-270-react-dd8498-161/>>.
 “Nike Floods The Air Max 270 With “Atomic Pink””; SneakerNews; retrieved Aug. 10, 2022; published Dec. 26, 2020; URL: <<https://sneakernews.com/2020/12/26/nike-air-max-270-atomic-pink-dj2746-600/>>.
 “Nike’s Furry Air Max 1s”; Sole Collector; retrieved Aug. 10, 2022; published Sep. 19, 2016; URL: <<https://solecollector.com/news/2016/09/nike-air-max-1-sherpa>>.
 “This Sneakersnstuff—Exclusive Air Max Tailwind 4 Is An Anniversary Special”; High Snobiety; retrieved Aug. 10, 2022; published date unknown, but prior to application filing date; URL: <<https://www.highsnobiety.com/p/sneakersnstuff-nike-air-max-tailwind-4-release-date-price/>>.
 “A Never Before Retroed OG Nike Air Huarache Colorway Just Quietly Released”; SneakerNews; retrieved Aug. 10, 2022; published Jun. 25, 2016; URL: <<https://sneakernews.com/2016/06/25/never-retroed-og-nike-air-huarache-colorway-just-quietly-released-2/>>.
 “Nike Air Presto”; Nike; retrieved Aug. 10, 2022; published date unknown, but prior to application filing date; URL: <<https://www.nike.com/my/t/air-presto-shoes-QdhgZW/CT3550-001>>.
 “Nike React Presto Review”; RunRepeat; retrieved Aug. 10, 2022; published Jul. 10, 2019; URL: <<https://runrepeat.com/nike-react-presto>>.
 Nike Footwear Catalog, 1974 Blue Ribbon Sports, p. W2, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 6, published Jan. 1987, Nike, Inc., USA.
 Nike Footwear Catalog, 1991 Spring Footwear, p. 8, published Jun. 1990, Nike, Inc., USA.
 Nike Footwear Catalog, 1995 Fall Footwear, p. 42, published Mar. 1994, Nike, Inc., USA.
 Nike Footwear Catalog, 1998 Late Spring Footwear, p. 169, published Mar. 1998, Nike, Inc., USA.
 Nike Footwear Catalog, 2007 Holiday Footwear, p. 11, published Nov. 2005, Nike, Inc., USA.
 Nike Footwear Catalog, 2007 Holiday Footwear, p. 13, published Nov. 2005, Nike, Inc., USA.
 Nike Footwear Catalog, 2017 Spring Athletic Specialty Footwear Best NA, p. 35, published May 2016, Nike, Inc., USA.
 Nike Footwear Catalog, 2019 Fall Athletic Specialty_Sportswear, p. 2359, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, 2021 Spring Jordan, p. 174, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

