



US0D1037641S

(12) **United States Design Patent** (10) **Patent No.:** **US D1,037,641 S**
Cheney et al. (45) **Date of Patent:** **** Aug. 6, 2024**

(54) **FOOTWEAR**(71) Applicant: **FAST IP, LLC**, Lindon, UT (US)(72) Inventors: **Craig Cheney**, Lindon, UT (US);
Steven Hermann, Eagle Mountain, UT (US)(73) Assignee: **FAST IP, LLC**, Lindon, UT (US)(**) Term: **15 Years**(21) Appl. No.: **29/903,995**(22) Filed: **Sep. 29, 2023****Related U.S. Application Data**

(63) Continuation of application No. 17/893,697, filed on Aug. 23, 2022, which is a continuation of application No. 17/584,036, filed on Jan. 25, 2022, now Pat. No. 11,918,071, which is a continuation of application No. 16/990,713, filed on Aug. 11, 2020, now Pat. No. 11,737,511, which is a continuation of application No. 16/899,586, filed on Jun. 12, 2020, now Pat. No. 10,973,279, which is a continuation of application No. PCT/US2019/067437, filed on Dec. 19, 2019.

(51) **LOC (14) Cl.** **02-04**(52) **U.S. Cl.**

USPC **D2/972**
CPC **A43B 11/00** (2013.01); **A43B 3/242** (2013.01); **A43B 3/248** (2013.01); **A43B 21/26** (2013.01); **A43B 23/027** (2013.01); **A43C 11/004** (2013.01)

(58) **Field of Classification Search**

USPC D2/896, 900, 902, 906–912, 916–924, D2/969–979
CPC A43B 1/00; A43B 1/02; A43B 1/04; A43B 3/00; A43B 3/02; A43B 3/06; A43B 3/10; A43B 3/12; A43B 3/14; A43B 5/00; A43B 5/001; A43B 5/002; A43B 5/008; A43B 5/06; A43B 5/10; A43B 5/12; A43B 23/00; A43B 23/02; A43B 23/04

See application file for complete search history.

(56) **References Cited****U.S. PATENT DOCUMENTS**

D457,296 S *	5/2002	Burt		D2/907
D496,152 S *	9/2004	Doxey		D2/972
D522,735 S	6/2006	Mermet		
D570,089 S *	6/2008	Avar		D2/972
D578,294 S	10/2008	Mervar		
D636,569 S	4/2011	McMillan		
D636,584 S *	4/2011	Williams, Jr.		D2/972
D657,121 S *	4/2012	Issler		D2/971
D753,376 S	4/2016	Birkinhead		
D769,600 S	10/2016	Avar		
D773,794 S	12/2016	Rasmussen		
D778,572 S	2/2017	Kirschner		

(Continued)

OTHER PUBLICATIONS

Nano X1 Men's Training Shoes, Reebok.com, [online], [site visited Aug. 30, 2021]. <URL: <https://www.reebok.com/us/nano-x1-mens-training-shoes/FX3241.html>> (Year: 2021).

(Continued)

Primary Examiner — Jonathan J Han

(57)

CLAIM

The ornamental design for footwear, as shown and described.

DESCRIPTION

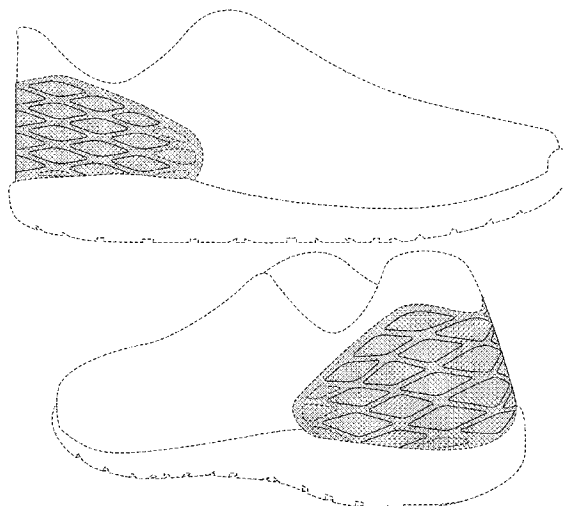
FIG. 1 is a left side view of footwear showing our new design;

FIG. 2 is a right side view thereof;

FIG. 3 is a rear view thereof; and,

FIG. 4 is a rear perspective view thereof.

