

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TARGET CORPORATION  
Petitioner

v.

DESTINATION MATERNITY CORPORATION  
Patent Owner

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Case No. IPR2014-00509

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Dated: June 24, 2014

Before JENNIFER S. BISK, MICHAEL J. FITZPATRICK, and  
MITCHELL G. WEATHERLY *Administrative Patent Judges*.

**AFFIDAVIT OF TRUDI RASPA**

EASTV77556236.1

## DECLARATION OF TRUDI RASPA

1. I am a paralegal with the law firm of DLA Piper LLP (US). I have worked at DLA Piper LLP (US) since 2014.
2. Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge.
3. Exhibit 2003 is a true and correct copy of the color artifact of JC Penney Catalog 2005 found in USSN 12/117,004 (US 7,900,276). Patent Owner obtained the color artifact from the PTO from the file history for U.S. 7,900,276 (reissued as the '563 Patent). No alterations have been made to the document.
4. Exhibit 2004 is a true and correct copy of the December 4, 2011 Form 1449 from US RE43,563. I viewed and obtained the patent from the U.S. Patent and Trademark Office website available at <http://www.uspto.gov>. No alterations have been made to the document.
5. Exhibit 2005 is a true and correct copy of the deposition transcript of Mindy Simon (October 10, 2013). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnTXXCg%5B%5B\\*/!STANDARD?UserIdentifier=searchuser](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnTXXCg%5B%5B*/!STANDARD?UserIdentifier=searchuser). No alterations have been made to the document.

6. Exhibit 2018 is a true and correct copy of the deposition transcript of Frances Harder (April 24, 2014). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnTXXCg%5B%5B\\*/!STANDARD?UserIdentifier=searchuser](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnTXXCg%5B%5B*/!STANDARD?UserIdentifier=searchuser). No alterations have been made to the document.
7. Exhibit 2019 is a true and correct copy of the deposition transcript of Amy Brady (October 10, 2013). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnTXXCg%5B%5B\\*/!STANDARD?UserIdentifier=searchuser](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnTXXCg%5B%5B*/!STANDARD?UserIdentifier=searchuser). No alterations have been made to the document.
8. Exhibit 2020 is a true and correct copy of Exhibit 114 to the deposition transcript of Amy Brady (October 10, 2013). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnTXXCg%5B%5B\\*/!STANDARD?UserIdentifier=searchuser](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnTXXCg%5B%5B*/!STANDARD?UserIdentifier=searchuser). No alterations have been made to the document.
9. Exhibit 2021 is a true and correct copy of 7-17-2007 Press Release available at <http://destinationmaternitycorp.mediaroom.com/>

index.php?s=43&item=55. I viewed and printed the webpage from Internet Explorer on April 30, 2014. No alterations have been made to the document.

10. Exhibit 2023 is a true and correct copy of Merriam-Webster's Collegiate Dictionary, 11th Ed., 2007, page 1245. No alterations have been made to the document.
11. Exhibit 2024 is a true and correct copy of Merriam-Webster's Collegiate Dictionary, 11th Ed., 2007, page 679. No alterations have been made to the document.
12. Exhibit 2027 is a true and correct copy of a redacted deposition transcript of Amy Brady (October 10, 2013). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnTXXCg%5B%5B\\*/!STANDARD?UserIdentifier=searchuser](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnTXXCg%5B%5B*/!STANDARD?UserIdentifier=searchuser). No alterations have been made to the document.
13. Exhibit 2028 is a true and correct copy of a redacted Exhibit 114 to the deposition transcript of Amy Brady (October 10, 2013). I obtained the exhibit from IPR2013-00531 through the USPTO IPR Portal available at [https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX\\_yQRYZAnT](https://ptabtrials.uspto.gov/prweb/PRWebLDAP2/HcI5xOSeX_yQRYZAnT)

XXCg%5B%5B\*!/STANDARD?UserIdentifier=searchuser. No alterations have been made to the document.

14. Exhibit 2030 is a true and correct copy of U.S. Patent No. 6,669,064. I viewed and obtained the patent from the U.S. Patent and Trademark Office website available at <http://www.uspto.gov>. No alterations have been made to the patent.
15. Exhibit 2031 is a true and correct copy of U.S. Patent No. 5,034,999. I viewed and obtained the patent from the U.S. Patent and Trademark Office website available at <http://www.uspto.gov>. No alterations have been made to the patent.
16. Exhibit 2032 is a true and correct copy of U.S. Patent No. 7,089,597. I viewed and obtained the patent from the U.S. Patent and Trademark Office website available at <http://www.uspto.gov>. No alterations have been made to the patent.
17. Exhibit 2033 is a true and correct copy of U.S. Patent No. 8,016,640. I viewed and downloaded the patent from the U.S. Patent and Trademark Office website available at <http://www.uspto.gov>. No alterations have been made to the patent.
18. Exhibit 2034 is a true and correct copy of U.S. Patent No. 4,590,624. I viewed and downloaded the patent from the U.S. Patent and Trademark

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