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

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- (54) **SHOE MIDSOLE**
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- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (\*\*) Term: **15 Years**
- (21) Appl. No.: **29/547,163**

D327,165 S *	6/1992	Hatfield	.....	D2/953
D328,968 S *	9/1992	Tinker	.....	D2/953
D329,941 S *	10/1992	Hatfield	.....	D2/953
D330,970 S *	11/1992	Hatfield	.....	D2/977
D333,034 S *	2/1993	McDonald	.....	D2/953
D333,208 S *	2/1993	Lucas	.....	D2/977
D333,551 S *	3/1993	Bailey	.....	D2/977
D334,275 S *	3/1993	Miller	.....	D2/902
D334,279 S *	3/1993	Teague	.....	D2/977
D334,650 S *	4/1993	Teague	.....	D2/977
D335,015 S *	4/1993	Lozano	.....	D2/977
D335,018 S *	4/1993	Avar	.....	D2/977

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- (51) **LOC (10) Cl.** ..... **02-04**
- (52) **U.S. Cl.**  
USPC ..... **D2/947**
- (58) **Field of Classification Search**  
USPC ..... D2/902, 906, 908, 916, 918, 925,  
D2/946-962, 977; 36/3 B, 22 R, 24.5,  
36/25 R, 28, 32 R, 34 R, 59 C, 67 A, 103  
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  
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13/34; A43B 13/36

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D296,150 S *	6/1988	Diaz	.....	D2/955
D298,381 S *	11/1988	Brown	.....	D2/955
D307,212 S *	4/1990	Aveni	.....	D2/953
D317,828 S *	7/1991	Rogers	.....	D2/953
D322,506 S *	12/1991	Rogers	.....	D2/977
D323,418 S *	1/1992	Hatfield	.....	D2/977
D324,294 S *	3/1992	Hatfield	.....	D2/977
D325,667 S *	4/1992	Smith, III	.....	D2/953

**OTHER PUBLICATIONS**

“Air Jordan 2012 E White Black Old Royal” publishing date unknown, but prior to the filing date of the present application, retrieved from <http://osneaker.com/air-jordan-2012/air-jordan-2012-e-white-black-old-royal-19562.html> on Oct. 13, 2016.

(Continued)

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(57) **CLAIM**

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

**DESCRIPTION**

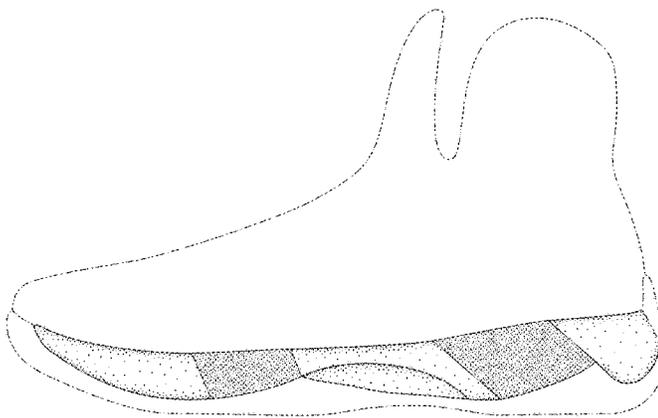
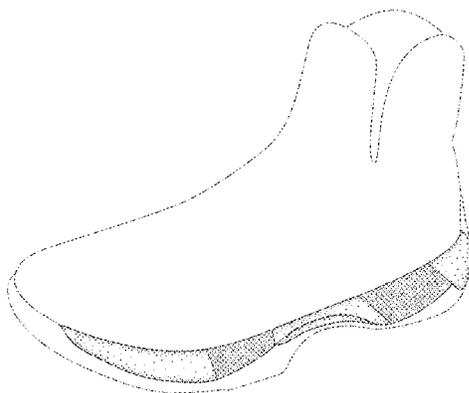
FIG. 1 is a front perspective view of a shoe midsole showing my new design;

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 represent unclaimed boundaries of the design. The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design. The contrast in shading represents a contrast in appearance only.

