PATENT ASSIGNMENT COVER SHEET

Electronic Version v1.1
Stylesheet Version v1.2

Assignment ID: PATI1082429

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	SECURITY INTEREST

CONVEYING PARTY DATA

Name	Execution Date
Kizik Design, LLC	06/13/2025
Fast IP, LLC	06/13/2025
Handsfree Labs Licensing, LLC	06/13/2025
Handsfree Labs, Inc.	06/13/2025

RECEIVING PARTY DATA

Company Name:	Siena Lending Group LLC
Street Address:	9 W Broad Street
Internal Address:	5th Floor
City:	Stamford
State/Country:	CONNECTICUT
Postal Code:	06902

PROPERTY NUMBERS Total: 92

Property Type	Number
Patent Number:	9877542
Patent Number:	10555578
Patent Number:	11844392
Patent Number:	10813405
Patent Number:	10660401
Patent Number:	11844394
Patent Number:	11064761
Patent Number:	D943946
Patent Number:	10638810
Patent Number:	10973279
Patent Number:	11737511
Patent Number:	11918071
Patent Number:	D1033044
Patent Number:	D1038607
Patent Number:	D1037641
Patent Number:	11490680

Property Type	Number
Patent Number:	11839258
Patent Number:	12262777
Patent Number:	11659886
Patent Number:	D985903
Patent Number:	D980596
Patent Number:	11633005
Patent Number:	12274325
Patent Number:	11633006
Patent Number:	11871811
Patent Number:	12121096
Patent Number:	9820527
Patent Number:	10306947
Patent Number:	10506842
Patent Number:	11992092
Patent Number:	12207702
Patent Number:	12102178
Patent Number:	10653209
Patent Number:	12022916
Patent Number:	10905192
Patent Number:	11607002
Patent Number:	12048347
Patent Number:	12268272
Patent Number:	11864620
Patent Number:	D983497
Patent Number:	12201180
Patent Number:	11607012
Patent Number:	D1029459
Patent Number:	11051577
Patent Number:	11576459
Patent Number:	12048348
Patent Number:	11864630
Patent Number:	11622594
Patent Number:	12268281
Patent Number:	11819085
Patent Number:	11903445
Patent Number:	11918082
Patent Number:	11986056
Patent Number:	D1069366

Property Type	Number
Application Number:	18515905
Application Number:	19036335
Application Number:	18544880
Application Number:	63730090
Application Number:	19170055
Application Number:	17143869
Application Number:	19096226
Application Number:	19035476
Application Number:	18371414
Application Number:	19038679
Application Number:	29959258
Application Number:	29959260
Application Number:	29951112
Application Number:	29951106
Application Number:	29951105
Application Number:	29926353
Application Number:	29926351
Application Number:	29959266
Application Number:	29959267
Application Number:	18948722
Application Number:	18544902
Application Number:	18581351
Application Number:	18384541
Application Number:	18407182
Application Number:	18371432
Application Number:	18615145
Application Number:	17827952
Application Number:	18407199
Application Number:	18378055
Application Number:	18144850
Application Number:	18610003
Application Number:	17893697
Application Number:	18534623
Application Number:	17367987
Application Number:	18371422
Application Number:	17989156
Application Number:	17883355
Application Number:	17211831

CORRESPONDENCE DATA

Fax Number:

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: (215)569-5619
Email: pecsenye@blankrome.com
Correspondent Name: Timothy D. Pecsenye
Address Line 1: One Logan Square
Address Line 2: 8th Floor
Address Line 4: Philadelphia, PENNSYLVANIA 19103

ATTORNEY DOCKET NUMBER:	140690-00019
NAME OF SUBMITTER:	KATHERINE HOLLENBECK
SIGNATURE:	/KATHERINE HOLLENBECK/
DATE SIGNED:	06/13/2025
	This document serves as an Oath/Declaration (37 CFR 1.63).

Total Attachments: 18

source=Intellectual Property Security Agreement (Siena-Kizik) - Executed(154327929.1)#page1.tiff
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INTELLECTUAL PROPERTY SECURITY AGREEMENT

THIS INTELLECTUAL PROPERTY SECURITY AGREEMENT (the "Agreement") dated as of June 13, 2025 by KIZIK DESIGN, LLC, a Utah limited liability company ("***Kizik Design***"), FAST IP, LLC, a Utah limited liability company ("***Fast IP***"), HANDSFREE LABS LICENSING, LLC, a Utah limited liability company ("***HandsFree Labs Licensing***"), and HANDSFREE LABS, INC., a Delaware corporation ("***Parent***" and together with Kizik Design, Fast IP, HandsFree Labs Licensing and any other Person who from time to time becomes a Loan Party under the Loan Agreement, collectively, the "***Grantors***" and each individually, a "***Grantor***") in favor of SIENA LENDING GROUP LLC, a Delaware limited liability company (together with its successors and assigns, "Lender"):

W I T N E S S E T H

WHEREAS, Grantors and Lender are parties that certain Loan and Security Agreement, dated as of the date hereof (as amended, restated, amended and restated, supplemented or otherwise modified from time to time, the "***Loan Agreement***") providing for the extensions of credit to be made to Borrowers by Lender; and

WHEREAS, Each Grantor has granted to Lender a security interest in substantially all of the assets of such Grantor including all right, title and interest of such Grantor in, to and under all now owned and hereafter acquired trademarks, copyrights, and patents, together with the goodwill of the business symbolized by such Grantor's trademarks, patents and copyrights and all products and proceeds thereof, to secure the payment of all amounts owing by such Grantor under the Loan Agreement.

NOW, THEREFORE, in consideration of the premises set forth herein and for other good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, each Grantor agrees as follows:

1. Incorporation of Loan Agreement. The Loan Agreement and the terms and provisions thereof are hereby incorporated in their entirety by this reference. All terms capitalized but not otherwise defined herein shall have the same meanings ascribed to them in the Loan Agreement.

2. Grant of Security Interests. To secure the payment and performance of the Obligations, each Grantor hereby grants to Lender a continuing security interest in such Grantor's entire right, title and interest in and to the following whether now owned or existing or hereafter created, acquired or arising:

(i) each trademark, patent and copyright listed on Schedule 1 annexed hereto, (such trademarks, patents and copyrights, the "Trademarks", "Patents" and "Copyrights") together with any reissues, continuations or extensions thereof, and all of the goodwill of the business connected with the use of, and symbolized by, each Trademark, Patent and Copyright; and

(ii) all products and proceeds of the foregoing, including without limitation, any claim by such Grantor against third parties for past, present or future (a) infringement or dilution of any trademark or patent, or (b) injury to the goodwill associated with any trademark.

3. Representations and Warranties. Each Grantor hereby represents and warrants that the Trademarks, Patents and Copyrights listed on Schedule 1 attached hereto constitute all trademarks, patents and copyrights owned or registered to such Grantor as of the date hereof.

4. Right to Bring Suit. Each Grantor shall have the right, with the prior written consent of Lender, which consent shall not be unreasonably withheld, conditioned or delayed, to bring suit in its own name to enforce the Trademarks, Patents and Copyrights, in which case Lender may, at Lender's option, be joined as a nominal party to this suit if Lender shall be satisfied that the joinder is necessary and that Lender is not incurring any risk of liability by that joinder. Each Grantor shall promptly, upon demand, reimburse and indemnify, defend, and hold harmless Lender for all damages, costs and expenses, including reasonable attorneys' fees, incurred by Lender pursuant to this paragraph.

5. GOVERNING LAW. THIS AGREEMENT SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE LAW OF THE STATE OF NEW YORK WITHOUT REGARD TO CONFLICT OF LAW PRINCIPLES (EXCEPT 5-1401 AND 5-1402 OF THE NEW YORK GENERAL OBLIGATION LAW). FURTHER, THE LAW OF THE STATE OF NEW YORK SHALL APPLY TO ALL DISPUTES OR CONTROVERSIES ARISING OUT OF OR CONNECTED TO OR WITH THIS AGREEMENT WITHOUT REGARD TO CONFLICT OF LAW PRINCIPLES (EXCEPT 5-1401 AND 5-1402 OF THE NEW YORK GENERAL OBLIGATION LAW).

6. CONSENT TO JURISDICTION; WAIVER OF JURY TRIAL. ANY LEGAL ACTION, SUIT OR PROCEEDING WITH RESPECT TO THIS AGREEMENT SHALL BE BROUGHT EXCLUSIVELY IN THE COURTS OF THE STATE OF NEW YORK IN THE COUNTY OF NEW YORK OR IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK, AND THE UNDERSIGNED HEREBY ACCEPTS FOR HIMSELF AND IN RESPECT OF HIS PROPERTY, GENERALLY AND UNCONDITIONALLY IN CONNECTION WITH ANY SUCH LEGAL ACTION, SUIT OR PROCEEDING, THE JURISDICTION OF THE AFOREMENTIONED COURTS. THE UNDERSIGNED HEREBY EXPRESSLY AND IRREVOCABLY WAIVES, TO THE FULLEST EXTENT PERMITTED BY APPLICABLE LAW, ANY OBJECTION, INCLUDING, WITHOUT LIMITATION, ANY OBJECTION TO THE LAYING OF VENUE OR BASED ON THE GROUNDS OF FORUM NON CONVENIENS, OR BASED ON UPON 28 U.S.C. § 1404, WHICH THEY MAY NOW OR HEREAFTER HAVE TO THE BRINGING AND ADJUDICATION OF ANY SUCH ACTION, SUIT OR PROCEEDING IN ANY OF THE AFOREMENTIONED COURTS AND AMENDMENTS TO THE GRANTING OF SUCH LEGAL OR EQUITABLE RELIEF AS IS DEEMED APPROPRIATE BY THE COURT. THE UNDERSIGNED HEREBY WAIVES ANY RIGHT TO A TRIAL BY JURY IN ANY ACTION, PROCEEDING OR COUNTERCLAIM CONCERNING ANY RIGHTS UNDER THIS AGREEMENT OR UNDER ANY AMENDMENT, WAIVER, INSTRUMENT, DOCUMENT OR OTHER AGREEMENT DELIVERED OR WHICH IN THE FUTURE MAY BE DELIVERED IN CONNECTION HEREWITH OR THEREWITH, OR ARISING FROM ANY FINANCING RELATIONSHIP EXISTING IN CONNECTION WITH THIS AGREEMENT, AND AGREES THAT ANY SUCH ACTION, PROCEEDING OR COUNTERCLAIM SHALL BE TRIED BEFORE A COURT AND NOT BEFORE A JURY.

7. Notices. Any notice required or permitted to be given under this Agreement shall be sent in accordance with Section 10.01 of the Loan Agreement.

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Docusign Envelope ID: 696BADB2-381E-4DA9-B644-1890F73231D9

IN WITNESS WHEREOF, each Grantor has duly executed this Agreement as of the date first written above.

KIZIK DESIGN, LLC

Signed by:
By: Gareth Hosford
78FAFC62D725452...
Name: Gareth Hosford
Title: Chief Executive Officer

FAST IP, LLC

Signed by:
By: Gareth Hosford
78FAFC62D725452...
Name: Gareth Hosford
Title: Chief Executive Officer

HANDSFREE LABS LICENSING, LLC

Signed by:
By: Gareth Hosford
78FAFC62D725452...
Name: Gareth Hosford
Title: Chief Executive Officer

HANDSFREE LABS, INC.

Signed by:
By: Gareth Hosford
78FAFC62D725452...
Name: Gareth Hosford
Title: Chief Executive Officer

Agreed and Accepted
as of the date first written above:

SIENA LENDING GROUP LLC

By: _____
Name: Jason Schick
Title: Authorized Signatory

By: _____
Name: Gill Elmore
Title: Authorized Signatory

Skechers EX1002-p.8
Skechers v. FAST IP

SCHEDULE 1

(a) Patents and Patent Licenses

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-entry shoe	USA	FAST IP, LLC	01/30/2018	9877542	Active
Rapid-entry shoe	USA	FAST IP, LLC	02/11/2020	10555578	Active
Rapid-entry shoe	USA	FAST IP, LLC	12/19/2023	11844392	Active
Rapid-entry shoe	USA	FAST IP, LLC	10/27/2020	10813405	Active
Rapid-entry shoe	USA	FAST IP, LLC	(03/25/2021)	(17211831)	Pending
Rapid-entry shoe	USA	FAST IP, LLC	(08/08/2022))	(17883355)	Pending
Rapid-entry shoe	USA	FAST IP, LLC	(11/17/2022)	(17989156)	Pending
Rapid-entry shoe	USA	FAST IP, LLC	(09/2/12023)	(18371422)	Pending
Rapid-entry footwear having an expandable opening	USA	FAST IP, LLC	05/26/2020	10660401	Active
Rapid-entry footwear having an expandable opening	USA	FAST IP, LLC	(07/06/2021)	(17367987)	Pending

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-entry footwear comprised of a unified material	USA	FAST IP, LLC	12/19/2023	11844394	Active
Rapid-entry footwear comprised of a unified material	USA	FAST IP, LLC	07/20/2021	11064761	Active
Rapid-entry footwear comprised of a unified material	USA	FAST IP, LLC	(04/25/2024)	(18534623)	Pending
Lattice structure for footwear	USA	FAST IP, LLC	02/22/2022	D943946	Active
Rapid-entry footwear having a compressible lattice structure	USA	FAST IP, LLC	05/05/2020	10638810	Active
Rapid-entry footwear having a compressible lattice structure	USA	FAST IP, LLC	04/13/2021	10973279	Active
Rapid-entry footwear having a compressible lattice structure	USA	FAST IP, LLC	08/29/2023	11737511	Active
Rapid-entry footwear having a compressible lattice structure	USA	FAST IP, LLC	03/05/2024	11918071	Active
Rapid-entry footwear having a compressible lattice structure	USA	FAST IP, LLC	(08/32/2022)	(17893697)	Pending
Footwear	USA	FAST IP, LLC	07/02/2024	D1033044	Active

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Footwear	USA	FAST IP, LLC	08/13/2024	D1038607	Active
Footwear	USA	FAST IP, LLC	08/06/2024	D1037641	Active
Rapid-entry footwear	USA	FAST IP, LLC	(03/19/2024)	(18610003)	Pending
Rapid-entry footwear having an arm for expanding an opening	USA	FAST IP, LLC	11/08/2022	11490680	Active
Rapid-entry footwear having an arm for expanding an opening	USA	FAST IP, LLC	12/12/2023	11839258	Active
Rapid-entry footwear having an arm for expanding an opening	USA	FAST IP, LLC	04/01/2025	12262777	Active
Rapid-entry footwear having a heel arm and a resilient member	USA	FAST IP, LLC	05/30/2023	11659886	Active
Rapid-entry footwear having a heel arm and a resilient member	USA	FAST IP, LLC	(05/09/2023)	(18144850)	Pending
Sole for footwear	USA	FAST IP, LLC	05/16/2023	D985903	Active

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Sole for footwear	USA	FAST IP, LLC	03/14/2023	D980596	Active
Rapid-entry footwear having a stabilizer and an elastic element	USA	FAST IP, LLC	04/25/2023	11633005	Active
Rapid-entry footwear having a stabilizer and an elastic element	USA	FAST IP, LLC	04/15/2025	12274325	Active
Rapid-entry footwear having a stabilizer and an elastic element	USA	FAST IP, LLC	04/25/2023	11633006	Active
Rapid-entry footwear having a stabilizer and an elastic element	USA	FAST IP, LLC	01/16/2024	11871811	Active
Rapid-entry footwear having a stabilizer and an elastic element	USA	FAST IP, LLC	10/22/2024	12121096	Active
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	11/21/2017	9820527	Active
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	06/04/2019	10306947	Active
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	12/17/2019	10506842	Active

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	05/28/2024	11992092	Active
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	01/28/2025	12207702	Active
Rapid-entry footwear with rebounding fit system	USA	FAST IP, LLC	10/01/2024	12102178	Active
Rapid-entry footwear having an actuator arm	USA	FAST IP, LLC	05/19/2020	10653209	Active
Rapid-entry footwear having an actuator arm	USA	FAST IP, LLC	07/02/2024	12022916	Active
Rapid-entry footwear having a pocket for a compressed medium	USA	FAST IP, LLC	02/02/2021	10905192	Active
Rapid-entry footwear having a pocket for a compressed medium	USA	FAST IP, LLC	03/21/2023	11607002	Active
Rapid-entry footwear having a pocket for a compressed medium	USA	FAST IP, LLC	07/30/2024	12048347	Active
Rapid-entry footwear having a rotating rear portion and a fulcrum	USA	FAST IP, LLC	04/08/2025	12268272	Active

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-entry footwear having a heel bow dynamic portion	USA	FAST IP, LLC	(10/09/2023)	(18378055)	Pending
Rapid-entry footwear having a transforming footbed	USA	FAST IP, LLC	01/09/2024	11864620	Active
Rapid-entry footwear having a transforming footbed	USA	FAST IP, LLC	(01/08/2024)	(18407199)	Pending
Sole for footwear	USA	FAST IP, LLC	04/18/2023	D983497	Active
Rapid-entry footwear having rotatable straps	USA	FAST IP, LLC	01/21/2025	12201180	Active
Rapid-entry footwear having a split back	USA	FAST IP, LLC	(05/30/2022)	(17827952)	Pending
Rapid-entry footwear having a multi-action counter	USA	FAST IP, LLC	(03/25/2024)	(18615145)	Pending
Rapid-entry footwear having a rotating tongue	USA	FAST IP, LLC	(09/21/2023)	(18371432)	Pending
Rapid-entry footwear having a rotating tongue	USA	FAST IP, LLC	03/21/2023	11607012	Active
Shoe	USA	FAST IP, LLC	06/04/2024	D1029459	Active
Adjustable footbeds for footwear	USA	FAST IP, LLC	07/08/2021	11051577	Active

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Adjustable footbeds for footwear	USA	FAST IP, LLC	02/14/2023	11576459	Active
Adjustable footbeds for footwear	USA	FAST IP, LLC	07/30/2024	12048348	Active
Motion-assist footwear comprising a force translator	USA	FAST IP, LLC	01/09/2024	11864630	Active
Motion-assist footwear comprising a force translator	USA	FAST IP, LLC	(01/08/2024)	(18407182)	Pending
Footwear having micro adjustability	USA	FAST IP, LLC	04/11/2023	11622594	Active
Footwear having micro adjustability	USA	FAST IP, LLC	04/08/2025	12268281	Active
Adjustable footwear having apertures in sole structure	USA	FAST IP, LLC	11/21/2023	11819085	Active
Adjustable Footwear Having Apertures in Sole Structure	USA	FAST IP, LLC	(10/27/2023)	(18384541)	Pending
Footwear comprising a dynamic material exhibiting topographic transformation	USA	FAST IP, LLC	02/20/2024	11903445	Active
Footwear comprising a dynamic material exhibiting topographic transformation	USA	FAST IP, LLC	(02/19/2024)	(18581351)	Pending

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Arch adjustable footbeds for footwear	USA	FAST IP, LLC	03/05/2024	11918082	Active
Customizable footbed	USA	FAST IP, LLC	(12/19/2023)	(18544902)	Pending
Footwear having an adjustable lining	USA	FAST IP, LLC	05/21/2024	11986056	Active
Rapid-entry footwear having an energy set zone	USA	FAST IP, LLC	(11/15/2024)	(18948722)	Pending
SHOE	USA	FAST IP, LLC	(8/23/2024)	(29959267)	Pending
SHOE	USA	FAST IP, LLC	(8/23/2024)	(29959266)	Pending
Sole for Footwear	USA	FAST IP, LLC	(4/8/2025)	D1069366	Active
Shoe	USA	FAST IP, LLC	(1/30/2024)	(29926351)	Pending
Shoe	USA	FAST IP, LLC	(1/30/2024)	(29926353)	Pending
SHOE	USA	FAST IP, LLC	(7/8/2024)	(29951105)	Pending
SHOE	USA	FAST IP, LLC	(7/8/2024)	(29951106)	Pending
SHOE	USA	FAST IP, LLC	(7/8/2024)	(29951112)	Pending
SHOE	USA	FAST IP, LLC	(8/23/2024)	(29959260)	Pending
SHOE	USA	FAST IP, LLC	(8/23/2024)	(29959258)	Pending

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-Entry Footwear with Rebounding Fit System	USA	FAST IP, LLC	(1/27/2025)	(19038679)	Pending
Rapid-Entry Footwear Having a Stabilizer and an Elastic Element	USA	FAST IP, LLC	(9/21/2023)	(18371414)	Pending
Rapid-Entry Footwear	USA	FAST IP, LLC	(1/23/2025)	(19035476)	Pending
Rapid-Entry Footwear Having an Arm for Expanding an Opening	USA	FAST IP, LLC	(3/31/2025)	(19096226)	Pending
ADJUSTABLE FOOTWEAR HAVING SOLE STRUCTURE WITH INTERDEPENDENT PARTS	USA	FAST IP, LLC	(1/7/2021)	(17143869)	Pending
Rapid-Entry Footwear Having a Rotating Rear Portion and a Fulcrum	USA	FAST IP, LLC	(4/3/2025)	(19170055)	Pending
Adjustable Footbed System	USA	FAST IP, LLC	(12/19/2023)	(18544880)	Pending
Size Adjustable Shoe	USA	FAST IP, LLC	(1/24/2025)	(19036335)	Pending
FOOTBED DEVICES AND SYSTEMS FOR FOOTWEAR SIZE ADJUSTMENT	USA	FAST IP, LLC	(11/21/2023)	(18515905)	Pending

Patent Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Patent No. (App. No.)	Status
Rapid-Entry Footwear Having an Upper Gap	USA	FAST IP, LLC	(12/10/2024)	(63730090)	Pending

(b) Trademarks and Trademark Licenses

Mark Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Reg. No. (App. No.)	Status
	USA	FAST IP, LLC	04/20/2021	6327477	Live
RABBIT FOAM	USA	FAST IP, LLC	03/14/2023	7001476	Live
FREEHAND	USA	FAST IP, LLC	(07/08/2024)	(98637296)	Live
KIZIK FREEDOM	USA	FAST IP, LLC	(03/25/2025)	(99102505)	Live
HANDS OFF	USA	FAST IP, LLC	02/11/2025	7689541	Live
HFL	USA	FAST IP, LLC	(02/28/2025)	(99061673)	Live
STEP INTO LIFE	USA	FAST IP, LLC	(05/14/2025)	(99184440)	Live

Mark Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Reg. No. (App. No.)	Status
HANDS FREEDOM	USA	FAST IP, LLC	(07/08/2024)	(98637280)	Live
KIZIK	USA	FAST IP, LLC	12/06/2022	6918547	Live
STEP ON IT	USA	FAST IP, LLC	02/09/2021	6266798	Live
MARS ROAMER	USA	FAST IP, LLC	02/06/2024	7300133	Live
KIZIK	USA	FAST IP, LLC	03/05/2024	7324171	Live
HANDSFREE LABS	USA	FAST IP, LLC	08/04/2020	6120598	Live
KABOOM	USA	FAST IP, LLC	(11/03/2023)	(98254342)	Live
FAST	USA	FAST IP, LLC	(09/26/2024)	(98770535)	Live
MOTION IS MAGIC	USA	FAST IP, LLC	09/24/2024	7517934	Live
INNOVATION IN EVERY STEP	USA	FAST IP, LLC	08/04/2020	6120708	Live
CAGE	USA	FAST IP, LLC	12/19/2023	7250346	Live

Mark Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Reg. No. (App. No.)	Status
STAY MOVED	USA	FAST IP, LLC	(11/21/2023)	(98280934)	Live
HYPER SONIC	USA	FAST IP, LLC	(01/30/2025)	(99023342)	Live
SQUEEZE IT	USA	FAST IP, LLC	(02/21/2021)	(90504520)	Live
FASTLABS	USA	FAST IP, LLC	(10/03/2024)	(98784303)	Live
DESIGNED TO MOVE YOU	USA	FAST IP, LLC	(02/22/2024)	(98417151)	Live
KIZIK HANDS FREE FOOTWEAR	USA	FAST IP, LLC	(01/23/2025)	(99016110)	Live
	USA	FAST IP, LLC	05/03/2022	6720119	Live
HANDSFREE LABS	USA	FAST IP, LLC	06/21/2022	6769431	Live
F.A.S.T.	USA	FAST IP, LLC	02/06/2018	5397976	Live
KIZIK	USA	FAST IP, LLC	10/17/2017	5311633	Live
ROAMER	USA	FAST IP, LLC	03/14/2023	7001828	Live

Mark Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Reg. No. (App. No.)	Status
JOURNEY OVER DESTINATION	USA	FAST IP, LLC	05/28/2024	7402241	Live
BE AN OX	USA	FAST IP, LLC	(03/07/2025)	(99073403)	Live
BLACK OX	USA	FAST IP, LLC	(03/07/2025)	(99073391)	Live
BLUE OX	USA	FAST IP, LLC	(09/26/2024)	(98770540)	Live
DON'T LET YOUR SHOES SLOW YOU DOWN	USA	FAST IP, LLC	11/30/2021	6577960	Live
	USA	FAST IP, LLC	04/20/2021	6327472	Live
>IZI<	USA	FAST IP, LLC	10/17/2017	5311636	Live
KIZIK	USA	FAST IP, LLC	10/31/2017	5324086	Live
MADE TO MOVE	USA	FAST IP, LLC	(02/04/2025)	(99029161)	Live

Mark Name	Jurisdiction	Grantor	Reg. Date (App. Date)	Reg. No. (App. No.)	Status
STEP INTO FREEDOM	USA	FAST IP, LLC	10/20/2020	6180513	Live
THE ULTIMATE HANDS-FREE EXPERIENCE	USA	FAST IP, LLC	(02/04/2025)	(99029140)	Live
	USA	FAST IP, LLC	(04/28/2022)	(97386897)	Live

(c) Copyrights and Copyright Licenses

Title	Owner	Reg. Date	Reg. No.
Box Insert.	FAST IP, LLC	10/23/2017	VA0002106546
Icon HFL tech.	FAST IP, LLC	10/21/2022	VA0002328150
Icon removable washing insole.	FAST IP, LLC	10/21/2022	VA0002327369

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 10/22/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER
NGUYEN, BAO-THIEU L

ART UNIT	PAPER NUMBER
3732	

NOTIFICATION DATE	DELIVERY MODE
10/22/2024	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

enielsen@kizik.com

APPLICATION NO.	ISSUE DATE	PATENT NO.
18/610,029	22-Oct-2024	12121096

FAST IP, LLC
1172 West 700 North
Lindon, UT 84042

EGRANT NOTIFICATION

Your electronic patent grant (eGrant) is now available, which can be accessed via Patent Center at https://patentcenter.uspto.gov

The electronic patent grant is the official patent grant under 35 U.S.C. 153. For more information, please visit https://www.uspto.gov/electronicgrants

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	10/22/2024	12121096	P-03039	6863

164668 7590 10/02/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

ISSUE NOTIFICATION

The projected patent number and issue date are specified above. The patent will issue electronically. The electronically issued patent is the official patent grant pursuant to 35 U.S.C. § 153. The patent may be accessed on or after the issue date through Patent Center at https://patentcenter.uspto.gov/. The patent will be available in both the public and the private sides of Patent Center. Further assistance in electronically accessing the patent, or about Patent Center, is available by calling the Patent Electronic Business Center at 1-888-217-9197.

The USPTO is implementing electronic patent issuance with a transition period, during which period the USPTO will mail a ceremonial paper copy of the electronic patent grant to the correspondence address of record. Additional copies of the patent (i.e., certified and presentation copies) may be ordered for a fee from the USPTO's Certified Copy Center at https://certifiedcopycenter.uspto.gov/index.html. The Certified Copy Center may be reached at (800)972-6382.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment is 0 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Center (https://patentcenter.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Application Assistance Unit (AAU) of the Office of Patents Stakeholder Experience (OPSE), Stakeholder Support Division (SSD) at (571)-272-4200.

INVENTOR(s) (Please see PATENT CENTER site https://patentcenter.uspto.gov for additional inventors):

Michael Pratt, Alpine, UT;
Craig Cheney, Lindon, UT;

APPLICANT(s) (Please see PATENT CENTER site https://patentcenter.uspto.gov for additional applicants):

FAST IP, LLC, Lindon, UT;

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The USA offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to encourage and facilitate business investment. To learn more about why the USA is the best country in the world to develop technology, manufacture products, and grow your business, visit SelectUSA.gov.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), by mail or fax, or via the USPTO patent electronic filing system.

By mail, send to: Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

By fax, send to: (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications. **Because electronic patent issuance may occur shortly after issue fee payment, any desired continuing application should preferably be filed prior to payment of this issue fee in order not to jeopardize copendency.**

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

164668 7590 09/18/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being transmitted to the USPTO via the USPTO patent electronic filing system or by facsimile to (571) 273-2885, on the date below.

Eric Nielsen	(Typed or printed name)
/Eric Nielsen/	(Signature)
09/20/24	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

TITLE OF INVENTION: Rapid-entry footwear having a stabilizer and an elastic element

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	UNDISCOUNTED	$1200	$0.00	$0.00	$1200	12/18/2024

EXAMINER	ART UNIT	CLASS-SUBCLASS
NGUYEN, BAO-THIEU L	3732	036-045000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

❑ Change of correspondence address (or Change of Correspondence Address form PTO/AIA/122 or PTO/SB/122) attached.

❑ "Fee Address" indication (or "Fee Address" Indication form PTO/AIA/47 or PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 _____

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document must have been previously recorded, or filed for recordation, as set forth in 37 CFR 3.11 and 37 CFR 3.81(a). Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE: FAST IP, LLC

(B) RESIDENCE: (CITY and STATE OR COUNTRY): Lindon, Utah

Please check the appropriate assignee category or categories (will not be printed on the patent) : ❑ Individual ❑ Corporation or other private group entity ❑ Government

4a. Fees submitted: ☒ Issue Fee ❑ Publication Fee (if required)

4b. Method of Payment: *(Please first reapply any previously paid fee shown above)*

☒ Electronic Payment via the USPTO patent electronic filing system ❑ Enclosed check ❑ Non-electronic payment by credit card (Attach form PTO-2038)

❑ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment to Deposit Account No. _____

5. **Change in Entity Status** (from status indicated above)

❑ Applicant certifying micro entity status. See 37 CFR 1.29

NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.

❑ Applicant asserting small entity status. See 37 CFR 1.27

NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.

❑ Applicant changing to regular undiscounted fee status.

NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature /Eric Nielsen/ Date 09/20/24

Typed or printed name Eric Nielsen Registration No. 60,183

PTOL-85 Part B (11/23) Approved for use through 03/31/2026 OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Skechers EX1002 p.27
Skechers v. FAST IP

UNITED STATES
PATENT AND TRADEMARK OFFICE

P.O. Box 1450
Alexandria, VA 22313 - 1450
www.uspto.gov

ELECTRONIC PAYMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**09/20/2024 11:28:19 AM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Eric Nielsen
PATENT CENTER #	67255125	AUTHORIZED BY	-
CUSTOMER #	164668	FILING DATE	03/19/2024
CORRESPONDENCE ADDRESS	-	FIRST NAMED INVENTOR	Michael Pratt

Payment Information

PAYMENT METHOD	PAYMENT TRANSACTION ID	PAYMENT AUTHORIZED BY
CARD / 1535	**E20249JB28418302**	**Eric Nielsen**

FEE CODE	DESCRIPTION	ITEM PRICE($)	QUANTITY	ITEM TOTAL($)
1501	UTILITY ISSUE FEE	1200.00	1	1200.00
			TOTAL AMOUNT:	**$1,200.00**

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

UNITED STATES
PATENT AND TRADEMARK OFFICE

P.O. Box 1450
Alexandria, VA 22313 - 1450
www.uspto.gov

ELECTRONIC ACKNOWLEDGEMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**09/20/2024 11:28:19 AM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Eric Nielsen
PATENT CENTER #	67255125	FILING DATE	03/19/2024
CUSTOMER #	164668	FIRST NAMED INVENTOR	Michael Pratt
CORRESPONDENCE ADDRESS	-	AUTHORIZED BY	-

Documents

TOTAL DOCUMENTS: 1

DOCUMENT	PAGES	DESCRIPTION	SIZE (KB)
P03039_IF.pdf	1	Issue Fee Payment (PTO-85B)	126 KB

Digest

DOCUMENT	MESSAGE DIGEST(SHA-512)
P03039_IF.pdf	14FFABD22E6599297C76BBEA24ECF0D1B8AE3C264810AA34 5C120D61160BD450FB0CCDED3886720029C9355862DFDA580 4116D983E5F542F9E07F0F978A99A20

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

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New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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NOTICE OF ALLOWANCE AND FEE(S) DUE

164668 7590 09/18/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER	
NGUYEN, BAO-THIEU L	
ART UNIT	PAPER NUMBER
3732	

DATE MAILED: 09/18/2024

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

TITLE OF INVENTION: Rapid-entry footwear having a stabilizer and an elastic element

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	UNDISCOUNTED	$1200	$0.00	$0.00	$1200	12/18/2024

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the ENTITY STATUS shown above. If the ENTITY STATUS is shown as SMALL or MICRO, verify whether entitlement to that entity status still applies.