* cited by examiner

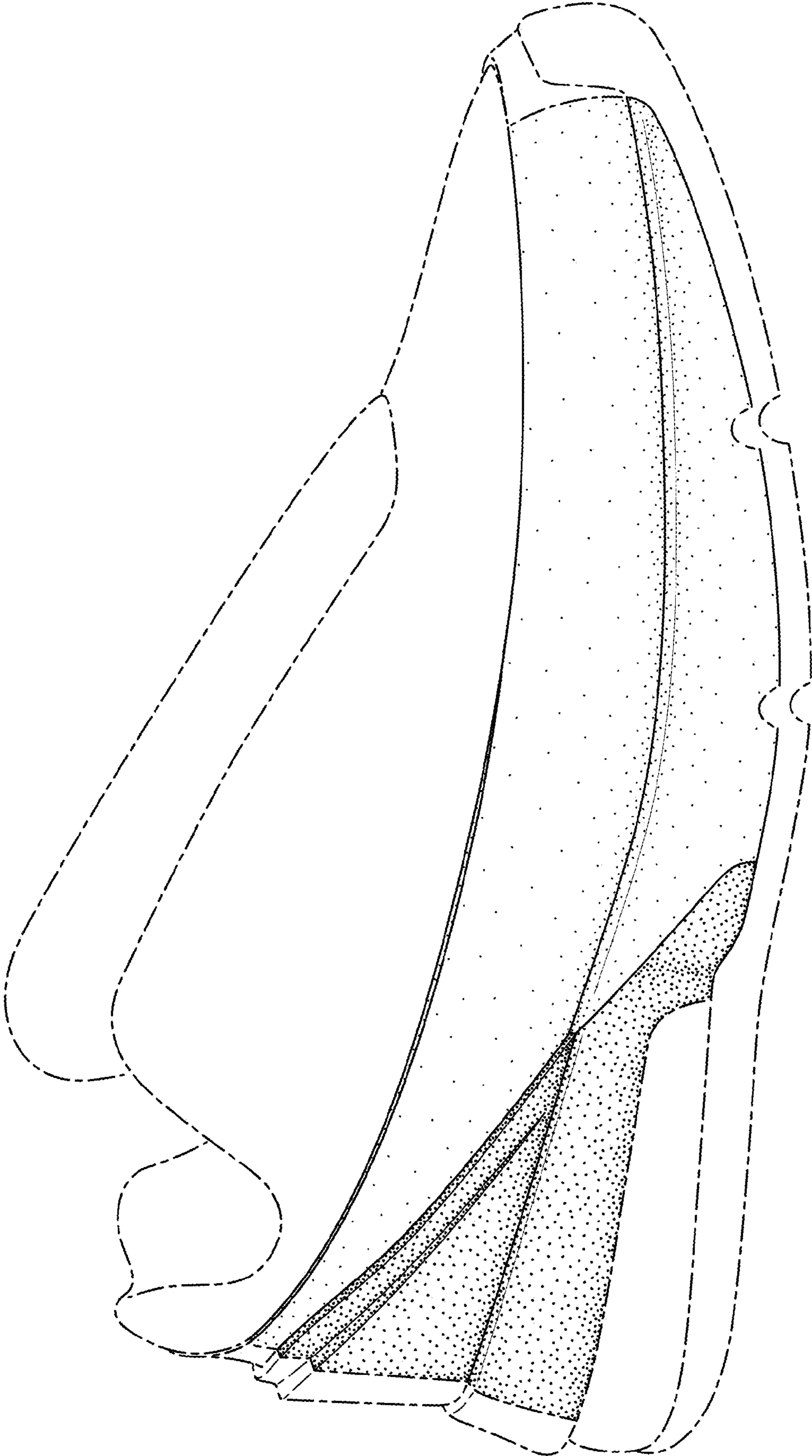


FIG. 1

