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10 *Attorneys for Plaintiff*  
11 FINJAN, INC.

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

16 FINJAN, INC., a Delaware Corporation,

17 Plaintiff,

18 v.

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

21 Defendant.  
22

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

**DECLARATION OF AUSTIN MANES IN  
SUPPORT OF JUNIPER NETWORKS,  
INC.'S MOTION FOR ADMINISTRATIVE  
RELIEF TO FILE DOCUMENTS UNDER  
SEAL (Dkt. 198)**

1 I, Austin Manes, declare and state as follows:

2 1. I am an attorney with the law firm Kramer Levin Naftalis & Frankel LLP, counsel for  
3 Plaintiff Finjan, Inc. (“Finjan”). I have personal knowledge of the facts stated herein and can testify  
4 competently to those facts. I make this declaration in support of Defendant Juniper Networks, Inc.’s  
5 (“Juniper”) Motion for Administrative Relief to File Documents Under Seal (Dkt. No. 198).

6 2. I have reviewed the documents Juniper sought to file under seal and confirmed that they  
7 contain information Finjan maintains as confidential, as described below.

8 3. The highlighted portions of Juniper’s unredacted discovery letter brief requesting that  
9 the Court issue an Order amending the Stipulated Protective Order (Dkt. No. 149), and Exhibit 1  
10 attached thereto (consisting of an excerpt from Finjan’s First Supplemental Objections and Responses  
11 to Juniper’s First Set of Interrogatories) both describe Finjan’s confidential licensing practices and  
12 license agreements with third-parties. Finjan treats its licenses and licensing practices as highly  
13 confidential within its business and makes substantial efforts not to disclose the terms of its licenses or  
14 licensing practices to the public. If such provisions were made public, it could negatively impact  
15 Finjan’s bargaining positions in future licensing negotiations with competitors. Further, these licenses  
16 themselves contain confidentiality provisions to protect the confidential information of third-party  
17 licensees. Finally, no public interest will be served by disclosing this information publicly.

18 4. In light of the foregoing, compelling reasons exist to seal the documents described  
19 above.

20  
21 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
22 and correct. Executed on October 8, 2018, in Menlo Park, California.

23 /s/ Austin Manes  
24 Austin Manes