

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

COMMISSIONERS:

- b. Respondent's memory foam mattresses have "no VOC off-gassing." Exhibit 2.
 - c. Respondent's memory foam mattresses lack the common smell typically associated with memory foam. Exhibit 1.
6. In truth and in fact, Respondent did not possess and rely upon a reasonable basis that substantiated the representations set forth in Paragraph 5 at the time the representations were made.

COUNT I (Unsubstantiated Representations)

7. Through the means described in Paragraphs 4 and 5, Respondent has represented,