

1 PAUL J. ANDRE (State Bar No. 196585)
pandre@kramerlevin.com
2 LISA KOBIALKA (State Bar No. 191404)
lkobialka@kramerlevin.com
3 JAMES HANNAH (State Bar No. 237978)
jhannah@kramerlevin.com
4 KRISTOPHER KASTENS (State Bar No. 254797)
kkastens@kramerlevin.com
5 AUSTIN MANES (State Bar No. 284065)
amanes@kramerlevin.com
6 KRAMER LEVIN NAFTALIS & FRANKEL LLP
7 990 Marsh Road
8 Menlo Park, CA 94025
9 Telephone: (650) 752-1700
Facsimile: (650) 752-1800

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 FINJAN, INC.'S LETTER
BRIEF FILED IN OPPOSITION TO
JUNIPER NETWORKS, INC.'S MOTION
TO AMEND THE PROTECTIVE ORDER
(Dkt. 199)**

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 Finjan’s letter brief filed in Opposition
5 to Defendant Juniper Networks, Inc.’s (“Juniper”) Motion to Amend the Protective Order (Dkt. No. 199)
6 (“Juniper’s Motion”).

7 2. Finjan actively protects information regarding its licensing practices and licensing
8 negotiations as confidential and believes that disclosure of this information will harm its business.

9 3. Exhibit 1 attached to Juniper’s Motion contains confidential information regarding
10 Finjan’s licensing practices and licensing negotiations, including at page 5 lines 16-19 and 26-27, and at
11 page 6 lines 1-6. Exhibit 1 also contains a quote from many of Finjan’s confidential licenses at page 5
12 lines 17-19 and describes the terms of a license at page 6 lines 3-6.

13 4. Most, if not all, of the licenses described and cited in Exhibit 1 contain confidentiality
14 provisions that prohibit Finjan from disclosing the terms of the license or the underlying negotiations
15 except in certain circumstances required by law and under appropriate confidentiality designations.

16 5. Attached hereto as Exhibit A is a true and correct copy of the order issued in *Jazz*
17 *Pharmaceuticals, Inc. v. Amneal Pharmaceuticals, LLC*, No. 13-cv-00391-ES-JAD (N.J.D.) on January
18 22, 2016, ECF No. 211.

19
20 I declare under penalty of perjury under the laws of the United States that the foregoing is true and
21 correct. Executed on October 8, 2018, in Menlo Park, California.

22 /s/ Austin Manes
23 Austin Manes
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