

Exhibit 6

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FINJAN, INC.

10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

14 FINJAN, INC., a Delaware Corporation,

15 Plaintiff,

16 v.

17 SYMANTEC, CORP, a Delaware Corporation,

18 Defendant.
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Case No.: 14-cv-02998-RS

**PLAINTIFF FINJAN, INC.'S
DISCLOSURE OF ASSERTED CLAIMS
AND INFRINGEMENT CONTENTIONS
AND DOCUMENT PRODUCTION
ACCOMPANYING DISCLOSURE
PURSUANT TO PATENT LOCAL RULES
3-1 AND 3-2**

1 Pursuant to Patent Local Rules 3-1 and 3-2 of the United States District Court for the Northern
2 District of California, Plaintiff Finjan, Inc. (“Finjan”) makes the following Disclosure of Asserted
3 Claims and Infringement Contentions and Document Production Accompanying Disclosure, including
4 the attached claim charts (the “Disclosure”) to Symantec, Corporation (“Symantec” or “Defendant”).

5 Finjan makes this Disclosure based upon information presently known and reasonably available
6 to it as of this date. Because Finjan’s investigations are ongoing, and because Symantec has yet to
7 produce any documents or respond substantively to any relevant Finjan interrogatories, this Disclosure
8 is necessarily provisional. Accordingly, Finjan reserves the right to amend, modify, supplement, or
9 narrow any portion of this Disclosure, including, but not limited to, the identification of the claims
10 infringed by Defendant, the products and/or services accused of infringement and the bases and
11 manner of infringement described in this Disclosure. Furthermore, Finjan reserves the right to
12 supplement this Disclosure as necessary and in accordance with the Federal Rules of Civil Procedure
13 and this Court’s Local Rules, including Patent Local Rule 3-6, in light of future document production,
14 interrogatory responses, admissions, disclosures, fact witness testimony, expert discovery, any other
15 discovery, future rulings from the Court (including claim construction), any amendments to the
16 pleadings, any additional items of evidence, and/or for any other reason authorized by statute, rule, or
17 applicable case law. Finjan further reserves the right to supplement this Disclosure in light of
18 Defendant’s contentions, including Defendant’s identification of which claim elements it contends are
19 not present in Defendant’s products and/or services, and the bases for any such contentions. Finjan
20 further reserves the right to rely upon the opinions of one or more experts in support of its infringement
21 contentions in accordance with the Court’s scheduling order.
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25 To the maximum degree allowed by the Federal Rules of Civil Procedure and the Court’s Local
26 Rules, Finjan reserves its right to supplement, amend, modify and/or narrow this Disclosure as the
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1 extent of infringement becomes more fully known, the Court makes any relevant rulings (including
2 claim construction), and the case develops over the course of discovery.

3 **I. PATENT L.R. 3-1: DISCLOSURE OF ASSERTED CLAIMS AND**
4 **INFRINGEMENT CONTENTIONS.**

5 **A. Identification Of Asserted Claims And Applicable Subsections Of 35 U.S.C.**
6 **§ 271.**

7 Based on the information presently known to Finjan, and without the benefit of relevant
8 discovery or the Court's claim construction, Finjan provides the following provisional contentions
9 pursuant to Patent Local Rule 3-1(a):

10 Defendant has infringed and continues to infringe claims 1, 5-8, 11, 15, 16, 41, and 43 of U.S.
11 Pat. No. 6,154,844 ("the '844 Patent"), claims, claims 1-30 of U.S. Patent No. 7,613,926 ("the '926
12 Patent"), claims 1-7 of U.S. Patent No. 7,756,996 ("the '996 Patent"), claims 1-3, 6-8, 10-12, 15-17,
13 19-24, 35-39, 41-45 of U.S. Patent No. 7,757,289 ("the '289 Patent"), claims 1-7, 9-18, and 20 of U.S.
14 Patent No. 7,930,299, claims 1-6, 8-13, and 15-20 of U.S. Patent No. 8,015,182 ("the '182 Patent"),
15 claims 1-12 of U.S. Patent No. 8,141,154 ("the '154 Patent"), and claims 1-6 and 10-15 of U.S. Patent
16 No. 8,677,494 ("the '494 Patent"), collectively (the "Asserted Claims"). Defendant has directly
17 infringed and continues to directly infringe the Asserted Claims pursuant to 35 U.S.C. § 271(a).
18 Additionally, Defendant has induced infringement and continues to induce infringement of claims 1, 5-
19 8, and 11 of the '844 Patent, claims 1-7 and 15-21 of the '926 Patent, claims 4-6 of the '996 Patent,
20 claims 1-3, 6-8, 19-21, 35-39 of the '289 Patent, claims 1-7 and 9-12 of the '299 Patent, and claims 1-6
21 of the '494 Patent, pursuant to 35 U.S.C. § 271(b). Additionally, Defendant has contributorily
22 infringed and continues to contributorily infringe claims 1-6, 8-13, and 15-20 of the '182 Patent,
23 pursuant to 35 U.S.C. § 271(c).
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1 Due to the early stage of this litigation, the lack of discovery to date (*e.g.*, discovery concerning
2 Defendant's products and services, and actions taken with respect to its products and services), and the
3 absence of a claim construction order, the above identification is necessarily limited and preliminary in
4 nature. Finjan reserves the right to amend, modify, supplement, or narrow these contentions pursuant
5 to Patent Local Rule 3-6, including identifying additional asserted claims, as it obtains additional
6 information over the course of discovery and in light of the Court's claim construction order.
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8 **B. Identification Of Accused Instrumentalities.**

9 Based on the information presently known to Finjan, and without the benefit of relevant
10 discovery or the Court's claim construction, Finjan provides the following contentions pursuant to
11 Patent Local Rule 3-1(b):

12 Finjan presently accuses at least (without limitation) the following of Defendant's products
13 and/or services of infringing claims 1, 5-8, 11, 15, 16, 41, and 43 of the '844 Patent: Norton Security,
14 Norton Security with Backup, Symantec Protection Engine for Cloud Services, Symantec Protection
15 Engine for Network Attached Storage, Symantec Mail Security for Domino, Symantec Mail Security
16 for Microsoft Exchange, Symantec Scan Engine for Windows, Symantec Protection Engine for
17 Windows, Web Security.cloud, Messaging Gateway, Messaging Gateway for Service Providers,
18 Messaging Gateway Small Business Edition, Email Security.cloud, Symantec.cloud, endpoint
19 protection.cloud, AntiVirus/Filtering for Domino, AntiVirus for Linux, Mail Security for SMTP, Scan
20 Engine for Linux/Solaris, AntiVirus for Caching/Messaging/NAS for Linux/Solaris, Protection Engine
21 for Linux/Solaris, AntiVirus for Caching/Messaging/NAS for Windows, Dynamic Malware Analysis
22 Service (Cynic), Global Intelligence Network and Web Gateway, identified in the attached Appendix
23 A ("Accused Instrumentalities of the '844 Patent").
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