

IntelliBED Press Release

For Immediate Release

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Court Grants Utah based ACTI/IntelliBED's Motion for a Permanent Injunction Against EdiZONE LLC, MyComfort and Sunshine Manufacturing

(Salt Lake City) On December 11, 2008, Judge Randall Skanchy in Utah State Court granted ACTI's motion seeking a permanent injunction against EdiZONE LLC, Sunshine Manufacturing and MyComfort Stores. Advanced Comfort Technologies, Inc (ACTI), better known as IntelliBED, asked the court to stop MyComfort and its related companies from manufacturing, marketing or selling Intelli-gel® mattresses in the consumer market, thus upholding ACTI's exclusive rights to sell Intelli-Gel® consumer mattresses.

This request follows a bitter 3 year battle culminating with a two week jury trial completed in August, 2008 in which the defendants (EdiZONE LLC, Sunshine Manufacturing and MyComfort (all owned by Tony and Terry Pearce collectively of Alpine, Utah) were found to have:

- tortuously interfered with ACTI's business
- engaged in false advertising
- engaged in unlawful business practices
- interfered with ACTI's economic well being

In its order, attached, the Court made the following observations and rulings.

The Court found that "ACTI has demonstrated to the Court that it needs continuing injunctive relief. The evidence which was presented at trial demonstrated clear, convincing and continuous efforts on the part of the defendants (Tony & Terry Pearce) to misrepresent their products, misrepresent their relationship with ACTI/intelliBED and to denigrate the products, services and owners of ACTI. The evidence elicited at trial makes it clear that broad injunctive relief will be required to ensure that there are no further violations of ACTI's rights in the market place.

In supporting these conclusions the Court ordered EdiZONE LLC, Sunshine Manufacturing and MyComfort to:

- Immediately cease selling any mattresses containing Intelli-gel®
- Stop using the marks IntelliBED® or Intelli-gel® in advertising that refers to mattresses
- discontinue any false advertising regarding IntelliBED, ACTI or any of their products and services

- if any customer or prospective customer of My Comfort asks about IntelliBED or its products, they are ordered to orally inform such customers that MyComfort is no longer able to make any comments regarding IntelliBED or its products and that the customer should go to an IntelliBED store to obtain information

Bob Rasmussen, President of ACTI said “it’s a shame that this great technology break through had to become part of a legal dispute. We are gratified to report that the ruling by the court upholds our exclusive license to continue to develop a Sleep Wellness retail business that can focus on the real needs of the consumer. It’s unfortunate that we had to interrupt our growth plans for over three years to fight to save our business, but now we can once again focus on growth and giving our customers the products and service they deserve. Sleep problems are the #1 health concern in the United States today and our IntelliBED Sleep Wellness stores feature innovative new sleep products like Intelli-gel® that offer break through relief and durability. We are pleased to be on the forefront of bringing innovative new sleep products to the consumer.”

For more information on sleep wellness visit www.intellibed.com or any IntelliBED location.

About IntelliBED

IntelliBED opened its first store in Utah in 2002 and now has 8 retail Sleep Wellness stores in Utah. IntelliBED also has stores in several Western states and in Canada. IntelliBED is quickly becoming a nationally recognized leader in sleep wellness. The company is not in the business of just selling mattresses, but focuses on helping provide the best night’s sleep possible. IntelliBED has the exclusive licensing rights to use Intelli-Gel® advanced cushioning material in mattresses for home use. Working with medical professionals and advanced sleep technologies, IntelliBED has developed specialty mattresses for people suffering from sleep related pain due to back, hip, shoulder or neck issues.

Intelli-Gel® is a true breakthrough in sleep technology...the first breakthrough in 40 years and by far the most significant to date. Intelli-Gel® is the only material that can both reduce pressure points and provide horizontal support for the spine and recessed areas of the body at the same time. This is important because it provides the comfort needed to sleep soundly while providing the vital horizontal alignment support the spine needs for its long-term health.

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