Broken lines illustrate features of footwear that form no part of the claimed design. Front, top, and bottom views are omitted because such views would not illustrate any features of the claimed design.

1 Claim, 4 Drawing Sheets

(56)

References Cited**U.S. PATENT DOCUMENTS**

D778,576 S 2/2017 Yun
 D778,586 S 2/2017 McMillan
 D779,174 S 2/2017 de Montgolfier
 D783,983 S 4/2017 Yun
 D783,993 S * 4/2017 Hatfield D2/972
 D788,431 S 6/2017 Chang
 9,681,708 B2 * 6/2017 Greene A43B 23/0275
 D791,450 S 7/2017 Birkinhead
 D796,824 S 9/2017 Kanata
 D796,832 S 9/2017 Nethongkome
 D801,646 S 11/2017 Townsend
 D808,132 S 1/2018 Sars
 D811,715 S * 3/2018 Van Atta D2/972
 D812,863 S * 3/2018 Birkinhead D2/902
 10,092,063 B2 10/2018 Waatti
 D832,568 S 11/2018 Kuebis
 10,238,181 B2 3/2019 Greene
 D853,103 S 7/2019 Nethongkome
 D854,305 S 7/2019 Montross
 10,342,286 B2 * 7/2019 Sussmann A43B 23/028
 D858,055 S 9/2019 Kasprzak
 D858,073 S 9/2019 McMillan
 D859,791 S 9/2019 Webster
 D862,869 S 10/2019 Simone
 D870,443 S 12/2019 Winfield
 D875,374 S 2/2020 Nethongkome
 D878,014 S 3/2020 Chen
 10,638,810 B1 5/2020 Cheney
 D892,478 S 8/2020 Hobson
 D893,836 S * 8/2020 Montross D2/902
 D895,244 S 9/2020 Felloni
 D895,245 S 9/2020 Hardigan
 10,973,279 B2 4/2021 Cheney
 D918,546 S 5/2021 Rasmussen

D943,886 S * 2/2022 Hardigan D2/947
 D943,946 S 2/2022 Cheney et al.
 D959,804 S * 8/2022 Bruns D2/908
 D979,917 S * 3/2023 Weeks D2/972
 D987,973 S * 6/2023 Weeks D2/972
 D987,974 S * 6/2023 Weeks D2/972
 D993,602 S * 8/2023 Weeks D2/972
 D994,301 S * 8/2023 Weeks D2/972
 D994,310 S * 8/2023 Jalbert D2/972
 D994,311 S * 8/2023 Jalbert D2/972
 D995,047 S * 8/2023 Jalbert D2/972
 11,737,511 B2 * 8/2023 Cheney A43B 21/26
 36/92
 D1,000,797 S * 10/2023 Jalbert D2/972
 11,918,071 B2 * 3/2024 Cheney A43B 3/248
 2017/0273404 A1 9/2017 Doenges et al.
 2019/0166952 A1 6/2019 Vestuti et al.
 2020/0305552 A1 10/2020 Cheney
 2020/0367607 A1 * 11/2020 Cheney A43B 3/248
 2022/0142291 A1 * 5/2022 Cheney A43B 21/26
 2022/0400810 A1 * 12/2022 Cheney A43B 3/00

OTHER PUBLICATIONS

Reebok Women's Nano X Cross Trainer Running Shoes, Amazon.com, Date First Available: Sep. 5, 2019, [online], [site visited Aug. 30, 2021]. <URL: <https://www.amazon.com/dp/B07TB5LPWD?tag=garagegympower1-20&linkCode=ogi&th=1&psc=1>> (Year: 2019).
 Men's Athens, Kizik.com, [online], [site visited Aug. 30, 2021]. <URL: <https://kizik.com/collections/mens-best-selling/products/mens-athens-slate-grey>> (Year: 2021).
 Wear Kizik The Wait is Almost Over, Instagram.com, Aug. 20, 2021, [online], [site visited Aug. 30, 2021]. <URL: <https://www.instagram.com/p/CS0lfPCpVsf/>> {Year: 2021}.

