

**IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF DELAWARE**

CLEVELAND MEDICAL DEVICES )  
INC., an Ohio Corporation, )  
 ) C.A. No. 22-cv-00794-JLH  
Plaintiff, )  
 )  
v. )  
 )  
RESMED INC., a Delaware Corporation, )  
 )  
Defendant. )

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**DECLARATION OF HANI KAYYALI IN SUPPORT OF PLAINTIFF CLEVELAND  
MEDICAL DEVICES INC.'S OPPOSITION TO DEFENDANT RESMED INC.'S  
MOTION TO STAY PENDING *INTER PARTES REVIEW***

I, Hani Kayyali, make the following declaration under penalty of perjury:

1. I am an employee of Cleveland Medical Devices Inc. (“CleveMed”), which is a party to this action. I am authorized to execute this declaration on its behalf.

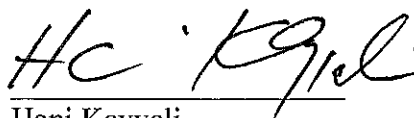
2. I have personal knowledge of the facts stated in this Declaration and can testify competently to those facts. I make this Declaration in support of CleveMed’s Opposition to Defendant ResMed Inc. (“ResMed”)’s Motion to Stay Pending *Inter Partes Review*.

3. I am currently CleveMed’s President and Chief Executive Office (“CEO”). I have worked at CleveMed since 2003, and am responsible for overseeing all aspects of the business, including product development, sales, and customer relationships.

4. CleveMed and ResMed are direct competitors in the home sleep testing market. CleveMed’s patented SleepView product competes directly with ResMed’s ApneaLink Air and ApneaLink Air with AirView.

5. ResMed is one of the largest competitors CleveMed encounters in the marketplace. CleveMed is a small company comprising 26 employees. CleveMed does not have the same marketing or sales resources as ResMed. For example, there are only two employees responsible for CleveMed’s marketing and sales efforts at the company.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on June 11, 2024, in Cleveland, OH.



Hani Kayyali  
President and CEO