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11 FINJAN, INC.

11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

15 FINJAN, INC., a Delaware Corporation,

16 Plaintiff,

17 v.

18 JUNIPER NETWORKS, INC., a Delaware
19 Corporation,

20 Defendant.

Case No.: 3:17-cv-05659-WHA

**DECLARATION OF CRISTINA
MARTINEZ IN SUPPORT OF PLAINTIFF
FINJAN, INC.'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS UNDER
SEAL**

1 I, Cristina Martinez, declare:

2 1. I have personal knowledge of the facts stated herein.

3 2. I am an attorney at Kramer Levin Naftalis & Frankel LLP, counsel of record for Finjan,
 4 Inc. (“Finjan”). I make this declaration in support of Finjan’s Administrative Motion to File Documents
 5 Under Seal in connection with Opposition to Defendant Juniper Networks, Inc.’s Motion to Exclude
 6 Testimony of Mr. Kevin Arst (“Motion”), pursuant to Civil Local Rules 79-5(d)-(e).

7 3. I have reviewed the following documents and confirmed that they are designated as
 8 “Highly Confidential – Attorneys’ Eyes Only” by Juniper Networks, Inc. (“Juniper”) or Finjan pursuant
 9 to the stipulated protective order in this litigation. For certain documents, Finjan relies on Juniper’s
 10 confidentiality designations.

Identification of Documents to be Sealed	Entity that Designated the Information to be Confidential
Finjan’s Opposition to Juniper’s Motion to Exclude Testimony of Mr. Kevin Arst (“Finjan’s Opposition”) at page i, line 11, page 1, line 11, page 2, lines 2-6, 9, 14, 16-18, page 3, lines 5-6, 10-11, 24-25, page 4, lines 1, 15-17, page 5, lines 1, 14-16, 26-27, page 6, lines 6-9, 11, page 7, lines 19-23, 25-26, page 8, lines 2, 4-5, 9-10, 21-22, 25, page 9, lines 2, 7-8, 11-12, 14, 16, 21, 24-25, page 10, lines 1, 4, 7-8, 10-11, 14-19, 22-24, 26, page 11, line 10, page 12, line 10, page 15, lines 6-7	Finjan and/or Juniper
Declaration of Kristopher Kastens in Support of Finjan’s Opposition (“Kastens Declaration”), Exs. 1, 3, 6, 7, 9, 10	Juniper
Kastens Declaration, Exs. 4, 5	Finjan

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 21 4. This Administrative Motion to File Documents Under Seal should be granted because
 22 there are compelling reasons to seal the identified documents. Finjan seeks to seal only those documents
 23 and portions of documents that it and/or Juniper identified as containing confidential information
 24 pursuant to the Protective Order.

25 5. Finjan seeks to seal Finjan’s Opposition redacted portions at page i, line 11, page 1, line
 26 11, page 2, lines 2-6, 9, 14, 16-18, page 3, lines 5-6, 10-11, 24-25, page 4, lines 1, 15-17, page 5, lines 1,
 27 14-16, 26-27, page 6, lines 6-9, 11, page 7, lines 19-23, 25-26, page 8, lines 2, 4-5, 9-10, 21-22, 25, page
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1 9, lines 2, 7-8, 11-12, 14, 16, 21, 24-25, page 10, lines 1, 4, 7-8, 10-11, 14-19, 22-24, 26, page 11, line
2 10, page 12, line 10, and page 15, lines 6-7 because these portions contain information that Finjan or
3 Juniper has designated as “Highly Confidential – Attorneys’ Eyes Only.” Finjan relies on Juniper’s
4 representations and confidentiality designations that such information is confidential and needs to be
5 sealed.

6 6. Finjan seeks to seal Exhibits 1, 3, 6, 7, 9, and 10 to the Kastens Declaration because these
7 documents contain information that Juniper has designated as “Highly Confidential – Attorneys’ Eyes
8 Only.” Finjan relies on Juniper’s representations and confidentiality designations that such information
9 is confidential and needs to be sealed.

10 7. Finjan seeks to seal Exhibits 4 and 5 to the Kastens Declaration because these documents
11 contain information that Finjan has designated as “Highly Confidential – Attorneys’ Eyes Only.” They
12 contain confidential information regarding Finjan’s licensing strategies and licenses with third parties
13 that is subject to third-party confidentiality obligations.

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15 I declare under penalty of perjury under the laws of the United States of America that each of the
16 above statements is true and corrected. Executed on November 19, 2018, in New York, New York.

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18 By: /s/ Cristina Martinez
19 Cristina Martinez

20 **ATTESTATION**

21 Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the filing of this
22 document has been obtained from the signatories above.

23
24 /s/ Kristopher Kastens
25 Kristopher Kastens
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