If the ENTITY STATUS is the same as shown above, pay the TOTAL FEE(S) DUE shown above.

If the ENTITY STATUS is changed from that shown above, on PART B - FEE(S) TRANSMITTAL, complete section number 5 titled "Change in Entity Status (from status indicated above)".

For purposes of this notice, small entity fees are 40% the amount of undiscounted fees, and micro entity fees are 20% the amount of undiscounted fees.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Maintenance fees are due in utility patents issuing on applications filed on or after Dec. 12, 1980. It is patentee's responsibility to ensure timely payment of maintenance fees when due. More information is available at www.uspto.gov/PatentMaintenanceFees.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), by mail or fax, or via the USPTO patent electronic filing system.

By mail, send to: Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

By fax, send to: (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications. **Because electronic patent issuance may occur shortly after issue fee payment, any desired continuing application should preferably be filed prior to payment of this issue fee in order not to jeopardize copendency.**

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

164668 7590 09/18/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being transmitted to the USPTO via the USPTO patent electronic filing system or by facsimile to (571) 273-2885, on the date below.

(Typed or printed name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

TITLE OF INVENTION: Rapid-entry footwear having a stabilizer and an elastic element

APPLN. TYPE	ENTITY STATUS	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	UNDISCOUNTED	$1200	$0.00	$0.00	$1200	12/18/2024

EXAMINER	ART UNIT	CLASS-SUBCLASS
NGUYEN, BAO-THIEU L	3732	036-045000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

❑ Change of correspondence address (or Change of Correspondence Address form PTO/AIA/122 or PTO/SB/122) attached.

❑ "Fee Address" indication (or "Fee Address" Indication form PTO/AIA/47 or PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list
(1) The names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) The name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 _____
2 _____
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document must have been previously recorded, or filed for recordation, as set forth in 37 CFR 3.11 and 37 CFR 3.81(a). Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE (B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent) : ❑ Individual ❑ Corporation or other private group entity ❑ Government

4a. Fees submitted: ❑ Issue Fee ❑ Publication Fee (if required)

4b. Method of Payment: *(Please first reapply any previously paid fee shown above)*

❑ Electronic Payment via the USPTO patent electronic filing system ❑ Enclosed check ❑ Non-electronic payment by credit card (Attach form PTO-2038)

❑ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment to Deposit Account No. _____

5. **Change in Entity Status** (from status indicated above)

❑ Applicant certifying micro entity status. See 37 CFR 1.29

NOTE: Absent a valid certification of Micro Entity Status (see forms PTO/SB/15A and 15B), issue fee payment in the micro entity amount will not be accepted at the risk of application abandonment.

❑ Applicant asserting small entity status. See 37 CFR 1.27

NOTE: If the application was previously under micro entity status, checking this box will be taken to be a notification of loss of entitlement to micro entity status.

❑ Applicant changing to regular undiscounted fee status.

NOTE: Checking this box will be taken to be a notification of loss of entitlement to small or micro entity status, as applicable.

NOTE: This form must be signed in accordance with 37 CFR 1.31 and 1.33. See 37 CFR 1.4 for signature requirements and certifications.

Authorized Signature _____ Date _____

Typed or printed name _____ Registration No. _____

Skechers EX1002 p.33
Skechers v. FAST IP

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 09/18/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER	
NGUYEN, BAO-THIEU L	
ART UNIT	PAPER NUMBER
3732	

DATE MAILED: 09/18/2024

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(Applications filed on or after May 29, 2000)

The Office has discontinued providing a Patent Term Adjustment (PTA) calculation with the Notice of Allowance.

Section 1(h)(2) of the AIA Technical Corrections Act amended 35 U.S.C. 154(b)(3)(B)(i) to eliminate the requirement that the Office provide a patent term adjustment determination with the notice of allowance. See Revisions to Patent Term Adjustment, 78 Fed. Reg. 19416, 19417 (Apr. 1, 2013). Therefore, the Office is no longer providing an initial patent term adjustment determination with the notice of allowance. The Office will continue to provide a patent term adjustment determination with the Issue Notification Letter that is mailed to applicant approximately three weeks prior to the issue date of the patent, and will include the patent term adjustment on the patent. Any request for reconsideration of the patent term adjustment determination (or reinstatement of patent term adjustment) should follow the process outlined in 37 CFR 1.705.

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

OMB Clearance and PRA Burden Statement for PTOL-85 Part B

The Paperwork Reduction Act (PRA) of 1995 requires Federal agencies to obtain Office of Management and Budget approval before requesting most types of information from the public. When OMB approves an agency request to collect information from the public, OMB (i) provides a valid OMB Control Number and expiration date for the agency to display on the instrument that will be used to collect the information and (ii) requires the agency to inform the public about the OMB Control Number's legal significance in accordance with 5 CFR 1320.5(b).

The information collected by PTOL-85 Part B is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. The United States Patent and Trademark Office (USPTO) collects the information in this record under authority of 35 U.S.C. 2. The USPTO's system of records is used to manage all applicant and owner information including name, citizenship, residence, post office address, and other information with respect to inventors and their legal representatives pertaining to the applicant's/owner's activities in connection with the invention for which a patent is sought or has been granted. The applicable Privacy Act System of Records Notice for the information collected in this form is COMMERCE/PAT-TM-7 Patent Application Files, available in the Federal Register at 78 FR 19243 (March 29, 2013).
https://www.govinfo.gov/content/pkg/FR-2013-03-29/pdf/2013-07341.pdf

Routine uses of the information in this record may include disclosure to:

1) law enforcement, in the event that the system of records indicates a violation or potential violation of law;
2) a federal, state, local, or international agency, in response to its request;
3) a contractor of the USPTO having need for the information in order to perform a contract;
4) the Department of Justice for determination of whether the Freedom of Information Act (FOIA) requires disclosure of the record;
5) a Member of Congress submitting a request involving an individual to whom the record pertains, when the individual has requested the Member's assistance with respect to the subject matter of the record;
6) a court, magistrate, or administrative tribunal, in the course of presenting evidence, including disclosures to opposing counsel in the course of settlement negotiations;
7) the Administrator, General Services Administration (GSA), or their designee, during an inspection of records conducted by GSA under authority of 44 U.S.C. 2904 and 2906, in accordance with the GSA regulations and any other relevant (i.e., GSA or Commerce) directive, where such disclosure shall not be used to make determinations about individuals;
8) another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c));
9) the Office of Personnel Management (OPM) for personnel research purposes; and
10) the Office of Management and Budget (OMB) for legislative coordination and clearance.

If you do not furnish the information requested on this form, the USPTO may not be able to process and/or examine your submission, which may result in termination of proceedings, abandonment of the application, and/or expiration of the patent.

Notice of Allowability	Application No. 18/610,029	Applicant(s) Pratt et al.	
	Examiner BAO-THIEU L NGUYEN	Art Unit 3732	AIA (FITF) Status Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☑ This communication is responsive to the claim set filed 09-03-2024.
   ☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2. ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

3. ☑ The allowed claim(s) is/are 1-27 . As a result of the allowed claim(s), you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see **http://www.uspto.gov/patents/init_events/pph/index.jsp** or send an inquiry to **PPHfeedback@uspto.gov.**

4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

   Certified copies:

   a) ☐ All b) ☐ Some* c) ☐ None of the:

   1. ☐ Certified copies of the priority documents have been received.
   2. ☐ Certified copies of the priority documents have been received in Application No. _____ .
   3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

   * Certified copies not received: _____ .

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
   ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____ .

   Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____.
3. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material _____.
4. ☑ Interview Summary (PTO-413), Paper No./Mail Date. _____.
5. ☑ Examiner's Amendment/Comment
6. ☐ Examiner's Statement of Reasons for Allowance
7. ☐ Other _____.

/BAO-THIEU L NGUYEN/
Primary Examiner, Art Unit 3732

DETAILED ACTION

Notice of Pre-AIA or AIA Status

1. The present application, filed on or after March 16, 2013, is being examined under the first inventor to file provisions of the AIA.

Continued Examination Under 37 CFR 1.114

2. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 09-23-2024 has been entered.

EXAMINER'S AMENDMENT

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in an interview with Johnathon Webb on 09-12-2024.

The application has been amended as follows:

1. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening;

a plurality of elastic elements positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted, wherein the plurality of elastic elements includes at least a first elastic element, [[and]] a second elastic element, and a third elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic, wherein the [[first]] second elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the [[first]] second elastic element is completely surrounded by the upper material that is non-elastic, wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion, wherein the first elastic element and the third elastic element extend to a top line of the upper, and wherein the second elastic element is positioned such that the continuous outer perimeter of the second elastic element is spaced from the top line of the upper; and

a foam liner coupled to a rear portion of the upper and configured as a strip that is generally oriented concave from the lateral side portion, extending across the rear portion, and to the medial side portion and oriented angled toward the sole portion.

8. (Currently Amended) The rapid-entry shoe of claim 11, wherein the first elastic element and the third elastic element are spaced apart from each other~~plurality of elastic elements includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion~~.

11. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a lateral side portion, a medial side portion, and a forward portion, the upper defining a foot opening, the upper defining a top line positioned proximate the foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a[[n]] plurality of elastic elements positioned along at least a portion of the upper, the plurality of elastic elements configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion, wherein the plurality of elastic elements includes at least a first elastic element, a second elastic element, and a third elastic element, the first elastic element and the third elastic element extending toward the lateral side portion and the medial side portion, respectively, wherein the first elastic element and the third elastic element extend to the top line of the upper, and wherein the second elastic element does not extend to the top line of the upper; and

a foam liner coupled to a rear portion of the upper and spaced from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention, wherein the foam liner is spaced from the top line of the upper ~~such that the upper and the topline conceal a position of the foam liner when the rapid-entry shoe is viewed from the side~~.

16. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a[[n]] plurality of elastic elements positioned along at least a portion of the upper, the plurality of elastic elements configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion, wherein the plurality of elastic elements includes at least a first elastic element, a second elastic element, and a third elastic element, wherein the first elastic element and

the third elastic element extend to a top line of the upper, and the second elastic element is spaced from the top line of the upper,

wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to at least one of the elastic elements and wherein at least a portion of at least one of the elastic elements extends across the tongue portion~~, wherein at least a portion of the elastic element includes a curvilinear profile~~.

21. (Currently Amended) The rapid-entry shoe of claim 1, wherein the [[first]] second elastic element is spaced from a top line defined by the upper.

22. (Currently Amended) The rapid-entry shoe of claim [[1]] 16, wherein the first elastic element is spaced from the third elastic element ~~a top line defined by the upper~~.

24. (Currently Amended) The rapid-entry shoe of claim 1, wherein the [[first]] second elastic element is not open to a top line defined by the upper.

Allowable Subject Matter

4. Claims 1-27 are allowed.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BAO-THIEU L NGUYEN whose telephone number is (571)270-0476. The examiner can normally be reached M-F 7am-4pm.

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at http://www.uspto.gov/interviewpractice.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, KHOA D. HUYNH can be reached on (571)272-4888. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of published or unpublished applications may be obtained from Patent Center. Unpublished application information in Patent Center is available to registered users. To file and manage patent submissions in Patent Center, visit: https://patentcenter.uspto.gov. Visit https://www.uspto.gov/patents/apply/patent-center for more information about Patent Center and https://www.uspto.gov/patents/docx for information about filing in DOCX format. For additional questions, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BAO-THIEU L. NGUYEN
Primary Examiner
Art Unit 3732

/BAO-THIEU L NGUYEN/
Primary Examiner, Art Unit 3732

Examiner-Initiated Interview Summary	**Application No.** 18/610,029	**Applicant(s)** Pratt et al.		
	Examiner BAO-THIEU L NGUYEN	**Art Unit** 3732	**AIA (First Inventor to File) Status** Yes	**Page** 1 of 1

All Participants (applicant, applicants representative, PTO personnel)	**Title**	**Type**
BAO-THIEU L NGUYEN	Primary Examiner	Telephonic
Johnathon Webb	Attorney of Record	

Date of Interview: 12 September 2024

Issues Discussed:

Proposed Amendment(s)

Discussed to move the case to allowance

/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	

Applicant is reminded that a complete written statement as to the substance of the interview must be made of record in the application file. It is the applicants responsibility to provide the written statement, unless the interview was initiated by the Examiner and the Examiner has indicated that a written summary will be provided. See MPEP 713.04
Please further see:
MPEP 713.04
Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews, paragraph (b)
37 CFR § 1.2 Business to be transacted in writing

Applicant recordation instructions: It is not necessary for applicant to provide a separate record of the substance of interview.

Examiner recordation instructions: Examiners must summarize the substance of any interview of record. A complete and proper recordation of the substance of an interview should include the items listed in MPEP 713.04 for complete and proper recordation including the identification of the general thrust of each argument or issue discussed, a general indication of any other pertinent matters discussed regarding patentability and the general results or outcome of the interview, to include an indication as to whether or not agreement was reached on the issues raised.

Issue Classification	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	**Art Unit**
	BAO-THIEU L NGUYEN	3732

CPC						
Symbol					**Type**	**Version**
A43B	/	11	/	00	F	2013-01-01
A43B	/	23	/	027	I	2013-01-01

CPC Combination Sets								
Symbol					**Type**	**Set**	**Ranking**	**Version**
	/		/					

Use images from artifact folder? (•) Yes ( ) No

NONE		**Total Claims Allowed:**	
(Assistant Examiner)	(Date)	27	
/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	12 September 2024	O.G. Print Claim(s)	O.G. Print Figure
(Primary Examiner)	(Date)	1	6A

Skechers EX1002 p.43
Skechers v. FAST IP

Issue Classification	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	**Art Unit**
	BAO-THIEU L NGUYEN	3732

INTERNATIONAL CLASSIFICATION					
CLAIMED					
A43B11/00	/	11	/	00	
A43B23/02	/	23	/	02	

NON-CLAIMED				
	/		/	

US ORIGINAL CLASSIFICATION	
CLASS	**SUBCLASS**

CROSS REFERENCES(S)						
CLASS	**SUBCLASS (ONE SUBCLASS PER BLOCK)**					

Use images from artifact folder? (•) Yes ( ) No

NONE (Assistant Examiner)	(Date)	**Total Claims Allowed:** 27	
/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732 (Primary Examiner)	12 September 2024 (Date)	O.G. Print Claim(s) 1	O.G. Print Figure 6A

Skechers EX1002 p.44
Skechers v. FAST IP

Issue Classification	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	**Art Unit**
	BAO-THIEU L NGUYEN	3732

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

CLAIMS

Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original	Final	Original
1	1	9	10	24	19										
2	2	13	11	25	20										
3	3	15	12	10	21										
4	4	16	13	26	22										
5	5	17	14	11	23										
6	6	18	15	12	24										
7	7	21	16	19	25										
14	8	22	17	20	26										
8	9	23	18	27	27										

Use images from artifact folder? ◉ Yes ○ No

NONE (Assistant Examiner)	(Date)	**Total Claims Allowed:** 27
/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732 (Primary Examiner)	12 September 2024 (Date)	O.G. Print Claim(s): 1 O.G. Print Figure: 6A

Skechers EX1002 p.45
Skechers v. FAST IP

Index of Claims	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	Art Unit
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✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

CLAIM		DATE								
Final	Original	05/13/2024	09/12/2024							
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2	2	✓	=							
3	3	✓	=							
4	4	✓	=							
5	5	✓	=							
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7	7	✓	=							
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27	27		=							

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	Art Unit
	BAO-THIEU L NGUYEN	3732

CPC - Searched*		
Symbol	Date	Examiner
A43B11/00. A43B23/027	05/13/2024	BT

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
inventor search	05/13/2024	BT

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner
(stabilizer AND elastic AND " not").clm.		09/12/2024	BT

/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	

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L3142	97	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" | "20120180338" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

Skechers EX1002-p.76
Skechers v. FAST IP

		"20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583").pn. OR ("10897956").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3143	16	("2012/0180338").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3144	50	("2004/0111921").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3145	90	"6000148"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3146	50	("20180110292" "10897956" "9877542" "11000091")/pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3147	4	("20180110292" "10897956" "9877542" "11000091").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3148	101	("0112439" OR "0808948" OR "0827330" OR "0863549" OR "0881153" OR "0921461" OR "0923860" OR "10306947" OR "10455898" OR "10617174" OR "10638810" OR "10660401" OR "1081678" OR "1116462" OR "1464342" OR "1494236" OR "1686175" OR "1926818" OR "20020144434" OR "20050022428" OR "20050039348" OR "20050076540" OR "20050198867" OR "20070074425" OR "20080086911" OR "20080189984" OR "20080307673" OR "20110016751" OR	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 08:58 AM

		"20110146106" OR "20120216429" OR "20120317839" OR "20130185959" OR "20130219747" OR "20150013189" OR "20150305432" OR "20160374427" OR "20170303632" OR "20170360143" OR "20170360151" OR "20180110287" OR "20180110292" OR "20180289109" OR "20180295942" OR "2069752" OR "2266732" OR "2368514" OR "2450250" OR "2452502" OR "2736110" OR "2763071" OR "2829448" OR "2920402" OR "3000116" OR "3146535" OR "4489509" OR "4590690" OR "4811502" OR "4924605" OR "4972613" OR "5054216" OR "5127170" OR "5181331" OR "5184410" OR "5282327" OR "5341583" OR "5371957" OR "5467537" OR "5481814" OR "5842292" OR "5997027" OR "6000148" OR "6125555" OR "6189239" OR "62186148" OR "6360454" OR "6378230" OR "6671980" OR "6684533" OR "6922917" OR "6925732" OR "6938361" OR "7103994" OR "7178270" OR "7225563" OR "7439837" OR "7661205" OR					

		"7685747" OR "7793438" OR "7823299" OR "7975403" OR "8065819" OR "8087188" OR "8161669" OR "8225535" OR "8499474" OR "8769845" OR "9615624" OR "9629416" OR "9675132" OR "9820527" OR "9877542" OR "D648512").pn.					
L3149	5	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3150	1	"20210030107"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3151	2	("10905192" "10638810").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3152	139	("0112439" | "0808948" | "0827330" | "0863549" | "0881153" | "0923860" | "0921461" | "1081678" | "1116462" | "1464342" | "1494236" | "1686175" | "1926818" | "2069752" | "2266732" | "2368514" | "2450250" | "2452502" | "2736110" | "2763071" | "2829448" | "2920402" | "3000116" | "3146535" | "4489509" | "4590690" | "4811502" | "4924605" | "4972613" | "5054216" | "5127170" | "5181331" | "5184410" | "5282327" | "5341583" | "5371957" | "5467537" | "5481814" | "5842292" | "5997027" | "6000148" | "6125555" | "6189239" | "6360454" | "6378230" | "6671980" | "6684533" | "6922917" | "6925732" | "6938361" | "7103994" | "7178270" | "7225563" | "7439837" | "7661205" | "7685747" | "7793438" | "7823299" | "7975403" | "D648512" | "8065819" | "8087188" | "8161669" | "8225535" | "8499474" | "8769845"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		| "9615624" | "9675132" | "9820527" | "9877542" | "10306947" | "10455898" | "20020144434" | "20050022428" | "20050039348" | "20050076540" | "20050198867" | "20070074425" | "20070180730" | "20080086911" | "20080189984" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120151799" | "20120216429" | "20120317839" | "20130185959" | "20130219747" | "20140189964" | "20150305432" | "20160374427" | "20170360143" | "20170360151" | "20180110287" | "20180110292" | "20180289109" | "20180295942" | "20200000178").pn. OR ("10638810").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3153	3	"20180110292"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3154	15820	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR A43B23/08 OR A43C11/008).cpc.	(US-PGPUB; USPAT; USOCR; FIT (AU, AP, AT, BE, BG, BR, BY, CA, CH, CN, CS, CU, CZ, DD, DE, DK, EA, EE, EP, ES, FI, FR, GB, HR, HU, ID, IE, IL, IS, IT, JP, KR, LT, LU, LV, MA, OA, RU, SU, WO, MC, MD, MY, NL, NO, NZ, PH, PL, PT, RO, RS, SE, SG, SI, SK, TH, TN, TR, TW, UA, VN); FPRS; EPO; JPO; DERWENT; IBM_TDB)	OR	ON	ON	2023/01/19 08:58 AM
L3155	3740	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		A43B23/08 OR A43C11/008).cpc.					
L3156	15	((("FAST") near3 ("IP") near3 ("LLC"))).AS,AANM.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3157	1055	(A43B11/00 OR A43B23/027 OR A43B23/047 OR A43C11/008).cpc.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3158	562	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		"20120180338" | "20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583" | "219436" | "827330" | "863549" | "882109" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4608769" | "4972613" | "5054216" | "5090140" | "5152082" | "5181331" | "5184410" | "5279051" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6497058" | "6557271" | "6684533" | "6874255" | "6925732" | "6938361" | "7082702" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8245421" | "8769845" | "9820527" | "D840663" | "D854303" | "10455898" | "10617174" | "10638810" | "10905192" | "20020112376" | "20020144434" | "20040111921" | "20040244226" | "20050039348" | "20050081404" | "20060010718" | "20060032091" | "20070074425" |					

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		"1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080307673" | "20110016751" | "20110146106" | "20120079742" | "20120180338" | "20120192453" | "20120317839" | "20130185959" | "20130219747" | "20140173935" | "20150305432" | "20180110292" | "20180289109" | "20180338583" | "219436" | "827330" | "863549" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" |				

		"5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080307673" | "20110016751" | "20110146106" | "20120079742" | "20120180338" | "20120192453" | "20120317839" | "20130185959" | "20130219747" | "20150305432" | "20180110292" | "20180289109" | "20180338583" | "91547" | "219436" | "911025" | "1028598" | "1155354" | "1275895" | "1686175" | "1812622" | "D98150" | "2097810" | "2825155" | "4030213" | "4414761" | "4776111" | "5060401" | "5127170" | "5152082" | "D333377" | "5317819" | "5826353" | "D404896" | "5884420" | "6314662" | "6360454" | "6964119" | "7059069" | "7168188" | "7168190" | "7392603" | "7793438" | "8006410" | "8056264" | "8061059" | "8225535" | "8539698" | "9015962" | "9226543" | "9433256" | "D776420" | "D781561" | "9675132" | "9867426"				

		| "9877542" | "D853707" | "D854303" | "10455898" | "10617174" | "20060032091" | "20070256332" | "20080083138" | "20080120871" | "20080155788" | "20110119959" | "20110185592" | "20110214312" | "20110232130" | "20120079742" | "20120180338" | "20120192453" | "20140096415" | "20140173935" | "20150047227" | "20160302530" | "20160374427" | "20170150773" | "20170265560" | "20170303632" | "20170360143" | "20180098601" | "20180110289" | "20180110292" | "20180206588" | "20180235314" | "20180289109" | "20180338583" | "20190000186" | "4497" | "75048" | "171301" | "417460" | "474574" | "503588" | "537627" | "558937" | "808948" | "827330" | "863549" | "955337" | "1081678" | "1494236" | "1585049" | "1603144" | "1686175" | "1812622" | "2069752" | "2252315" | "2357980" | "2450250" | "2452502" | "2452649" | "2487227" | "2619744" | "2693039" | "2736110" | "2746178" | "2825155" | "2920402" | "3039207" | "3146535" | "3192651" | "3349505" | "3400474" | "3436842" | "3681860" | "4095356" | "4136468" | "4309832" | "4414761" | "4489509" | "4507879" | "4559724" | "4562651" | "4573457" | "4594798" | "4599811" | "4615126" | "4649656" |				

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L3159	317	L2970 NOT L2968	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
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L3552	8	"20150026937"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 12:28 PM

L3553	1	"20150026937".pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 12:28 PM
L3554	0	heael ADJ counter	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:03 PM
L3555	4613	heel ADJ counter	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:03 PM
L3556	825	heel ADJ counter SAME foam	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:03 PM
L3557	4	heel ADJ counter SAME foam ADJ liner	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:03 PM
L3558	586	4-way ADJ stretch	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:10 PM
L3559	83	4-way ADJ stretch AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:11 PM
L3560	26	(4-way SAME 2-way) ADJ stretch AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:12 PM
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L3567	5	foam adj2 strip AND a43b5/$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:11 AM
L3568	411	foam WITH heel AND a43b5/$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:13 AM
L3569	0	foam WITH $horn$ AND a43b5/$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:36 AM
L3570	544	horn AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:36 AM
L3571	2	horn WITH foam AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:37 AM
L3572	133	shoe ADJ horn AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:37 AM
L3573	1	shoe ADJ horn SAME foam AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 10:39 AM
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L3576	311	heel ADJ cup SAME foam AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 11:21 AM
L3580	2	heel ADJ cup SAME (foam ADJ liner) AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/09/11 11:22 AM

PE2E SEARCH - Search History (Interference)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	British Equivalents	Time Stamp
N4	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N5	4	(stabilizer AND elastic	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29

		AND arch AND deflect$4).clm.					11:28 AM
N6	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N7	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N8	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 09:02 AM
N9	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
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N23	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
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N28	4	(stabilizer AND elastic AND arch AND	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM

		deflect$4).clm.					
N29	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N30	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N31	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N32	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 09:02 AM
N45	0	(stabilizer AND elastic AND "not" AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2024/09/12 01:34 PM
N46	0	(stabilizer AND elastic AND "not").clm.	(US-PGPUB; USPAT)	OR	ON	ON	2024/09/12 01:34 PM

Bibliographic Data

Application No: 18/610,029

Foreign Priority claimed: ○ Yes ◉ No

35 USC 119 (a-d) conditions met: ☐ Yes ☑ No ☐ Met After Allowance

Verified and Acknowledged: /BAO-THIEU L NGUYEN/ Examiner's Signature | Initials

Title: Rapid-entry footwear having a stabilizer and an elastic element

FILING or 371(c) DATE	CLASS	GROUP ART UNIT	ATTORNEY DOCKET NO.
03/19/2024	036	3732	P-03039
RULE			

APPLICANTS

FAST IP, LLC, Lindon, UT, UNITED STATES

INVENTORS

Michael Pratt, Alpine, UT, UNITED STATES

Craig Cheney, Lindon, UT, UNITED STATES

CONTINUING DATA

This application is a CON of 18371414 09/21/2023

18371414 is a CON of 17965516 10/13/2022

17965516 is a CON of 16942335 07/29/2020 PAT 11633005

16942335 has PRO of 62879883 07/29/2019

FOREIGN APPLICATIONS

IF REQUIRED, FOREIGN LICENSE GRANTED**

03/27/2024

STATE OR COUNTRY

UNITED STATES

ADDRESS

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042
UNITED STATES

FILING FEE RECEIVED

$6,160

UNITED STATES
PATENT AND TRADEMARK OFFICE

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Alexandria, VA 22313 - 1450
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ELECTRONIC PAYMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**09/03/2024 02:56:24 PM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Shaheen Kasu
PATENT CENTER #	67023181	AUTHORIZED BY	Johnathon Webb
CUSTOMER #	164668	FILING DATE	03/19/2024
CORRESPONDENCE ADDRESS	-	FIRST NAMED INVENTOR	Michael Pratt

Payment Information

PAYMENT METHOD	PAYMENT TRANSACTION ID	PAYMENT AUTHORIZED BY
CARD / 4925	**E202493E57087350**	**Shaheen Kasu**

PRE-AUTHORIZED ACCOUNT	PRE-AUTHORIZED CATEGORY
060029	**37 CFR 1.16 (National application filing, search, and examination fees); 37 CFR 1.17 (Patent application and reexamination processing fees); 37 CFR 1.19 (Document supply fees); 37 CFR 1.20 (Post Issuance fees); 37 CFR 1.21 (Miscellaneous fees and charges)**

FEE CODE	DESCRIPTION	ITEM PRICE($)	QUANTITY	ITEM TOTAL($)
1202	EACH CLAIM IN EXCESS OF 20	100.00	1	100.00
1801	REQUEST FOR CONTINUED EXAMINATION (RCE) - 1ST REQUEST (SEE 37 CFR 1.114)	1360.00	1	1360.00
			TOTAL AMOUNT:	**$1,460.00**

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

UNITED STATES
PATENT AND TRADEMARK OFFICE

P.O. Box 1450
Alexandria, VA 22313 - 1450
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ELECTRONIC ACKNOWLEDGEMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**09/03/2024 02:56:24 PM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Shaheen Kasu
PATENT CENTER #	67023181	FILING DATE	03/19/2024
CUSTOMER #	164668	FIRST NAMED INVENTOR	Michael Pratt
CORRESPONDENCE ADDRESS	-	AUTHORIZED BY	Johnathon Webb

Documents

TOTAL DOCUMENTS: 2

DOCUMENT	PAGES	DESCRIPTION	SIZE (KB)
2024-09-03_529398.000009_RCE2.pdf	3	Request for Continued Examination (RCE)	95 KB
Warning: This is not a USPTO supplied RCE fillable form. Data in the form cannot be automatically loaded to other USPTO systems.			
2024-09-03_529398.000009_Response.pdf	9	Response After Final Action	141 KB

Digest

DOCUMENT	MESSAGE DIGEST(SHA-512)

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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

PTO/SB/30EFS (01-22)
Approved for use through 05/31/2024. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION(RCE)TRANSMITTAL
(Submitted Only via EFS-Web)

Application Number	18610029	Filing Date	2024-03-19	Docket Number (if applicable)	P-03039	Art Unit	3732
First Named Inventor	Michael Pratt			Examiner Name	BAO-THIEU L NGUYEN		

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. The Instruction Sheet for this form is located at WWW.USPTO.GOV

SUBMISSION REQUIRED UNDER 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ☐ Other _____

☒ Enclosed

- ☒ Amendment/Reply
- ☐ Information Disclosure Statement (IDS)
- ☐ Affidavit(s)/ Declaration(s)
- ☐ Other _____

MISCELLANEOUS

☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months _____
(Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

☐ Other _____

FEES

☒ **The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.**
The Director is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No 060029

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

☒ Patent Practitioner Signature

☐ Applicant Signature

PTO/SB/30EFS (01-22)
Approved for use through 05/31/2024. OMB 0651-0031
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Signature of Registered U.S. Patent Practitioner			
Signature	/Johnathon E. Webb/	Date (YYYY-MM-DD)	2024-09-03
Name	Johnathon E. Webb	Registration Number	75,990

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.

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5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	Michael Pratt	**Examiner:** BAO-THIEU L. NGUYEN	
Appln. No.:	18/610,029	**Group Art Unit:** 3732	
Filing Date:	March 19, 2024	**Confirmation No.:** 6863	
Title:	Rapid-entry footwear having a stabilizer and an elastic element	**Docket No.:** P-03039	
		Faegre Ref.: 529398.000009	

Mail Stop AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

I CERTIFY THAT THIS PAPER (ALONG WITH ANY REFERRED TO AS BEING ATTACHED OR ENCLOSED) IS BEING TRANSMITTED TO THE COMMISSIONER FOR PATENTS, P. O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON SEPTEMBER 3, 2024, VIA PATENT CENTER.