* cited by examiner

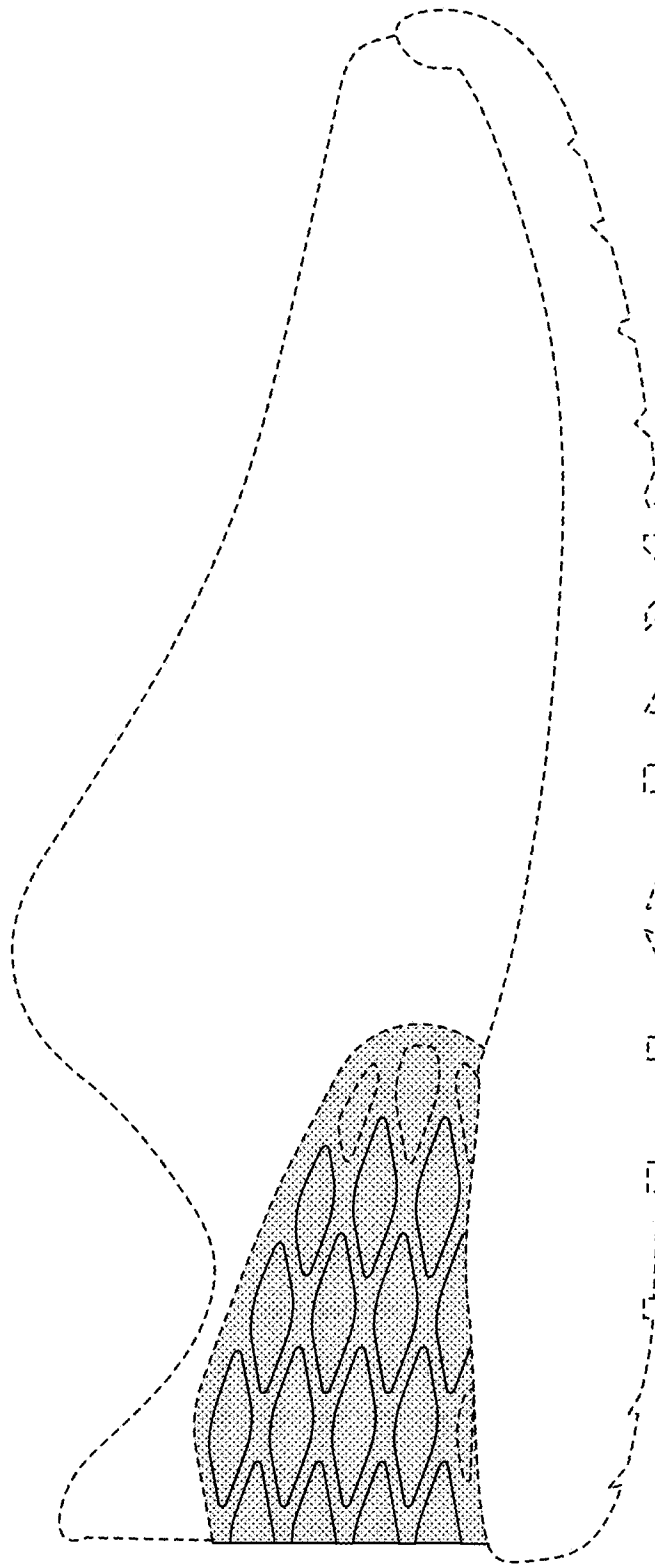


FIG. 1

