

1 IRELL & MANELLA LLP  
 Jonathan S. Kagan (SBN 166039)  
 2 jkagan@irell.com  
 Joshua P. Glucoft (SBN 301249)  
 3 jglucoft@irell.com  
 Casey Curran (SBN 305210)  
 4 ccurran@irell.com  
 Sharon Song (SBN 313535)  
 5 ssong@irell.com  
 1800 Avenue of the Stars, Suite 900  
 6 Los Angeles, California 90067-4276  
 Telephone: (310) 277-1010  
 7 Facsimile: (310) 203-7199

8 Rebecca L. Carson (SBN 254105)  
 rcarson@irell.com  
 9 Kevin Wang (SBN 318024)  
 kwang@irell.com  
 10 840 Newport Center Drive, Suite 400  
 Newport Beach, California 92660-6324  
 11 Telephone: (949) 760-0991  
 Facsimile: (949) 760-5200

12 *Attorneys for Defendant*  
 13 JUNIPER NETWORKS, INC.

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

17 FINJAN, INC.,	)	Case No. 3:17-cv-05659-WHA
	)	
18 Plaintiff,	)	<b>DECLARATION OF REBECCA L.</b>
	)	<b>CARSON IN SUPPORT OF DEFENDANT</b>
19 vs.	)	<b>JUNIPER NETWORKS, INC.'S REPLY</b>
	)	<b>TO PLAINTIFF FINJAN, INC.'S</b>
20 JUNIPER NETWORKS, INC.,	)	<b>OPENING CLAIM CONSTRUCTION</b>
	)	<b>BRIEF</b>
21 Defendant.	)	
	)	

22  
 23  
 24  
 25  
 26  
 27  
 28

**DECLARATION OF REBECCA CARSON**

I, Rebecca Carson, declare as follows:

1. I am a member in good standing of the State Bar of California and a partner at Irell & Manella LLP, counsel of record in this action for Defendant Juniper Networks, Inc. (“Juniper”). I have personal knowledge of the facts set forth in this declaration, and I could and would testify competently thereto if called upon to do so.

2. Attached as Exhibit 1 is a true and correct copy of U.S. Patent No. 7,647,633.

3. Attached as Exhibit 2 is a true and correct copy of U.S. Patent No. 6,154,844.

4. Attached as Exhibit 3 is a true and correct copy of U.S. Patent No. 7,613,926.

5. Attached as Exhibit 4 is a true and correct copy of U.S. Patent No. 8,141,154.

6. Attached as Exhibit 5 is a true and correct copy of excerpts of documents filed in USPTO Ex Parte Reexamination No. 90/013,016 concerning U.S. Patent No. 7,647,633.

7. Attached as Exhibit 6 is a true and correct copy of IPR2018-00391, Paper 7, Institution Decision, dated March 28, 2018.

8. Attached as Exhibit 7 is a true and correct copy of IPR2018-00391, Paper 6, Patent Owner’s Preliminary Response, dated June 5, 2018.

9. Attached as Exhibit 8 is a true and correct copy of Finjan’s Preliminary Response which is part of the prosecution history of U.S. Patent No. 7,647,633, dated June 22, 2005.

10. Attached as Exhibit 9 is a true and correct copy of Finjan’s Amendment and Response to Office Action which is part of the prosecution history of U.S. Patent No. 7,647,633, dated May 26, 2009.

11. Attached as Exhibit 10 is a true and correct copy of Finjan’s Response to Non-Final Office Action which is part of the prosecution history of U.S. Patent No. 7,647,633, dated February 19, 2014.

12. Attached as Exhibit 11 is a true and correct copy of excerpts of documents filed during the Prosecution of U.S. Patent No. 6,154,844.

27  
28

1 13. Attached as Exhibit 12 is a true and correct copy of excerpts of the Transcript of the  
2 Claim Construction Hearing in *Finjan, Inc. v. ESET, LLC*, Case No. 17-cv-0183-CAB, dated  
3 September 26, 2017.

4 14. Attached as Exhibit 13 is a true and correct copy of IPR2015-01894, Paper 6,  
5 Patent Owner's Preliminary Response, dated December 17, 2015.

6 15. Attached as Exhibit 14 is a true and correct copy of IPR2016-00498, Paper 8,  
7 Patent Owner's Preliminary Response, dated April 29, 2016.

8 16. Attached as Exhibit 15 is a true and correct copy of U.S. Patent No. 6,804,780.

9 17. Attached as Exhibit 16 is a true and correct copy of IPR2015-00907, Paper 7,  
10 Patent Owner's Preliminary Response, dated June 26, 2015.

11 18. Attached as Exhibit 17 is a true and correct copy of IPR2015-00907, Paper 8,  
12 Institution Decision, dated September 24, 2015.

13 19. Attached as Exhibit 18 is a true and correct copy of IPR 2015-01979, Paper 62,  
14 Final Written Decision, dated March 15, 2017.

15 20. Attached as Exhibit 19 is a true and correct copy of Appendix E-1 to Finjan's  
16 Infringement Contentions served in this case.

17 21. Attached as Exhibit 20 is a true and correct copy of IPR 2016-00151, Paper 51,  
18 Final Written Decision, dated March 15, 2017.

19 22. Attached as Exhibit 21 is a true and correct copy of excerpts of the transcript of the  
20 deposition of Dr. Eric B. Cole, dated June 21, 2018.

21 23. Attached as Exhibit 22 is a true and correct copy of excerpts of the CONCISE  
22 OXFORD ENGLISH DICTIONARY, Eleventh Edition, published in 2009.

23 Executed this 20<sup>th</sup> day of August, 2018, at Newport Beach, California.

24 I declare under penalty of perjury under the laws of the United States of America that the  
25 foregoing is true and correct.

26 /s/ Rebecca L. Carson

27 Rebecca L. Carson  
28