__/Shaheen Kasu/____

RESPONSE WITH REQUEST FOR CONTINUED EXAMINATION

Applicant responds to the Final Office Action dated June 3, 2024 for the above-identified application as follows:

Amendments to the Claims, beginning on page 2; and,

Remarks, beginning on page 6.

The Commissioner is authorized to charge any fees due to Deposit Account 06-0029.

AMENDMENTS TO THE CLAIMS

1. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; [[and]]

a plurality of elastic elements positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted, wherein the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic, wherein the first elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic; and

a foam liner coupled to a rear portion of the upper and configured as a strip that is generally oriented concave from the lateral side portion, extending across the rear portion, and to the medial side portion and oriented angled toward the sole portion.

2. (Original) The rapid-entry shoe of claim 1, wherein the first elastic element is positioned at the side portion of the upper and the second elastic element is positioned at the forward portion of the upper.

3. (Original) The rapid-entry shoe of claim 2, wherein forward portion includes a tongue and the second elastic element is positioned at the tongue.

4. (Original) The rapid-entry shoe of claim 1, wherein first elastic portion defines a portion of the foot opening.

5. (Original) The rapid-entry shoe of claim 1, wherein the first elastic element defines at least a portion of the upper.

6. (Original) The rapid-entry shoe of claim 1, wherein the second elastic element extends across a vamp of the upper.

7. (Original) The rapid-entry shoe of claim 1, wherein the second elastic element is spaced from the foot opening.

8. (Previously Presented) The rapid-entry shoe of claim 1, wherein the plurality of elastic elements includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion.

9. (Original) The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 2-way stretch.

10. (Original) The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 4-way stretch.

11. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening, the upper defining a topline positioned proximate the foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion; and

a foam liner coupled to a rear portion of the upper and spaced from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam

liner configured to provide heel retention, wherein the foam liner is spaced from the topline of the upper such that the upper and the topline conceal a position of the foam liner when the rapid-entry shoe is viewed from the side.

12. (Original) The rapid-entry shoe of claim 11, wherein the foam liner is positioned at the rear portion of the upper extending toward a side portion of the upper.

13. (Original) The rapid-entry shoe of claim 12, wherein the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends toward the lateral side portion and the medial side portion.

14. (Original) The rapid-entry shoe of claim 11, wherein the stabilizer includes a first portion having concave profile facing toward the forward portion of the upper and a second portion having a convex profile facing toward the forward portion of the upper, the second portion positioned vertically higher than the first portion, wherein the foam liner includes a first portion positioned at the rear portion of the upper adjacent to the convex profile and a second portion extending forward along the upper toward the forward portion of the upper.

15. (Original) The rapid-entry shoe of claim 14, wherein the foam liner includes an upper surface, wherein the upper surface of the foam liner is sloped downward and forward where the foam liner is configured to interface with a heel of a user.

16. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion,

wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to at least one of the elastic elements and wherein at least a portion of at least one of the elastic elements extends across the tongue portion, wherein at least a portion of the elastic element includes a curvilinear profile.

17. (Original) The rapid-entry shoe of claim 16, wherein the tongue portion is defined by the upper at a position configured to be positioned vertically above at least a portion of an instep of a foot when inserted in the rapid-entry shoe, wherein the tongue portion includes a lateral side and a medial side, and wherein the lateral side of the tongue portion is coupled to a first elastic element of the plurality of elastic elements along a length of the lateral side and the medial side of the tongue portion is coupled to a second elastic element of the plurality of elastic elements along a length of the medial side.

18. (Original) The rapid-entry shoe of claim 17, wherein the first and second elastic elements extend substantially parallel to each other.

19. (Original) The rapid-entry shoe of claim 17, wherein the plurality elastic elements includes a third elastic element that extends between the first elastic element and the second elastic element across a portion of the forward portion of the upper.

20. (Original) The rapid-entry shoe of claim 17, wherein at least one of the plurality of elastic elements is a resiliently deformable portion of the upper.

21. (Previously Presented) The rapid-entry shoe of claim 1, wherein the first elastic element is spaced from a top line defined by the upper.

22. (Previously Presented) The rapid-entry shoe of claim 21, wherein the first elastic element is positioned such that the continuous outer perimeter of the first elastic element is spaced from the top line.

23. (Previously Presented) The rapid-entry shoe of claim 1, wherein the first elastic element does not extend to a top line defined by the upper.

24. (Previously Presented) The rapid-entry shoe of claim 1, wherein the first elastic element is not open to a top line defined by the upper.

25. (Previously Presented) The rapid-entry shoe of claim 11, wherein the foam liner includes a portion extending forward and downward from the rear portion, and wherein the portion of the foam liner extending forward and downward is tapered from a wider portion toward the rear portion of the upper to a narrower portion toward the forward portion of the upper.

26. (Previously Presented) The rapid-entry shoe of claim 11, wherein a cross-section of the foam liner defines a convex profile facing toward a front of the rapid-entry shoe when the cross-section of the rapid-entry shoe is taken from a front of the rapid-entry shoe to a back of the rapid-entry shoe along a vertical plane.

27. (New) The rapid-entry shoe of claim 16, wherein the tongue portion defines a longitudinal axis substantially directed toward a front portion of the rapid-entry shoe, wherein the curvilinear profile of the elastic member crosses the longitudinal axis of the tongue portion.

REMARKS

Claims 1-26 are pending. Claims 1-26 are rejected. Claims 1, 11, and 16 are currently amended. Claim 27 is new. The Applicant respectfully requests allowance of the currently pending claims for the following reasons:

Interview Summary

The Applicant thanks Examiners Nguyen for their participation in a telephone interview with Eric Nielsen and Johnathon Webb. The participants discussed amending the claims to overcome the rejections based on the cited references. Although no specific agreement was reached in the interview, the discussion provide very informative for Applicant as the combination of references is better understood and will be more directly addressed in this response. Should any questions arise from the response, the Examiner is invited to reach out to the undersigned for discussion.

Section 103 Rejections

Claim(s) 1-8 and 21-24 were rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Mahoney (2012/0174433). Regarding the rejection of claim 1, Applicant directs the Examiner's attention to the amendment to claim 1, which includes, at least in part, a foam liner coupled to a rear portion of the upper and configured as a strip that is generally oriented concave from the lateral side portion, extending across the rear portion, and to the medial side portion and oriented angled toward the sole portion. This is not shown or otherwise described in Lin nor Mahoney. For at least this reason, Applicant submits that claim 1 is nonobvious in view of the cited references. It is further noted that none of the other references cited in this office action with respect to other claims also include these features. Accordingly, Applicant submits that claim 1 and its dependent claims are allowable.

Claim(s) 9-10 were rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) and Mahoney (2012/0174433) as applied to claim 1 above, and further in view of Smith et al. (2019/0082789). Applicant submits that Smith et al. fails to cure the defect of Lin and Mahoney with respect to the amendment to claim 1, from which claims 9 and 10 depend. Accordingly, Applicant submits that claims 9 and 10 are allowable.

Claim(s) 11-15 and 25-26 were rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Beers et al. (2018/0110292). Applicant directs the Examiner's attention to the amendment to claim 11, which includes, at least in part, that the foam liner is spaced from the topline of the upper such that the upper and the topline conceal a position of the foam liner when the rapid-entry shoe is viewed from the side. This is not shown in Lin nor Smith. For example, neither Lin does not include a foam liner. With respect to Beers, a foam liner is not shown which is spaced from the topline of the upper such that the upper and the topline conceal a position of the foam liner when the rapid-entry shoe is viewed from the side. Instead, Beers shows in FIG. 14 a foam padding 435A that is positioned at or above the topline of the upper. For at least this reason, Applicant submits that the amendment to claim 11 differentiates over the cited art and is in condition for allowance.

Claim(s) 16-20 were rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Nonogawa et al. (2015/0026937). Applicant directs the Examiner's attention to the amendment to claim 16, which includes, at least in part, that at least a portion of the elastic element includes a curvilinear profile. Neither Lin nor Nonogawa et el. include an elastic element with a curvilinear profile. Instead, Lin shows a patch or gore that is coupled to the side of the upper, and Nonogawa et al. includes a sheet of material that spans the entire front portion of the upper. Neither of these arrangements disclose an elastic element that includes a curvilinear profile. Accordingly, Applicant submits that claim 16, as amended, distinguishes over the cited references and is allowable. Claim 27, which depends from claim 16, is new and further distinguishes over the prior art.

CONCLUSION

For the reasons explained above, all pending claims are now in condition for allowance. Accordingly, the Applicant respectfully requests that the Office issue a *Notice of Allowance*. Any amendments to the claims are made to expedite prosecution of this application, without acquiescing to the Office's rejections or characterizations of the claims or references in the Office Action. Even if not expressly discussed above, the Applicant respectfully traverses each of the rejections, assertions, and characterizations regarding the disclosure and teachings of the cited references, including the prior art status and the propriety of proposed combinations of cited references. Unless expressly and specifically stated herein, nothing in this paper should be

construed as the Applicant's intent to concede any issue with regard to any claim. The Office should not interpret any claim amendment or statements herein as an admission or concession of unpatentability of the subject matter claimed prior to such amendments. The Applicant specifically reserves the right to prosecute the previously claimed subject matter and claims of a broader or different scope in a continuation application.

The Applicant has made a good faith effort to respond to all rejections set forth in the Office Action and to place the pending claims in condition for immediate allowance. If the Examiner has any questions or comments, the Examiner is requested to contact the undersigned.

Respectfully submitted,

Dated: September 3, 2024

/Johnathon E. Webb/
Johnathon E. Webb
Reg. No. 75,990
Faegre Drinker Biddle & Reath LLP
PHONE: (612) 766 8129

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 08/12/2024

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Suite 200
Lindon, UT 84042

EXAMINER
NGUYEN, BAO-THIEU L

ART UNIT	PAPER NUMBER
3732	

NOTIFICATION DATE	DELIVERY MODE
08/12/2024	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

enielsen@kizik.com

Applicant-Initiated Interview Summary	**Application No.** 18/610,029	**Applicant(s)** Pratt et al.		
	Examiner BAO-THIEU L NGUYEN	**Art Unit** 3732	**AIA (First Inventor to File) Status** Yes	**Page** 1 of 1

All Participants (applicant, applicants representative, PTO personnel)	**Title**	**Type**
BAO-THIEU L NGUYEN	Primary Examiner	Telephonic
Johnathon Webb	Attorney	
Eric Nielsen	Attorney of Record	

Date of Interview: 07 August 2024

Issues Discussed:

Proposed Amendment(s)

Discussed the different between the invention and prior arts in record, however, we have not reached any agreement yet

☑ Attachment

/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	

Applicant is reminded that a complete written statement as to the substance of the interview must be made of record in the application file. It is the applicants responsibility to provide the written statement, unless the interview was initiated by the Examiner and the Examiner has indicated that a written summary will be provided. See MPEP 713.04
Please further see:
MPEP 713.04
Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews, paragraph (b)
37 CFR § 1.2 Business to be transacted in writing

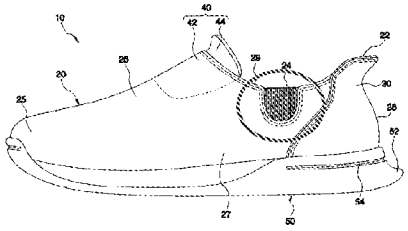
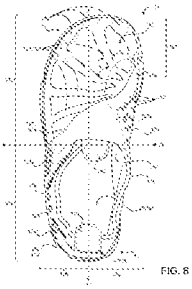
Applicant recordation instructions: The formal written reply to the last Office action must include the substance of the interview. (See MPEP section 713.04). If a reply to the last Office action has already been filed, applicant is given a non-extendable period of the longer of one month or thirty days from this interview date, or the mailing date of this interview summary form, whichever is later, to file a statement of the substance of the interview.

Examiner recordation instructions: Examiners must summarize the substance of any interview of record. A complete and proper recordation of the substance of an interview should include the items listed in MPEP 713.04 for complete and proper recordation including the identification of the general thrust of each argument or issue discussed, a general indication of any other pertinent matters discussed regarding patentability and the general results or outcome of the interview, to include an indication as to whether or not agreement was reached on the issues raised.

Examiner Interview

Time: 11:00 am Eastern
Date: August 7, 2024
Teams Meeting with Examiner Nguyen, Eric Nielsen, and Johnathon Webb

Topic: Discussion of claims in view of cited references

Representative Figure from Present Application	Representative Figure from Lin-US 20120180338	Representative Figure from Mahoney- US 20120174433
 FIG. 3A	 FIG.1 Comments: [0012]The elastic bands 24 are located in the quarters 27 respectively and near the counter 28, and the **tops of the elastic bands 24 are parts of the top line 29. As a result, the size of the top line 29 can be adjusted by stretching or relieving the elastic bands 24.** See also [0015]	 FIG. 8

1. A rapid-entry shoe comprising:

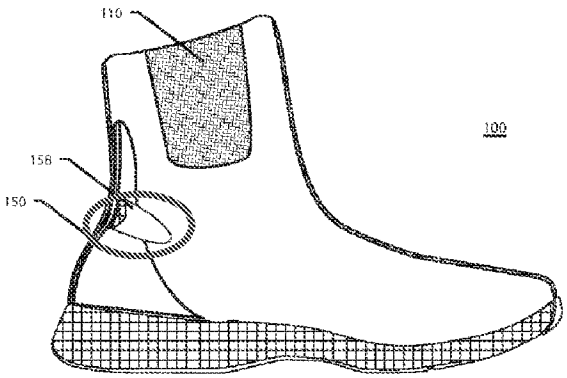
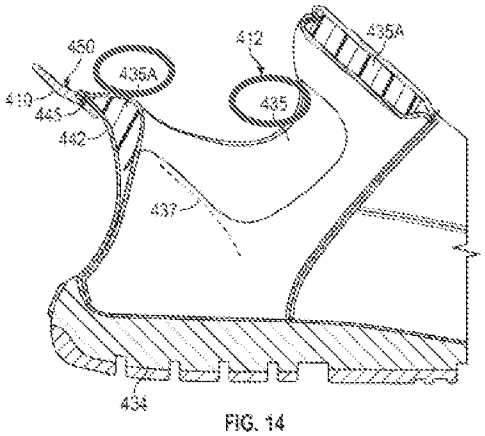
a sole portion;

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a plurality of elastic elements positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted, wherein the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic, **wherein the first elastic element defines a continuous**

outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic.

Representative Figure from Present Application	Representative Figure from Beers- US 20180110292
 FIG. 1C	 FIG. 14

11. A rapid-entry shoe comprising:

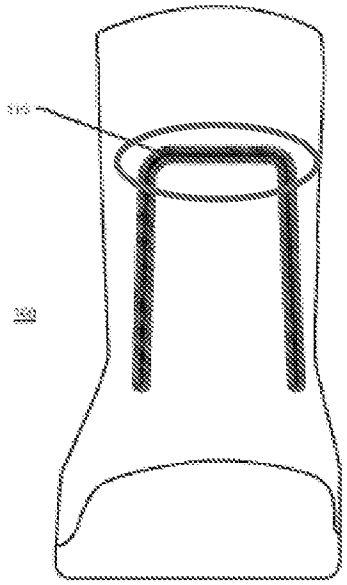
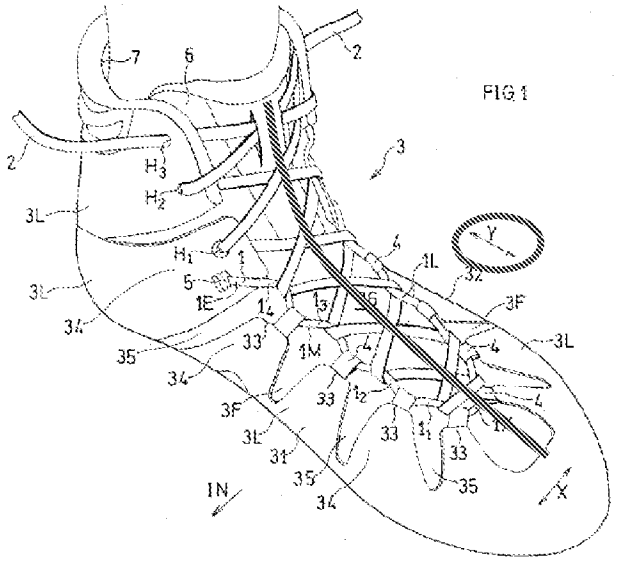
a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion; and

a foam liner coupled to a rear portion of the upper and spaced from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention, wherein the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends to the lateral side portion and the medial side portion.

Representative Figure from Present Application	Representative Figure from Nonogawa- US 20150026937
 FIG. 4C	 FIG 1 [0064]-[0069] Preferably, the upper includes: a stretchable member 3F which covers the medial side surface and the lateral side surface of the instep of the foot in an area anterior to a most posterior one of the loop members 4, the stretchable member 3F being stretchable in the longitudinal direction Y and the transverse direction X; a non-stretchable member 3L which is attached to a surface of the stretchable member 3F, is less stretchable than the stretchable member 3F, and forms a portion of the medial side portion 31 and the lateral side portion 32: a plurality of protruding portions 34 of the non stretchable member 3L projecting toward a center of the instep of the foot, the protruding portions 34 being provided by a wave-shape formation of upper-end edge portions 33 of the non-stretchable member 3L in the medial side portion 31 and the lateral side portion 32; and a soft portion 35 between protruding portions 34 adjacent to each other, which is not covered by the non stretchable member 3L and in which the stretchable member 3F is exposed, wherein the loop members 4 are provided at the edge portions 33 of the protruding portions 34.

16. A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion,

wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to at least one of the elastic elements and wherein at least a portion of at least one of the elastic elements extends across the tongue portion, the at least one elastic member defining a longitudinal axis along which the at least one elastic member extends, wherein the tongue portion defines a longitudinal axis substantially directed toward a front portion of the rapid-entry shoe, wherein the longitudinal axis of the at least one elastic member crosses the longitudinal axis of the tongue portion.

UNITED STATES PATENT AND TRADEMARK OFFICE

USPTO Automated Interview Request (AIR)

Jul 26 2024

This paper requesting to schedule and/or conduct an interview is appropriate because:

This submission is requested to be accepted as an authorization for this interview to communicate via the internet. Recognizing that Internet communications are not secure, I hereby authorize the USPTO to communicate with the undersigned concerning scheduling of the interview via video conference, instant messaging, or electronic mail, and to conduct the interview in accordance with office practice including video conferencing.

Name(s):
Johnathon Webb

S-signature:
/Johnathon Webb/

Registration Number:
75990

U.S. Application Number:
18610029

Confirmation Number:
6863

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Phone Number:
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Proposed Time of Interview:
8-1-2024 1:00 PM ET

Alternative Proposed Time(s) of Interview:
8-1-2024 3:30 PM ET

Alternative Proposed Time(s) of Interview:
8-2-2024 2:00 PM ET

Prefered Interview Type:
Video Conference

I am the applicant or applicant's representative for this application.

Topic for Discussion:
Discuss differences between cited art and embodiments of application

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 06/03/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER
NGUYEN, BAO-THIEU L

ART UNIT	PAPER NUMBER
3732	

NOTIFICATION DATE	DELIVERY MODE
06/03/2024	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

enielsen@kizik.com

Office Action Summary	Application No. 18/610,029	Applicant(s) Pratt et al.	
	Examiner BAO-THIEU L NGUYEN	Art Unit 3732	AIA (FITF) Status Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTHS FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☑ Responsive to communication(s) filed on 05-24-2019.

☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2a)☑ This action is **FINAL.** 2b) ☐ This action is non-final.

3)☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

4)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims*

5) ☑ Claim(s) 1-26 is/are pending in the application.

5a) Of the above claim(s) _____ is/are withdrawn from consideration.

6) ☐ Claim(s) _____ is/are allowed.

7) ☑ Claim(s) 1-26 is/are rejected.

8) ☐ Claim(s) _____ is/are objected to.

9) ☐ Claim(s) _____ are subject to restriction and/or election requirement

* If any claims have been determined allowable, you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to **PPHfeedback@uspto.gov.**

Application Papers

10)☐ The specification is objected to by the Examiner.

11)☑ The drawing(s) filed on 03-19-2024 is/are: a)☑ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a)☐ All b)☐ Some** c)☐ None of the:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

** See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☑ Notice of References Cited (PTO-892)

2) ☐ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b) Paper No(s)/Mail Date _____.

3) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date _____.

4) ☐ Other: _____.

DETAILED ACTION

Notice of Pre-AIA or AIA Status

1. The present application, filed on or after March 16, 2013, is being examined under the first inventor to file provisions of the AIA.

Claim Objections

2. **Claim 16** is objected to because of the following informalities: the phrase "an elastic element" in line 7 should read "a plurality of elastic element". Appropriate correction is required.

Claim Rejections - 35 USC § 103

3. In the event the determination of the status of the application as subject to AIA 35 U.S.C. 102 and 103 (or as subject to pre-AIA 35 U.S.C. 102 and 103) is incorrect, any correction of the statutory basis (i.e., changing from AIA to pre-AIA) for the rejection will not be considered a new ground of rejection if the prior art relied upon, and the rationale supporting the rejection, would be the same under either status.

4. The following is a quotation of 35 U.S.C. 103 which forms the basis for all obviousness rejections set forth in this Office action:

> A patent for a claimed invention may not be obtained, notwithstanding that the claimed invention is not identically disclosed as set forth in section 102, if the differences between the claimed invention and the prior art are such that the claimed invention as a whole would have been obvious before the effective filing date of the claimed invention to a person having ordinary skill in the art to which the claimed invention pertains. Patentability shall not be negated by the manner in which the invention was made.

5. **Claim(s) 1-8 and 21-24** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Mahoney (2012/0174433).

Regarding claim 1, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening (member 20);

a stabilizer (member 28) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a plurality of elastic elements (member 24) positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted.

Lin does not teach the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic, wherein the first elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic.

Manoney teaches an upper (fig 6) having the plurality of elastic elements (members 110 and 112) includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic (members 120 and 122), wherein the first elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic (figs 1-6).

It would have been obvious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by adding and using the

relationship between the first, second elastic portions and the non-elastic portions, as taught by Manoney, in order to minimum amount of material to securely receive and hold a user's foot (Manoney, para 0034). Thus, applicant does not provide any criticality or unexpected results why the portions must be that specific relationship, and therefore the court held that the particular placement of a structure was held to be an obvious matter of design choice. The prior art must provide a motivation or reason for the worker in the art, without the benefit of appellant's specification, to make the necessary changes in the reference device." Ex parte Chicago Rawhide Mfg. Co., 223 USPQ 351, 353 (Bd. Pat. App. & Inter. 1984).

Regarding claim 2, the modified shoe Lin-Manoney teaches the first elastic element is positioned at the side portion of the upper (Lin, fig 1) and the second elastic element is positioned at the forward portion of the upper (Manoney, fig 6).

Regarding claim 3, the modified shoe Lin-Manoney teaches forward portion includes a tongue and the second elastic element is positioned at the tongue (Manoney, fig 6).

Regarding claim 4, the modified shoe Lin-Manoney teaches first elastic portion defines a portion of the foot opening (Lin, fig 1).

Regarding claim 5, the modified shoe Lin-Manoney teaches the first elastic element defines at least a portion of the upper (Lin, fig 1).

Regarding claim 6, the modified shoe Lin-Manoney teaches the second elastic element extends across a vamp of the upper (Manoney, fig 6).

Regarding claim 7, the modified shoe Lin-Manoney teaches the second elastic element is spaced from the foot opening (Manoney, fig 6).

Regarding claim 8, the modified shoe Lin-Manoney teaches the elastic element includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion (Lin, fig 1).

Regarding claim 21, the modified shoe Lin-Manoney teaches the first elastic element is spaced from a top line defined by the upper (Manoney, fig 6, member 112).

Regarding claim 22, the modified shoe Lin-Manoney teaches the first elastic element is positioned such that the continuous outer perimeter of the first elastic element is spaced from the top line (Manoney, fig 6, member 112).

Regarding claim 23, the modified shoe Lin-Manoney teaches the first elastic element does not extend to a top line defined by the upper (Manoney, fig 6, member 112).

Regarding claim 24, the modified shoe Lin-Manoney teaches the first elastic element is not open to a top line defined by the upper (Manoney, fig 6, member 112).

6. **Claim(s) 9-10** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) and Mahoney (2012/0174433) as applied to claim 1 above, and further in view of Smith et al. (2019/0082789).

Regarding claims 9-10, Lin teaches all limitations of the claims except at least one of the plurality of elastic elements includes a 2-way stretch or a 4-way stretch.

Smith teaches a shoe upper having elastic elements includes a 2-way stretch or a 4-way stretch (para 0048).

It would have been oblivious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by using a 2-way stretch or a 4-way stretch elastic, as taught by Smith, in order to contour to the anatomical shape of the heel of the wearer.

7. **Claim(s) 11-15 and 25-26** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Beers et al. (2018/0110292).

Regarding claim 11, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper (member 20) defining a foot opening;

a stabilizer (member 30) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element (member 24) positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion.

Lin does not teach a foam liner coupled to a rear portion of the upper and space a part from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention.

Beers teaches a foam liner coupled to a rear portion of the upper and space a part from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention (fig 14, member 435A).

It would have been obvious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the shoe of Lin by adding a foam liner, as taught by Beers, in order to enables the size of the opening to be adjustable to different ankle girths.

Thus, applicant does not provide any criticality or unexpected results why the portions must be that specific relationship, and therefore the court held that the particular placement of a structure was held to be an obvious matter of design choice. The prior art must provide a motivation or reason for the worker in the art, without the benefit of appellant's specification, to make the necessary changes in the reference device." Ex parte Chicago Rawhide Mfg. Co., 223 USPQ 351, 353 (Bd. Pat. App. & Inter. 1984).

Regarding claim 12, the modified shoe Lin-Beers teaches the foam liner is positioned at the rear portion of the upper extending toward a side portion of the upper (Beers, fig 14).

Regarding claim 13, the modified shoe Lin-Beers teaches the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends toward the lateral side portion and the medial side portion (Beers, fig 14).

Regarding claim 14, the modified shoe Lin-Beers teaches the stabilizer includes a first portion having concave profile facing toward the forward portion of the upper and a second portion having a convex profile facing toward the forward portion of the upper, the second portion positioned vertically higher than the first portion, wherein the foam liner includes a first portion positioned at the rear portion of the upper adjacent to the

convex profile and a second portion extending forward along the upper toward the forward portion of the upper (Lin, fig 1, member 28 and 30).

Regarding claim 15, the modified shoe Lin-Beers teaches the foam liner includes an upper surface, wherein the upper surface of the foam liner is sloped downward and forward where the foam liner is configured to interface with a heel of a user (Beers, fig 14).

Regarding claim 25, the modified shoe Lin-Beers teaches the foam liner includes a portion extending forward and downward from the rear portion, and wherein the portion of the foam liner extending forward and downward is tapered from a wider portion toward the rear portion of the upper to a narrower portion toward the forward portion of the upper (Beers, fig 14, member 435A).

Regarding claim 26, the modified shoe Lin-Beers teaches a cross-section of the foam liner defines a convex profile facing toward a front of the rapid-entry shoe when the cross-section of the rapid-entry shoe is taken from a front of the rapid-entry shoe to a back of the rapid-entry shoe along a vertical plane (Beers, fig 14, member 435A).

8. **Claim(s) 16-20** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Nonogawa et al. (2015/0026937).

Regarding claim 16, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper (member 20) coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer (member 30) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening.

Lin does not teach an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion, wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to the elastic element, and at least a portion of the elastic element extends across the tongue portion.

Nonogawa teaches an upper having an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion, wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to the elastic element, and at least a portion of the elastic element extends across the tongue portion (fig 3, member 35).

It would have been obvious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by having the elastic portion extend across the tongue portion, as taught by Nonogawa, in order to help a user put on or take off the shoe easier.

Thus, applicant does not provide any criticality or unexpected results why the portions must be that specific relationship, and therefore the court held that the particular placement of a structure was held to be an obvious matter of design choice. The prior art must provide a motivation or reason for the worker in the art, without the benefit of appellant's specification, to make the necessary changes in the reference

device." Ex parte Chicago Rawhide Mfg. Co., 223 USPQ 351, 353 (Bd. Pat. App. & Inter. 1984).

Regarding claim 17, the modified shoe Lin-Nonogawa teaches the tongue portion is defined by the upper at a position configured to be positioned vertically above at least a portion of an instep of a foot when inserted in the rapid-entry shoe, wherein the tongue portion includes a lateral side and a medial side, and wherein the lateral side of the tongue portion is coupled to a first elastic element of the plurality of elastic elements along a length of the lateral side and the medial side of the tongue portion is coupled to a second elastic element of the plurality of elastic elements along a length of the medial side (Lin, fig 1, members 24).

Regarding claim 18, the modified shoe Lin-Nonogawa teaches the first and second elastic elements extend substantially parallel to each other (Lin, fig 1).

Regarding claim 19, the modified shoe Lin-Nonogawa teaches the plurality elastic elements includes a third elastic element (Nonogawa, fig 3, member 36) that extends between the first elastic element and the second elastic element across a portion of the forward portion of the upper.

Regarding claim 20, the modified shoe Lin-Nonogawa at least one of the plurality of elastic elements is a resiliently deformable portion of the upper (Lin, fig 1).

Response to Arguments

Applicant's arguments, dated 05-24-2024, with respect to the rejection of claims under 35 U.S.C §112(b) have been fully considered, and are persuasive. The rejection to the claims has been withdrawn due to the amendments to the claims.

Applicant's arguments, date 05-24-2024, with respect to the rejections of claims under 35 U.S.C §102 and §103 have been fully considered, but they are not persuasive because applicant argues that the prior art does not teach the amended limitations. However, this argument is not commensurate with the rejected claims, as the limitations have not been previously presented and they have been address as analyzed above.

Conclusion

9. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to BAO-THIEU L NGUYEN whose telephone number is (571)270-0476. The examiner can normally be reached M-F 7am-4pm.

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an

interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at http://www.uspto.gov/interviewpractice.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, KHOA D. HUYNH can be reached on (571)272-4888. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of published or unpublished applications may be obtained from Patent Center. Unpublished application information in Patent Center is available to registered users. To file and manage patent submissions in Patent Center, visit: https://patentcenter.uspto.gov. Visit https://www.uspto.gov/patents/apply/patent-center for more information about Patent Center and https://www.uspto.gov/patents/docx for information about filing in DOCX format. For additional questions, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BAO-THIEU L. NGUYEN
Primary Examiner
Art Unit 3732

/BAO-THIEU L NGUYEN/
Primary Examiner, Art Unit 3732

Notice of References Cited	Application/Control No. 18/610,029	Applicant(s)/Patent Under Reexamination Pratt et al.	
	Examiner BAO-THIEU L NGUYEN	Art Unit 3732	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date YYYY-MM-DD	Name	CPC Classification	US Classification
*	A	US-20120174433-A1	2012-07-12	Mahoney; Christopher J.	A43B13/141	36/28
	B					
	C					
	D					
	E					
	F					
	G					
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	K					
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FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date YYYY-MM-DD	Country	Name	CPC Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in YYYY-MM-DD format are publication dates. Classifications may be US or foreign.

