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11 *Attorneys for Plaintiff*
12 FINJAN, INC.

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 FINJAN, INC., a Delaware Corporation,
17 Plaintiff,
18 v.
19 JUNIPER NETWORKS, INC., a Delaware
20 Corporation,
21 Defendant.

Case No.: 3:17-cv-05659-WHA

FINJAN’S PROPOSED REDACTIONS –
EXHIBIT 8 TO JUNIPER’S MOTION
FOR SUMMARY JUDGMENT -
REDACTED

22 **REDACTED VERSION OF DOCUMENT SOUGHT TO BE SEALED**
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HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY

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**PLAINTIFF FINJAN, INC.’S OBJECTIONS
AND RESPONSES TO DEFENDANT
JUNIPER NETWORKS, INC.’S FIRST SET
OF INTERROGATORIES (NOS. 1-10)**

1 by the Federal Rules of Civil Procedure, the Local Rules of this Court, and/or orders of the Court
2 governing these proceedings.

3 11. Finjan objects to each of Defendant's Definitions and Instructions Nos. 1-31 to the
4 extent that they impose obligations inconsistent with the Amended Case Management Order entered at
5 Dkt. No. 35 or the protective order or ESI order to be entered in this case.

6 12. Finjan objects to each of Defendant's Definitions and Instructions Nos. 1-31 to the
7 extent that they are they are overbroad, unduly burdensome, not reasonably calculated to lead to the
8 discovery of admissible evidence and not proportional to the needs of the case.

9 13. Finjan objects to each of Defendant's Definitions and Instructions Nos. 1-31 to the
10 extent that they are vague, ambiguous and/or unintelligible.

11 **INTERROGATORY RESPONSES**

12 Subject to and without waiving its general objections and objections to Definitions and
13 Instructions set forth above, each of which is specifically incorporated into the specific Responses
14 contained below, Finjan hereby responds to Defendant's Interrogatories as follows:

15 **INTERROGATORY NO. 1:**

16 For each Patent-in-Suit, identify all entities or persons which have or ever have had a direct or
17 indirect ownership interest, license interest, or other interest in the Patents-in-Suit, including all dates
18 of ownership, transfer of ownership, or license.

19 **RESPONSE TO INTERROGATORY NO. 1:**

20 Finjan objects to this Interrogatory as overbroad, unduly burdensome, and oppressive to the extent
21 it seeks information not relevant to any claim or defense of any party and/or not reasonably calculated
22 to lead to the discovery of admissible evidence. Finjan objects to this Interrogatory to the extent it is
23 compound because it is comprised of multiple discrete subparts. Finjan objects to this Interrogatory to
24 the extent it calls for a legal conclusion. Finjan objects to this Interrogatory to the extent that it seeks
25 confidential, business, financial, proprietary or sensitive information or trade secrets of third parties,
26 which is subject to pre-existing protective order(s) and/or confidentiality agreements; Finjan will not
27 disclose any information subject to a confidentiality agreement without the express consent of the
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1 concerned third party. Finjan also objects to this Interrogatory as vague and ambiguous, including the
2 terms “direct or indirect ownership interest” or “other interest.”

3 Subject to and without waiving the foregoing general and specific objections, Finjan responds as
4 follows:

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 Finjan incorporates by reference the information set forth in Finjan’s Initial Disclosure of Asserted
23 Claims and Infringement Contentions and Document Production Pursuant to Patent Local Rules 3-1
24 and 3-2 (served on March 8, 2018), and in particular the disclosures made pursuant to Patent Local
25 Rules 3-2(F) and 3-2(G).

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1 continuing until today (See <https://www.finjanmobile.com/>). Finjan marked the VitalSecurity Browser
2 with the '494 Patent starting on or around October 2016. As it was impractical to mark the
3 VitalSecurity Browser application, Finjan has marked its software for its product on its website (i.e.,
4 virtual patent markings), listing the patents that its software product practiced. Example documents
5 related to this marking with the '154 and '494 Patents can be found at FINJAN-JN 045244-91.

6 Finjan incorporates by reference the information set forth in Finjan's Initial Disclosure of Asserted
7 Claims and Infringement Contentions and Document Production Pursuant to Patent Local Rules 3-1
8 and 3-2 (served on March 8, 2018), and in particular the disclosures made pursuant to Patent Local
9 Rules 3-1(G) and 3-2(I). Furthermore, Finjan also identifies Yuval Ben-Itzhak and Phil Hartstein as
10 having knowledge related to this Interrogatory.

11 Additional information responsive to this Interrogatory can be found in the August 9, 2007
12 Deposition of Yuval Ben-Itzhak, the August 10, 2007 Deposition of Yuval Ben-Itzhak, the November
13 2, 2007 Deposition of Yuval Ben-Itzhak, the March 14, 2012 Deposition of Yuval Ben-Itzhak and the
14 March 15, 2012 Deposition of Yuval Ben-Itzhak, the December 17, 2014 Deposition of Yuval Ben-
15 Itzhak., the November 12, 2015 Deposition of Phil Hartstein, the June 9, 2017 Deposition of Phil
16 Hartstein, the November 10, 2015 Deposition of Michael Kim, all of which have either been produced
17 or are in the process of being produced based on consent of third parties.

18 Contractual obligations for Finjan's licensees can be determined from their patent license. As
19 such, Finjan incorporates by reference the information set forth in Finjan's Initial Disclosure of
20 Asserted Claims and Infringement Contentions and Document Production Pursuant to Patent Local
21 Rules 3-1 and 3-2 (served on March 8, 2018), and in particular the disclosures made pursuant to Patent
22 Local Rule 3-2(G), which identifies the licenses to the asserted patents.

23 Finjan's investigation of this matter is ongoing and it will comply with Fed. R. Civ. P. 26(e) should
24 additional information become known to it.

25 **INTERROGATORY NO. 4:**

26 For each Finjan Product or Licensee Product that was not marked, describe in detail (including
27 identification of all relevant facts, documents, evidence, and persons with knowledge) whether any
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