

# Exhibit 3

[Trials@uspto.gov](mailto:Trials@uspto.gov)  
571-272-7822

Paper 7  
Date: April 21, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

PALO ALTO NETWORKS, INC.,  
Petitioner,

v.

FINJAN, INC.,  
Patent Owner

---

Case IPR2016-00165  
Patent 6,804,780 B1

---

Before THOMAS L. GIANNETTI, MIRIAM L. QUINN, and  
PATRICK M. BOUCHER, *Administrative Patent Judges*.

GIANNETTI, *Administrative Patent Judge*.

DECISION  
Denying Institution of *Inter Partes* Review  
37 C.F.R. § 42.108

Case IPR2016-00165  
Patent 6,804,780 B1

2. “Downloadable” (*all claims*)

As noted *supra*, the ’780 patent defines this term as “an executable application program, which is downloaded from a source computer and run on the destination computer.” Ex. 1001, col. 1, ll. 50–53. We determine, therefore, that no further construction is needed.

3. “Downloadable ID” (*all claims*)

Petitioner proposes that this term means “one *or more* hash values that *collectively* identify a Downloadable and its fetched software components.” Pet. 13 (emphases added). Patent Owner contends that this construction is incorrect because it “improperly narrows” the term. Prelim. Resp. 13. According to Patent Owner, the plain and ordinary meaning should apply. *Id.*

We agree that Petitioner’s proposed construction should not be adopted. The construction is not consistent with the patent specification. In the ’780 patent a single hash value is used to identify a Downloadable. Ex. 1001, col. 9, ll. 65–67 (“The ID generator 315 in step 840 performs a hashing function on at least a portion of the Downloadable code to generate *a* Downloadable ID.”) (emphasis added). Petitioner provides no persuasive support in the specification or the language of the claims for construing a Downloadable ID as “one or more” hash values, that “collectively” identify a Downloadable.

4. *Means-Plus-Function Terms*

Claim 17 contains three “means-plus-function” terms. These are: “means for obtaining a Downloadable,” “means for fetching at least one software component,” and “means for performing a hashing function.”