

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMERICAN NATIONAL MANUFACTURING INC.,
Petitioner

v.

SLEEP NUMBER CORPORATION
f/k/a SELECT COMFORT CORPORATION,
Patent Owner

Case No. IPR2019-00514

Patent No. 5,904,172

PETITIONER'S UPDATED EXHIBIT LIST

Petitioner's Updated Exhibit List

| Ex. | Description |
|------------|---|
| 1001 | U.S. Patent 5,904,172 (“Giff”) |
| 1002 | Relevant excerpts of the File History of U.S. Patent 5,904,172 (Appl. 08/901,144) |
| 1003 | Relevant excerpts of the Reexamination File History of U.S. Patent 5,904,172 (Appl. 90/012,456) |
| 1004 | Claim Listing |
| 1005 | Declaration of Dr. Robert Giachetti (“Giachetti”) |
| 1006 | Curriculum vitae and testimony list of Dr. Robert Giachetti |
| 1007 | PCT Publication WO96/13947 (“Shafer”) |
| 1008 | U.S. Patent 5,353,838 (“Grant”) |
| 1009 | U.S. Patent 4,655,505 (“Kashiwamura”) |
| 1010 | U.S. Patent 5,383,894 (“Dye”) |
| 1011 | U.S. Patent 4,309,783 (“Cammack”) |
| 1012 | U.S. Patent 5,044,029 (“Vrzalik”) |
| 1013 | U.S. Patent 3,155,991 (“Dunham”) |
| 1014 | U.S. Patent 5,494,074 (“Ramacier”) |
| 1015 | U.S. Patent 4,540,154 |
| 1016 | U.S. Patent 2,364,812 |
| 1017 | U.S. Patent 2,713,986 |
| 1018 | U.S. Patent 3,346,009 |
| 1019 | U.S. Patent 4,368,756 |
| 1020 | U.S. Patent 4,526,340 |
| 1021 | U.S. Patent 4,988,967 |
| 1022 | First Amended Complaint in <i>Sleep Number Corporation v. Sizewise Rentals, L.L.C.</i> , No. 5:18-cv-0356-AB (SPx) (C.D. Cal. filed Feb. 20, 2018) |
| 1023 | First Amended Complaint in <i>Sleep Number Corporation v. American National Manufacturing, Inc.</i> , No. 5:18-cv-0357-AB (SPx) (C.D. Cal. filed Feb. 20, 2018) |
| 1024 | Petition in IPR2014-01419 |
| 1025 | Decision denying institution in IPR2014-01419 |
| 1026 | U.S. Patent 3,177,018 (“Goodwin”) |
| 1027 | Power Transmission Handbook (1st. Ed.), 1993, Chapter 13, pp. 1-22 |
| 1028 | Power Transmission Handbook (1st. Ed.), 1993, Chapter 9, pp. 1-14 |
| 1029 | Declaration of Kyle L. Elliott in Support of Petitioner’s Reply Regarding |

Petitioner's Updated Exhibit List

| | Service |
|------|---|
| 1030 | February 12, 2019 In Chambers Order Granting Defendants' Motion to Stay (EDCV 18-00356AB (SPx), Dkt. No. 133; EDCV 18-00357 AB (SPx), Dkt. No. 134) |
| 1031 | Federal Express Delivery Confirmation of 5,904,172 <i>Inter Partes Review</i> Petition to Fox Rothschild LLP |
| 1032 | Federal Express Delivery Confirmation of 5,904,172 <i>Inter Partes Review</i> Petition to Fish and Richardson P.C. |
| 1033 | January 10, 2019 Email from Luke Toft re: IPR Service |
| 1034 | Executed Service of Summons in USDC Northern District of Texas, Sleep Number Corporation v. American National Manufacturing, Inc., 3:17-cv-03517-B |
| 1035 | November 16, 2017 Change of Name Assignment Recordal (Reel: 044784/Frame: 0925); Conveying Party: Select Comfort Corporation, Receiving Party: Sleep Number Corporation |
| 1036 | January 11, 2019 Email from Luke Toft to the Board regarding Service of <i>Inter Partes Review</i> Petitions for IPR2019-00497, IPR2019-00500, and IPR2019-00514 |
| 1037 | February 12, 2019 Joint Stipulation Regarding Stay of District Court Actions; Case Nos. 5:18-cv-00356 AB (SPx), 5:18-cv-00357 (Dkt. 141) |
| 1038 | Federal Express Shipping Tracking History of 5,904,172 <i>Inter Partes Review</i> Petition to Fox Rothschild LLP |
| 1039 | Federal Express Shipping Tracking History of 5,904,172 <i>Inter Partes Review</i> Petition to Fish and Richardson P.C. |
| 1040 | September 5, 2019 Teleconference Transcript regarding request for additional discovery and exceed pages |
| 1041 | Dun & Bradstreet Screen Capture – Sleep Number Corporation Profile |
| 1042 | Dun & Bradstreet Screen Capture – American National Manufacturing Inc. Profile |
| 1043 | Plaintiff's First Supplemental Responses to Defendants' First Set of Interrogatories (Nos. 1-9); UDSC Central District California 5:18-cv-00356/00357 |
| 1044 | Joint Stipulation to Use ITC 337-TA-971 Discovery in District Court action (5:18-cv-00357, Dkt. 89) |
| 1045 | Third Request to Meet & Confer Regarding Non-Compliance with Discovery communication from Jaspal Hare to Elizabeth Patton dated October 19, 2018 (UDSC Central District California 5:18-cv- |