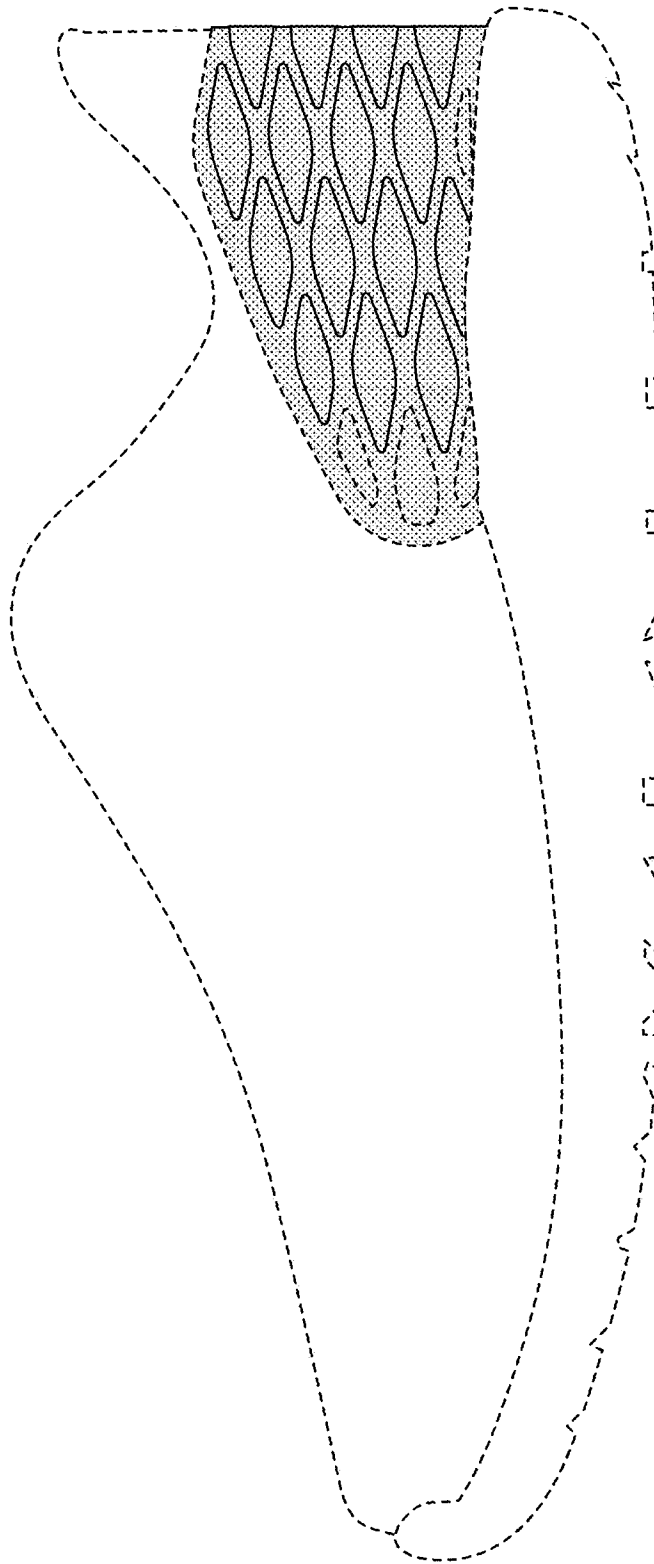


FIG. 2

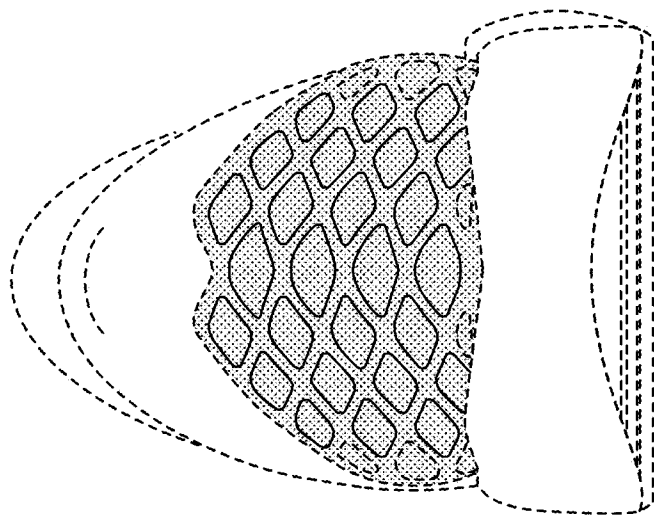


