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 13 JUNIPER NETWORKS, INC.

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 15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN FRANCISCO DIVISION**

18	FINJAN, INC.,)	Case No. 3:17-cv-05659-WHA
19	Plaintiff,)	DECLARATION OF SHARON SONG ON BEHALF OF DEFENDANT JUNIPER NETWORKS, INC. IN SUPPORT OF FINJAN, INC.'S ADMINISTRATIVE MOTION TO FILE DOCUMENTS UNDER SEAL (DKT. NO. 153)
20	vs.)	
21	JUNIPER NETWORKS, INC.,)	
22	Defendant.)	
23)	

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DECLARATION OF SHARON SONG

I, Sharon Song, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP, counsel of record for Juniper Networks, Inc. (“Juniper”) in the above-captioned matter. I am a member in good standing of the State Bar of California and have been admitted to practice before this Court. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would testify competently to such facts under oath.

2. I submit this declaration in support of Finjan, Inc.’s (“Finjan”) Administrative Motion to File Documents Under Seal (Dkt. No. 153), which moves the Court for an order to file under seal the following items related to Juniper:

- Select portions of the Table of Contents and pages 2, 6, 7, 9-11, and 14 of Finjan’s Reply in Support of Its Motion for Summary Judgment of Infringement of Claim 10 of U.S. Patent No. 8,677,494 (“Finjan’s Reply”);
- Select portions of pages 1 and 2 of the Declaration of Kristopher Kastens in Support of Finjan’s Reply (“Kastens Decl.”); and
- Exhibits 4-6, 8, 11 and 13 to the Kastens Decl.

In this declaration, I explain why the material cited above is sealable pursuant to Civil Local Rule 79-5 and provide additional facts in support of Finjan’s Administrative Motion to File Documents Under Seal to the extent that the administrative motion pertains to Juniper.

1. Exhibit 4 to the Kastens Decl. described above is comprised of excerpts from Finjan’s First Supplemental Objections and Responses to Juniper’s First Set of Interrogatories. These excerpts reflect substantive discussion of the technical underpinnings and development of Juniper’s highly proprietary software—which contains much information that Juniper maintains as trade secrets. Juniper expends significant effort in maintaining the secrecy of its software architecture and development, including, for example, implementing strict screening procedures for visitors to its engineering campus. Public disclosure of essential nonpublic facts about Juniper’s software development could materially impair Juniper’s intellectual property rights and could cause serious competitive consequences to Juniper’s business positioning.

1 2. Exhibit 5 to the Kastens Decl. described above is comprised of excerpts from the
2 deposition transcript of Juniper's expert Aviel D. Rubin. The transcript reflects substantive
3 discussion of the technical underpinnings and development of Juniper's highly proprietary
4 software—which contains much information that Juniper maintains as trade secrets. Juniper
5 expends significant effort in maintaining the secrecy of its software architecture and development,
6 including, for example, implementing strict screening procedures for visitors to its engineering
7 campus. Public disclosure of essential nonpublic facts about Juniper's software development
8 could materially impair Juniper's intellectual property rights and could cause serious competitive
9 consequences to Juniper's business positioning.

10 3. Exhibits 6, 8, and 11 to the Kastens Decl. described above are highly confidential
11 documents produced by Juniper to Finjan. These documents have never been made public and
12 contain information related to the technical underpinnings and development of Juniper's highly
13 proprietary software—which includes much information that Juniper maintains as trade secrets.
14 Juniper expends significant effort in maintaining the secrecy of its software architecture and
15 development, including, for example, implementing strict screening procedures for visitors to its
16 engineering campus. Public disclosure of essential nonpublic facts about Juniper's software
17 development could materially impair Juniper's intellectual property rights and could cause serious
18 competitive consequences to Juniper's business positioning.

19 4. Exhibit 13 to the Kastens Decl. described above contain sealable confidential
20 information that relate to Juniper and Finjan's confidential licensing and settlement negotiations
21 that both parties regularly treat as highly confidential within their businesses and make substantial
22 efforts not to disclose to the public.

23 5. The select portions of the Table of Contents and pages 2, 6, 7, 9-11, and 14 of
24 Finjan's Reply; and the selection portions of pages 1 and 2 of the Kastens Decl. described above
25 paraphrase or refer to the information contained in Exhibits 4-6, 8, 11 and 13 to the Kastens Decl.,
26 which reflect Juniper's highly confidential information relating to Juniper's technical
27 underpinning and development of Juniper's highly proprietary software and/or Juniper and
28 Finjan's licensing and settlement negotiations. Juniper expends significant effort in maintaining

1 the secrecy of such information. Public disclosure of essential nonpublic facts about Juniper's
2 software development and/or licensing and settlement negotiations could materially impair
3 Juniper's intellectual property rights and could cause serious competitive consequences to
4 Juniper's business positioning.

5 6. In light of the foregoing, there are compelling reasons to seal the documents
6 described above.

7 Executed on July 16, 2018 in Los Angeles, California.

8 I declare under penalty of perjury under the laws of the United States of America that the
9 foregoing is true and correct to the best of my knowledge.

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/s/ Sharon Song

Sharon Song