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	Art Unit
	BAO-THIEU L NGUYEN	3732

CPC - Searched*		
Symbol	Date	Examiner
A43B11/00. A43B23/027	05/13/2024	BT

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
inventor search	05/13/2024	BT

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner

/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	

Index of Claims	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
	Examiner	Art Unit
	BAO-THIEU L NGUYEN	3732

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

CLAIM		DATE								
Final	Original	05/13/2024								
	1	✓								
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L3140	317	L2970 NOT L2968	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
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Skechers EX1002-p.180
Skechers v. FAST IP

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		| "9877542" | "10306947" | "D854303" | "10455898" | "10617174" | "10638810" | "20020144434" | "20050022428" | "20050039348" | "20050076540" | "20050198867" | "20070074425" | "20080086911" | "20080189984" | "20080307673" | "20080313929" | "20110016751" | "20110146106" | "20120216429" | "20120317839" | "20130185959" | "20130219747" | "20150305432" | "20160374427" | "20170055630" | "20170360143" | "20170360151" | "20180110287" | "20180110292" | "20180289109" | "20180295942" | "20200205511" | "20200205516" | "20200205518" | "20200205520" | "20200253333" | "827330" | "863549" | "1081678" | "1494236" | "1686175" | "2069752" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" | "5351583" | "5371957" | "5467537" | "5481814" | "5842292" | "6189239" | "6378230" | "6684533" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "D648512" | "8065819" | "8161669" | "8769845" | "20020144434" | "20050039348" | "20070074425" | "20080086911" |				

		"20080307673" | "20110016751" | "20110146106" | "20120317839" | "20130185959" | "20130219747" | "20150305432" | "827330" | "863549" | "1081678" | "1494236" | "1686175" | "2069752" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" | "5351583" | "5371957" | "5467537" | "5481814" | "5842292" | "6189239" | "6378230" | "6684533" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "D648512" | "8065819" | "8161669" | "8769845" | "20020144434" | "20050039348" | "20070074425" | "20080086911" | "20080307673" | "20110016751" | "20110146106" | "20130185959" | "20130219747" | "2736110" | "2920402" | "3039207" | "4783909" | "5127170" | "5481814" | "6594921" | "7793438" | "8065819" | "8225534" | "9675132" | "10602802" | "10660401" | "20050039348" | "20050076540" | "20080168683" | "20110016751" | "20140298687" | "20160058123" | "20180235314" | "20180263332").pn. OR ("10897956" | "11344077" | "10617174" | "10455898" | "10743616" | "10568385" | "11191321" | "11191320" |					

		"11234482" | "11064761" | "10638810" | "10905192" | "9820527" | "9877542" | "11000091").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3142	97	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" | "20120180338" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		"20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583").pn. OR ("10897956").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3143	16	("2012/0180338").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3144	50	("2004/0111921").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3145	90	"6000148"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3146	50	("20180110292" "10897956" "9877542" "11000091")/pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3147	4	("20180110292" "10897956" "9877542" "11000091").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3148	101	("0112439" OR "0808948" OR "0827330" OR "0863549" OR "0881153" OR "0921461" OR "0923860" OR "10306947" OR "10455898" OR "10617174" OR "10638810" OR "10660401" OR "1081678" OR "1116462" OR "1464342" OR "1494236" OR "1686175" OR "1926818" OR "20020144434" OR "20050022428" OR "20050039348" OR "20050076540" OR "20050198867" OR "20070074425" OR "20080086911" OR "20080189984" OR "20080307673" OR "20110016751" OR	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 08:58 AM

Skechers EX1002-p.201
Skechers v. FAST IP

		"20110146106" OR "20120216429" OR "20120317839" OR "20130185959" OR "20130219747" OR "20150013189" OR "20150305432" OR "20160374427" OR "20170303632" OR "20170360143" OR "20170360151" OR "20180110287" OR "20180110292" OR "20180289109" OR "20180295942" OR "2069752" OR "2266732" OR "2368514" OR "2450250" OR "2452502" OR "2736110" OR "2763071" OR "2829448" OR "2920402" OR "3000116" OR "3146535" OR "4489509" OR "4590690" OR "4811502" OR "4924605" OR "4972613" OR "5054216" OR "5127170" OR "5181331" OR "5184410" OR "5282327" OR "5341583" OR "5371957" OR "5467537" OR "5481814" OR "5842292" OR "5997027" OR "6000148" OR "6125555" OR "6189239" OR "62186148" OR "6360454" OR "6378230" OR "6671980" OR "6684533" OR "6922917" OR "6925732" OR "6938361" OR "7103994" OR "7178270" OR "7225563" OR "7439837" OR "7661205" OR					

		"7685747" OR "7793438" OR "7823299" OR "7975403" OR "8065819" OR "8087188" OR "8161669" OR "8225535" OR "8499474" OR "8769845" OR "9615624" OR "9629416" OR "9675132" OR "9820527" OR "9877542" OR "D648512").pn.					
L3149	5	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3150	1	"20210030107"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3151	2	("10905192" "10638810").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3152	139	("0112439" | "0808948" | "0827330" | "0863549" | "0881153" | "0923860" | "0921461" | "1081678" | "1116462" | "1464342" | "1494236" | "1686175" | "1926818" | "2069752" | "2266732" | "2368514" | "2450250" | "2452502" | "2736110" | "2763071" | "2829448" | "2920402" | "3000116" | "3146535" | "4489509" | "4590690" | "4811502" | "4924605" | "4972613" | "5054216" | "5127170" | "5181331" | "5184410" | "5282327" | "5341583" | "5371957" | "5467537" | "5481814" | "5842292" | "5997027" | "6000148" | "6125555" | "6189239" | "6360454" | "6378230" | "6671980" | "6684533" | "6922917" | "6925732" | "6938361" | "7103994" | "7178270" | "7225563" | "7439837" | "7661205" | "7685747" | "7793438" | "7823299" | "7975403" | "D648512" | "8065819" | "8087188" | "8161669" | "8225535" | "8499474" | "8769845"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		| "9615624" | "9675132" | "9820527" | "9877542" | "10306947" | "10455898" | "20020144434" | "20050022428" | "20050039348" | "20050076540" | "20050198867" | "20070074425" | "20070180730" | "20080086911" | "20080189984" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120151799" | "20120216429" | "20120317839" | "20130185959" | "20130219747" | "20140189964" | "20150305432" | "20160374427" | "20170360143" | "20170360151" | "20180110287" | "20180110292" | "20180289109" | "20180295942" | "20200000178").pn. OR ("10638810").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3153	3	"20180110292"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3154	15820	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR A43B23/08 OR A43C11/008).cpc.	(US-PGPUB; USPAT; USOCR; FIT (AU, AP, AT, BE, BG, BR, BY, CA, CH, CN, CS, CU, CZ, DD, DE, DK, EA, EE, EP, ES, FI, FR, GB, HR, HU, ID, IE, IL, IS, IT, JP, KR, LT, LU, LV, MA, OA, RU, SU, WO, MC, MD, MY, NL, NO, NZ, PH, PL, PT, RO, RS, SE, SG, SI, SK, TH, TN, TR, TW, UA, VN); FPRS; EPO; JPO; DERWENT; IBM_TDB)	OR	ON	ON	2023/01/19 08:58 AM
L3155	3740	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		A43B23/08 OR A43C11/008).cpc.					
L3156	15	((("FAST") near3 ("IP") near3 ("LLC"))).AS,AANM.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3157	1055	(A43B11/00 OR A43B23/027 OR A43B23/047 OR A43C11/008).cpc.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3158	562	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		"20120180338" | "20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583" | "219436" | "827330" | "863549" | "882109" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4608769" | "4972613" | "5054216" | "5090140" | "5152082" | "5181331" | "5184410" | "5279051" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6497058" | "6557271" | "6684533" | "6874255" | "6925732" | "6938361" | "7082702" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8245421" | "8769845" | "9820527" | "D840663" | "D854303" | "10455898" | "10617174" | "10638810" | "10905192" | "20020112376" | "20020144434" | "20040111921" | "20040244226" | "20050039348" | "20050081404" | "20060010718" | "20060032091" | "20070074425" |					

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L3560	26	(4-way SAME 2-way) ADJ stretch AND a43b$.cpc.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2024/05/13 01:12 PM

PE2E SEARCH - Search History (Interference)

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UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	Michael Pratt	**Examiner:** BAO-THIEU L. NGUYEN	
Appln. No.:	18/610,029	**Group Art Unit:** 3732	
Filing Date:	March 19, 2024	**Confirmation No.:** 6863	
Title:	Rapid-entry footwear having a stabilizer and an elastic element	**Docket No.:** P-03039	
		Faegre Ref.: 529398.000009	

Mail Stop AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

I CERTIFY THAT THIS PAPER (ALONG WITH ANY REFERRED TO AS BEING ATTACHED OR ENCLOSED) IS BEING TRANSMITTED TO THE COMMISSIONER FOR PATENTS, P. O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON MAY 24, 2024, VIA PATENT CENTER.

/Eric Nielsen/

RESPONSE

Applicant responds to the Non-Final Office Action dated May 16, 2024 for the above-identified application as follows:

Amendments to the Claims, beginning on page 2; and,

Remarks, beginning on page 7.

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AMENDMENTS TO THE CLAIMS

1. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a plurality of elastic elements positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted, wherein the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic, wherein the first elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic.

2. (Original) The rapid-entry shoe of claim 1, wherein the first elastic element is positioned at the side portion of the upper and the second elastic element is positioned at the forward portion of the upper.

3. (Original) The rapid-entry shoe of claim 2, wherein forward portion includes a tongue and the second elastic element is positioned at the tongue.

4. (Original) The rapid-entry shoe of claim 1, wherein first elastic portion defines a portion of the foot opening.

5. (Original) The rapid-entry shoe of claim 1, wherein the first elastic element defines at least a portion of the upper.

6. (Original) The rapid-entry shoe of claim 1, wherein the second elastic element extends across a vamp of the upper.

7. (Original) The rapid-entry shoe of claim 1, wherein the second elastic element is spaced from the foot opening.

8. (Currently Amended) The rapid-entry shoe of claim 1, wherein the plurality of elastic elements includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion.

9. (Original) The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 2-way stretch.

10. (Original) The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 4-way stretch.

11. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion; and

a foam liner coupled to a rear portion of the upper and spaced from the sole portion, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention.

12. (Original) The rapid-entry shoe of claim 11, wherein the foam liner is positioned at the rear portion of the upper extending toward a side portion of the upper.

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13. (Original) The rapid-entry shoe of claim 12, wherein the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends toward the lateral side portion and the medial side portion.

14. (Original) The rapid-entry shoe of claim 11, wherein the stabilizer includes a first portion having concave profile facing toward the forward portion of the upper and a second portion having a convex profile facing toward the forward portion of the upper, the second portion positioned vertically higher than the first portion, wherein the foam liner includes a first portion positioned at the rear portion of the upper adjacent to the convex profile and a second portion extending forward along the upper toward the forward portion of the upper.

15. (Original) The rapid-entry shoe of claim 14, wherein the foam liner includes an upper surface, wherein the upper surface of the foam liner is sloped downward and forward where the foam liner is configured to interface with a heel of a user.

16. (Currently Amended) A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion,

wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to ~~at least one of~~ the elastic element[[s]] and wherein at least a portion of the elastic element extends across the tongue portion.

17. (Original) The rapid-entry shoe of claim 16, wherein the tongue portion is defined by the upper at a position configured to be positioned vertically above at least a portion of an

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instep of a foot when inserted in the rapid-entry shoe, wherein the tongue portion includes a lateral side and a medial side, and wherein the lateral side of the tongue portion is coupled to a first elastic element of the plurality of elastic elements along a length of the lateral side and the medial side of the tongue portion is coupled to a second elastic element of the plurality of elastic elements along a length of the medial side.

18. (Original) The rapid-entry shoe of claim 17, wherein the first and second elastic elements extend substantially parallel to each other.

19. (Original) The rapid-entry shoe of claim 17, wherein the plurality elastic elements includes a third elastic element that extends between the first elastic element and the second elastic element across a portion of the forward portion of the upper.

20. (Original) The rapid-entry shoe of claim 17, wherein at least one of the plurality of elastic elements is a resiliently deformable portion of the upper.

21. (New) The rapid-entry shoe of claim 1, wherein the first elastic element is spaced from a top line defined by the upper.

22. (New) The rapid-entry shoe of claim 21, wherein the first elastic element is positioned such that the continuous outer perimeter of the first elastic element is spaced from the top line.

23. (New) The rapid-entry shoe of claim 1, wherein the first elastic element does not extend to a top line defined by the upper.

24. (New) The rapid-entry shoe of claim 1, wherein the first elastic element is not open to a top line defined by the upper.

25. (New) The rapid-entry shoe of claim 11, wherein the foam liner includes a portion extending forward and downward from the rear portion, and wherein the portion of the

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foam liner extending forward and downward is tapered from a wider portion toward the rear portion of the upper to a narrower portion toward the forward portion of the upper.

26. (New) The rapid-entry shoe of claim 11, wherein a cross-section of the foam liner defines a convex profile facing toward a front of the rapid-entry shoe when the cross-section of the rapid-entry shoe is taken from a front of the rapid-entry shoe to a back of the rapid-entry shoe along a vertical plane.

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REMARKS

By the filing of this Response, the status of the claims presented for examination is as follows:

Claims 1-20 are pending. Claims 1, 8, 11, and 16 are amended. Claims 21-26 are new.

Section 112 Rejections

Claim 8 is rejected under 35 U.S.C. 112(b) or 35 U.S.C. 112 (pre-AIA), second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the inventor or a joint inventor regards as the invention. Applicant directs the Examiner's attention to the amendment to claim 8, which addresses the rejection. Applicant respectfully requests that the 35 U.S.C. 112(b) rejection be withdrawn.

Section 102 Rejections

Claim(s) 16-18 and 20 are rejected under 35 U.S.C. 102(a)(1) as being anticipated by Lin (2012/0180338). Applicant directs the Examiner's attention to the amendments to claim 16. In view of the amendment to claim 16, Applicant submits that claim 16 is patentable over Lin.

More specifically, claim 16 as amended includes that at least a portion of the elastic element extends across the tongue portion. This is not shown or otherwise described in Lin. Instead, Lin shows and describes the elastic bands being positioned at the collar on the quarters near the counter. Because Lin fails to disclose at least a portion of the elastic element extending across the tongue portion, Applicant submits that claim 16 as amended is patentable. Support for this amendment is included throughout the application, including but not limited to [0043] and [0045]. Additionally FIGS. 4C, 6A, and 6B of the present application show non-limiting examples of the claimed configuration. An annotated version of FIG. 4C of the present application is provided herein as an example only and is not to be construed as limiting to the scope of the claims.

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Skechers v. FAST IP

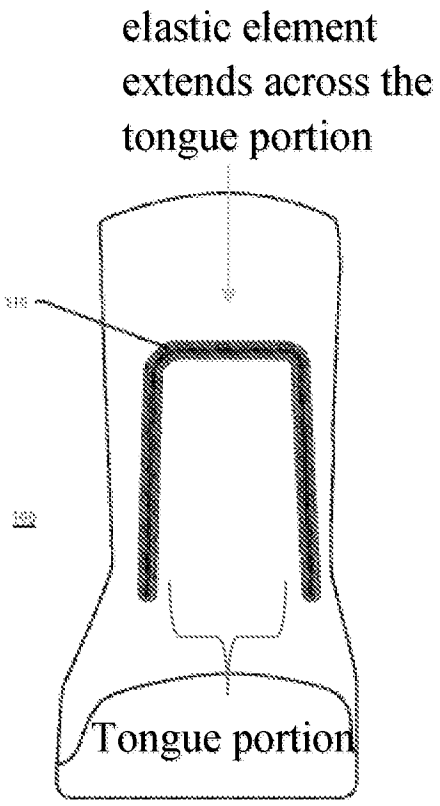


FIG. 4C

Section 103 Rejections

Claim(s) 1-8 and 19 are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Nonogawa et al. (2015/0026937). Applicant directs the Examiner's attention to the amendment to claim 1, which differentiates over Lin and Nonogawa, either alone or in combination.

More specifically, claim 1 is amended to include that the first elastic element defines a continuous outer perimeter, and wherein an entirety of the continuous outer perimeter of the first elastic element is completely surrounded by the upper material that is non-elastic. Support for this amendment is provided throughout the application, including in FIG. 3A which is provided for example purposes only and is not to be construed as limiting with respect to the scope of the claims. FIG. 3A shows elastic element 110 which is positioned with the upper, where the outer perimeter (shown in red below) is continuous and is completely surrounded by a portion of the upper that is non-elastic.

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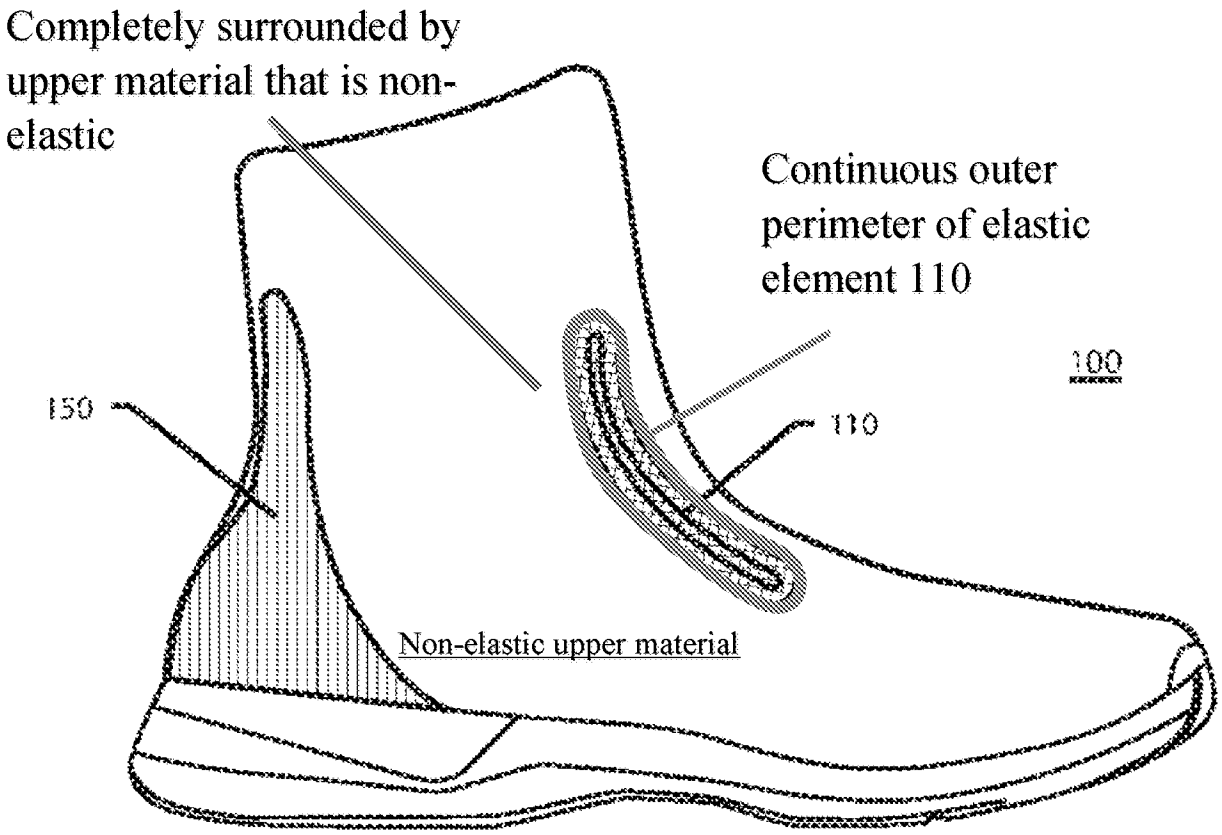


FIG. 3A

This configuration (i.e., the first elastic element defining a continuous outer perimeter, and an entirety of the continuous outer perimeter of the first elastic element being completely surrounded by the upper material that is non-elastic) is not shown in either of Lin or Nonogawa. For example, FIG. 1 of Lin shows an elastic band 24 that has an outer perimeter that is not completely surrounded by non-elastic portions of the upper. Instead, the elastic band 24 of Lin is positioned at the top line and defines a portion of the top line of the shoe. See annotated FIG. 1 of Lin below.

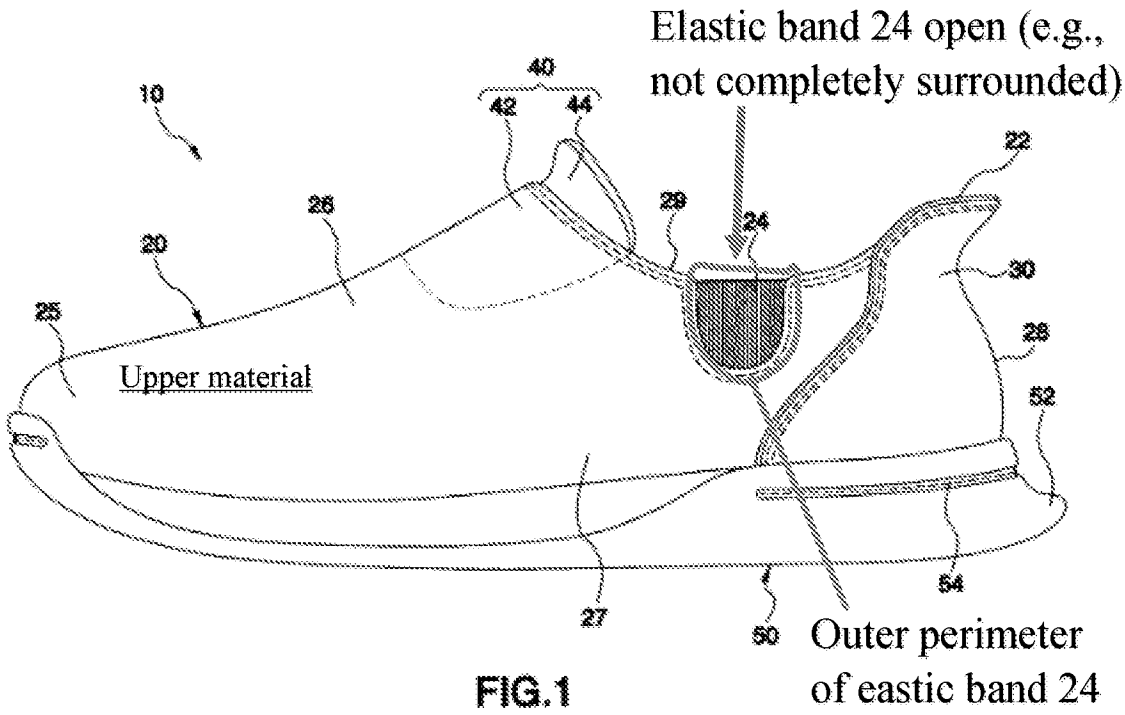
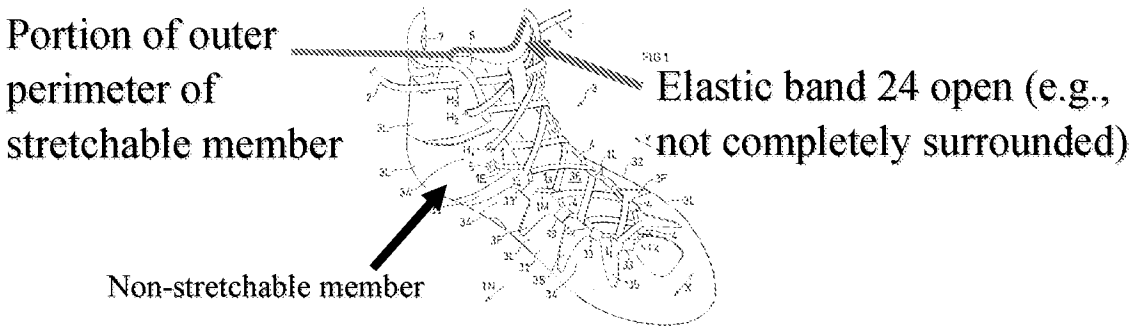


FIG.1

For at least this reason, Lin fails to teach all of the features of claim 1 as amended.

Regarding Nonogawa, the Office Action points to a stretchable member 3F (for example at element number 35) as the first elastic element of claim 1. It is noted that the stretchable member 3F of Nonogawa is a single piece that is layered with the non-stretchable member 3L and the additional element numbers describing the stretchable member 3F (such as element number 35- soft portion) relate to portions of the integral whole. This can be seen for example in FIG. 6A and 6B of Nonogawa. Turning to the specific disclosure of Nonogawa in FIG. 1, the stretchable member 3F is shown as extending to a topline of the shoe and is not surrounded at its perimeters by the non-stretchable member 3L at least at the topline. An annotated version of FIG. 1 of Nonogawa is provided below.



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Furthermore, none of the non-stretchable member of 3F surround a perimeter of the stretchable member as the non-stretchable member 3L is layered on top of and thus is positioned against an outer surface of the stretchable member and not at the outer perimeter as claimed. For at least these reasons, Applicant submits that Nonogawa fails to disclose the features amended into claim 1.

Because both Lin and Nonogawa, either alone or in combination, fail to disclose all of the features of claim 1, Applicant submits that claim 1 is allowable. Applicant respectfully requests that the 35 U.S.C. 103 rejection of claim 1 and its dependent claims be withdrawn. Applicant likewise directs the Examiner's attention to additional dependent claims added herein that further define over Lin and Nonogawa.

Claim(s) 9-10 are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) and Nonogawa et al. (2015/0026937) as applied to claim 1 above, and further in view of Smith et al. (2019/0082789). Applicant submits that Smith fails to cure the defect of Lin and Nonogawa with respect to claim 1 as amended, from which claims 9 and 10 depend. Accordingly, Applicant respectfully requests that the 35 U.S.C. 103 rejection of claim 9 and 10 be withdrawn.

Claim(s) 11-15 are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Murphy (2005/0193594). Applicant directs the Examiner's attention to the amendment to claim 15, which includes, at least in part, that the foam liner is spaced from the sole portion. This is in contrast to Lin and Murphy.

First, the Office Action acknowledges that Lin fails to teach a foam liner and therefore relies on Murphy. With respect to Murphy, the Office Action points to the liner foam 4 which can be seen in, for example, FIG. 1 of Murphy. FIG. 1 of Murphy shows an exploded view of the components of the skate with the liner foam 4 exploded away from the skate. However, the relative position of the liner foam 4 of Murphy can be seen in FIGS. 2 and 3 which show the liner foam 4 extending to the bottom of interior of the shoe of the skate such that the liner foam 4 would extend all the way to a sole portion of the skate. This is in contrast to the configuration that is amended into claim 11, which discusses that the foam liner is spaced from the sole portion. Because neither Lin nor Murphy teach this feature, Applicant respectfully requests that

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35 U.S.C. 103 rejection of claim 11 and its dependent claims be withdrawn. Applicant likewise directs the Examiner's attention to additional dependent claims that further define over Lin and Murphy. Applicant provides a showing of some of the support for these new claims in the annotated figure below, without conceding that the claims are to be construed as requiring any of the features shown in the figures that are not expressly claimed in the new dependent claims.

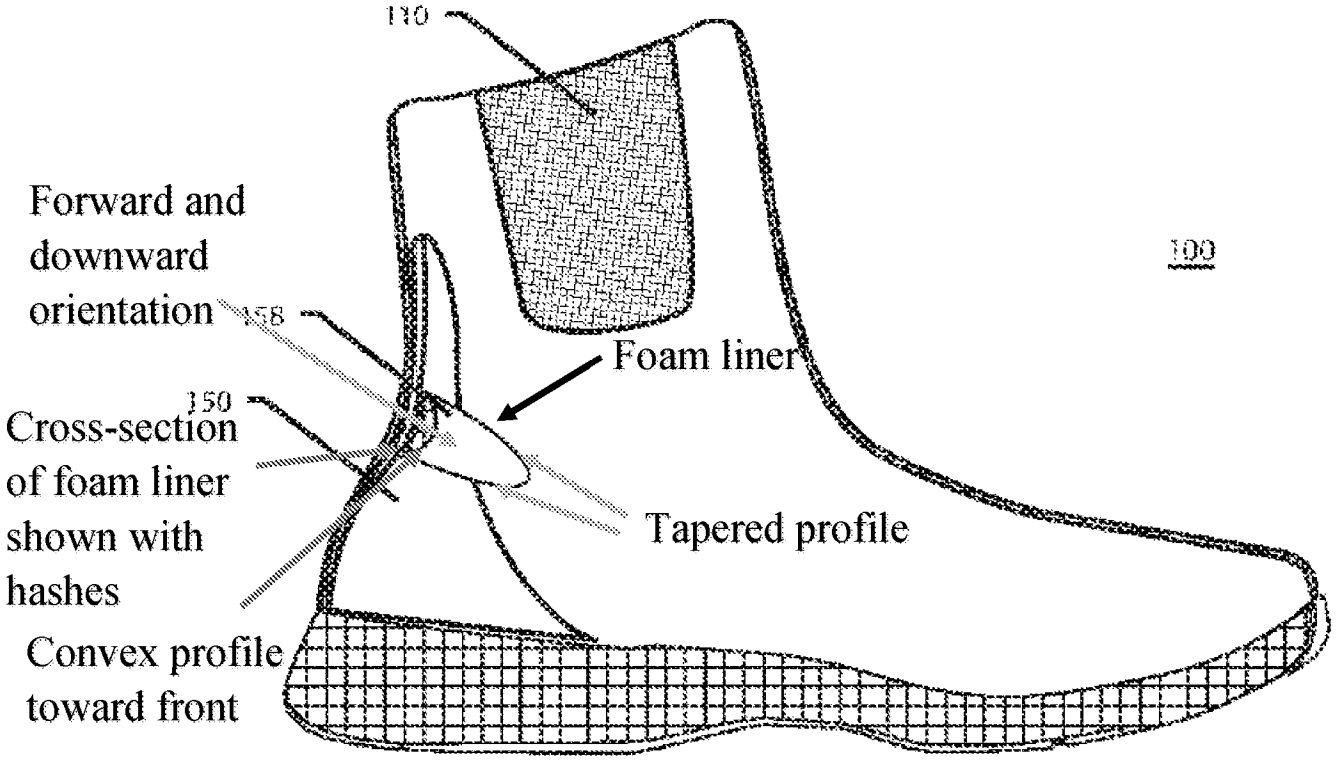


FIG. 1C

Express Rescission of Any Prosecution Disclaimer

Applicant does not concede and otherwise rescinds and retracts any disclaimer of claim scope from prior amendments or characterizations of claims or referenced art made during prosecution of the parent or any other related application(s). Examination of the instant application requires renewed consideration of any references previously considered during examination of any related application(s). Any amendments to the claims are made to expedite prosecution of this application, without acquiescing to the Office's rejections or characterizations

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of the claims or references in the Office Action. Even if not expressly discussed above, Applicant respectfully traverses each of the rejections, assertions, and characterizations regarding the disclosure and teachings of the cited references, including the prior art status and the propriety of proposed combinations of cited references. Unless expressly and specifically stated herein, nothing in this paper should be construed as Applicant's intent to concede any issue with regard to any claim. The Office should not interpret any claim amendment or statements herein as an admission or concession of unpatentability of the subject matter claimed prior to such amendments. Applicant specifically reserves the right to prosecute the previously claimed subject matter and claims of a broader or different scope in a continuation application.

Conclusion

For the reasons explained above, all pending claims are now in condition for allowance. Accordingly, Applicant respectfully requests that the Office issue a *Notice of Allowance*.

Applicant has made a good faith effort to respond to all rejections set forth in the Office Action and to place the pending claims in condition for immediate allowance. If the Examiner has any questions or comments, the Examiner is requested to contact the undersigned.