FIG. 3

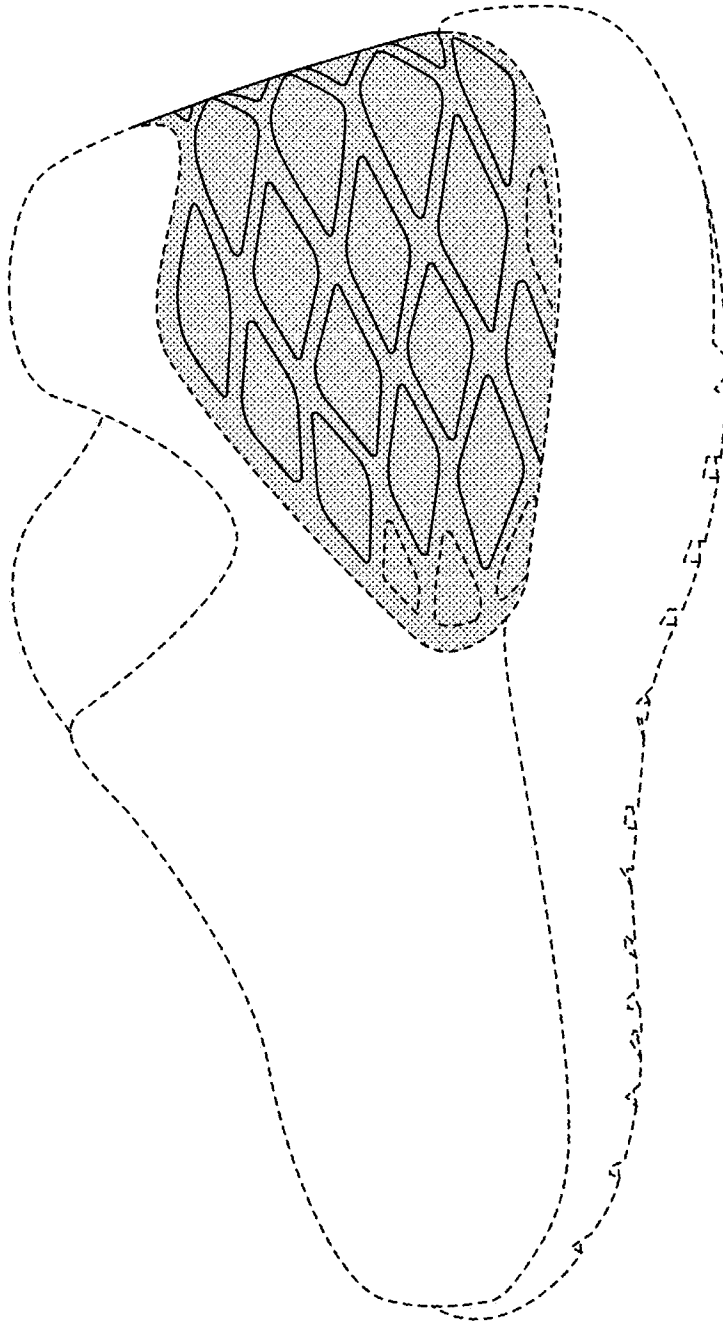


FIG. 4