

Glucoft, Josh

From: Carson, Rebecca
Sent: Monday, November 5, 2018 2:36 PM
To: ~Manes, Austin; Glucoft, Josh; Holland, Eileen; Isaac, Shawana; Kagan, Jonathan; Manzano, Jim; Quarnstrom, Brian; Song, Sharon; Theilacker, Leah; Wang, Kevin; Curran, Casey
Cc: ~Andre, Paul; ~Kobialka, Lisa; ~Hannah, James; ~Kastens, Kristopher
Subject: RE: Daubert Schedule

Austin,

We think it makes more sense to wait until Finjan has decided whether it actually has a basis for filing a Daubert motion before bothering the Court about this issue. Additionally, depending on the particular issues that Finjan intends to raise, we might need more or less time to respond than you are proposing.

Thanks,
Rebecca

From: Manes, Austin <AManes@KRAMERLEVIN.com>
Sent: Monday, November 5, 2018 11:34 AM
To: Carson, Rebecca <RCarson@irell.com>; Glucoft, Josh <JGlucoft@irell.com>; Holland, Eileen <EHolland@irell.com>; Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Song, Sharon <ssong@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>; Curran, Casey <ccurran@irell.com>
Cc: ~Andre, Paul <pandre@kramerlevin.com>; ~Kobialka, Lisa <lkobialka@kramerlevin.com>; ~Hannah, James <jhannah@kramerlevin.com>; ~Kastens, Kristopher <kkastens@kramerlevin.com>
Subject: RE: Daubert Schedule

Rebecca,

We only want to reserve our right to file a Daubert, if needed, to your rebuttal expert report that is due Wednesday. If there turns out to be no basis, obviously we won't file one.

Austin

Austin Manes
Associate

Kramer Levin Naftalis & Frankel LLP
990 Marsh Road, Menlo Park, California 94025
T 650.752.1718

This communication (including any attachments) is intended solely for the recipient(s) named above and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received

this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

From: Carson, Rebecca <RCarson@irell.com>
Sent: Monday, November 5, 2018 10:47 AM
To: Manes, Austin <AManes@KRAMERLEVIN.com>; Glucoft, Josh <JGlucoft@irell.com>; Holland, Eileen <EHolland@irell.com>; Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Song, Sharon <ssong@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>; Curran, Casey <ccurran@irell.com>
Cc: Andre, Paul <PAndre@KRAMERLEVIN.com>; Kobialka, Lisa <LKobialka@KRAMERLEVIN.com>; Hannah, James <JHannah@KRAMERLEVIN.com>; Kastens, Kris <KKastens@KRAMERLEVIN.com>
Subject: [EXTERNAL] RE: Daubert Schedule

Hi Austin,

Could you please identify the basis for Finjan's proposed *Daubert* motion so that we can adequately consider your request? We note that Juniper provided Finjan with this information when the parties were negotiating a schedule for Juniper's *Daubert* motion.

Regards,
Rebecca

From: Manes, Austin <AManes@KRAMERLEVIN.com>
Sent: Monday, November 5, 2018 10:43 AM
To: Carson, Rebecca <RCarson@irell.com>; Glucoft, Josh <JGlucoft@irell.com>; Holland, Eileen <EHolland@irell.com>; Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Song, Sharon <ssong@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>; Curran, Casey <ccurran@irell.com>
Cc: ~Andre, Paul <pandre@kramerlevin.com>; ~Kobialka, Lisa <lkobialka@kramerlevin.com>; ~Hannah, James <jhannah@kramerlevin.com>; ~Kastens, Kristopher <kkastens@kramerlevin.com>
Subject: RE: Daubert Schedule

Counsel,

Please let us know if we can file the attached stipulation today. If we do not hear from you by 5:00 p.m., we will move the Court for this relief and inform it that you failed to respond.

Austin

Austin Manes
Associate

Kramer Levin Naftalis & Frankel LLP
990 Marsh Road, Menlo Park, California 94025
T 650.752.1718

This communication (including any attachments) is intended solely for the recipient(s) named above and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received

this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

From: Manes, Austin

Sent: Friday, November 2, 2018 11:42 AM

To: Carson, Rebecca <RCarson@irell.com>; Glucoft, Josh <JGlucoft@irell.com>; Holland, Eileen <EHolland@irell.com>; Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Song, Sharon <ssong@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>; Curran, Casey <ccurran@irell.com>

Cc: Andre, Paul <PAndre@KRAMERLEVIN.com>; Kobialka, Lisa <LKobialka@KRAMERLEVIN.com>; Hannah, James <JHannah@KRAMERLEVIN.com>; Kastens, Kris <KKastens@KRAMERLEVIN.com>

Subject: Daubert Schedule

Counsel,

Please let us know if Juniper will stipulate to a Daubert briefing schedule for Finjan (if necessary) with the same due dates and restrictions as the Court set for Juniper in the attached order. If so, we will prepare a stipulation for your review.

Thanks,
Austin

Austin Manes
Associate

Kramer Levin Naftalis & Frankel LLP
990 Marsh Road, Menlo Park, California 94025
T 650.752.1718
amanes@kramerlevin.com

[Bio](#)

This communication (including any attachments) is intended solely for the recipient(s) named above and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

PLEASE NOTE: This message, including any attachments, may include privileged, confidential and/or inside information. Any distribution or use of this communication by anyone other than the intended recipient(s) is strictly prohibited and may be unlawful. If you are not the intended recipient, please notify the sender by replying to this message and then delete it from your system. Thank you.