

EXHIBIT 11

<p style="text-align: right;">Page 137</p> <p>1 BY MS. CARSON:</p> <p>2 Q. So the question was: Do all relational</p> <p>3 databases have a database manager?</p> <p>4 MR. KASTENS: Objection. Form.</p> <p>5 THE WITNESS: I always struggle</p> <p>6 with the word "all," but I would say most databases</p> <p>7 and most relational databases do have a database</p> <p>8 manager.</p> <p>9 BY MS. CARSON:</p> <p>10 Q. So most databases generally have a</p> <p>11 database manager?</p> <p>12 MR. KASTENS: Objection. Form.</p> <p>13 THE WITNESS: Once again, I'd</p> <p>14 have to look at specifics, but -- but typically the</p> <p>15 database managers have you interact and respond with</p> <p>16 the database.</p> <p>17 BY MS. CARSON:</p> <p>18 Q. Would it be possible to interact or</p> <p>19 respond with a database without having a database</p> <p>20 manager?</p> <p>21 MR. KASTENS: Objection. Form.</p> <p>22 THE WITNESS: Potentially, but</p>	<p style="text-align: right;">Page 139</p> <p>1 scanner for storing the Downloadable security</p> <p>2 profile in a database.</p> <p>3 BY MS. CARSON:</p> <p>4 Q. So is the database manager a point of</p> <p>5 novelty in the claim?</p> <p>6 MR. KASTENS: Objection. Form.</p> <p>7 Outside the scope.</p> <p>8 MS. CARSON: You need to stop the</p> <p>9 outside of the scope objections.</p> <p>10 MR. KASTENS: He's not a validity</p> <p>11 expert. He's here to talk about your technology.</p> <p>12 You haven't asked him a single question on it.</p> <p>13 THE WITNESS: Sorry. Could you</p> <p>14 repeat the question?</p> <p>15 BY MS. CARSON:</p> <p>16 Q. The question is: So is the database</p> <p>17 manager a point of novelty in the claim?</p> <p>18 MR. KASTENS: Objection. Form.</p> <p>19 THE WITNESS: I did not focus on</p> <p>20 what is and what was not novel. I was focusing on</p> <p>21 the infringement. So I was looking at the entire</p> <p>22 language of the claim and verifying and validating</p>
<p style="text-align: right;">Page 138</p> <p>1 that wasn't -- I did not perform that analysis.</p> <p>2 Because based on the claim language, they required a</p> <p>3 database manager. That's where I really focused my</p> <p>4 analysis on the Juniper products.</p> <p>5 BY MS. CARSON:</p> <p>6 Q. Finjan didn't invent the concept of a</p> <p>7 database manager; correct?</p> <p>8 MR. KASTENS: Objection. Form.</p> <p>9 Outside the scope.</p> <p>10 THE WITNESS: Once again, I'd</p> <p>11 have to go back and check, but databases have been</p> <p>12 around for a while. So, but most likely not. They</p> <p>13 focused on the specific uniqueness of this</p> <p>14 invention.</p> <p>15 BY MS. CARSON:</p> <p>16 Q. And would you agree that the specific</p> <p>17 uniqueness of this invention is not the use of a</p> <p>18 database manager?</p> <p>19 MR. KASTENS: Objection. Form.</p> <p>20 Outside the scope.</p> <p>21 THE WITNESS: It's a use of a</p> <p>22 database manager coupled with the Downloadable</p>	<p style="text-align: right;">Page 140</p> <p>1 the Juniper products met every element.</p> <p>2 BY MS. CARSON:</p> <p>3 Q. Based on your 30 years of experience in</p> <p>4 this field, you recognize that database managers</p> <p>5 existed prior to the '494 patent; correct?</p> <p>6 MR. KASTENS: Objection. Form.</p> <p>7 THE WITNESS: I believe my</p> <p>8 testimony was databases existed, and I was pretty</p> <p>9 sure that database managers existed prior also.</p> <p>10 BY MS. CARSON:</p> <p>11 Q. Do you agree that the SRX alone does</p> <p>12 not infringe the '494 patent?</p> <p>13 MR. KASTENS: Objection. Form.</p> <p>14 THE WITNESS: (Reviews document).</p> <p>15 It is the SRX Gateways and the Sky</p> <p>16 ATP that infringe Claim 10. It's not SRX Gateways</p> <p>17 by themselves.</p> <p>18 BY MS. CARSON:</p> <p>19 Q. So would you agree that Claim 10 would</p> <p>20 not be infringed in SRX deployments that do not use</p> <p>21 Sky ATP?</p> <p>22 MR. KASTENS: Objection. Form.</p>