**1 Claim, 3 Drawing Sheets**



(56)

References Cited

U.S. PATENT DOCUMENTS

D337,871 S \* 8/1993 Teague ..... D2/977  
 D341,700 S \* 11/1993 Avar ..... D2/977  
 D341,932 S \* 12/1993 Elliot ..... D2/977  
 D342,377 S \* 12/1993 Smith ..... D2/955  
 D343,044 S \* 1/1994 Kilgore ..... D2/977  
 D344,404 S \* 2/1994 Close ..... D2/902  
 D352,156 S \* 11/1994 Purdom ..... D2/953  
 D359,613 S \* 6/1995 Ueda ..... D2/953  
 D368,577 S \* 4/1996 Mitsui ..... D2/953  
 D398,439 S \* 9/1998 McDonald ..... D2/947  
 D401,039 S \* 11/1998 Lupo ..... D2/947  
 D401,043 S \* 11/1998 Truelsen ..... D2/955  
 D401,744 S \* 12/1998 Greenberg ..... D2/955  
 D421,830 S \* 3/2000 Rohrbach ..... D2/947  
 D432,762 S \* 10/2000 Weege ..... D2/951  
 D482,852 S \* 12/2003 Belley ..... D2/951  
 D511,617 S \* 11/2005 Matis ..... D2/947  
 D610,332 S \* 2/2010 Raichle ..... D2/951  
 D648,514 S \* 11/2011 Avar ..... D2/946  
 D655,489 S \* 3/2012 Mahoney ..... D2/946  
 D680,308 S \* 4/2013 Hardman ..... D2/947  
 D682,516 S \* 5/2013 Avar ..... D2/947  
 D689,273 S \* 9/2013 Hardman ..... D2/947  
 D689,675 S \* 9/2013 Hardman ..... D2/947  
 D708,828 S \* 7/2014 Avar ..... D2/947  
 D708,829 S \* 7/2014 Taylor ..... D2/947  
 D710,578 S \* 8/2014 Chang ..... D2/947  
 D719,725 S \* 12/2014 Katz ..... D2/902  
 D719,726 S \* 12/2014 Amphyon ..... D2/951  
 D737,028 S \* 8/2015 Bizzo ..... D2/947

D744,210 S \* 12/2015 Hardman ..... D2/947  
 D746,030 S \* 12/2015 Avar ..... D2/947  
 D747,596 S \* 1/2016 Vestuti ..... D2/951  
 D747,600 S \* 1/2016 Greenhalgh ..... D2/977  
 D757,419 S \* 5/2016 Spring ..... D2/977  
 D765,363 S \* 9/2016 Petrie ..... D2/947  
 D765,366 S \* 9/2016 Fogg ..... D2/947  
 D770,739 S \* 11/2016 Nethongkome ..... D2/947  
 D776,420 S \* 1/2017 Petrie ..... D2/977  
 D778,553 S \* 2/2017 DeAlmeida ..... D2/947  
 D783,246 S \* 4/2017 Chang ..... D2/947  
 D783,958 S \* 4/2017 Petrenka ..... D2/947  
 D783,959 S \* 4/2017 Chang ..... D2/947  
 D783,960 S \* 4/2017 Hatfield ..... D2/947  
 D784,669 S \* 4/2017 de Montgolfier ..... D2/947  
 D788,414 S \* 6/2017 Golliff ..... D2/909  
 D788,415 S \* 6/2017 Caron ..... D2/947  
 D789,052 S \* 6/2017 Hardman ..... D2/947  
 2003/0172548 A1 \* 9/2003 Fuerst ..... A43B 13/026  
 36/28  
 2009/0200763 A1 \* 8/2009 Adams ..... A43B 5/1633  
 280/11.19

OTHER PUBLICATIONS

“Nike Zoom LeBron Solider 8 USA” published on Jul. 5, 2014, retrieved from <http://www.kicksonfire.com/nike-zoom-lebron-solider-8-usa/> on Oct. 13, 2016.  
 Nike Footwear Catalog, 2015 Fall Sporting Goods Better, p. 53, publishing date unknown, but prior to the filing date of the present application.

