

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TEMPUR SEALY INTERNATIONAL, INC.,
SEALY TECHNOLOGY LLC, and
SEALY MATTRESS MANUFACTURING CO., LLC,

Petitioners,

v.

PURPLE INNOVATION, LLC,

Patent Owner.

Case No. IPR2024-Unassigned

U.S. Patent No. 11,317,733

**PETITIONERS TEMPUR SEALY
INTERNATIONAL, INC., SEALY TECHNOLOGY
LLC, and SEALY MATTRESS MANUFACTURING
CO., LLC'S ATTORNEY DECLARATION**

1. I, Leslie J. Kushner, declare under penalty of perjury that the following statements are true. I am above the age of 18 and am competent to make this Declaration. I am an attorney of record for Petitioners Tempur Sealy International, Inc., Sealy Technology LLC, and Sealy Mattress Manufacturing Co., LLC in the above-captioned matter, and have personal knowledge regarding the fact stated hereto. This Declaration is based upon my personal knowledge, information and belief.

2. The Exhibits referred to herein refer to the Exhibits attached to and filed with the Petition.

3. The following Exhibits attached to and filed with the Petition are true and accurate copies of the website pages:

(a) Ex. 1013, *Lars Hamilton* (2024) LinkedIn profile.

<https://linkedin.com/in/larshamilton> (last visited Aug. 29, 2023);

(b) Ex. 1014, *Tanner Wheadon* (2024) LinkedIn profile.

<https://linkedin.com/in/tannerwheadon> (last visited Aug. 29, 2023);

(c) Ex. 1015, *ComfortCore*, Leggett & Platt Bedding Group, (Oct. 22,

2017), <https://beddingcomponents.com/comfortcore>

[<https://web.archive.org/web/20171022185929/https://beddingcomponents.com/comfortcore>] (last visited Jan. 25, 2024);

- (d) Ex. 1016, *Definition of Innerspring*, Merriam-Webster.com Dictionary, (Jan. 2, 2017), <https://www.merriam-webster.com/dictionary/innerspring> [<https://web.archive.org/web/20170102194529/https://www.merriam-webster.com/dictionary/innerspring>] (last visited Jan. 25, 2024);
- (e) Ex. 1017, *Why is Your Coil Fabric Polypropylene Instead of Natural Cotton?* European Sleep Design (June 8, 2016), <https://www.sleepdesign.com/Why-Is-Your-Coil-Fabric-Polypropylene-Instead-Of-Natural-Cotton> (last visited Jan. 25, 2024).

4. I declare that all statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true. I further understand that willful false statements and the like are punishable by fine or imprisonments, or both under Section 1001 of Title 18 of the United States Code. I declare under penalty of perjury that the foregoing is true and correct.

DATED this 5th day of February, 2024

/s/ Leslie J. Kushner
Leslie J. Kushner (USPTO Reg. No. 64,724)
O'REILLY IP PLLC
26 Broadway, 3rd Floor
New York, NY 10004
Tel: 212-540-0648
Email: Lkushner@oreillyip.com