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10 *Attorneys for Plaintiff*  
11 FINJAN, INC.

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

15 FINJAN, INC., a Delaware Corporation,

16 Plaintiff,

17 v.

18 JUNIPER NETWORKS, INC., a Delaware  
19 Corporation,

20 Defendant.

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

**DECLARATION OF AUSTIN MANES IN  
SUPPORT OF PLAINTIFF FINJAN, INC.'S  
ADMINISTRATIVE MOTION TO FILE  
DOCUMENTS UNDER SEAL**

I, Austin Manes, declare and state as follows:

1. I am an attorney with the law firm Kramer Levin Naftalis & Frankel LLP, counsel for Plaintiff Finjan, Inc. (“Finjan”). I have personal knowledge of the facts stated herein and can testify competently to those facts. I make this declaration in support of Finjan’s Administrative Motion to File Documents Under Seal.

2. I have reviewed the following documents and confirmed that they contain (1) information designated as “Confidential,” “Highly Confidential – Attorneys’ Eyes Only,” or “Highly Confidential – Source Code” by Juniper, (2) the parties’ licensing/settlement negotiations; and (3) confidential terms in license/settlement agreements between Finjan and Finjan’s licensees:

Documents sought to be sealed	Portions sought to be sealed	Designating party
Plaintiff Finjan Inc.’s Opposition to Juniper’s Motion for Summary Judgment (“Opposition”)	Highlighted portions at p. 5, ll. 3-6, 25-27; p. 6, ll. 1-18; p. 14, ll. 27-28; p. 15, ll. 13-28; p. 16, ll. 1-5, 15-17, 20-23; p. 17, ll. 13-20; p. 18, ll. 2-6, 9-15; p. 19, ll. 2-19, 25-27; p. 20, ll. 1-6, 11-27; p. 21, ll. 1-23; p. 22, ll. 23-27; p. 23, l. 1; p. 35, ll. 14-22; p. 36, ll. 1-11; p. 37, ll. 8-27; p. 38, ll. 1-2; p. 39, ll. 22-24; p. 40, ll. 5-15.	Juniper and/or Finjan
Declaration of Dr. Michael Mitzenmacher in Support of Finjan’s Opposition (“Mitz Decl.”)	Highlighted portions at p. 14, l. 20 – p. 15, l. 10; p. 15, l. 13 – p. 16, l. 10; p. 16, l. 27 – p. 17, l. 25; p. 18, ll. 20-21; p. 18, l. 26 – p. 19, l. 4; p. 19, ll. 7-21; p. 20, l. 13- p. 21, l. 15; p. 22, l. 10 – p. 23, l. 14; p. 25, ll. 16-24; p. 26, l. 9 – p. 27, l. 20; p. 27, l. 22 – p. 28, l. 8; p. 28, ll. 10-23; p. 29, l. 16 – p. 32, l. 2; p. 32, ll. 8-13; p. 33, ll. 9-16; p. 33, ll. 22-24	Juniper

1 2	Declaration of Kristopher Kastens in Support of Opposition (“Kastens Decl.”)	Highlighted portions at p.1, l. 14; p. 2, ll. 8-9, 14, 27.	Juniper
3	Exs. 2, 4, 5, 7, 12, 14-17, 19, 21-22, 46, 49 to Kastens Decl.	Entirety	Juniper
4	Exs. 25-34, 36-40, 42-43 to Kastens Decl.	Entirety	Finjan

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3. The highlighted portions of the Opposition contain (1) information designated as “Confidential,” “Highly Confidential – Attorneys’ Eyes Only,” or “Highly Confidential – Source Code” by Juniper; (2) the parties’ licensing/settlement negotiations that are within the ambit of Rule 408 of the Federal Rules of Evidence; (3) confidential terms in license/settlement agreements between Finjan and Finjan’s licensees.

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4. The highlighted portions of Mitz Decl. contain information designated as “Confidential,” “Highly Confidential – Attorneys’ Eyes Only,” or “Highly Confidential – Source Code” by Juniper.

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5. The highlighted portions of Kastens Decl. contain information designated as “Confidential,” “Highly Confidential – Attorneys’ Eyes Only,” or “Highly Confidential – Source Code” by Juniper.

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6. Exhibits 2, 4, 5, 7, 12, 14-17, 19, 21-22, 46, 49 to Kastens Decl. contain information designated as “Confidential,” “Highly Confidential – Attorneys’ Eyes Only,” or “Highly Confidential – Source Code” by Juniper.

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7. Exhibits 25-34, 36-40, 42-43 to Kastens Decl. contain (1) the parties’ licensing/settlement negotiations that are within the ambit of Rule 408 of the Federal Rules of Evidence; (2) confidential terms in license/settlement agreements between Finjan and Finjan’s licensees.

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on June 28, 2018 in Menlo Park, California.

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/s/ Austin Manes  
Austin Manes

1 **ATTESTATION PURSUANT TO L.R. 5-1(I)**

2 In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this  
3 document has been obtained from any other signatory to this document.

4 /s/ Kristopher Kastens  
5 Kristopher Kastens

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