\* cited by examiner

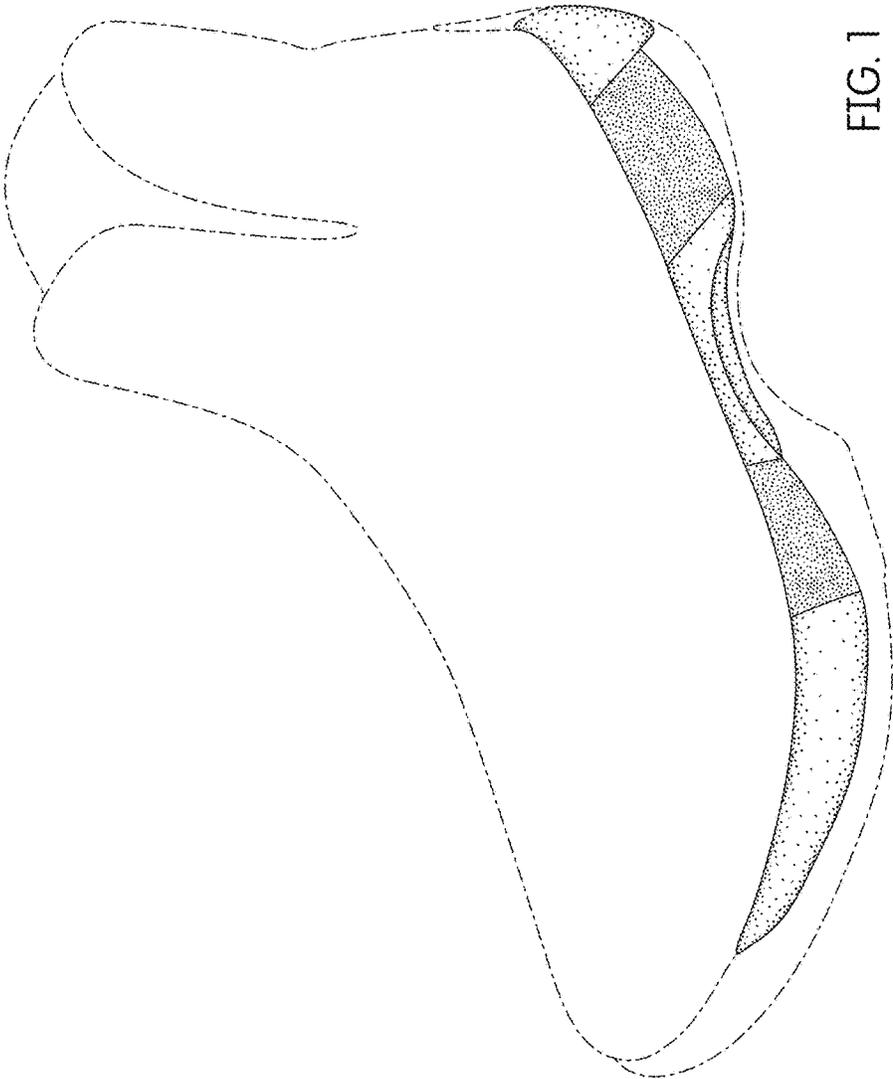


FIG. 1

