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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 IN**
20 vs.) **SUPPORT OF JUNIPER NETWORKS,**
21 JUNIPER NETWORKS, INC.,) **INC.'S MOTION FOR**
22 Defendant.) **ADMINISTRATIVE RELIEF TO FILE**
) **DOCUMENTS UNDER SEAL**
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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 Juniper’s November 12, 2018 Motion for Administrative Relief to File Documents Under Seal, which asks the Court for an Order to file under seal the following documents:

- Juniper’s unredacted Notice of Motion and Motion to Exclude the Testimony of Mr. Kevin M. Arst; Memorandum of Points & Authorities in Support Thereof (the “Brief”);
- Exhibit 1 to the Brief (the Expert Report of Kevin M. Arst);
- Exhibit 2 to the Brief (excerpts from the deposition transcript of Finjan employee John Garland);
- Exhibit 5 to the Brief (excerpts from the Rebuttal Expert Report of Keith R. Ugone);
- Exhibit 6 to the Brief (excerpts from the deposition transcript of Finjan employee Philip Hartstein);
- Exhibit 7 to the Brief (excerpts from the deposition transcript of Finjan’s expert Kevin M. Arst);
- Exhibit 10 to the Brief (excerpts from the Expert Report of Dr. Eric Cole); and
- Unredacted Declaration of Alexander Icasiano in support of the Brief.

3. The sealed portions of the documents described above that Juniper seeks to file under seal contain confidential information of Juniper and Finjan. In this declaration, I explain why these materials are sealable pursuant to Civil Local Rule 79-5.

4. Exhibit 1 to the Brief is the Expert Report of Finjan’s expert Kevin M. Arst that includes discussion of Finjan and Juniper’s confidential financial, licensing, and/or technical information.

1 5. Exhibit 2 to the Brief are excerpts of the deposition transcript of Finjan employee
2 John Garland that have been designated confidential by Finjan.

3 6. Exhibit 5 to the Brief are excerpts of the Rebuttal Expert Report of Keith R. Ugone
4 that include discussion of Finjan and Juniper’s confidential financial, licensing, and/or technical
5 information.

6 7. Exhibit 6 to the Brief are excerpts of the deposition transcript of Finjan employee
7 Philip Hartstein that have been designated confidential by Finjan.

8 8. Exhibit 7 to the Brief are excerpts of the deposition transcript of Finjan’s expert
9 Kevin M. Arst that include discussion of Finjan and Juniper’s confidential financial, licensing,
10 and/or technical information.

11 9. Exhibit 10 to the Brief are excerpts of the Expert Report of Dr. Eric Cole that
12 include discussion of Finjan and Juniper’s confidential financial, licensing, and/or technical
13 information.

14 10. The redacted portions of the Declaration of Alexander Icasiano in support of the
15 Brief include discussion of Juniper’s confidential technical and financial information related to
16 Juniper’s highly proprietary software.

17 11. The redacted portions of the Brief directly quote or reference the confidential
18 materials discussed above.

19 12. Exhibits 1, 5, 7, and 10; the redacted portions of the Declaration of Alexander
20 Icasiano; and the redacted portions of the Brief contain sealable confidential information that
21 relate to the financial material concerning and technical underpinnings and development of
22 Juniper’s highly proprietary software—which includes much information that Juniper maintains as
23 trade secrets. Juniper expends significant effort in maintaining the secrecy of its software
24 architecture and development, including, for example, implementing strict screening procedures
25 for visitors to its engineering campus. Public disclosure of essential nonpublic facts about
26 Juniper’s software development could materially impair Juniper’s intellectual property rights and
27 could cause serious competitive consequences to Juniper’s business positioning.

28 13. Exhibits 1, 5, 7, and 10; the redacted portions of the Declaration of Alexander

1 Icasiano; and the redacted portions of the Brief also contain sealable confidential information that
2 relate to Juniper and Finjan's confidential licensing information that both parties regularly treat as
3 highly confidential within their businesses and make substantial efforts not to disclose to the
4 public.

5 14. Exhibits 2 and 6 were designated confidential by Finjan.

6 15. For these reasons, the documents described above should be filed under seal.

7 Executed on November 12, 2018, at 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