

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEX RECREATION CORP.
Petitioner

v.

BESTWAY INFLATABLES & MATERIALS CORP.
Patent Owner

U.S. Patent No. 10,687,633
Filing Date: Sept. 29, 2016
Issue Date: June 23, 2020
Title: Inflatable Bed

DECLARATION OF ZORAN MADZAR

I, Zoran Madzar, declare and state as follows:

1. I am more than eighteen years of age and I am competent to make this declaration. I have personal knowledge of the facts stated herein and would testify to such facts if asked to do so.

2. I am submitting this declaration in connection with the above-captioned proceeding, which is a Petition for *Inter Partes* Review of U.S. Patent No. 10,687,633 filed by Intex Recreation Corp. (“IRC”) before the Patent Trial and Appeal Board of the U.S. Patent & Trademark Office.

3. I am an employee of IRC, which is based in Long Beach, California. I am currently Project Manager for IRC, and I have held this position since May 12, 2008. In that role, I have knowledge of publications published and distributed by IRC and Intex Development Company Ltd. (“ID”), and have personally attended numerous trade shows around the world in which such publications have been made available and distributed to the public.

4. Petitioners’ Exhibit 1008 is a true and accurate copy of the Intex 2014 Comfort Rest Collection Catalog (“the Catalog”). The Catalog generally describes the Intex “Comfort Rest™” line of inflatable products available for purchase in 2013 and 2014.

5. I have personally attended the following trade shows at which copies of the Catalog were published and distributed:

Show	Date	Place
Outdoor Retailer	July 31-Aug. 3, 2013	Salt Lake City, Utah
SPOGA (Toys & Outdoor Games)	Sept. 8-10, 2013	Cologne, Germany
Hong Kong Toys & Games Fair	Jan. 6-9, 2014	Hong Kong Convention & Exhibition Center

The above-identified trade shows are major trade shows for the inflatable products industry throughout the world. These trade shows are attended by major inflatable product manufacturers and distributors, including Bestway Inflatables & Materials Corp., as well as hundreds of actual and potential customers. Anyone attending these trade shows could have requested and obtained a copy of the Catalog. In fact, based on my personal attendance at these shows, I know that hundreds (if not thousands) of copies of the Catalog were distributed at these trade shows without restriction and/or expectation of confidentiality.

6. In addition, copies of the Catalog were published and distributed at a multi-day show hosted by IRC for its customers and potential customers, which I also attended: the Open House at Intex Show Room, held from January 6-9, 2014, in Hong Kong. Anyone attending this show could have requested and obtained a copy of the Catalog without restriction and/or expectation of confidentiality.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge

that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 101 of Title 18 of the United States Code.

Executed on: January 20, 2023

By: 
Zoran Madzar