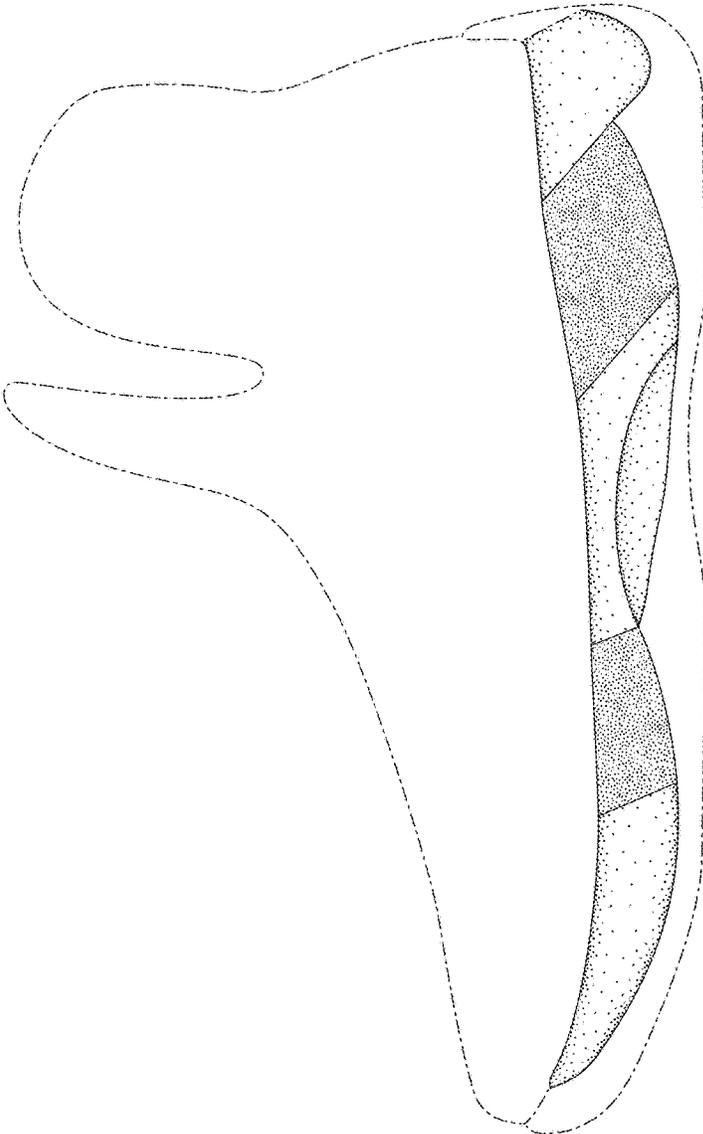


FIG. 2

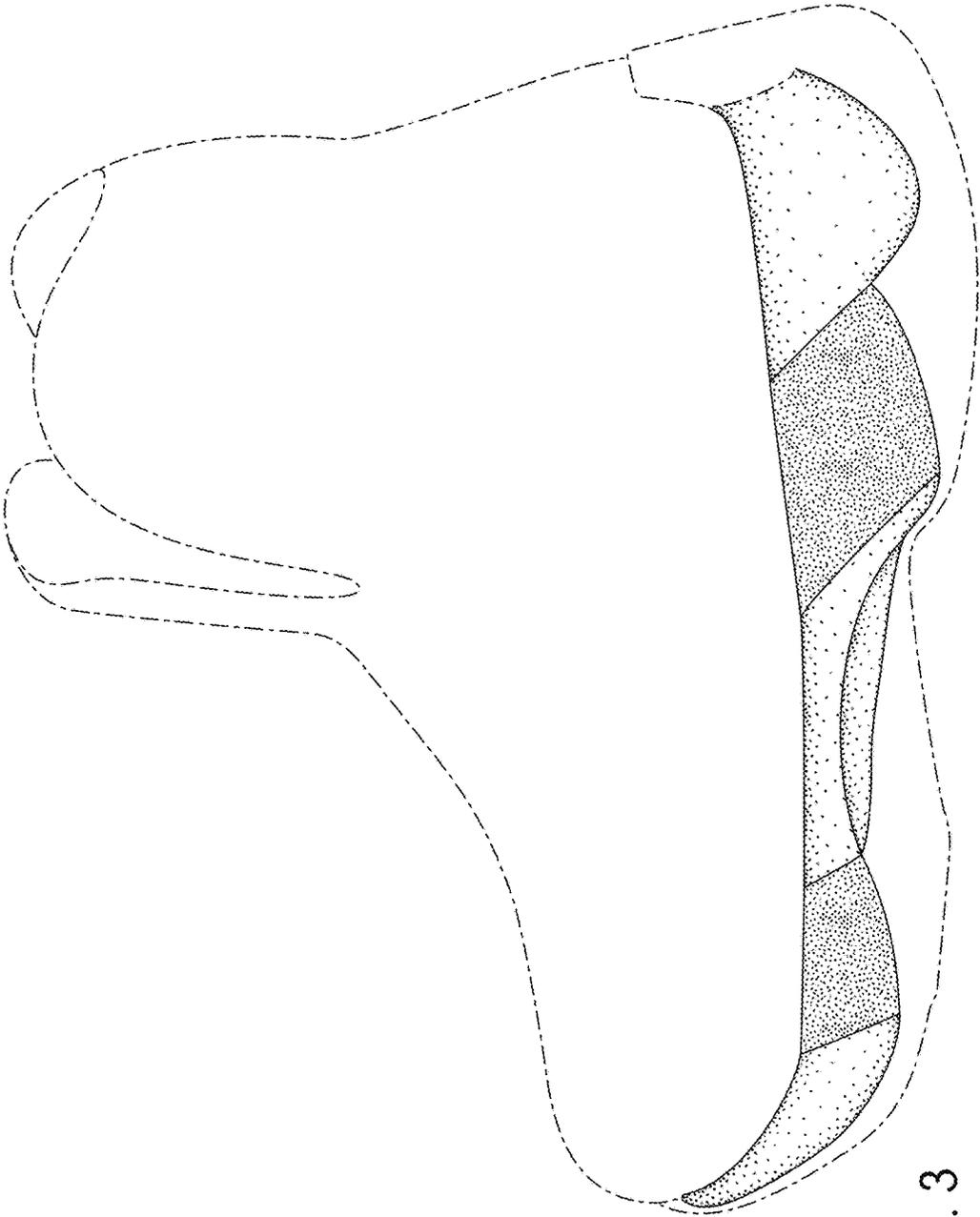


FIG. 3