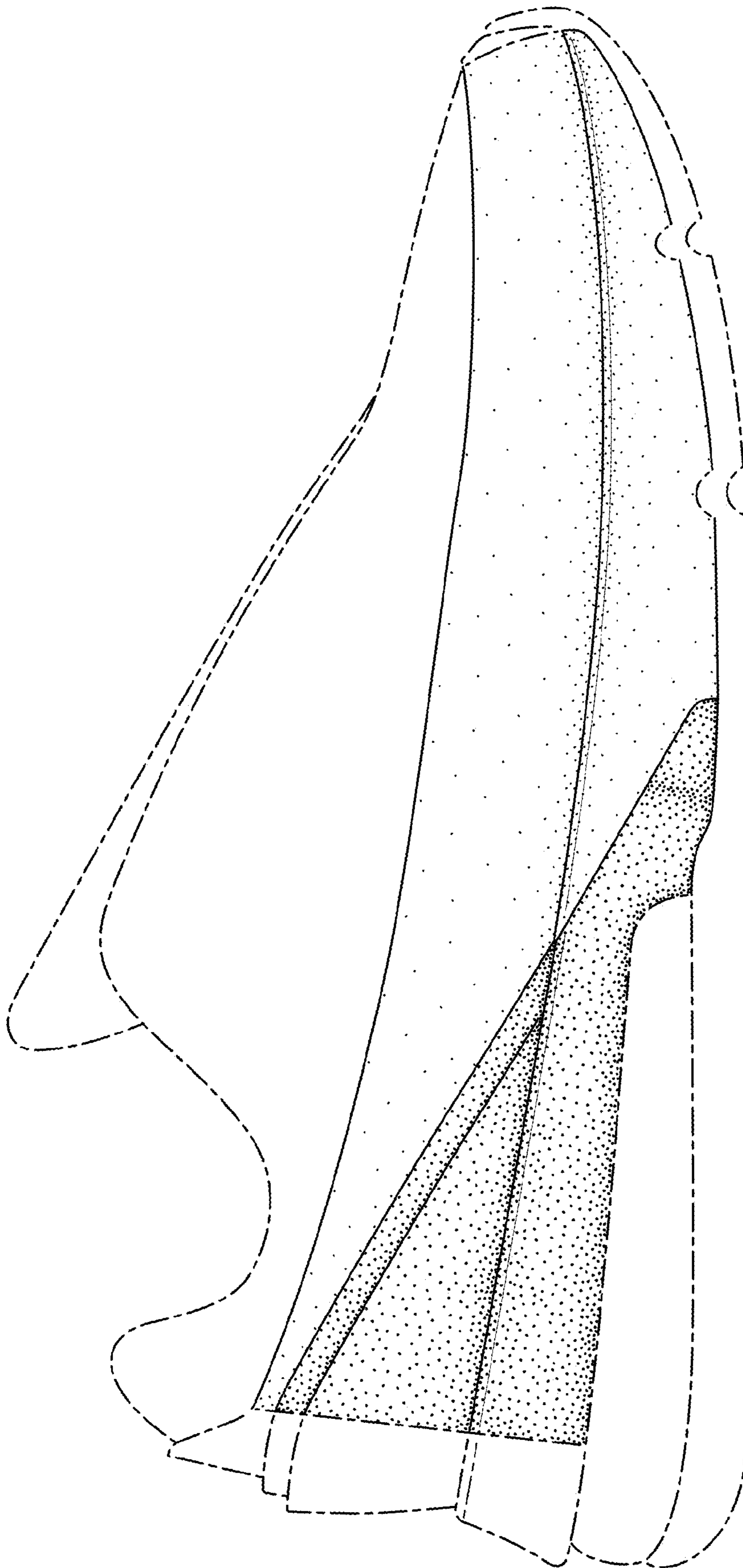


FIG. 2

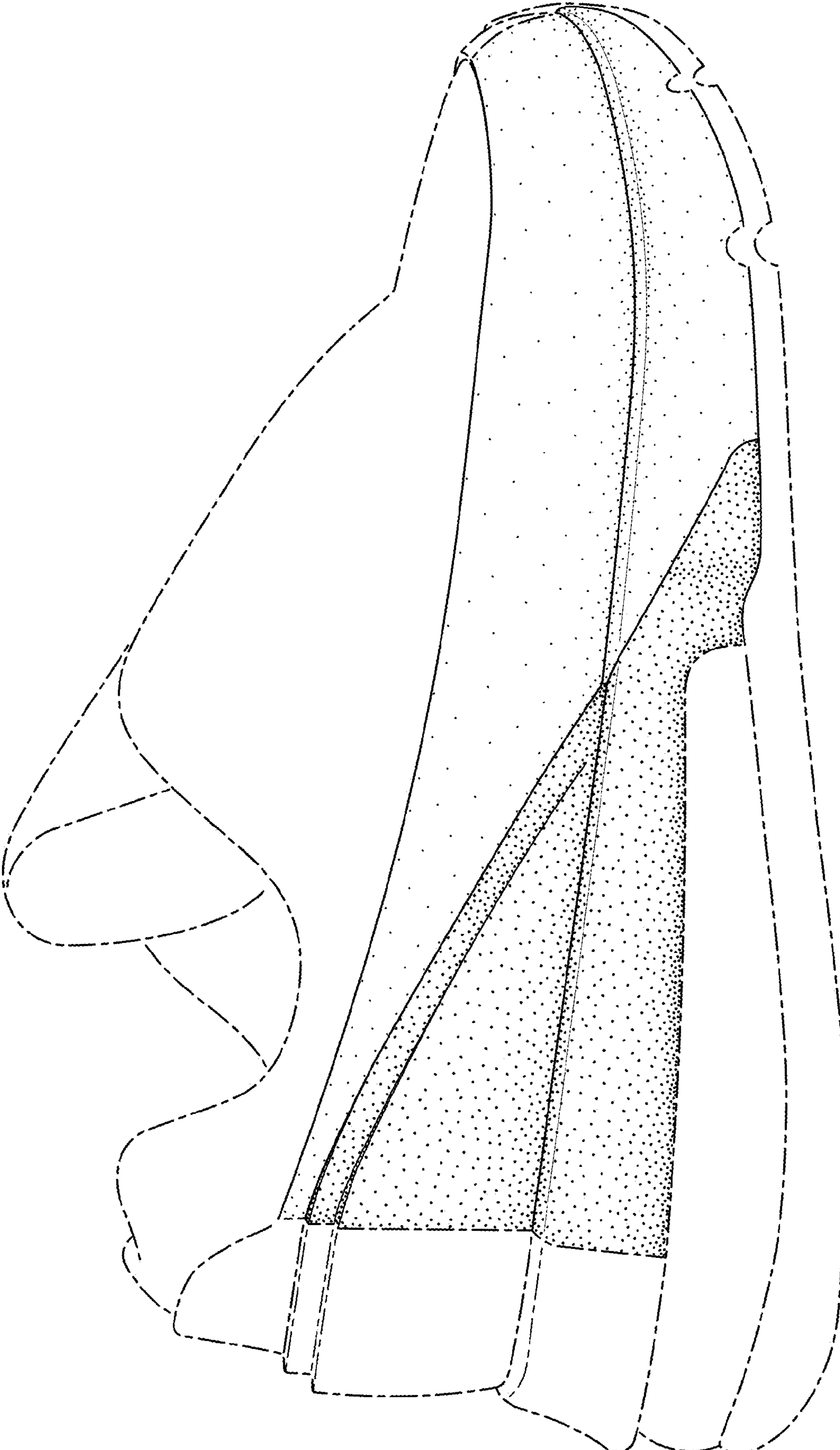


FIG. 3