Respectfully submitted,

Dated: May 24, 2024

By: /Eric Nielsen/
Eric Nielsen
Reg. No. 60,183
Chief IP Officer and General Counsel
PHONE: (480) 229-7581

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UNITED STATES
PATENT AND TRADEMARK OFFICE

P.O. Box 1450
Alexandria, VA 22313 - 1450
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ELECTRONIC ACKNOWLEDGEMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**05/24/2024 04:52:17 PM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Eric Nielsen
PATENT CENTER #	65670458	FILING DATE	03/19/2024
CUSTOMER #	164668	FIRST NAMED INVENTOR	Michael Pratt
CORRESPONDENCE ADDRESS	-	AUTHORIZED BY	-

Documents

TOTAL DOCUMENTS: 3

DOCUMENT		PAGES	DESCRIPTION	SIZE (KB)
P03039_ROA.pdf		13	-	1742 KB
P03039_ROA-A....pdf	(1-1)	1	Amendment/Request for Reconsideration-After Non-Final Rejection	105 KB
P03039_ROA-CLM.pdf	(2-6)	5	Claims	122 KB
P03039_ROA-REM.pdf	(7-13)	7	Applicant Arguments/Remarks Made in an Amendment	1648 KB

Digest

DOCUMENT	MESSAGE DIGEST(SHA-512)
P03039_ROA.pdf	02ED0774284872B214C3F5E8FCD0356A636BCB6ED39C6D5B98E46E38A5B7C363A3A1577F703F15D5C5BC417073B3227A6CE46B55C28F7762F6AC2325C56A173E
P03039_ROA-A....pdf	DD4B93998D864B92EAFE62FC8F77CFC0EDFE59CB4D184B0FB5E2A4CF929488DA3E5184EAE4CE7C35E8AE6DC46E7E47C97D1E8E217DE94BE960A02CF37C9D0276
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P03039_ROA-REM.pdf	B9A6F506D6A1F647EE4C44C47186D40BA77EC6760D8EC57F8F208F84214B267957FEE5CCD72106CFB135F8B34ECF8A0D9B676B01CCC0541903C733EF402552A4

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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PTO/SB/06 (09-11)
Approved for use through 1/31/2014. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 18/610,029	Filing Date 03/19/2024	☐ To be Mailed

ENTITY: ☑ LARGE ☐ SMALL ☐ MICRO

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA		RATE ($)	FEE ($)
☐ BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A	
☐ SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A		N/A	
☐ EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 =	*		x $100 =	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*		x $480 =	
☐ APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).				
☐ MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))					
* If the difference in column 1 is less than zero, enter "0" in column 2.				TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT	05/24/2024	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	* 27	Minus	** 26	= 1		x $100 =	100
	Independent (37 CFR 1.16(h))	* 3	Minus	*** 3	= 0		x $480 =	0
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	100

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	*	Minus	**	=		x $0 =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=		x $0 =	
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.	LIE
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".	/LASHAWN R MORGAN/
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".	
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.	

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

United States Patent and Trademark Office

Office of the Commissioner for Patents

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You recently received an Office action from your examiner. Review of your patent application is under way! You can continue to advertise or mark any products covered by your application for your invention as "Patent Pending" for as long as this application is pending. This letter provides information about how to continue through the patent application process and the help available to you on your journey.

Where are you in the patent application process? Your patent application is now in step 3, Application Prosecution (www.uspto.gov/UtilityPatentGuide.) Though the Office action includes a "rejection," that does not mean that you don't have a good idea you can patent. It means your examiner believes your application is not yet ready for allowance.

Ready to respond? Responding to the Office action is your opportunity to address the issues raised by your examiner. Responses must be timely, complete, and in writing. In your response, you may want to consider amending your application (www.uspto.gov/patents/maintain/responding-office-actions).

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Have questions about the Office action? Contact your examiner! A conversation with your examiner (called an "interview") may help clarify and resolve any issues and possibly identify what you can patent. While an interview does not stop the clock for your official response or substitute for a response, there is no fee for an interview. To schedule a call or video, you can:

1. use the USPTO's Automated Interview Request (AIR) form (www.uspto.gov/patents/uspto-automated-interview-request-air-form);
2. file the Applicant Initiated Interview Request form (PTOL-413A) (www.uspto.gov/sites/default/files/documents/PTOL413A.pdf); or
3. contact your examiner directly via telephone (contact information is provided at the end of your Office action).

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 05/16/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER
NGUYEN, BAO-THIEU L

ART UNIT	PAPER NUMBER
3732	

NOTIFICATION DATE	DELIVERY MODE
05/16/2024	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

enielsen@kizik.com

Office Action Summary	Application No. 18/610,029	Applicant(s) Pratt et al.	
	Examiner BAO-THIEU L NGUYEN	Art Unit 3732	AIA (FITF) Status Yes

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTHS FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☑ Responsive to communication(s) filed on 03-19-2024.

☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2a)☐ This action is **FINAL.** 2b) ☑ This action is non-final.

3)☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

4)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims*

5) ☑ Claim(s) 1-20 is/are pending in the application.

5a) Of the above claim(s) _____ is/are withdrawn from consideration.

6) ☐ Claim(s) _____ is/are allowed.

7) ☑ Claim(s) 1-20 is/are rejected.

8) ☐ Claim(s) _____ is/are objected to.

9) ☐ Claim(s) _____ are subject to restriction and/or election requirement

* If any claims have been determined allowable, you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to **PPHfeedback@uspto.gov.**

Application Papers

10)☐ The specification is objected to by the Examiner.

11)☑ The drawing(s) filed on 03-19-2024 is/are: a)☑ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a)☐ All b)☐ Some** c)☐ None of the:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

** See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☑ Notice of References Cited (PTO-892)

2) ☐ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b) Paper No(s)/Mail Date _____.

3) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date _____.

4) ☐ Other: _____.

DETAILED ACTION

Notice of Pre-AIA or AIA Status

1. The present application, filed on or after March 16, 2013, is being examined under the first inventor to file provisions of the AIA.

Claim Rejections - 35 USC § 112

2. The following is a quotation of 35 U.S.C. 112(b):

> (b) CONCLUSION.—The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the inventor or a joint inventor regards as the invention.

3. **Claim 8** is rejected under 35 U.S.C. 112(b) or 35 U.S.C. 112 (pre-AIA), second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the inventor or a joint inventor (or for applications subject to pre-AIA 35 U.S.C. 112, the applicant), regards as the invention.

Claim 8 is rejected because it recites limitations "the elastic element" in line 1. There is insufficient antecedent basis for this limitation in the claim.

Claim Rejections - 35 USC § 102

4. In the event the determination of the status of the application as subject to AIA 35 U.S.C. 102 and 103 (or as subject to pre-AIA 35 U.S.C. 102 and 103) is incorrect, any correction of the statutory basis (i.e., changing from AIA to pre-AIA) for the rejection will not be considered a new ground of rejection if the prior art relied upon, and the rationale supporting the rejection, would be the same under either status.

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (a)(1) the claimed invention was patented, described in a printed publication, or in public use, on sale, or otherwise available to the public before the effective filing date of the claimed invention.

6. **Claim(s) 16-18 and 20** is/are rejected under 35 U.S.C. 102(a)(1) as being anticipated by Lin (2012/0180338).

Regarding claim 16, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper (member 20) coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer (member 30) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element (member 24) positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion, wherein the forward portion defines a tongue portion (member 26), wherein the tongue portion is coupled to at least one of the elastic elements.

Regarding claim 17, Lin teaches the tongue portion is defined by the upper at a position configured to be positioned vertically above at least a portion of an instep of a foot when inserted in the rapid-entry shoe, wherein the tongue portion includes a lateral side and a medial side, and wherein the lateral side of the tongue portion is coupled to a first elastic element of the plurality of elastic elements along a length of the lateral side and the medial side of the tongue portion is coupled to a second elastic element of the plurality of elastic elements along a length of the medial side (fig 1).

Regarding claim 18, Lin teaches the first and second elastic elements extend substantially parallel to each other (fig 1).

Regarding claim 20, Lin teaches at least one of the plurality of elastic elements is a resiliently deformable portion of the upper (fig 1).

Claim Rejections - 35 USC § 103

7. In the event the determination of the status of the application as subject to AIA 35 U.S.C. 102 and 103 (or as subject to pre-AIA 35 U.S.C. 102 and 103) is incorrect, any correction of the statutory basis (i.e., changing from AIA to pre-AIA) for the rejection will not be considered a new ground of rejection if the prior art relied upon, and the rationale supporting the rejection, would be the same under either status.

8. The following is a quotation of 35 U.S.C. 103 which forms the basis for all obviousness rejections set forth in this Office action:

> A patent for a claimed invention may not be obtained, notwithstanding that the claimed invention is not identically disclosed as set forth in section 102, if the differences between the claimed invention and the prior art are such that the claimed invention as a whole would have been obvious before the effective filing date of the claimed invention to a person having ordinary skill in the art to which the claimed invention pertains. Patentability shall not be negated by the manner in which the invention was made.

9. **Claim(s) 1-8 and 19** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Nonogawa et al. (2015/0026937).

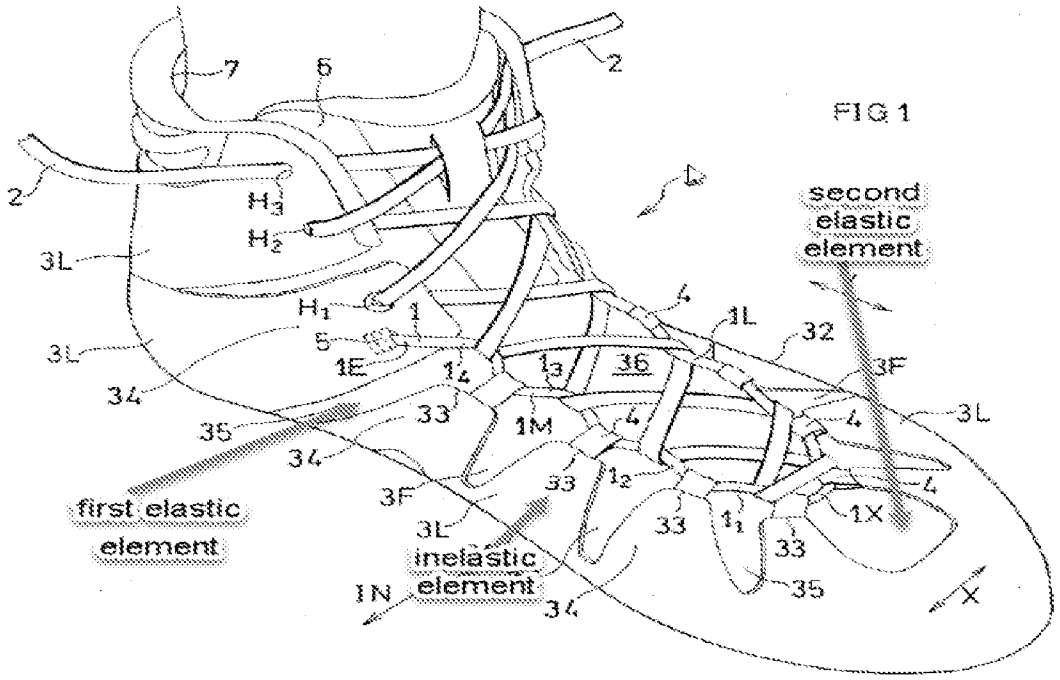
Regarding claim 1, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening (member 20);

a stabilizer (member 28) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a plurality of elastic elements (member 24) positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted.



Lin does not teach the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic.

Nonogawa teaches an upper having a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic (fig 1 annotated above).

It would have been oblivious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by adding a second elastic which is connected to the first elastic by inelastic element, as taught by Nonogawa, in order to help a user put on the foot easier.

Regarding claim 2, the modified shoe Lin-Nonogawa teaches the first elastic element is positioned at the side portion of the upper (Lin, fig 1) and the second elastic element is positioned at the forward portion of the upper (Nonogawa, fig 1 annotated above).

Regarding claim 3, the modified shoe Lin-Nonogawa teaches forward portion includes a tongue and the second elastic element is positioned at the tongue (Nonogawa, fig 1 annotated above).

Regarding claim 4, the modified shoe Lin-Nonogawa teaches first elastic portion defines a portion of the foot opening (Lin, fig 1).

Regarding claim 5, the modified shoe Lin-Nonogawa teaches the first elastic element defines at least a portion of the upper (Lin, fig 1).

Regarding claim 6, the modified shoe Lin-Nonogawa teaches the second elastic element extends across a vamp of the upper (Nonogawa, fig 1 annotated above).

Regarding claim 7, the modified shoe Lin-Nonogawa teaches the second elastic element is spaced from the foot opening (Nonogawa, fig 1 annotated above).

Regarding claim 8, the modified shoe Lin-Nonogawa teaches the elastic element includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion (Lin, fig 1).

Regarding claim 19, Lin teaches all limitations of the claim except the plurality elastic elements includes a third elastic element that extends between the first elastic

element and the second elastic element across a portion of the forward portion of the upper.

Nonogawa teaches an upper having a third elastic element that extends between the first elastic element and the second elastic element across a portion of the forward portion of the upper (fig 1 annotated above).

It would have been oblivious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by adding a second elastic which is connected to the first elastic by inelastic element, as taught by Nonogawa, in order to help a user put on the foot easier.

10. **Claim(s) 11-15** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) in view of Murphy (2005/0193594).

Regarding claim 11, Lin teaches a rapid-entry shoe (fig 1) comprising:

a sole portion (member 50);

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper (member 20) defining a foot opening;

a stabilizer (member 30) defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element (member 24) positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion.

Lin does not teach a foam liner coupled to a rear portion of the upper, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention.

Murphy teaches a foam liner coupled to a rear portion of the upper, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention (fig 1, member 4, para 0020).

It would have been obvious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the shoe of Lin by adding a foam liner, as taught by Murphy, in order to protect the wearer's Achilles tendon from a possible pressure point.

Regarding claim 12, the modified shoe Lin-Murphy teaches the foam liner is positioned at the rear portion of the upper extending toward a side portion of the upper (Murphy, fig 1).

Regarding claim 13, the modified shoe Lin-Murphy teaches the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends toward the lateral side portion and the medial side portion (Murphy, fig 1).

Regarding claim 14, the modified shoe Lin-Murphy teaches the stabilizer includes a first portion having concave profile facing toward the forward portion of the upper and a second portion having a convex profile facing toward the forward portion of the upper, the second portion positioned vertically higher than the first portion, wherein the foam liner includes a first portion positioned at the rear portion of the upper adjacent to the convex profile and a second portion extending forward along the upper toward the forward portion of the upper (Lin, fig 1, member 28 and 30).

Regarding claim 15, the modified shoe Lin-Murphy teaches the foam liner includes an upper surface, wherein the upper surface of the foam liner is sloped downward and forward where the foam liner is configured to interface with a heel of a user (Murphy, fig 1).

11. **Claim(s) 9-10** is/are rejected under 35 U.S.C. 103 as being unpatentable over Lin (2012/0180338) and Nonogawa et al. (2015/0026937) as applied to claim 1 above, and further in view of Smith et al. (2019/0082789).

Regarding claims 9-10, Lin teaches all limitations of the claims except at least one of the plurality of elastic elements includes a 2-way stretch or a 4-way stretch.

Smith teaches a shoe upper having elastic elements includes a 2-way stretch or a 4-way stretch (para 0048).

It would have been oblivious to one of ordinary skill in the art before the effective filling date of the claim invention to modify the upper of Lin by using a 2-way stretch or a 4-way stretch elastic, as taught by Smith, in order to contour to the anatomical shape of the heel of the wearer.

Conclusion

The prior art made of record and not relied upon, is listed on the attached PTO-892.

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to BAO-THIEU L NGUYEN whose telephone number is (571)270-0476. The examiner can normally be reached M-F 7am-4pm.

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at http://www.uspto.gov/interviewpractice.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, KHOA D. HUYNH can be reached on (571)272-4888. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of published or unpublished applications may be obtained from Patent Center. Unpublished application information in Patent Center is available to registered users. To file and manage patent submissions in Patent Center, visit: https://patentcenter.uspto.gov. Visit https://www.uspto.gov/patents/apply/patent-center for more information about Patent Center and https://www.uspto.gov/patents/docx for information about filing in DOCX format. For additional questions, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BAO-THIEU L. NGUYEN
Primary Examiner
Art Unit 3732

/BAO-THIEU L NGUYEN/
Primary Examiner, Art Unit 3732

Notice of References Cited	Application/Control No. 18/610,029	Applicant(s)/Patent Under Reexamination Pratt et al.	
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*		Document Number Country Code-Number-Kind Code	Date YYYY-MM-DD	Name	CPC Classification	US Classification
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*	B	US-11191321-B2	2021-12-07	Kilgore; Elizabeth A.	A43B13/181	1/1
*	C	US-11000091-B1	2021-05-11	Kyle; Kentigern	A43B13/143	1/1
*	D	US-10897956-B2	2021-01-26	Hopkins; Timothy P.	A43B23/088	1/1
*	E	US-10568385-B2	2020-02-25	Beers; Tiffany A.	A43B13/28	1/1
*	F	US-10455898-B1	2019-10-29	Orand; Austin J.	A43B3/06	1/1
*	G	US-20120180338-A1	2012-07-19	LIN; Shu-Hua	A43B9/02	36/56
*	H	US-11213098-B2	2022-01-04	Beers; Tiffany A.	A43B21/28	1/1
*	I	US-20040111921-A1	2004-06-17	Lenormand, Pascal	A43B23/047	36/45
*	J	US-20180110292-A1	2018-04-26	Beers; Tiffany A.	A43B13/28	1/1
*	K	US-7685747-B1	2010-03-30	Gasparovic; David W.	A43B11/00	36/102
*	L	US-8769845-B2	2014-07-08	Lin; Shu-Hua	A43B11/02	36/138
*	M	US-11700916-B2	2023-07-18	Kilgore; Elizabeth A.	A43B3/0063	36/45

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NON-PATENT DOCUMENTS

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*	C	US-11633006-B2	2023-04-25	Pratt; Michael	A43C11/002	36/45
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*	E	US-20230030016-A1	2023-02-02	Pratt; Michael	A43C11/002	1/1
*	F	US-9629416-B2	2017-04-25	Rackiewicz; Kyle D.	B29D35/126	1/1
*	G	US-20020066213-A1	2002-06-06	Wells, Raymond	A43B3/0084	223/118
*	H	US-2915837-A	1959-12-08	SCHLECHT FREDERICK H	A43B7/32	D2/913
*	I	US-7975403-B2	2011-07-12	Mosher; John	A43B23/26	36/51
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*	C	US-2097810-A	1937-11-02	DAWES ROBERT T	A43B23/027	139/421
*	D	US-20050193594-A1	2005-09-08	Murphy, Stephen	A43B23/088	36/89
*	E	US-20190082789-A1	2019-03-21	SMITH; Paul Leonard Michael	A43B23/024	1/1
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Index of Claims	Application/Control No.	Applicant(s)/Patent Under Reexamination
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✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
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CLAIMS										
☐ Claims renumbered in the same order as presented by applicant						☐ CPA		☐ T.D.		☐ R.1.47
CLAIM		DATE								
Final	Original	05/13/2024								
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	20	✓								

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	18/610,029	Pratt et al.
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CPC - Searched*		
Symbol	Date	Examiner
A43B11/00. A43B23/027	05/13/2024	BT

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
inventor search	05/13/2024	BT

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner

/BAO-THIEU L NGUYEN/ Primary Examiner, Art Unit 3732	

Skechers EX1002-p.287
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		"11234482" | "11064761" | "10638810" | "10905192" | "9820527" | "9877542" | "11000091").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3142	97	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" | "20120180338" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

Skechers EX1002-p.316
Skechers v. FAST IP

		"20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583").pn. OR ("10897956").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3143	16	("2012/0180338").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3144	50	("2004/0111921").urpn. AND (PGPB | USPT | USOC).dbnm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3145	90	"6000148"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3146	50	("20180110292" "10897956" "9877542" "11000091")/pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3147	4	("20180110292" "10897956" "9877542" "11000091").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3148	101	("0112439" OR "0808948" OR "0827330" OR "0863549" OR "0881153" OR "0921461" OR "0923860" OR "10306947" OR "10455898" OR "10617174" OR "10638810" OR "10660401" OR "1081678" OR "1116462" OR "1464342" OR "1494236" OR "1686175" OR "1926818" OR "20020144434" OR "20050022428" OR "20050039348" OR "20050076540" OR "20050198867" OR "20070074425" OR "20080086911" OR "20080189984" OR "20080307673" OR "20110016751" OR	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 08:58 AM

Skechers EX1002-p.317
Skechers v. FAST IP

		"20110146106" OR "20120216429" OR "20120317839" OR "20130185959" OR "20130219747" OR "20150013189" OR "20150305432" OR "20160374427" OR "20170303632" OR "20170360143" OR "20170360151" OR "20180110287" OR "20180110292" OR "20180289109" OR "20180295942" OR "2069752" OR "2266732" OR "2368514" OR "2450250" OR "2452502" OR "2736110" OR "2763071" OR "2829448" OR "2920402" OR "3000116" OR "3146535" OR "4489509" OR "4590690" OR "4811502" OR "4924605" OR "4972613" OR "5054216" OR "5127170" OR "5181331" OR "5184410" OR "5282327" OR "5341583" OR "5371957" OR "5467537" OR "5481814" OR "5842292" OR "5997027" OR "6000148" OR "6125555" OR "6189239" OR "62186148" OR "6360454" OR "6378230" OR "6671980" OR "6684533" OR "6922917" OR "6925732" OR "6938361" OR "7103994" OR "7178270" OR "7225563" OR "7439837" OR "7661205" OR					

		"7685747" OR "7793438" OR "7823299" OR "7975403" OR "8065819" OR "8087188" OR "8161669" OR "8225535" OR "8499474" OR "8769845" OR "9615624" OR "9629416" OR "9675132" OR "9820527" OR "9877542" OR "D648512").pn.					
L3149	5	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3150	1	"20210030107"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3151	2	("10905192" "10638810").pn.	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3152	139	("0112439" | "0808948" | "0827330" | "0863549" | "0881153" | "0923860" | "0921461" | "1081678" | "1116462" | "1464342" | "1494236" | "1686175" | "1926818" | "2069752" | "2266732" | "2368514" | "2450250" | "2452502" | "2736110" | "2763071" | "2829448" | "2920402" | "3000116" | "3146535" | "4489509" | "4590690" | "4811502" | "4924605" | "4972613" | "5054216" | "5127170" | "5181331" | "5184410" | "5282327" | "5341583" | "5371957" | "5467537" | "5481814" | "5842292" | "5997027" | "6000148" | "6125555" | "6189239" | "6360454" | "6378230" | "6671980" | "6684533" | "6922917" | "6925732" | "6938361" | "7103994" | "7178270" | "7225563" | "7439837" | "7661205" | "7685747" | "7793438" | "7823299" | "7975403" | "D648512" | "8065819" | "8087188" | "8161669" | "8225535" | "8499474" | "8769845"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		| "9615624" | "9675132" | "9820527" | "9877542" | "10306947" | "10455898" | "20020144434" | "20050022428" | "20050039348" | "20050076540" | "20050198867" | "20070074425" | "20070180730" | "20080086911" | "20080189984" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120151799" | "20120216429" | "20120317839" | "20130185959" | "20130219747" | "20140189964" | "20150305432" | "20160374427" | "20170360143" | "20170360151" | "20180110287" | "20180110292" | "20180289109" | "20180295942" | "20200000178").pn. OR ("10638810").urpn. AND (PGPB | USPT | USOC).dbnm.					
L3153	3	"20180110292"	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
L3154	15820	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR A43B23/08 OR A43C11/008).cpc.	(US-PGPUB; USPAT; USOCR; FIT (AU, AP, AT, BE, BG, BR, BY, CA, CH, CN, CS, CU, CZ, DD, DE, DK, EA, EE, EP, ES, FI, FR, GB, HR, HU, ID, IE, IL, IS, IT, JP, KR, LT, LU, LV, MA, OA, RU, SU, WO, MC, MD, MY, NL, NO, NZ, PH, PL, PT, RO, RS, SE, SG, SI, SK, TH, TN, TR, TW, UA, VN); FPRS; EPO; JPO; DERWENT; IBM_TDB)	OR	ON	ON	2023/01/19 08:58 AM
L3155	3740	(A43B11/00 OR A43B23/027 OR A43B23/02 OR A43B23/047 OR	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		A43B23/08 OR A43C11/008).cpc.					
L3156	15	((("FAST") near3 ("IP") near3 ("LLC"))).AS,AANM.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3157	1055	(A43B11/00 OR A43B23/027 OR A43B23/047 OR A43C11/008).cpc.	(USPAT)	OR	ON	ON	2023/01/19 08:58 AM
L3158	562	("91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5090140" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6557271" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "10455898" | "10617174" | "20020112376" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20060032091" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20120079742" |	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM

		"20120180338" | "20120192453" | "20120317839" | "20130219747" | "20140173935" | "20150305432" | "20170099908" | "20170303632" | "20180098601" | "20180110292" | "20180289109" | "20180338583" | "219436" | "827330" | "863549" | "882109" | "911025" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4608769" | "4972613" | "5054216" | "5090140" | "5152082" | "5181331" | "5184410" | "5279051" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6497058" | "6557271" | "6684533" | "6874255" | "6925732" | "6938361" | "7082702" | "7103994" | "7225563" | "7392603" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8245421" | "8769845" | "9820527" | "D840663" | "D854303" | "10455898" | "10617174" | "10638810" | "10905192" | "20020112376" | "20020144434" | "20040111921" | "20040244226" | "20050039348" | "20050081404" | "20060010718" | "20060032091" | "20070074425" |					

		"20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080155788" | "20080307673" | "20110016751" | "20110146106" | "20110185592" | "20110308109" | "20120079742" | "20120180338" | "20120192453" | "20120198721" | "20120304491" | "20120317839" | "20130185959" | "20130219747" | "20140173935" | "20140202044" | "20140305005" | "20150305432" | "20160029743" | "20160324269" | "20160374427" | "20170055630" | "20170099908" | "20170105485" | "20170231319" | "20170303632" | "20170360143" | "20170360151" | "20180098601" | "20180110287" | "20180110292" | "20180206588" | "20180213882" | "20180289109" | "20180338583" | "20190045884" | "20190297999" | "20200000178" | "20200196703" | "20200205511" | "20200205518" | "20200205520" | "20200229536" | "20200253333" | "20200390183" | "20210068494" | "20210106094" | "20210112914" | "20210112916" | "20210204644" | "91547" | "219436" | "827330" | "863549" | "911025" | "1028598" | "1081678" | "1155354" |				

		"1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2097810" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "3192651" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" | "5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080307673" | "20110016751" | "20110146106" | "20120079742" | "20120180338" | "20120192453" | "20120317839" | "20130185959" | "20130219747" | "20140173935" | "20150305432" | "20180110292" | "20180289109" | "20180338583" | "219436" | "827330" | "863549" | "1028598" | "1081678" | "1155354" | "1275895" | "1494236" | "1686175" | "D98150" | "2069752" | "2450250" | "2452502" | "2736110" | "2920402" | "3146535" | "4489509" | "4972613" | "5054216" | "5181331" | "5184410" | "5282327" |				

		"5317819" | "5341583" | "5371957" | "5467537" | "5481814" | "5826353" | "5842292" | "6000148" | "6189239" | "6314662" | "6360454" | "6378230" | "6684533" | "6925732" | "6938361" | "7103994" | "7225563" | "7439837" | "7685747" | "7793438" | "7823299" | "7975403" | "8020317" | "D648512" | "8056264" | "8065819" | "8161669" | "8769845" | "9820527" | "20020144434" | "20040111921" | "20050039348" | "20050081404" | "20070074425" | "20070256332" | "20080083138" | "20080086911" | "20080120871" | "20080307673" | "20110016751" | "20110146106" | "20120079742" | "20120180338" | "20120192453" | "20120317839" | "20130185959" | "20130219747" | "20150305432" | "20180110292" | "20180289109" | "20180338583" | "91547" | "219436" | "911025" | "1028598" | "1155354" | "1275895" | "1686175" | "1812622" | "D98150" | "2097810" | "2825155" | "4030213" | "4414761" | "4776111" | "5060401" | "5127170" | "5152082" | "D333377" | "5317819" | "5826353" | "D404896" | "5884420" | "6314662" | "6360454" | "6964119" | "7059069" | "7168188" | "7168190" | "7392603" | "7793438" | "8006410" | "8056264" | "8061059" | "8225535" | "8539698" | "9015962" | "9226543" | "9433256" | "D776420" | "D781561" | "9675132" | "9867426"					

		| "9877542" | "D853707" | "D854303" | "10455898" | "10617174" | "20060032091" | "20070256332" | "20080083138" | "20080120871" | "20080155788" | "20110119959" | "20110185592" | "20110214312" | "20110232130" | "20120079742" | "20120180338" | "20120192453" | "20140096415" | "20140173935" | "20150047227" | "20160302530" | "20160374427" | "20170150773" | "20170265560" | "20170303632" | "20170360143" | "20180098601" | "20180110289" | "20180110292" | "20180206588" | "20180235314" | "20180289109" | "20180338583" | "20190000186" | "4497" | "75048" | "171301" | "417460" | "474574" | "503588" | "537627" | "558937" | "808948" | "827330" | "863549" | "955337" | "1081678" | "1494236" | "1585049" | "1603144" | "1686175" | "1812622" | "2069752" | "2252315" | "2357980" | "2450250" | "2452502" | "2452649" | "2487227" | "2619744" | "2693039" | "2736110" | "2746178" | "2825155" | "2920402" | "3039207" | "3146535" | "3192651" | "3349505" | "3400474" | "3436842" | "3681860" | "4095356" | "4136468" | "4309832" | "4414761" | "4489509" | "4507879" | "4559724" | "4562651" | "4573457" | "4594798" | "4599811" | "4615126" | "4649656" |				

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L3159	317	L2970 NOT L2968	(US-PGPUB; USPAT; USOCR)	OR	ON	ON	2023/01/19 08:58 AM
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PE2E SEARCH - Search History (Interference)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	British Equivalents	Time Stamp
N4	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
N5	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
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N8	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2023/01/19 09:02 AM
N9	4	(stabilizer AND elastic AND arch AND deflect$4).clm.	(US-PGPUB; USPAT)	OR	ON	ON	2022/09/29 11:28 AM
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
18/610,029	03/19/2024	Michael Pratt	P-03039	6863

164668 7590 04/25/2024

FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

EXAMINER	
CENTRAL, DOCKET	

ART UNIT	PAPER NUMBER
OPAP	

NOTIFICATION DATE	DELIVERY MODE
04/25/2024	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

enielsen@kizik.com

Decision Granting Request for Prioritized Examination (Track I)	**Application No.** 18/610,029	**Applicant(s)** Pratt et al.	
	Examiner FIKIRTE A GEREMEW	**Art Unit** OMBL	**AIA (FITF) Status** Yes

1. THE REQUEST FILED 19 March 2024 IS **GRANTED** .

The above-identified application has met the requirements for prioritized examination

A. ☑ for an original nonprovisional application (Track I).
B. ☐ for an application undergoing continued examination (RCE).

2. **The above-identified application will undergo prioritized examination**. The application will be accorded special status throughout its entire course of prosecution until one of the following occurs:

A. filing a **petition for extension of time** to extend the time period for filing a reply;

B. filing an **amendment to amend the application to contain more than four independent claims, more than thirty total claims** , or a multiple dependent claim;

C. filing a **request for continued examination** ;

D. filing a notice of appeal;

E. filing a request for suspension of action;

F. mailing of a notice of allowance;

G. mailing of a final Office action;

H. completion of examination as defined in 37 CFR 41.102; or

I. abandonment of the application.

Telephone inquiries with regard to this decision should be directed to FIKIRTE GEREMEW at (703) 756-1930. In his/her absence, calls may be directed to Petition Help Desk at (571) 272-3282.

/FIKIRTE A GEREMEW/ PROGRAM SUPPORT SPECIALIST, OMBL	

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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
18/610,029	03/19/2024		1820	P-03039	20	3

CONFIRMATION NO. 6863

FILING RECEIPT

164668
FAST IP, LLC
1172 West 700 North
Suite 200
Lindon, UT 84042

OC00000070358421

Date Mailed: 04/02/2024

Receipt is acknowledged of this non-provisional utility patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF FIRST INVENTOR, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection.

Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a corrected Filing Receipt, including a properly marked-up ADS showing the changes with strike-through for deletions and underlining for additions. If you received a "Notice to File Missing Parts" or other Notice requiring a response for this application, please submit any request for correction to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections provided that the request is grantable.

Inventor(s)

Michael Pratt, Alpine, UT;
Craig Cheney, Lindon, UT;

Applicant(s)

FAST IP, LLC, Lindon, UT;

Assignment For Published Patent Application

FAST IP, LLC, Lindon, UT

Power of Attorney: None

Domestic Priority data as claimed by applicant

and said 18/371,414 09/21/2023 is a CON of 17/965,516 10/13/2022
which is a CON of 16/942,335 07/29/2020 PAT 11,633,005
which claims benefit of 62/879,883 07/29/2019
This application is a CON of 18/371,414 09/21/2023

Foreign Applications for which priority is claimed (You may be eligible to benefit from the Patent Prosecution Highway program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access Application via Priority Document Exchange: Yes

Permission to Access Search Results: Yes

Applicant may provide or rescind an authorization for access using Form PTO/SB/39 or Form PTO/SB/69 as appropriate.

If Required, Foreign Filing License Granted: 03/27/2024

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 18/610,029**

Projected Publication Date: 07/11/2024

Non-Publication Request: No

Early Publication Request: No

Title

Rapid-entry footwear having a stabilizer and an elastic element

Preliminary Class

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific

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Skechers v. FAST IP

countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number: 18/610,029

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY FEE($)
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A			N/A	320
SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A			N/A	700
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A			N/A	800
TOTAL CLAIMS (37 CFR 1.16(i))	20 minus 20 =	* 0			OR	x =	0
INDEPENDENT CLAIMS (37 CFR 1.16(h))	3 minus 3 =	*				x =	0
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).						0
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))							0
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL			TOTAL	1820

APPLICATION AS AMENDED - PART II

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY ADDITIONAL FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY ADDITIONAL FEE($)
AMENDMENT A	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY ADDITIONAL FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY ADDITIONAL FEE($)
AMENDMENT B	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest found in the appropriate box in column 1.

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Kathi Vidal

Kathi Vidal
Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office

Derrick Brent
Deputy Under Secretary of Commerce for Intellectual Property and
Deputy Director of the United States Patent and Trademark Office

Doc Code: TRACK1.REQ
Document Description: TrackOne Request

PTO/AIA/424 (11-23)

CERTIFICATION AND REQUEST FOR PRIORITIZED EXAMINATION UNDER 37 CFR 1.102(e) (Page 1 of 1)

First Named Inventor:	Michael Pratt	Nonprovisional Application Number (if known):	P-03039
Title of Invention:	RAPID-ENTRY FOOTWEAR HAVING A STABILIZER AND AN ELASTIC ELEMENT		

APPLICANT HEREBY CERTIFIES THE FOLLOWING AND REQUESTS PRIORITIZED EXAMINATION FOR THE ABOVE-IDENTIFIED APPLICATION.

1. The processing fee set forth in 37 CFR 1.17(i)(1) and the prioritized examination fee set forth in 37 CFR 1.17(c) have been filed with the request. The publication fee requirement is met because that fee, set forth in 37 CFR 1.18(d), is currently $0. The basic filing fee, search fee, and examination fee are filed with the request or have been already been paid. I understand that any required excess claims fees or application size fee must be paid for the application.

2. I understand that the application may not contain, or be amended to contain, more than four independent claims, more than thirty total claims, or any multiple dependent claims, and that any request for an extension of time will cause an outstanding Track I request to be dismissed.

3. The applicable box is checked below:

I. ☑ Original Application (Track One) - Prioritized Examination under § 1.102(e)(1)

i. (a) The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a). This certification and request is being filed with the utility application via USPTO patent electronic filing system.

---OR---

(b) The application is an original nonprovisional plant application filed under 35 U.S.C. 111(a). This certification and request is being filed with the plant application in paper.

ii. An executed inventor's oath or declaration under 37 CFR 1.63 or 37 CFR 1.64 for each inventor, **or** the application data sheet meeting the conditions specified in 37 CFR 1.53(f)(3)(i) is filed with the application.

II. ☐ Request for Continued Examination - Prioritized Examination under § 1.102(e)(2)

i. A request for continued examination has been filed with, or prior to, this form.
ii. If the application is a utility application, this certification and request is being filed via USPTO patent electronic filing system.
iii. The application is an original nonprovisional utility application filed under 35 U.S.C. 111(a), or is a national stage entry under 35 U.S.C. 371.
iv. This certification and request is being filed prior to the mailing of a first Office action responsive to the request for continued examination.
v. No prior request for continued examination has been granted prioritized examination status under 37 CFR 1.102(e)(2).

Signature /Eric Nielsen/	Date 3/19/24
Name (Print/Typed) Eric Nielsen	Practitioner Registration Number 60183

Note: *This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications. Submit multiple forms if more than one signature is required.**

☐ *Total of _____ forms are submitted.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMBINED DECLARATION AND ASSIGNMENT FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET

First Named Inventor:	Michael Pratt	Docket No.:	P03000
Serial No.:	16/942,335	Filing Date:	July 29, 2020
Title:	RAPID-ENTRY FOOTWEAR HAVING A STABILIZER AND AN ELASTIC ELEMENT	Confirmation No.:	6134

Pursuant to 35 U.S.C.115(e), Applicant herewith submits for recordation a combined declaration and assignment.

Declaration

As the below named inventor, I hereby declare that:

The captioned application was made or authorized to be made by me.

I believe that I am the original inventor or an original joint inventor of a claimed invention in the application.

I acknowledge that a person may not execute an oath or declaration for an application unless that person has reviewed and understands the contents of the application, including the claims, and is aware of the duty to disclose to the U.S. Patent and Trademark Office all information known to the person to be material to patentability as defined in 37 CFR 1.56.

I hereby acknowledge that any willful false statement made in this declaration is punishable under 18 U.S.C. 1001 by fine or imprisonment of not more than (5) years, or both.

Assignment

The undersigned inventor(s) (singly and collectively, "ASSIGNOR") have invented the subject matter disclosed and/or claimed in the captioned patent application ("Inventions");

FAST IP, LLC ("ASSIGNEE"), a limited liability company organized and existing under and by virtue of the laws of the State of Utah having its principal place of business and mailing address at 373 East 1750 North, Suite D, Vineyard, Utah 84059, is desirous of memorializing its interest therein.

The undersigned ASSIGNOR hereby confirms that ASSIGNOR is an employee, past employee or a contractor of ASSIGNEE and that ASSIGNOR developed the Inventions on ASSIGNEE's time and at the expense of ASSIGNEE and within the scope of ASSIGNOR's duties to ASSIGNEE and thereby ASSIGNOR recognizes that the ASSIGNEE owns the Inventions. Nonetheless to comport with Patent Office procedures, ASSIGNOR memorializes that relationship in the form of this assignment.

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor agrees to, and does hereby irrevocably assign unto Assignee, its successors and assigns, the full and exclusive right, title and interest to the Inventions, as described and/or claimed in the aforesaid

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application, including any provisional, non-provisional, continuation, continuation in part, divisional, reissue, reexamination, foreign, PCT or other patent application or like document, or any other application which claims priority to said application, in the United States and all foreign countries, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States adheres, all rights pursuant to 35 U.S.C. § 154, any copyright and any other intellectual property rights, and including all causes of action related to the foregoing, including the right to sue and recover for, and the right to profits and damages due or accrued arising out of or in connection with any and all past, present or future infringements or dilutions, and hereby authorizes and requests the Commissioner of Patents to issue said Letters Patent to Assignee, for the sole use and benefit of Assignee, its successors, assigns and legal representatives.

For the avoidance of doubt, the present assignment of the captioned application includes the assignment of U.S. provisional application Serial No. 62/879,883, filed July 29, 2019, entitled RAPID-ENTRY FOOTWEAR HAVING AN EXPANDABLE ELASTIC SECTION, and covering in whole or in part the same inventions from which the captioned application claimed priority, and of the right to file patent applications claiming priority thereof in any jurisdiction.

ASSIGNOR, without further remuneration, hereby transfers and agrees to transfer to ASSIGNEE, its successors, assigns and legal representatives a like interest in and to any improvements, related new matter, and derivative works, and applications based thereon, growing out of or relating to the Inventions or subject matter, and to provide all reasonable assistance and execute any papers, if accurate, desired by ASSIGNEE, its successors, assigns and legal representatives, to preserve, acquire and/or perfect ASSIGNEE'S full rights, title and interest in and to the invention(s) and subject matter and any improvements and to file any of the aforementioned applications, or to further memorialize ASSIGNEE'S prior agreement to do so.

In the event that the Application Number and/or filing date is not available when this Assignment is executed, I hereby authorize and request any attorney associated with FAST IP, LLC, Customer No. 164668, to insert in this assignment the filing date and/or the application number of said application and/or any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

EXECUTED as of the date(s) written below by DECLARANT/ASSIGNOR:

INVENTOR'S LEGAL NAME	SIGNATURE	DATE
MICHAEL PRATT		7/29/2020
CRAIG CHENEY		7/29/2020

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ELECTRONIC PAYMENT RECEIPT

APPLICATION #	RECEIPT DATE / TIME	ATTORNEY DOCKET #
18/610,029	**03/19/2024 06:38:43 PM Z ET**	**P-03039**

Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Eric Nielsen
PATENT CENTER #	64752828	AUTHORIZED BY	-
CUSTOMER #	164668	FILING DATE	-
CORRESPONDENCE ADDRESS	-	FIRST NAMED INVENTOR	Michael Pratt

Payment Information

PAYMENT METHOD	PAYMENT TRANSACTION ID	PAYMENT AUTHORIZED BY
CARD / 1535	**E20243II39019345**	**Eric Nielsen**

FEE CODE	DESCRIPTION	ITEM PRICE($)	QUANTITY	ITEM TOTAL($)
1830	PROCESSING FEE, EXCEPT IN PROVISIONAL APPLICATIONS	140.00	1	140.00
1817	REQUEST FOR PRIORITIZED EXAMINATION	4200.00	1	4200.00
1111	UTILITY PATENT APPL. SEARCH FEE	700.00	1	700.00
1011	BASIC FILING FEE - UTILITY (PAPER FILING ALSO REQUIRES NON-ELECTRONIC FILING FEE UNDER 1.16(T))	320.00	1	320.00
1311	PATENT APPL. EXAMINATION FEE	800.00	1	800.00
			TOTAL AMOUNT:	**$6,160.00**

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If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

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TITLE: RAPID-ENTRY FOOTWEAR HAVING A STABILIZER AND AN ELASTIC ELEMENT

INVENTORS: MICHAEL PRATT, CRAIG CHENEY

CROSS-REFERENCE TO RELATED APPLICATION

[0001] This application is a continuation of and claims priority to and the benefit of U.S. Ser. No. 18/371,414 filed September 21, 2023 and entitled "Rapid-entry footwear having a stabilizer and an elastic element", which is a continuation of and claims priority and the benefit of U.S. Ser. No. 17/965,516 filed Oct. 13, 2022 and entitled "RAPID-ENTRY FOOTWEAR HAVING A STABILIZER AND AN ELASTIC ELEMENT." U.S. Ser. No. 17/965,516 is a continuation of and claims priority to and the benefit of 16/942,335 filed Jul. 29, 2020 and entitled "RAPID-ENTRY FOOTWEAR HAVING A STABILIZER AND AN ELASTIC ELEMENT." U.S. Ser. No. 16/942,335 claims priority to and the benefit of U.S. Provisional Patent Application No. 62/879,883, filed Jul. 29, 2019 entitled "RAPID-ENTRY FOOTWEAR HAVING AN EXPANDABLE ELASTIC SECTION." All of the aforementioned applications are incorporated herein by reference in their entireties for all purposes.

FIELD

[0002] The present disclosure relates to rapid-entry footwear having a stabilizer and an elastic element.

BACKGROUND

[0003] Whether due to inconvenience or inability, donning and doffing of shoes, including tying or otherwise securing the same, may be undesirable and/or present difficulties to some individuals. The present disclosure addresses this need.

SUMMARY

[0004] Disclosed herein, in various embodiments, is rapid-entry footwear having a stabilizer and/or an elastic element.

[0005] In accordance with some embodiments, the rapid-entry shoe comprises a sole portion and an upper, the upper comprising a rear portion, a side portion, a forward portion, and a transition portion between the forward portion and the side portion.

[0006] In accordance with some embodiments, the rapid-entry shoe comprises an elastic element disposed at the side portion, the elastic element extending to and forming a portion of a topline of the rapid-entry shoe. In accordance with some embodiments, the rapid-entry shoe comprises an elastic element disposed at the transition portion, not coupled to a tongue of the rapid-entry shoe, and being concave toward or angled relative to the forward portion.

[0007] In accordance with some embodiments, expansion or deformation of an elastic element enlarges a foot opening of the rapid-entry shoe, and contraction of an elastic element reduces the foot opening of the rapid-entry shoe. In accordance with some embodiments, an elastic element is configured to enable the forward portion of the rapid-entry shoe to flex and/or pivot forward relative to the sole portion.

[0008] In accordance with some embodiments, the rapid-entry shoe further comprises a stabilizer disposed at the rear portion and extending from within the sole portion, the stabilizer comprising a base portion at least partially within the sole portion and an elevated portion.

[0009] In accordance with some embodiments, a stabilizer is configured to prevent the rear portion of the rapid-entry shoe from one or more of collapsing downward, flexing rearward and pivoting rearward.

[0010] In accordance with some embodiments, a stabilizer comprises a top fin coupled to the elevated portion of the stabilizer, the top fin being configured to be vertically stable and laterally mobile relative to the elevated portion of the stabilizer.

[0011] In accordance with some embodiments, a stabilizer comprises an arch structure such that the base portion of the stabilizer comprises a first end and a second end, the first end coupled to or extending from a medial side of the sole portion of the rapid-entry shoe and the second end coupled to or extending from a lateral side of the sole portion of the rapid-entry shoe, the elevated portion of the stabilizer extends between the first end and the second end and around the rear portion of the rapid-entry shoe, and the arch

structure of the stabilizer defines a window. Various structures can be incorporated within the window.

BRIEF DESCRIPTION OF THE DRAWINGS

[0012] The accompanying drawings may provide a further understanding of example embodiments of the present disclosure and are incorporated in, and constitute a part of, this specification. In the accompanying drawings, only one rapid-entry shoe (either a left shoe or a right shoe) may be illustrated, however, it should be understood that in such instances, the illustrated shoe may be mirror-imaged so as to be the other shoe. The use of like reference numerals throughout the accompanying drawings is for convenience only, and should not be construed as implying that any of the illustrated embodiments are equivalent. The accompanying drawings are for purposes of illustration and not of limitation.

[0013] FIG. 1A illustrates a rapid-entry shoe having a stabilizer and an elastic element, in accordance with an example embodiment;

[0014] FIG. 1B illustrates a rapid-entry shoe having a pivoting stabilizer, in accordance with an example embodiment;

[0015] FIG. 1C illustrates a cross-section of a rapid-entry shoe with a stabilizer having a foam liner, in accordance with an example embodiment;

[0016] FIGS. 2A-2D illustrate a rapid-entry shoe having an elastic element and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with an example embodiment;

[0017] FIGS. 3A-3D illustrate a rapid-entry shoe having an elastic element and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with another example embodiment;

[0018] FIGS. 4A-4C are front schematic views of a rapid-entry shoe showing various configurations of elastic elements, in accordance with various embodiments;

[0019] FIGS. 5A-5D illustrate progressive stages of a foot being inserted into a rapid-entry shoe with a stabilizer having a top fin, in accordance with an example embodiment;

[0020] FIGS. 6A-6K illustrate rapid-entry shoes with elastic elements and stabilizers extending in different directions, in accordance with various embodiments;

[0021] FIG. 7A illustrates a rapid-entry shoe having a resiliently deformable element, in accordance with an example embodiment;

[0022] FIG. 7B illustrates a rapid-entry shoe having a compressible lattice structure, in accordance with an example embodiment;

[0023] FIGS. 8A-8D illustrate a rapid-entry shoe having an expansion zone and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with an example embodiment;

[0024] FIGS. 9A-9D illustrate a rapid-entry shoe having a deflectable element and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with an example embodiment; and

[0025] FIGS. 10A and 10B illustrate rapid-entry shoes, each having forward and rear elastic elements and a connector arm, in accordance with an example embodiment.

DETAILED DESCRIPTION

[0026] Example embodiments of the present disclosure are described in sufficient detail in this detailed description to enable persons having ordinary skill in the relevant art to practice the present disclosure, however, it should be understood that other embodiments may be realized and that mechanical and chemical changes may be made without departing from the spirit or scope of the present disclosure. Thus, this detailed description is for purposes of illustration and not of limitation.

[0027] For example, unless the context dictates otherwise, example embodiments described herein may be combined with other embodiments described herein. Similarly, references to “example embodiment,” “example embodiments” and the like indicate that the embodiment(s) described may comprise a particular feature, structure, or characteristic, but every embodiment may not necessarily comprise the particular feature, structure, or characteristic. Moreover, such references may not necessarily refer to the same embodiment(s). Any reference to singular includes plural embodiments, and any reference to plural includes singular embodiments.

[0028] Any reference to coupled, connected, attached or the like may be temporary or permanent, removeable or not, non-integral or integral, partial or full, and may be

facilitated by one or more of adhesives, stitches, hook and loop fasteners, buttons, clips, grommets, zippers and other means known in the art or hereinafter developed.

[0029] As used herein, the transitional term "comprising", which is synonymous with "including," "containing," or "characterized by," is inclusive or open-ended and does not exclude additional, unrecited elements or method steps. The transitional phrase "consisting of" excludes any element, step, or ingredient not specified in the claim. The transitional phrase "consisting essentially of" limits the scope of a claim to the specified materials or steps "and those that do not materially affect the basic and novel characteristic(s)" of the claimed invention.

[0030] No claim limitation is intended to invoke 35 U.S.C. 112(f) or pre-AIA 35 U.S.C. 112, sixth paragraph or the like unless it explicitly uses the term "means" and includes functional language.

[0031] In describing example embodiments of the rapid-entry footwear, certain directional terms may be used. By way of example, terms such as "right," "left," "medial," "lateral," "front," "back," "forward," "backward," "rearward," "top," "bottom," "upper," "lower," "up," "down," and the like may be used to describe example embodiments of the rapid-entry footwear. These terms should be given meaning according to the manner in which the rapid-entry footwear is most typically designed for use, with the rapid-entry footwear on a user's foot and with the user's shod foot disposed on or ready for placement on an underlying surface. Thus, these directions may be understood relative to the rapid-entry footwear in such use. Similarly, as the rapid-entry footwear is intended primarily for use as footwear, terms such as "inner," "inward," "outer," "outward," "innermost," "outermost," "inside," "outside," and the like should be understood in reference to the rapid-entry footwear's intended use, such that inner, inward, innermost, inside, and the like signify relatively closer to the user's foot, and outer, outward, outermost, outside, and the like signify relatively farther from the user's foot when the rapid-entry footwear is being used for its intended purpose. Notwithstanding the foregoing, if the foregoing definitional guidance is contradicted by an individual use herein of any of the foregoing terms, the term should be understood and read according to the definition that gives life and meaning to the particular instance of the term.

[0032] As used herein, a "rapid-entry shoe" refers to an athleisure shoe, a casual shoe, a formal shoe, a dress shoe, a heel, a sports/athletic shoe (e.g., a tennis shoe, a golf shoe, a bowling shoe, a running shoe, a basketball shoe, a soccer shoe, a ballet shoe, etc.), a walking shoe, a sandal, a boot, or other suitable type of shoe. Additionally, a rapid-entry shoe can be sized and configured to be worn by men, women, or children.

[0033] Although the features of rapid-entry shoes disclosed herein may be implemented in a variety of different types of shoes, the disclosed features may be especially beneficial in connection with boots and/or high-top shoes.

[0034] In various embodiments, a rapid-entry shoe comprises a "sole portion" (e.g., footbed, insole, midsole, outsole) and an upper, the upper comprising a "rear portion" (e.g., a heel portion), a medial side portion, a lateral side portion, and a "forward portion" (e.g., a vamp, throat, tongue or nave portion).

[0035] In various embodiments, and with reference to FIG. 1A, an upper of a rapid-entry shoe 100 can comprise an elastic element 110 disposed forward relative to a rear portion of the rapid-entry shoe. The elastic element may be an insert, slit, gore or other elongated feature that provides elasticity to the upper. Expansion or deformation of the elastic element 110 can enlarge the foot opening of the rapid-entry shoe 100, while contraction of the elastic element 110 can reduce the foot opening of the rapid-entry shoe 100.

[0036] As used herein, the term "foot opening" refers generally to a cross-section of the hole defined by the rapid-entry shoe into which the foot is inserted. That is, the term foot opening does not necessary refer to a top collar/topline opening of the rapid-entry shoe, but may refer to a cross-section of the foot hole of the rapid-entry shoe at various locations within the foot hole of the rapid-entry shoe.

[0037] In some embodiments, a strap or mechanical features (e.g., hook and loop fasteners, buttons, clips, grommets, zippers) can secure the elastic element 110 in its contracted configuration.

[0038] In some embodiments, the elastic element 110 extends and is coupled to in inner surface of an overlapping portion of the upper. In this regard, expansion or deformation of the elastic element 110 can create visible shearing rather than visible separation, the elastic element 110 possibly being totally obscured by the overlapping portion of the upper in its expanded or deformed configuration.

[0039] In some embodiments, the elastic element 110 is not coupled to the tongue of a rapid-entry shoe 100. In other words, in some embodiments, the elastic element 110 is not merely material coupling the tongue to the upper of a rapid-entry shoe 100.

[0040] In accordance with example embodiments, the elastic element 110 extends completely or partially to a top collar/topline opening of the rapid-entry shoe 100 (e.g., the elastic element 110 forms a top collar/topline opening). In accordance with example embodiments, the elastic element 110 extends completely or partially to a sole portion of the rapid-entry shoe.

[0041] With reference to FIGS. 2A-2D, an elastic element 110 may be embedded within, may extend along (internally or externally), and/or may form a portion of, one or both of the medial side portion of the upper and/or the lateral side portion of the upper. In such embodiments, the elastic element 110 can be disposed at least partially rearward, and/or at least partially upward, relative to a forward portion of the rapid-entry shoe. In example embodiments, the elastic element 110 is angled downward toward the forward portion, while in other embodiments, the elastic element 110 is angled upward toward the forward portion.

[0042] Alternatively, and with reference to FIGS. 3A-3D, the elastic element 110, instead of being disposed relative to one or both of the lateral or medial side portion portions of the rapid-entry shoe, may be embedded within, may extend along (internally or externally), and/or may form a portion of, either a forward portion of the rapid-entry shoe or a transition portion of the rapid-entry shoe, the transition portion being disposed between either the lateral or medial side portion of the rapid-entry shoe and the forward portion of the rapid-entry shoe .

[0043] In some embodiments, the elastic element 110 can comprise a longitudinal axis that substantially conforms to the shape of the curvature of the forward portion of the rapid-entry shoe 100 (e.g., a longitudinal axis that is concave toward or angled relative to the forward portion). In this regard, the elastic element 110 can be positioned to extend along the curve of the shoe that transitions from the predominantly vertically extending portion of the upper (e.g., the ankle support portion) to the predominantly horizontally extending portion of the upper (e.g., a vamp, throat, tongue or nave portion).

[0044] In accordance with example embodiments, the rapid-entry shoe can further comprise a second elastic element. The first elastic element may be disposed on a lateral side portion of the rapid-entry shoe and the second elastic element may be disposed on a medial side portion of the rapid-entry shoe, according to various embodiments.

[0045] FIGS. 4A-4C are front schematic views of a rapid-entry shoe showing various configurations of first and second elastic elements, in accordance with various embodiments. The elastic elements may extend parallel to each other (FIG. 4A) or may be angled relative to each other (FIG. 4B) (e.g., to conform to the shape of the curvature of the forward portion of the rapid-entry shoe 100). For example, the first elastic element may extend at a first angle relative to a vertical axis that is perpendicular to the footbed of the shoe, and the second elastic element may extend at a second angle relative to the vertical axis. The first and second angle may be different. In various embodiments, the first and second elastic elements include a connecting piece that extends between the elastic elements, and thus extends across a forward portion of the rapid-entry shoe (FIG. 4C).

[0046] The elastic element can be comprised of an elastic or resiliently deformable material and/or portion of the upper. In various embodiments, an elastic element is configured to bias the rapid-entry shoe toward contraction of the foot opening. That is, the elastic element is configured to expand in a forward direction (expand the foot opening) and to contract in a rearward direction (contract the foot opening). The elastic element 110 can be on outer or inner surface of the upper or integrated within the upper.

[0047] In various embodiments, and as mentioned above, the elastic element(s) may have a longitudinal axis, and the expansion of the elastic element 110 may be perpendicular to its longitudinal axis (e.g., 2-way stretch). That is, the material of the elastic element may be configured to expand in a direction transverse to its length in response to a user's foot being inserted into the foot opening (see FIGS. 2C and 3C, which show the elastic element expanded). However, in various embodiments the elastic element may be configured to expand in a direction parallel to its longitudinal axis (e.g., may be an elongation zone of the rapid-entry shoe). In still other embodiments, the expansion of the elastic element 110 may be perpendicular and parallel to its longitudinal axis (e.g., 4-way stretch).

[0048] In various embodiments, and with reference back to FIG. 1A, an upper of a rapid-entry shoe 100 can comprise a stabilizer 150 disposed adjacent the rear portion of the rapid-entry shoe and extending above the sole portion of the rapid-entry shoe, the stabilizer 150 configured to prevent downward (i.e., to not) collapse of the rear portion of the rapid-entry shoe (e.g., the stabilizer may be configured to prevent downward and/or inward compression or bending of the rear portion). In this regard, the stabilizer 150 can be comprised of a stiff, rigid or semi-rigid material. The stabilizer 150 may be embedded within, may extend along (internally or externally), and/or may form a portion of the rear portion of the rapid-entry shoe 100.

[0049] In example embodiments, when a foot is inserted, the stabilizer 150 is configured to prevent the rear portion of the rapid-entry shoe 100 from one or more of collapsing downward, flexing rearward and pivoting rearward, relative to the sole portion. At the same time, the stabilizer can, in some embodiments, be configured to enable lateral flexing relative to the sole portion. Also at the same time, as discussed above, the elastic element 110 is configured to enable the forward portion of the rapid-entry shoe 100 to flex and/or pivot forward relative to the sole portion.

[0050] The stabilizer 150 may include a base portion 152 and an elevated portion 154, the base portion 152 extends into and/or is coupled to the sole portion of the rapid entry-shoe 100 (e.g., between the insole and the strobel or between the midsole and the outsole). In embodiments wherein the stabilizer extends into and/or is coupled to the sole portion, the stabilizer 150 can extend completely between lateral and medial sides of the sole portion (e.g., cup continuously through the sole portion) or terminate on lateral and medial sides of the sole portion.

[0051] In accordance with example embodiments, the stabilizer 150 extends completely or partially to a top collar/topline opening of the rapid-entry shoe. The stabilizer 150 can be on outer surface of the upper or integrated within the upper, e.g., the upper providing ornamental, structural or functional (e.g., waterproofing) benefits.

[0052] In accordance with example embodiments, the stabilizer 150 extends from rearward to forward relative to the elastic element 110. In accordance with such embodiments, the stabilizer 150 has a cut (e.g., a living hinge as discussed below) in line with the elastic element 110.

[0053]

[0054] In accordance with example embodiments, the stabilizer 150 comprises a curvature extending between its medial side portion and its lateral side portion, the curvature being convex toward the rear portion (i.e., concave toward or angled relative to the forward portion). In example embodiments, the curvature extends all or partially between the base portion 152 and the elevated portion 154. In example embodiments, the curvature extends progressively less around the sides from the base portion 152 toward the elevated portion 154. In example embodiments, the stabilizer 150 further comprises a flare proximal the elevated portion 154, the flare extending rearward and acting as a shoehorn (e.g., to direct a foot into the foot opening during entry).

[0055] In accordance with example embodiments, the stabilizer 150 can be configured to flex and/or pivot rearward relative to the sole portion. FIG. 1B illustrates a rapid-entry shoe having a pivoting stabilizer, in accordance with an example embodiment. The pivoting stabilizer may comprise a living hinge, as illustrated.

[0056] In accordance with example embodiments, the stabilizer 150 can comprise a liner to provide for heel retention and/or comfort. FIG. 1C illustrates a cross-section of a rapid-entry shoe with a stabilizer having a foam liner 158, in accordance with an example embodiment. The foam liner may be configured as a strip that is generally oriented concave toward the sole portion.

[0057] In various embodiments, the stabilizer 150 comprises a top fin 156. FIGS. 5A-5D illustrate progressive stages of a foot being inserted into the rapid-entry shoe with a stabilizer having a top fin, in accordance with an example embodiment. The top fin 156 can be comprised of a stiff, rigid or semi-rigid material. The top fin 156 can be configured to be vertically stable (e.g., to direct a foot into the foot opening during entry) and at the same time laterally mobile (e.g., to allow expansion of a top collar/topline opening during entry and comfort when leaning). In this regard, the top fin 156 can be rotatably/deflectably coupled to the stabilizer 150. In various embodiments, the top fin 156 may extend from the stabilizer 150 via a living hinge. That is, the junction between the top fin 156 and the stabilizer 150 may comprise a scored portion or a narrowed portion to enable flexure of the top fin 156 relative to the stabilizer 150.

[0058] The top fin 156 can comprise a concave bottom portion configured to receive a convex top portion of the stabilizer 150. Alternatively, the top fin 156 can comprise a convex bottom portion configured to receive a concave top portion of the stabilizer 150.

[0059] FIGS. 6A-6K illustrate rapid-entry shoes with elastic elements and stabilizers extending in different directions, in accordance with various embodiments.

[0060] The elastic element 110 can comprise a longitudinal axis that extends lateral, downward and/or rearward from the forward portion (e.g., connected to or integral with an elastic element on the opposite side of the rapid-entry shoe 100 that mirrors the elastic element 110) and curves downward and forward, extending partially toward the sole portion (FIG. 6I).

[0061] The elastic element 110 can comprise a longitudinal axis that extends lateral, downward and/or rearward from the forward portion (e.g., connected to or integral with an elastic element on the opposite side of the rapid-entry shoe 100 that mirrors the elastic element 110) along a single axis (FIG. 6J).

[0062] As shown in FIG. 6K, each of the elastic elements 110 can comprise a longitudinal axis that substantially mirrors the shape of the curvature of the forward portion of the rapid-entry shoe 100. That is, the elastic element 110, instead of following the shape of the curvature of the forward portion of the rapid-entry shoe 100, may have a downward and/or rear facing concavity. Said differently, a center of curvature of the elastic element 110 may be toward the sole portion and/or toward the rear portion of the rapid-entry shoe 100.

[0063] The rapid-entry shoe 100 may comprises a plurality of elastic elements 110 on one side of the rapid-entry shoe 100 (e.g., 2, 3, 4 or more). That is, the rapid-entry shoe 100 may comprises a plurality of elastic elements 110 on one or both sides of the rapid-entry shoe 100. The plurality of elastic elements 110 may be separate from each other, and thus may have different (e.g., non-elastic) upper material separating the plurality of elastic elements 110.

[0064] As shown in FIG. 6H, each of the elastic elements 110 can comprise a longitudinal axis that substantially conforms to the shape of the curvature of the forward portion of the rapid-entry shoe 100.

[0065] FIGS. 6A-6C illustrate the rapid-entry shoes 100 of FIGS. 6I-6K, but with the addition of an elastic element extending on a lateral side portion extending from a top collar/topline opening of the rapid-entry shoe 100 completely (FIG. 6A) or partially FIGS. 6B and 6C to a sole portion of the rapid-entry shoe 100.

[0066] FIG. 6F illustrates the rapid-entry shoe 100 of FIG. 6B, but with the addition of a top fin 156 to the stabilizer 150.

