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11 JUNIPER NETWORKS, INC.

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

16 FINJAN, INC., a Delaware Corporation,) Case No. 3:17-cv-05659-WHA
17)
Plaintiff,) **DECLARATION OF REBECCA CARSON**
18 vs.) **IN SUPPORT OF JUNIPER NETWORKS,**
19 JUNIPER NETWORKS, INC., a Delaware) **INC.'S MOTION TO DISMISS FOR**
Corporation,) **FAILURE TO STATE A CLAIM UNDER**
20) **RULE 12(b)(6)**
Defendant.) Date: February 1, 2018
21) Time: 8:00 a.m.
22) Judge: William Alsup
Courtroom: 12 – 19th Floor
23)
24)
25)
26)
27)
28)

DECLARATION OF REBECCA CARSON

I, Rebecca Carson, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP, counsel of record for Juniper Networks, Inc. in the above-captioned action. 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. Attached hereto as Exhibit A is a true and correct copy of <http://www.juniper.net/documentation/>, which is Exhibit 21 to the Complaint filed by Finjan on September 29, 2017.

3. Attached hereto as Exhibit B is a true and correct copy of https://www.juniper.net/documentation/en_US/release-independent/junos/topics/concept/services-gateway-srx240-jtac.html, which is Exhibit 22 to the Complaint filed by Finjan on September 29, 2017.

4. U.S. Patent Nos. 6,154,844 (“’844 Patent”) and U.S. Patent No. 6,677,494 (“’494 patent”) claim priority to U.S. Patent No. 6,156,520 (’520 patent), which was filed on January 29, 1997 and expired on January 29, 2017. Thus, the ’844 and ’494 patents also expired on January 29, 2017. U.S. Patent No. ,613,926 (“’926 patent”) is subject to a terminal disclaimer against the ’844 patent so the ’926 patent expired on January 29, 2017 as well. U.S. Patent No. 7,647,633 (“’633 patent”) is subject to a terminal disclaimer against U.S. Patent No. 7,058,822 (’822 patent), which claims priority to the ’520 patent. Since the ’520 patent expired on January 29, 2017, the ’822 patent is expired, and so is the ’633 patent.

Executed on December 22, 2017, at Newport Beach, California.

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

/s/ Rebecca Carson

Rebecca Carson