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1 THE WITNESS: My understanding is
2 that Sky ATP is a key component of how the SRX works
3 and operates, but if you had an independent SRX with
4 zero interaction with Sky ATP, then I would have to
5 go back and perform separate analysis. My analysis
6 was focused on the SRX and the Sky ATP together.
7 BY MS. CARSON:
8 Q. So your infringement opinion does not
9 cover SRX deployments that do not use Sky ATP;
10 correct?
11 MR. KASTENS: Objection. Form.
12 THE WITNESS: Yeah. My report
13 focused on infringement of SRX Gateways and the Sky
14 ATP together.
15 BY MS. CARSON:
16 Q. And you did not independently analyze
17 whether the SRX alone without Sky ATP infringes the
18 '494 patent; correct?
19 MR. KASTENS: Objection. Form.
20 THE WITNESS: I did not perform
21 that independent analysis.
22 BY MS. CARSON:

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1 Q. Why didn't you perform that analysis?
2 MR. KASTENS: Objection. Form.
3 I caution the witness not to
4 divulge any communications with counsel.
5 THE WITNESS: I guess to be
6 careful, I'll just read the first sentence.
7 "I have been asked by plaintiff
8 Finjan, Inc. to submit an expert declaration on
9 whether Juniper, Inc.'s SRX Gateways and Sky ATP
10 products infringe Claim 10."
11 So that's what I was asked to
12 perform in this report.
13 BY MS. CARSON:
14 Q. So you didn't independently analyze SRX
15 so?
16 MR. KASTENS: Objection. Form.
17 THE WITNESS: Not independently.
18 My -- my assignment for this report was, I was asked
19 to go in and determine whether the SRX Gateway and
20 the Sky ATP products together infringe Claim 10.
21 BY MS. CARSON:
22 Q. So the scope of your assignment did not

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1 include assessing whether SRX alone without Sky ATP
2 infringes the '494 patent. Fair statement?
3 MR. KASTENS: Objection. Form.
4 THE WITNESS: That would be a
5 fair statement.
6 BY MS. CARSON:
7 Q. In looking at Juniper's source code,
8 did you see any evidence that the SRX stores
9 security profiles for Downloadables apart from the
10 functionality in Sky ATP?
11 MR. KASTENS: Objection. Form.
12 THE WITNESS: Because my
13 assignment was to look at both of those together, I
14 was not focused on looking for that in my analysis.
15 I'm not sure if you saw the source
16 code computer, but there's a lot of source code. So
17 for only two days actually having the system, I
18 really focused in on the specific elements of them
19 together. I did not look at SRX independently.
20 BY MS. CARSON:
21 Q. Did you independently look at whether
22 SRX uses any databases apart from what's included in

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1 Sky ATP?
2 MR. KASTENS: Objection. Form.
3 THE WITNESS: No. As I stated,
4 that was outside the scope. So I did not look at
5 that specifically.
6 BY MS. CARSON:
7 Q. If you can take a look at paragraph 19
8 of your declaration.
9 The first sentence here is:
10 "Juniper Sky ATP is a cloud-based
11 scanning system used by Juniper that is critical to
12 Juniper's differentiation from competitors and to
13 prevent Juniper's products from commoditization."
14 Do you see that?
15 A. Yes, I do.
16 Q. What did you mean by that?
17 MR. KASTENS: Objection. Form.
18 THE WITNESS: Just to make sure I
19 fully answer that, could I have Exhibit 6 so I could
20 look at that in context?
21 BY MS. CARSON:
22 Q. I'm not sure if I have Exhibit 6.