[0067] As shown in FIG. 6D, the rapid-entry shoe 100 may comprises a plurality of stabilizers 150, for example, a first stabilizer 150 positioned forward and a second stabilizer 150 positioned rearward, both relative to the elastic element 110.

[0068] As shown in FIGS. 6E and 6G, the rapid-entry shoe 100 may comprise a stabilizer 150, wherein the base portion 152 extends into and/or is coupled to the sole portion of the rapid entry-shoe 100.

[0069] In various embodiments, the stabilizer comprises two separate parts, a lateral portion on a lateral side portion and a medial portion on a medial side portion. The lateral and medial portions may be separate and independent from each other. In other embodiments, the stabilizer 150 is a single, unitary structure. In various embodiments, the stabilizer 150 comprises an arch structure such that the base portion 152 comprises a first end and a second end. The first end may be coupled to or may extend from a medial side portion of the sole portion of the rapid-entry shoe 100 and the second end may be coupled to or may extend from a lateral side portion of the sole portion of the rapid-entry shoe 100. Accordingly, the elevated portion 154 may extend between the two ends and around the rear portion of the rapid-entry shoe 100 above the sole portion. In various embodiments, the arch structure of the stabilizer 150 defines a window 159 (e.g., a void) at the rear portion.

[0070] In example embodiments, the upper of the rapid-entry shoe 100 and the stabilizer 150 are not moveable relative to each other, while in other embodiments, the upper of the rapid-entry shoe 100 and the stabilizer 150 are moveable relative to each other, while in other embodiments and such relative mobility may be located at or around, or otherwise enhanced by the presence of, the window 159.

[0071] In various embodiments, and with reference to FIG .7A, the rapid-entry shoe 100 may include a resiliently deformable element 160 within a window 159 defined by the arch

structure of the stabilizer 150, the resiliently deformable 160 element being configured to facilitate closure of the rapid-entry shoe after a user's foot has been fully inserted into the shoe, e.g., as described in U.S. Patent No. 9,820,527, which is incorporated herein by reference for all purposes. In such embodiments, an upper edge of the resiliently deformable element 160 can be coupled to an upper edge of the window 159.

[0072] In various embodiments, and with reference to FIG .7B, the rapid-entry shoe 100 may include a compressible lattice structure 170 within a window 159 defined by the arch structure of the stabilizer 150, the compressible lattice structure 170 being configured to facilitate closure of the rapid-entry shoe after a user's foot has been fully inserted into the shoe, e.g., as described in U.S. Patent No. 10,638,810, which is incorporated herein by reference for all purposes. In such embodiments, an upper edge of the compressible lattice structure 170 can be coupled to an upper edge of the window 159.

[0073] In various embodiments, and with reference to FIGS. 8A-8D, the arch structure of the stabilizer 150 defines a window 159, and an expansion zone 175 may be disposed within the window 159. The expansion zone 175 can be comprised of an elastic or resiliently deformable material and/or portion of the upper. Expansion or deformation of the expansion zone 175 can enlarge the foot opening of the rapid-entry shoe 100, while contraction of the expansion zone 175 can reduce the foot opening of the rapid-entry shoe 100., according to various embodiments. That is, the expansion zone 175 can be configured to expand in a rearward direction and contract in a forward direction, according to various embodiments. FIGS. 8A-8D illustrate a rapid-entry shoe having an expansion zone and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with an example embodiment.

[0074] In various embodiments, and with reference to FIGS. 9A-9D, the arch structure of the stabilizer 150 defines a window 159, and a deflectable element 180 may be disposed within the window 159.

[0075] In example embodiments, the stabilizer 150 is disposed about a rear portion of the rapid-entry shoe 100 and extends (from, or from below, and) above a sole portion of the rapid-entry shoe 100. Similar to above, the stabilizer may include a base portion 152 and an elevated portion 154. In various embodiments, the deflectable element 180 is disposed below the elevated portion 154 of the stabilizer 150 and within the window 159, and is

rotatably/deflectably coupled to the stabilizer 150 (e.g., at the elevated portion 154). For example, the deflectable element 180 may be a separate part that is hingedly coupled or pivotably coupled to the stabilizer 150. In various embodiments, the deflectable element 180 may extend from the stabilizer 150 via a living hinge. That is, the junction between the deflectable element 180 and the stabilizer 150 may comprise a scored portion or a narrowed portion to enable flexure of the deflectable element 180 relative to the stabilizer 150. Rearward rotation of the deflectable element 180 enlarges a foot opening of the rapid-entry shoe 100, while forward rotation of the deflectable element 180 reduces a foot opening of the rapid-entry shoe 100.

[0076] The deflectable element 180 can be comprised of a stiff, rigid or semi-rigid material. In response to a foot being inserted into the foot opening of the rapid-entry shoe 100, the deflectable element 180 may rotate/deflect outward (i.e., rearward, away from its closed position) in order to accommodate a foot during insertion. The deflectable element 180 may be spring-loaded (e.g., using one or more torsion springs) or may otherwise have its rotating/deflecting movement biased (e.g., using one or more compression springs) to move the deflectable element 180 back to its closed position after a foot has been fully inserted into the foot opening of the rapid-entry shoe 100.

[0077] The deflectable element 180 can be configured to partially or completely fill the window 159. When in its closed position, the outermost surface of the deflectable element 180 can be coplanar with the outermost surface of the window 159. In example embodiments, the intersection of the deflectable element 180 and the window 159 has some overlap (e.g., the edges of the deflectable element 180 and the window 159 are complimentarily angled or curved). In example embodiments, the intersection of the deflectable element 180 and the window 159 is configured to prevent upward movement of the deflectable element 180 relative to the window 159.

[0078] Optionally, the rapid-entry shoe 100 may further include an elastic band 185 coupled to or extending around the deflectable element 180 such that elastic band 185 biases the deflectable element 180 forward, back to its closed position. The elastic band 185 can be comprised of an elastic or resiliently deformable material and/or portion of the upper.

[0079] FIGS. 9A-9D illustrate a rapid-entry shoe having a deflectable element and progressive stages of a foot being inserted into the rapid-entry shoe, in accordance with an example embodiment.

[0080] In various embodiments, and with reference to FIGS. 10A and 10B, a rapid-entry shoe 100 comprises a forward elastic element 110A and a rear elastic element 110B. The rear elastic element 110B is disposed on a rear side of the rapid-entry shoe 100 above a sole portion, and the forward elastic element 110A is disposed on a forward side of the rapid-entry shoe 100 above a sole portion, according to various embodiments.

[0081] In various embodiments, a rapid-entry shoe 100 further comprises one or more semi-rigid inserts 195A, 195B that are configured to support the elastic elements 110A, 110B. In various embodiments, the semi-rigid inserts 195A, 195B are decreasingly rigid (whether due to dimension, orientation and/or material) higher in the upper to provide more flex and are increasingly rigid lower in the upper to provide more support. In various embodiments, the semi-rigid inserts 195A, 195B are further configured to move between and/or along the elastic elements 110A, 110B. The semi-rigid inserts 195A, 195B may be coupled to the upper and/or the elastic elements 110A, 110B.

[0082] In various embodiments, the rapid-entry shoe 100 may combine one or more features previously described. For example, the forward elastic element 110A may be similar to the elastic element 110 described above. Similarly, the rear elastic element 110B may be similar to the elastic element 110 described above but placed on the rear portion of the shoe 100.

[0083] The rapid-entry shoe 100 may further comprise a connector arm 190 extending along one or both of a lateral side portion and a medial side portion of the rapid-entry shoe 100 between the rear elastic element 110B and the forward elastic element 110A. Forward expansion of the forward elastic 110A section and/or rearward expansion of the rear elastic element 110B enlarges a foot opening of the rapid-entry shoe 100, and corresponding contraction of the forward elastic element 110A and the rear elastic element 110B reduces a foot opening of the rapid-entry shoe 100.

[0084] The connector arm 190 may be a strap or other retention feature that runs along a side of the rapid-entry shoe 100 between the elastic elements. In various embodiments, a rapid-entry shoe 100 may comprise connector arms 190 on both sides of the rapid-entry

shoe 100. The connector arm 190 can be comprised of an elastic or resiliently deformable material and/or portion of the upper. Alternatively, the connector arm 190 can be comprised of a stiff, rigid or semi-rigid material.

[0085] The connector arm 190 may have a forward segment and a rear segment, with a central coupling disposed between the forward segment and the rear segment. With particular reference to FIG. 10A, the central coupling may be configured to exert a rotational bias on the forward and/or rear segments of the connector arm 190, thereby biasing the elastic elements 110A and 110B together to retain the rapid-entry shoe 100 about the user's foot. In this regard, the forward segment and the rear segment may be configured to at least partially rotate about the central coupling relative to each other. Alternatively, and with particular reference to FIG. 10B, the central coupling may be configured to exert a downward bias on the forward and/or rear segments of the connector arm 190, thereby biasing the elastic elements 110A and 110B together to retain the rapid-entry shoe 100 about the user's foot.

[0086] In example embodiments, the central coupling is configured to concentrate elastic properties of the front and rear connector arms such that the forces of the elongation of the front and rear of the rapid-entry shoe 100 are applied simultaneously. Alternatively, the central coupling is configured to concentrate elastic properties of the front and rear connector arms such that the forces of the elongation of the front and rear of the rapid-entry shoe 100 are applied sequentially.

[0087] It will be apparent to those skilled in the art that various modifications and variations can be made in the present disclosure without departing from the spirit or scope of the disclosure. Thus, it is intended that the embodiments described herein cover the modifications and variations of this disclosure provided they come within the scope of the appended claims and their equivalents.

[0088] Numerous characteristics and advantages have been set forth in the preceding description, including various alternatives together with details of the structure and function of the devices and/or methods. The disclosure is intended as illustrative only and as such is not intended to be exhaustive. It will be evident to those skilled in the art that various modifications can be made, especially in matters of structure, materials, elements, components, shape, size and arrangement of parts including combinations

within the principles of the invention, to the full extent indicated by the broad, general meaning of the terms in which the appended claims are expressed. To the extent that these various modifications do not depart from the spirit and scope of the appended claims, they are intended to be encompassed therein.

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CLAIMS

We claim:

1. A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a medial side portion, a lateral side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

a plurality of elastic elements positioned forward of the rear portion of the upper, the plurality of elastic elements operable to enlarge the foot opening when expanded and operable to reduce the foot opening when contracted, wherein the plurality of elastic elements includes at least a first elastic element and a second elastic element, the first and second elastic elements being positioned adjacent each other and coupled to each other by an upper material that is non-elastic.

2. The rapid-entry shoe of claim 1, wherein the first elastic element is positioned at the side portion of the upper and the second elastic element is positioned at the forward portion of the upper.

3. The rapid-entry shoe of claim 2, wherein forward portion includes a tongue and the second elastic element is positioned at the tongue.

4. The rapid-entry shoe of claim 1, wherein first elastic portion defines a portion of the foot opening.

5. The rapid-entry shoe of claim 1, wherein the first elastic element defines at least a portion of the upper.

6. The rapid-entry shoe of claim 1, wherein the second elastic element extends across a vamp of the upper.

7. The rapid-entry shoe of claim 1, wherein the second elastic element is spaced from the foot opening.

8. The rapid-entry shoe of claim 1, wherein the elastic element includes third elastic element, wherein the side portion includes a lateral side portion and a medial side portion, and wherein the first elastic element is positioned on the lateral side portion and the third elastic element is positioned on the medial side portion.

9. The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 2-way stretch.

10. The rapid-entry shoe of claim 1, wherein at least one of the plurality of elastic elements includes a 4-way stretch.

11. A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion; and

a foam liner coupled to a rear portion of the upper, the foam liner including a concave profile facing toward the forward portion of the upper, the foam liner configured to provide heel retention.

12. The rapid-entry shoe of claim 11, wherein the foam liner is positioned at the rear portion of the upper extending toward a side portion of the upper.

13. The rapid-entry shoe of claim 12, wherein the side portion of the upper includes a lateral side portion and a medial side portion, wherein the foam liner extends toward the lateral side portion and the medial side portion.

14. The rapid-entry shoe of claim 11, wherein the stabilizer includes a first portion having concave profile facing toward the forward portion of the upper and a second portion having a convex profile facing toward the forward portion of the upper, the second portion positioned vertically higher than the first portion, wherein the foam liner includes a first portion positioned at the rear portion of the upper adjacent to the convex profile and a second portion extending forward along the upper toward the forward portion of the upper.

15. The rapid-entry shoe of claim 14, wherein the foam liner includes an upper surface, wherein the upper surface of the foam liner is sloped downward and forward where the foam liner is configured to interface with a heel of a user.

16. A rapid-entry shoe comprising:

a sole portion;

an upper coupled to the sole portion and including a rear portion, a side portion, and a forward portion, the upper defining a foot opening;

a stabilizer defining a unitary structure extending from the sole portion toward a rear portion of the foot opening; and

an elastic element positioned along at least a portion of the upper, the elastic element configured to facilitate at least one of flexion and pivoting of the forward portion of the upper relative to the sole portion,

wherein the forward portion defines a tongue portion, wherein the tongue portion is coupled to at least one of the elastic elements.

17. The rapid-entry shoe of claim 16, wherein the tongue portion is defined by the upper at a position configured to be positioned vertically above at least a portion of an instep of a foot when inserted in the rapid-entry shoe, wherein the tongue

portion includes a lateral side and a medial side, and wherein the lateral side of the tongue portion is coupled to a first elastic element of the plurality of elastic elements along a length of the lateral side and the medial side of the tongue portion is coupled to a second elastic element of the plurality of elastic elements along a length of the medial side.

18. The rapid-entry shoe of claim 17, wherein the first and second elastic elements extend substantially parallel to each other.

19. The rapid-entry shoe of claim 17, wherein the plurality elastic elements includes a third elastic element that extends between the first elastic element and the second elastic element across a portion of the forward portion of the upper.

20. The rapid-entry shoe of claim 17, wherein at least one of the plurality of elastic elements is a resiliently deformable portion of the upper.

ABSTRACT

A rapid-entry shoe having an elastic element to enlarge a foot opening of the rapid-entry shoe and also having a stabilizer to prevent a rear portion of the rapid-entry shoe from collapsing downward.

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Title of Invention

Rapid-entry footwear having a stabilizer and an elastic element

Application Information

APPLICATION TYPE	Utility - Nonprovisional Application under 35 USC 111(a)	PATENT #	-
CONFIRMATION #	6863	FILED BY	Eric Nielsen
PATENT CENTER #	64752828	FILING DATE	-
CUSTOMER #	164668	FIRST NAMED INVENTOR	Michael Pratt
CORRESPONDENCE ADDRESS	-	AUTHORIZED BY	-

Documents

TOTAL DOCUMENTS: 6

DOCUMENT	PAGES	DESCRIPTION	SIZE (KB)
generatedADS64752828.pdf	6	Application Data Sheet	128 KB
P03039_T1_2.pdf	2	Track One Request	174 KB
P03038_combined_declaration_and_assignment.pdf	2	Oath or Declaration filed	851 KB
P03039_NPPA_2-APP.TEXT.docx	22	Application body structured text document	59 KB

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P03038_NPPA_drawings_A.pdf	13	Drawings-only black and white line drawings	1879 KB

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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