Petitioner's Updated Exhibit List

| | |
|------|--|
| | 00356/00357) |
| 1046 | April 3, 2018 Sizewise's Initial Comment Supporting Vacatur (USITTC 337-TA-971) |
| 1047 | Declaration of Craig S. Miller in Support of Petitioner's Opposition to Patent Owner's Motion for Additional Discovery (Redacted & Under Seal) |
| 1048 | Aug. 11, 2006 Consultant Agreement - SC Corporation and ANM/Craig Miller |
| 1049 | IPR 5 - Nautilus Warranty Exposure (Under Seal) |
| 1050 | Declaration of Kyle L. Elliott in Support of Petitioner's Opposition to Patent Owner's Motion for Additional Discovery |
| 1051 | ANMI00133414-00133422 Pump History Document |
| 1052 | 2019-09-12 Petitioner's Ex Parte Application to Amend Protective Order [-357, Dkt. 165] |
| 1053 | 2019-09-26 Order Granting Ex Parte Application to Modify Protective Order [-357, Dkt. 173] |
| 1054 | Transcript of December 4, 2019 Deposition of Robert Nunn |
| 1055 | Transcript of December 5, 2019 Deposition of George Edwards |
| 1056 | Transcript of December 6, 2019 Deposition of George Edwards – Under Seal, redacted version filed publicly |
| 1057 | 2019-12-19 Petitioner's Proposed Additional Discovery Requests |
| 1058 | 2019-12-19 Bear Declaration in Support of Mtn for Addt'l Discovery |
| 1059 | Sleep Number 10K 2019 |
| 1060 | About Us Sleep Number Corporation |
| 1061 | Sleep Number For Immediate Release |
| 1062 | 2012-11-16 USDC Minn Initial Complaint [Doc 1] |
| 1063 | Transcript of December 11, 2019 Deposition of Dr. William Messner |
| 1064 | Transcript of December 12, 2019 Deposition of Dr. William Messner |
| 1065 | Transcript of December 18, 2019 Deposition of Dr. John Abraham |
| 1066 | Transcript of January 8, 2020 Deposition of Dr. William Messner - Under Seal, redacted version filed publicly |
| 1067 | Transcript of January 8, 2020 Deposition of Carl Degen - Under Seal, redacted version filed publicly |
| 1068 | Transcript of January 9, 2020 Deposition of Paul J. Mahoney – Under Seal, redacted version filed publicly |
| 1069 | Declaration of Robert Giachetti in Support of Petitioner's Reply to Patent |

Petitioner's Updated Exhibit List

| | |
|------|---|
| | Owner's Response |
| 1070 | Exhibit 6 to Dr. Robert Giachetti Deposition – Annotated PCT Publication WO96/13947 (“Shafer”) |
| 1071 | Declaration of Matthew Lynde in Support of Petitioner's Reply to Patent Owner's Response |
| 1072 | Declaration of Craig Miller, Jr. in Support of Petitioner's Reply to Patent Owner's Response |
| 1073 | Exhibit 1 to Craig Miller Declaration – Identification of Spreadsheet Column Headings |
| 1074 | Exhibit 2 to Craig Miller Declaration – Dires Record of Sleep Number Actions |
| 1075 | Exhibit 3 to Craig Miller Declaration – Dires Financial Statements; Under Seal, redacted version filed publicly |
| 1076 | Exhibit 6 to Dr. William Messner Deposition – Annotated PCT Publication WO96/13947 (“Shafer”) |
| 1077 | Transcript of April 14, 2016 Deposition of Eugene F. Duval – Under Seal |
| 1078 | Exhibit 6 to Eugene F. Duval Deposition – Annotated U.S. Patent No. 5,652,484 (“Shafer”) |
| 1079 | January 22, 2020 United States International Trade Commission Order issued in Investigation No. 337-TA-971 |
| 1080 | PUBLIC Supplemental Declaration of Craig Miller |
| 1081 | Declaration of Kyle L. Elliott |

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.