

Exhibit 3
Infringement Claim Chart for U.S. Patent No. 10,219,550 (“the ‘550 Patent”)

Tracksmith’s Allston Bra directly and/or indirectly infringes Claims 8 and 10 of the ‘550 Patent. The Allston Bra infringes the ‘550 Patent because it includes each feature embodied in Claim 8, either literally or under the doctrine of equivalents. Claim 10 is infringed whenever someone inserts a non-padding item into the Allston Bra’s pocket, which is an intended design and use of the Allston Bra and which Tracksmith has done (as demonstrated in Ex. 5) and intentionally encouraged Allston Bra purchasers and users to do (which they have done, as demonstrated by Ex. 6).

Here are two images of the Allston Bra from Tracksmith’s website:¹



References:²

- *Allston Bra*, TRACKSMITH.COM, <https://www.tracksmith.com/products/w-allston-pocket-bra?sku=WT66301LAK> (last visited Dec. 13, 2022) (Ex. 5).
- *The Allston Sports Bra Proves You Can Never Have Enough Pockets on Your Run*, RunnersWorld.com, <https://www.runnersworld.com/gear/a29848947/tracksmith-allston-bra-review/> (Dec. 19, 2019) (Ex. 6).
- A physical example of the Tracksmith Allston Bra (Oct. 24, 2022) (Ex. 7).

U.S. Patent No. 10,219,550 (Independent Claim 8)	Infringing Tracksmith Product (Allston Bra)
8. [pre] A pocket bra comprising:	The Allston Bra has an “Internal Pocket For Phone, Keys Or Fuel.” ³

¹ *Allston Bra*, TRACKSMITH.COM, <https://www.tracksmith.com/products/w-allston-pocket-bra?sku=WT66301LAK> (last visited Oct. 24, 2022).

² All images in this chart are from these references.

³ *See supra*, note 1 (“Features”).

[8.1] a strap assembly comprising a chest strap;	The Allston Bra has a chest strap: 
[8.2] and comprising left and right cups, each cup being an area to receive a breast of a wearer and having inside and outside surfaces, the strap assembly being attached to the cups whereby the strap assembly connects the cups to the wearer, each cup having upper, lower, interior body facing, and opposite exterior edges;	The Allston Bra has an area for receiving each a left and right breast of the wearer with inside and outside surfaces:  The Allston Bra has a strap assembly attached to the cups connecting the cups to the wearer. Each area for receiving a breast on the Alston has an upper, lower, interior, and exterior-facing edge.
[8.3] a patch forming a pocket operatively associated with at least one of the left and right cups, the patch having an upper edge, a lower edge, and an exterior edge, the patch having inside and outside surfaces;	The Allston Bra has a patch across the front forming a pocket associated with both cups:

	 (image of inside of Allston Sports Bra)
[8.4] the lower edge of the patch coupled to the bra adjacent to a lower edge of the at least one of the left and right cups, and the exterior edge of the patch coupled adjacent to the exterior edge of the at least one of the left and right cups, a pocket opening formed along the upper edge of the patch being unconnected to the at least one of the left and right cups;	The Allston Bra's patch is coupled on its lower edge to the bra adjacent to the cups' lower edge:  The patch's exterior edge is coupled adjacent to the cup's exterior edge: 

	A pocket opening is formed along the upper edge of the patch where it is unconnected to the at least one cup: 
[8.5] the pocket opening capable of repeated receiving and removal of an item when being worn by the wearer; and	A third party image here shows a wearer inserting or removing two objects into or from the Allston Bra's front pocket: 

[8.6] wherein the upper edge of the patch crosses over a surface of the cup to form the opening, the upper edge crossing such that the opening faces the interior edge of the at least one of the left and right cup to which it is attached.

The Allston Bra's upper-edge patch opening is offset below the upper edge of the cup, crossing over a surface of the cup and facing the interior of each cup to which it is attached.



U.S. Patent No. 10,219,550 (Dependent Claim 10)	Infringing Tracksmith Product (Allston Bra)
10. The pocket bra of claim 8 further comprising a non-padding item positioned in the pocket.	Tracksmith’s marketing materials and a review by Runner’s World both demonstrate a non-padding item removably inserted into the Tracksmith Allston Bra’s front pocket. Tracksmith shows the Allston Bra’s pocket containing a phone:  Runner’s World shows the Allston Bra’s pocket containing car keys and another item: 