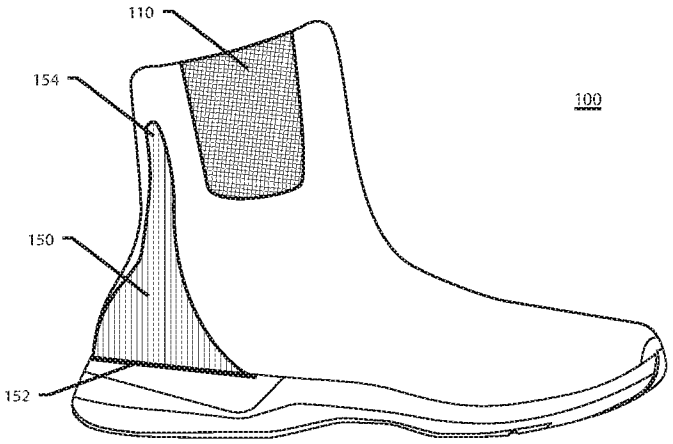


FIG. 1A

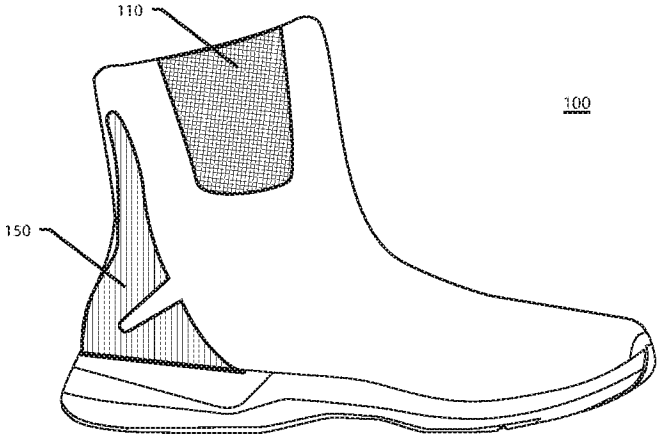


FIG. 1B

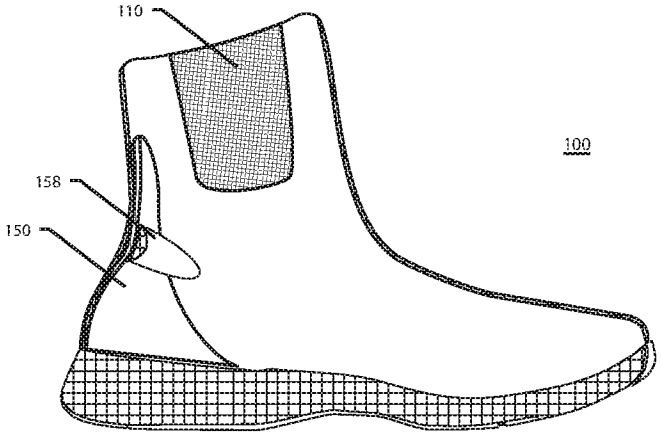


FIG. 1C

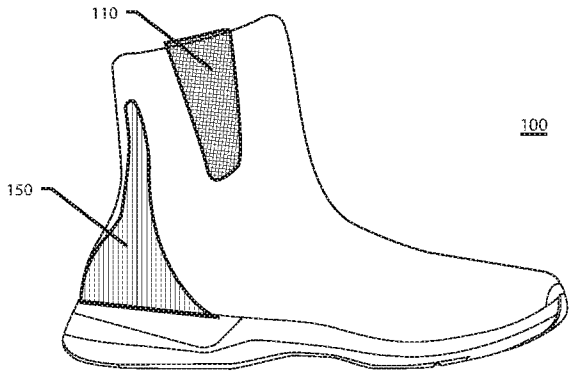


FIG. 2A

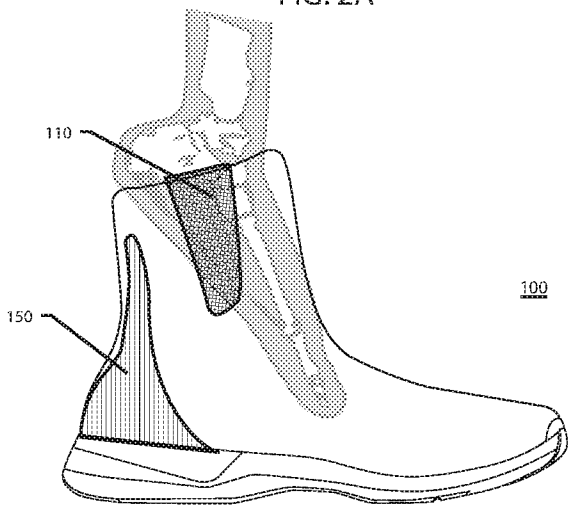


FIG. 2B

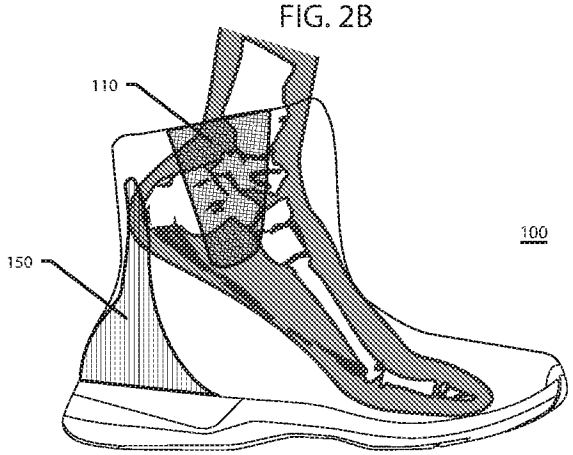


FIG. 2C

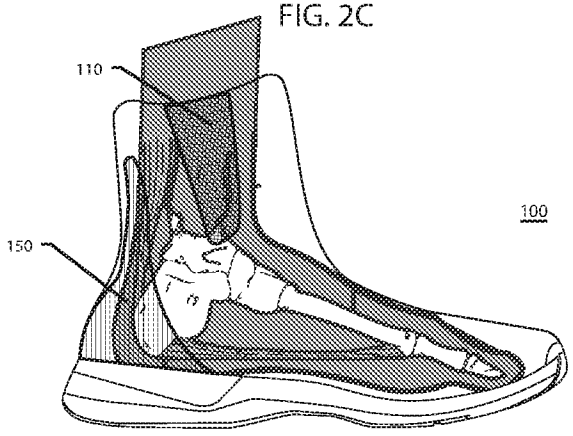


FIG. 2D

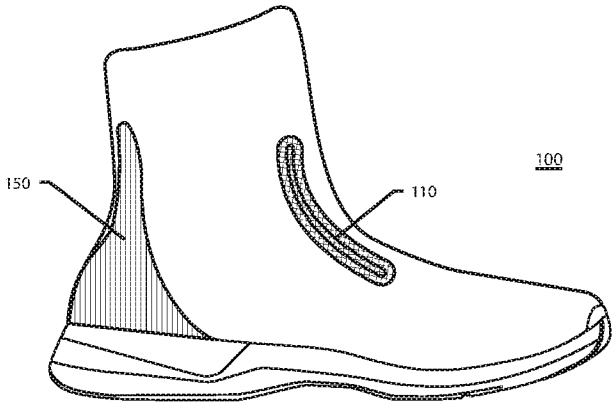


FIG. 3A

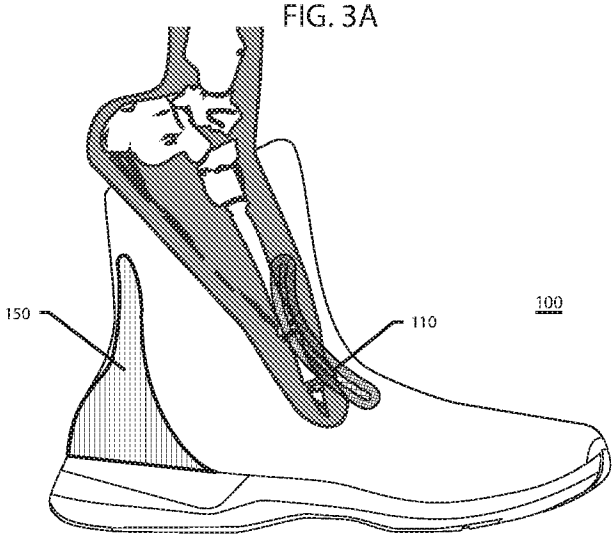


FIG. 3B

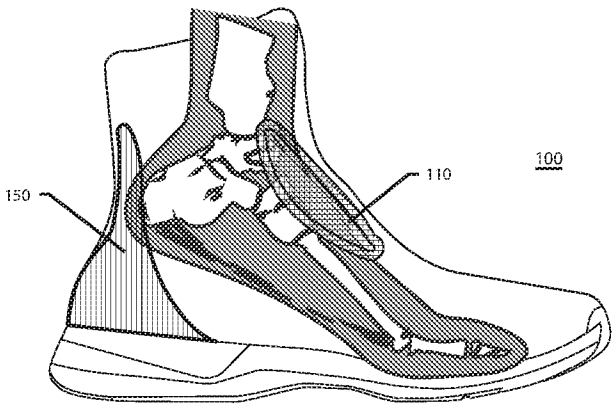


FIG. 3C

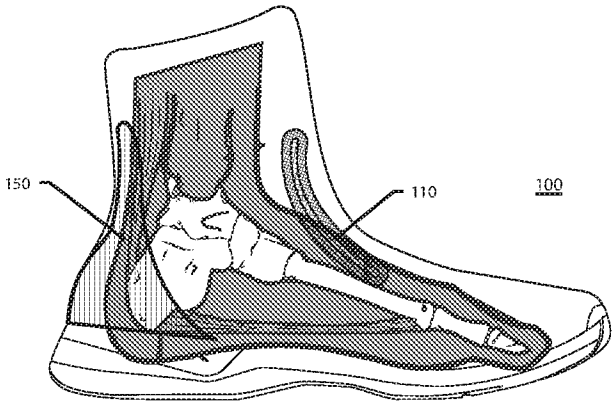


FIG. 3D

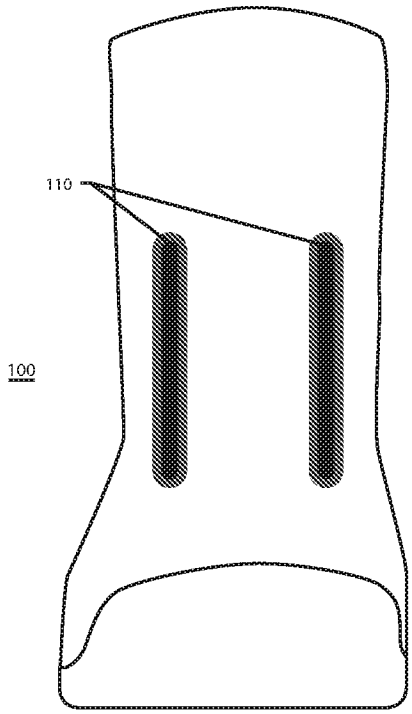


FIG. 4A

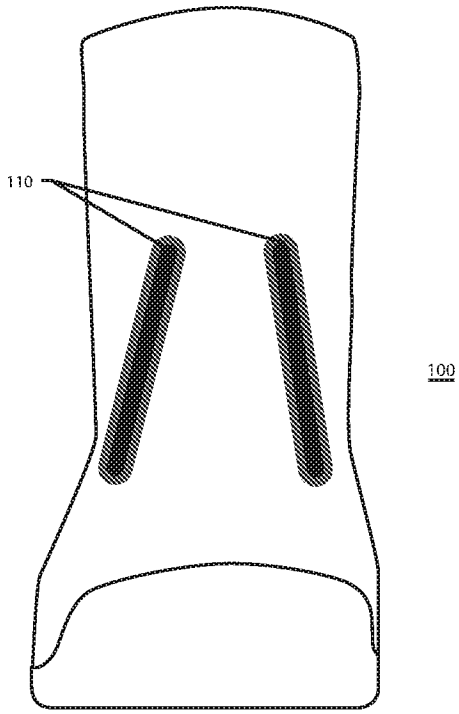


FIG. 4B

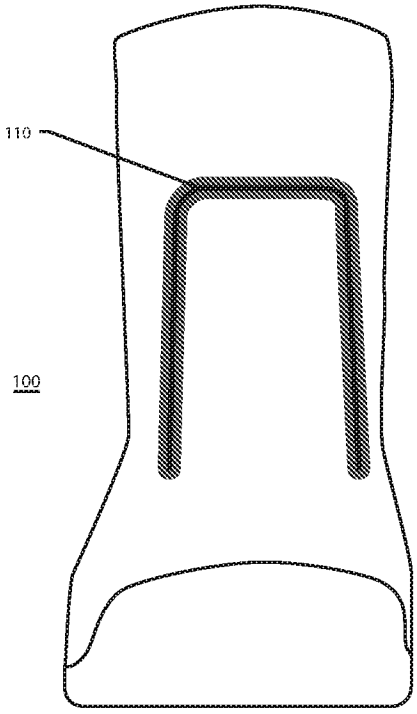


FIG. 4C

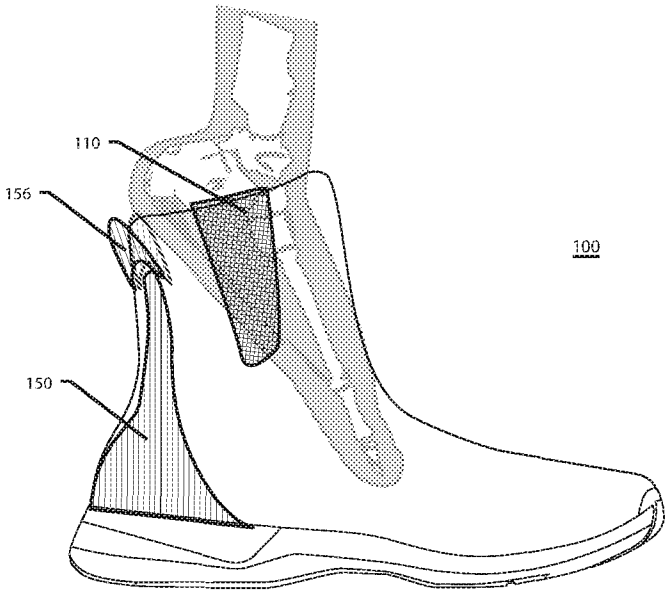


FIG. 5A

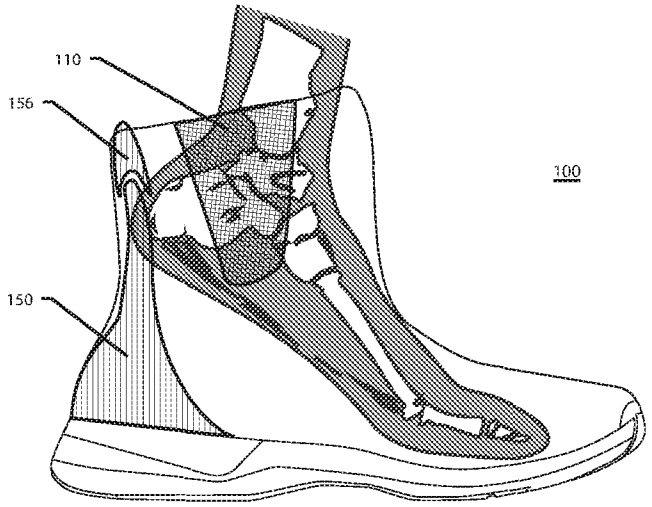


FIG. 5B

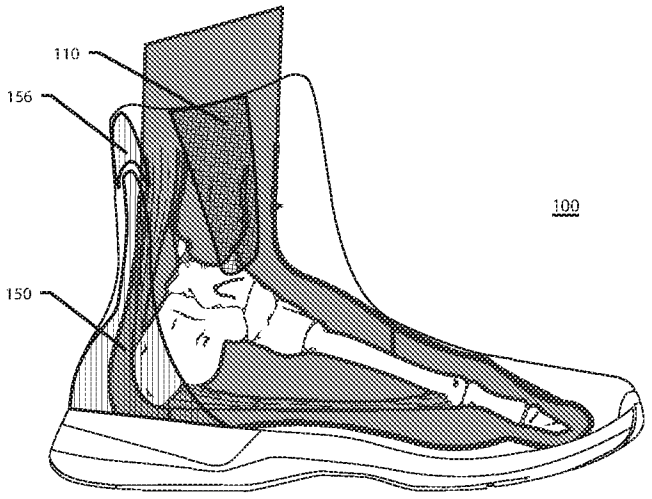


FIG. 5C

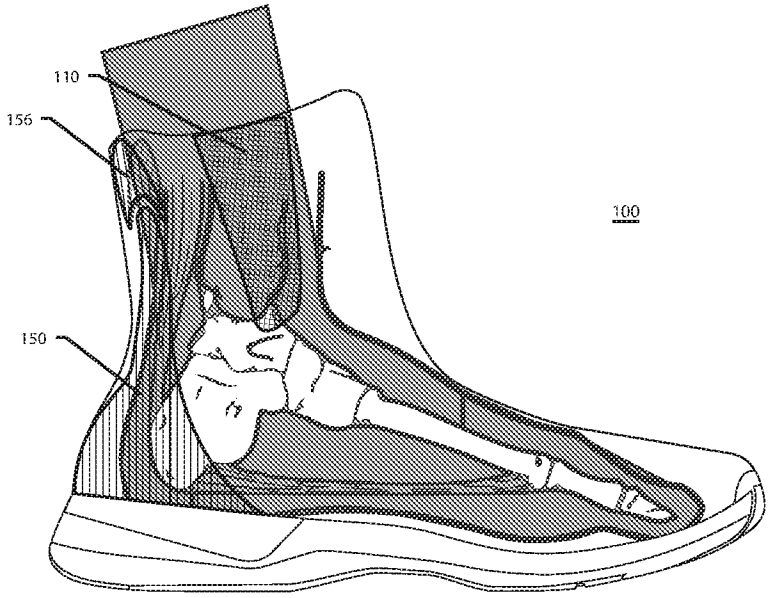


FIG. 5D

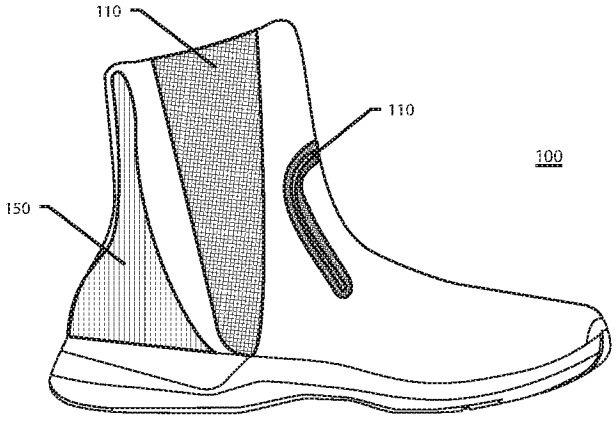


FIG. 6A

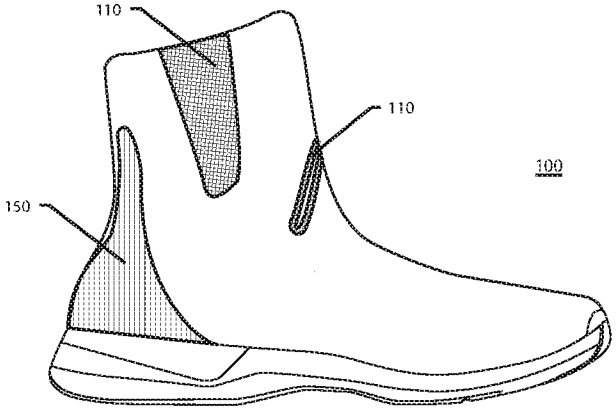


FIG. 6B

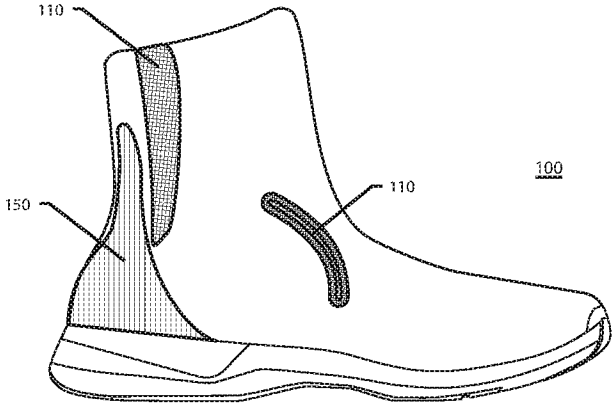


FIG. 6C

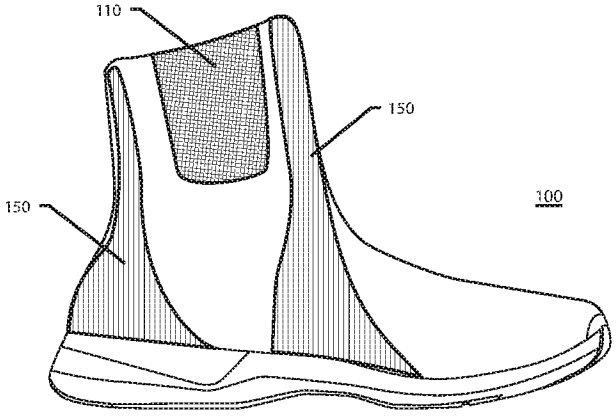


FIG. 6D

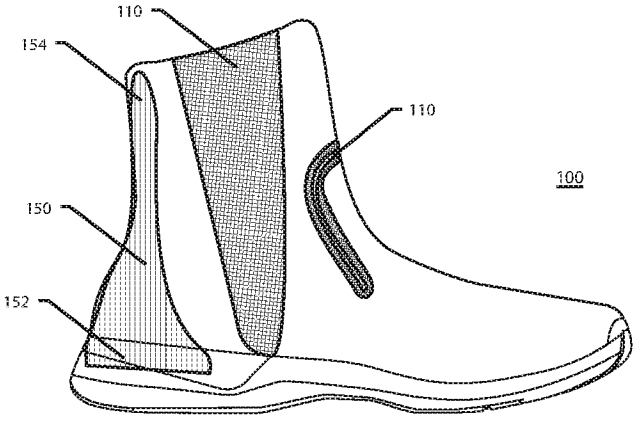


FIG. 6E

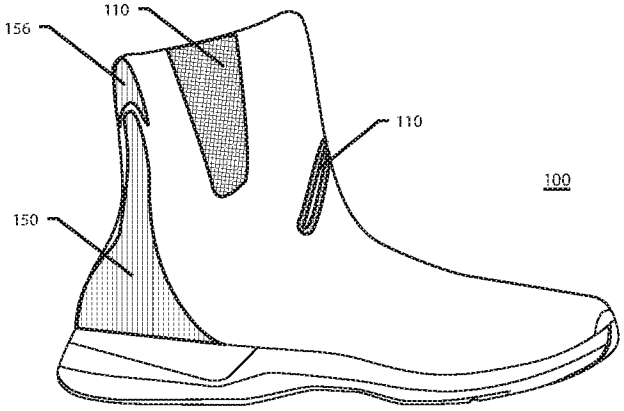


FIG. 6F

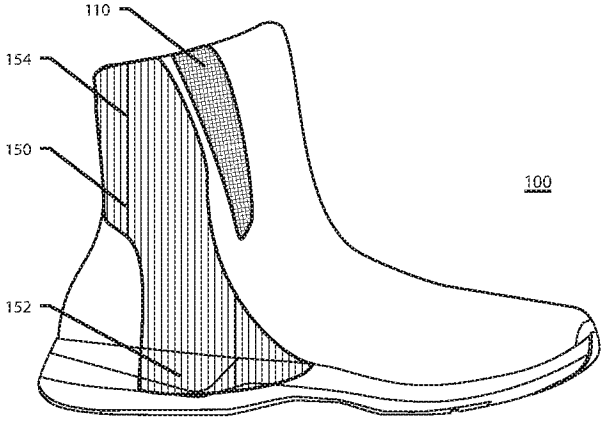


FIG. 6G

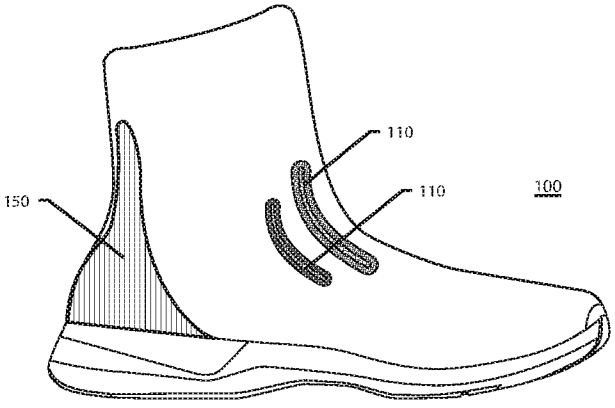


FIG. 6H

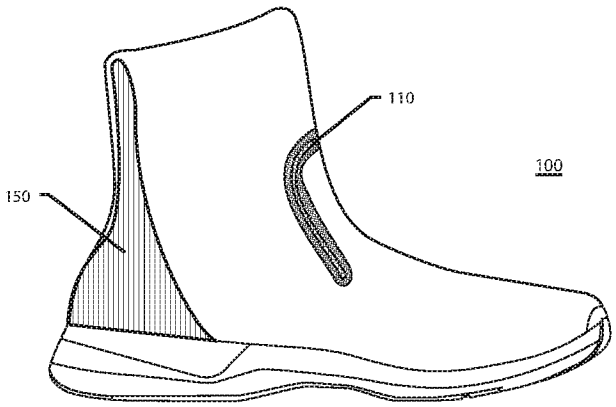


FIG. 6I

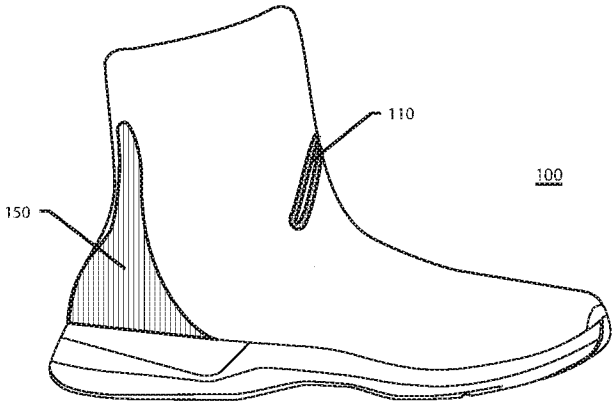


FIG. 6J

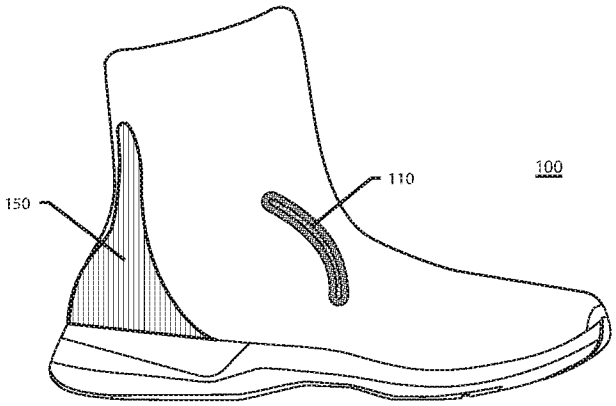


FIG. 6K

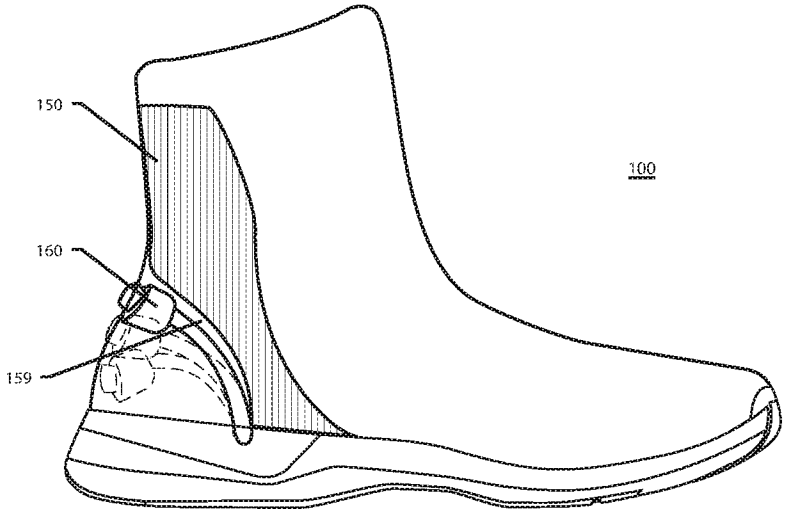


FIG. 7A

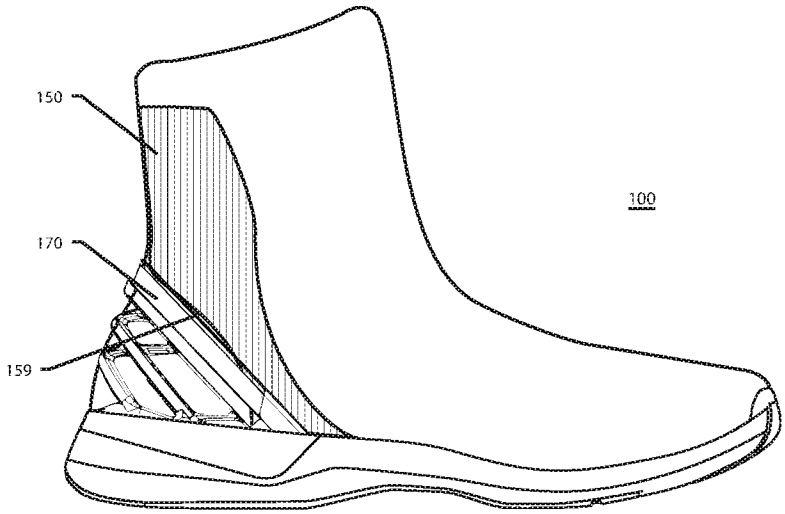


FIG. 7B

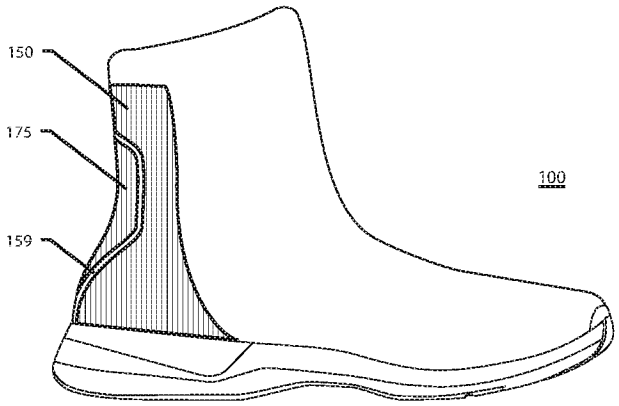


FIG. 8A

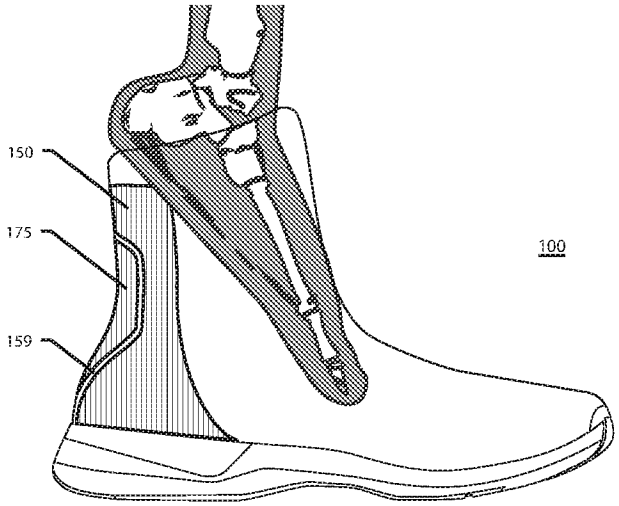


FIG. 8B

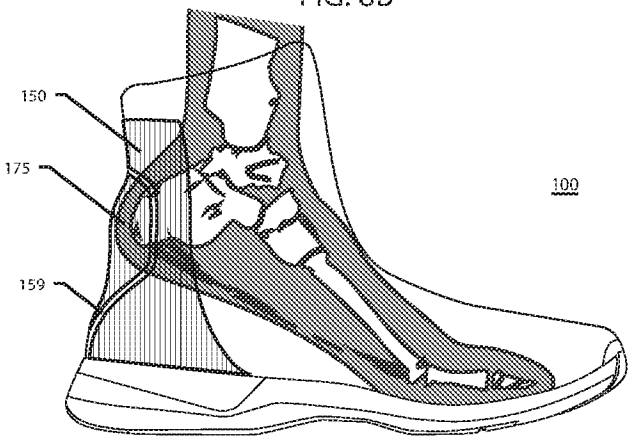


FIG. 8C

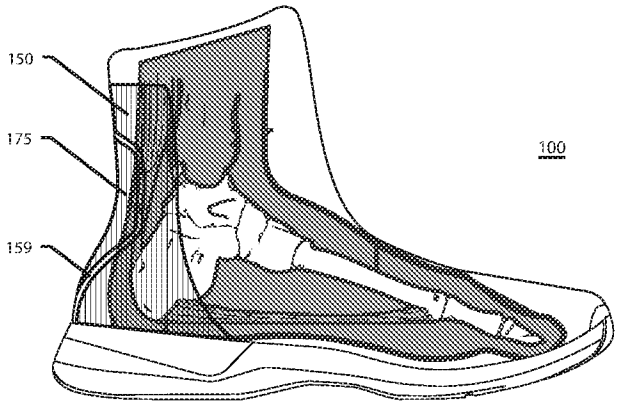


FIG. 8D

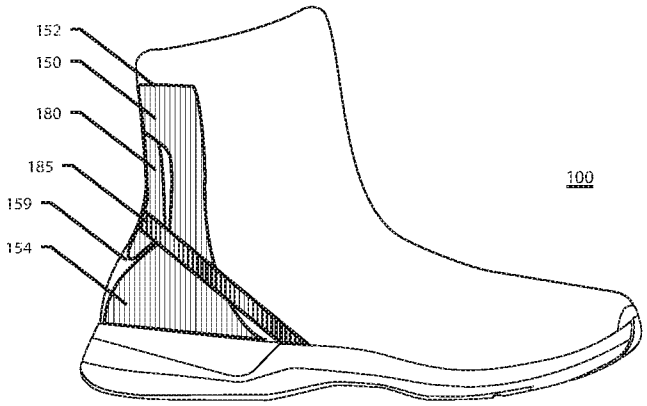


FIG. 9A

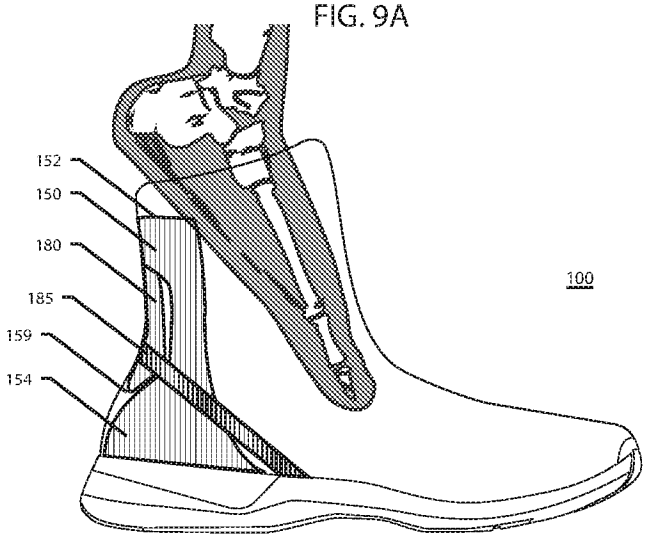


FIG. 9B

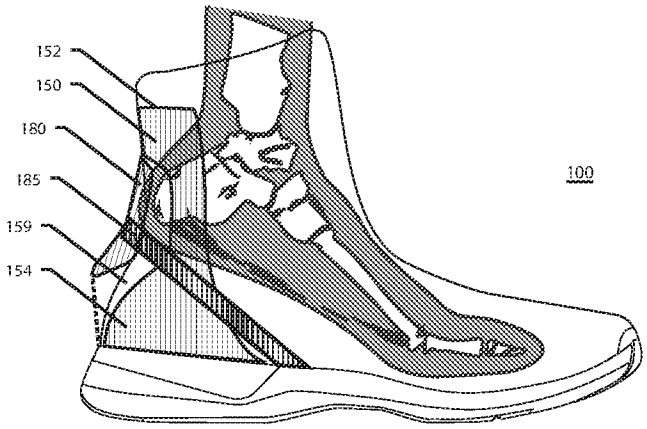


FIG. 9C

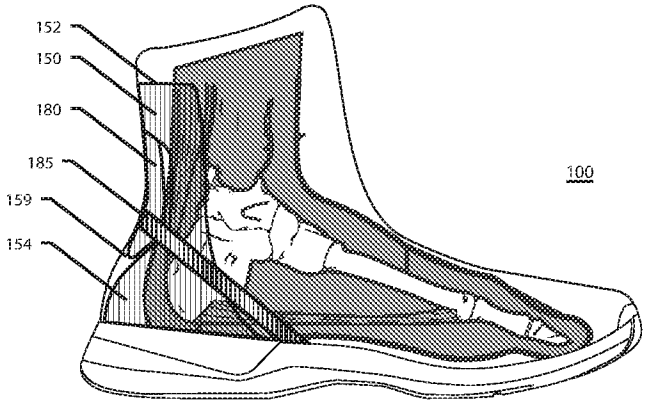


FIG. 9D

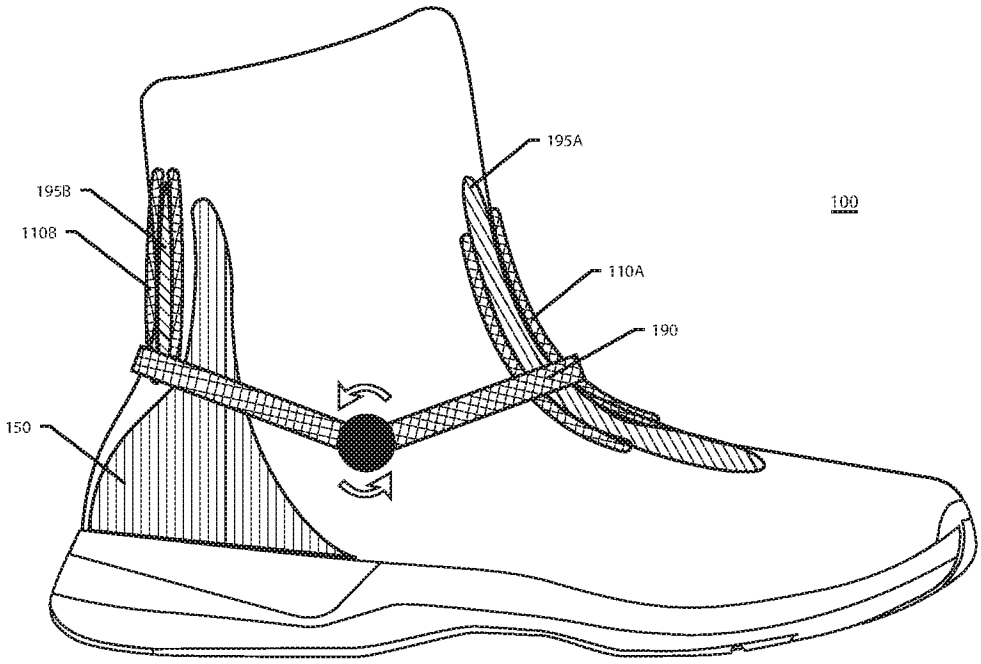


FIG. 10A

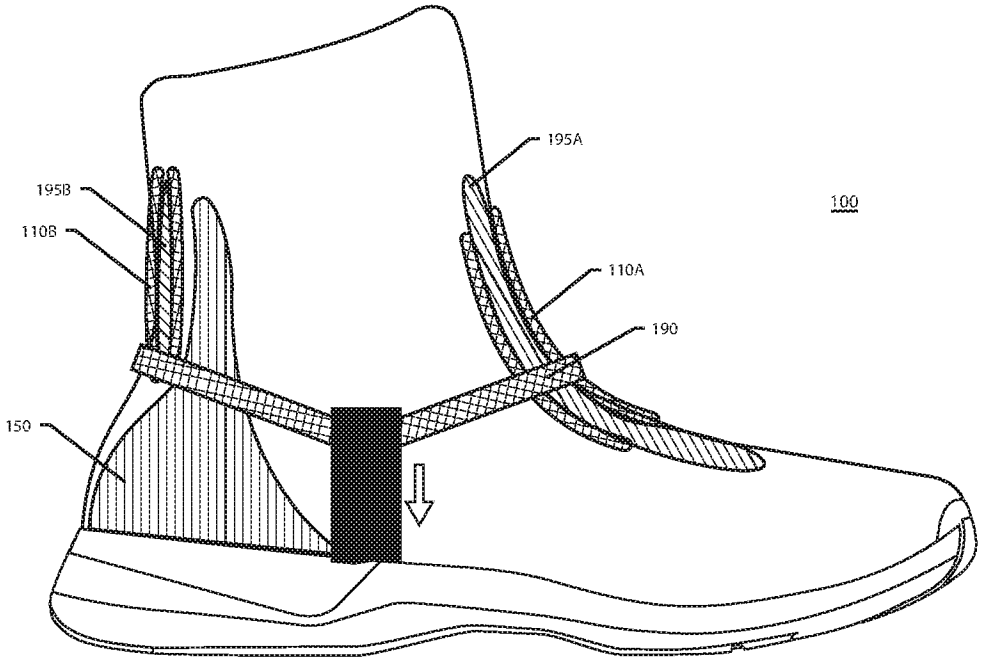


FIG. 10B

Application Data Sheet 37 CFR 1.76

The Application Data Sheet is part of the provisional or non-provisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76.

Inventor Information

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1. **Michael Pratt**

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UNITED STATES

Mailing Address
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Lindon, UT 84042
UNITED STATES

Application Information

Customer number **164668 -**

Correspondence address	---
Title of invention	**Rapid-entry footwear having a stabilizer and an elastic element**
Attorney docket number	**P-03039**
Entity status	Regular Undiscounted
Application type	Nonprovisional Application under 35 USC 111(a)
Subject matter	Utility
Total number of drawing sheets	13
Suggested figure for publication	---
Filing by reference	No
Publication request	Normal eighteen-month publication

Representative Information

of representatives: 1

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32).

Customer number 164668

Domestic Benefit/National Stage Information

of benefit claims: 4

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c), 386(c), or indicate National Stage entry from a PCT application. Providing benefit claim information in the Application Data Sheet constitutes the

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specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78(a)(2) or CFR 1.78(a)(4), and need not otherwise be made part of the specification.

Prior app status	Pending
Application number	**18371414**
Continuity type	**Continuation of**
Prior app number	**17965516**
Filing Date	10/13/2022

Prior app status	Patented
Application number	**17965516**
Continuity type	**Continuation of**
Prior app number	**16942335**
Filing Date	07/29/2020
Patent number	11633005
Issue date	04/25/2023

Prior app status	Expired
Application number	**16942335**
Continuity type	**Claims benefit of provisional**
Prior app number	**62879883**
Filing Date	07/29/2019

Prior app status	Pending
Application number	**---**
Continuity type	**Continuation of**
Prior app number	**18371414**
Filing Date	09/21/2023

Foreign Priority Information

of foreign priority claims: 0

This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the Application Data Sheet constitutes the claim for priority as required by 35 U.S.C. 119 (b) and 37 CFR 1.55. When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX) the information will be used by the Office to automatically attempt retrieval

pursuant to 37 CFR 1.55(i)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

Data was not provided for this section.

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications

Checking this box will cause the application to be examined under the first inventor to file provisions of the AIA.

☐ This application (1) claims priority to or the benefit of an application filed before March 16, 2013 and (2) also contains, or contained at any time, a claim to a claimed invention that has an effective filing date on or after March 16, 2013. NOTE: By providing this statement under 37 CFR 1.55 or 1.78, this application, with a filing date on or after March 2016, 2013, will be examined under the first inventor to file provisions of the AIA.

Authorization or Opt-Out of Authorization to Permit Access

When this Application Data Sheet is properly signed and filled with the application, applicant has provided written authority to permit a participating foreign intellectual property (IP) office access to the instant application-as-filed (see paragraph A in subsection 1 below) and the European Patent Office (EPO) access to any search results from the instant application (see paragraph B in subsection 1 below).

Should applicant choose not to provide an authorization identified in subsection 1 below, applicant **must opt-out** of the authorization by checking the corresponding box A or B or both in subsection 2 below.

NOTE:
This section of the Application Data Sheet is **ONLY** reviewed and processed with the **INITIAL** filing of an application. After the initial filing of an application, an Application Data Sheet cannot be used to provide or rescind authorization for access by a foreign IP office(s). Instead, Form PTO/SB/39 or PTO/SB/69 must be used as appropriate.

1. Authorization to Permit Access by a Foreign Intellectual Property Office(s)

A. **Priority Document Exchange (PDX)**
Unless box A in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the State Intellectual Property Office of the People's Republic of China (SIPO), the World Intellectual Property Organization (WIPO), and any other foreign intellectual property office participating with the USPTO in a bilateral or multilateral priority document exchange agreement in which a foreign application claiming priority to the instant patent application is filed, access to: (1) the instant patent application-as-filed and its related

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bibliographic data, (2) any foreign or domestic application to which priority or benefit is claimed by the instant application and its related bibliographic data, and (3) the date of filing of this Authorization. See 37 CFR 1.14(h) (1).

B. **Search Results from U.S. Application to EPO**

Unless box B in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the EPO access to the bibliographic data and search results from the instant patent application when a European patent application claiming priority to the instant patent application is filed. See 37 CFR 1.14(h)(2).

The applicant is reminded that the EPO's Rule 141(1) EPC (European Patent Convention) requires applicants to submit a copy of search results from the instant application without delay in a European patent application that claims priority to the instant application.

2. Opt-Out of Authorizations to Permit Access by a Foreign Intellectual Property Office(s)

☐ A. Applicant **DOES NOT** authorize the USPTO to permit a participating foreign IP office access to the instant application-as-filed. If this box is checked, the USPTO will not be providing a participating foreign IP office with any documents and information identified in subsection 1A above.

☐ B. Applicant **DOES NOT** authorize the USPTO to transmit to the EPO any search results from the instant patent application. If this box is checked, the USPTO will not be providing the EPO with the search results from the instant application.

NOTE:

Once the application has published or is otherwise publicly available, the USPTO may provide access to the application in accordance with 37 CFR 1.14.

Applicant Information

of applicants: 1

The information to be provided in this section is the name and address of the legal representative who is the applicant under 37 CFR 1.43; or the name and address of the assignee, person to whom the inventor is under an obligation to assign the invention, or person who otherwise shows sufficient proprietary interest in the matter who is the applicant under 37 CFR 1.46.

1. **FAST IP, LLC**
1172 West 700 North, Suite 200
Lindon, UT 84042
UNITED STATES

Phone: 4802297581
Fax: ---
Email: eric@handsfreelabs.com

Applicant: Organization
Applicant type: Assignee

Assignee Information including Non-Applicant Assignee Information

of assignees: 1

An assignee-applicant identified in the "Applicant" section will appear on the patent application as an applicant.

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Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

FAST IP, LLC
1172 West 700 North, Suite 200
Lindon, UT 84042
UNITED STATES

4802297581

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eric@handsfreelabs.com

Organization

Signature

NOTE:

This Application Data Sheet must be signed in accordance with 37 CFR 1.33(b). **However, if this Application Data Sheet is submitted with the INITIAL filing of the application and either box A or B is not checked in subsection 2 of the "Authorization or Opt-Out of Authorization to Permit Access" section, then this form must also be signed in accordance with 37 CFR 1.14(c)**

This Application Data Sheet **must** be signed by a patent practitioner if one or more of the applicants is a **juristic entity** (e.g., corporation or association). If the applicant is two or more joint inventors, this form must be signed by a patent practitioner, **all** joint inventors who are the applicant, or one or more joint inventor-applicants who have been given power of attorney (e.g., see USPTO Form PTO/AIA/81) on behalf of **all** joint inventor-applicants.

See CFR 1.4(d) for the manner of making signatures and certifications.

Signature	First name	Last name	Registration #	Date
/Eric Nielsen/	Eric	Nielsen	60183	03/19/2024

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