

# Exhibit 1

## Curran, Casey

---

**From:** Curran, Casey  
**Sent:** Monday, November 26, 2018 12:35 PM  
**To:** 'Kastens, Kris'; ~Andre, Paul; ~Caire, Yuridia; ~Hannah, James; ~Hedvat, Shannon; ~Kobialka, Lisa; ~Lee, Hannah; ~Lee, Michael; ~Manes, Austin; ~Martinez, Cristina; ~Nguyen, Stephanie; ~Xu, Linjun  
**Cc:** Carson, Rebecca; Glucoft, Josh; Heinrich, Alan; Holland, Eileen; Isaac, Shawana; Kagan, Jonathan; Manzano, Jim; Quarnstrom, Brian; Song, Sharon; Theilacker, Leah; Wang, Kevin  
**Subject:** RE: Dkt. 245-1, Finjan, Inc. v. Juniper Networks, Inc., Case No. 17-05659 WHA

Kris,

As Juniper has made clear (and as Dr. Cole has admitted), no SRX products contain any of the accused Sky ATP source code. To the extent you are referring to the interface code, Juniper did in fact identify which platforms contain that when it identified the Junos versions that run on various platforms. For example, as shown in the chart in Juniper's interrogatory response, the most recent version of Junos run by SRX110 is 12.3X48, which was released in March 2015. If Finjan had reviewed that version, it would know that the interface code does not exist in it. In any event, the misstatement in Paragraph 6 has nothing to do with the particular contents of Juniper's source code. As Finjan is unwilling to correct this misstatement, we will inform the court of this issue.

Thank you,  
Casey

---

**From:** Kastens, Kris <KKastens@KRAMERLEVIN.com>  
**Sent:** Monday, November 26, 2018 11:45 AM  
**To:** Curran, Casey <ccurran@irell.com>; ~Andre, Paul <pandre@kramerlevin.com>; ~Caire, Yuridia <ycaire@kramerlevin.com>; ~Hannah, James <jhannah@kramerlevin.com>; ~Hedvat, Shannon <shedvat@kramerlevin.com>; ~Kobialka, Lisa <lkobialka@kramerlevin.com>; ~Lee, Hannah <hlee@kramerlevin.com>; ~Lee, Michael <mhlee@kramerlevin.com>; ~Manes, Austin <amanes@kramerlevin.com>; ~Martinez, Cristina <cmartinez@kramerlevin.com>; ~Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; ~Xu, Linjun <lxu@kramerlevin.com>  
**Cc:** Carson, Rebecca <RCarson@irell.com>; Glucoft, Josh <JGlucoft@irell.com>; Heinrich, Alan <AHeinrich@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>  
**Subject:** RE: Dkt. 245-1, Finjan, Inc. v. Juniper Networks, Inc., Case No. 17-05659 WHA

Casey,

Contrary to your letter, Juniper never identified the SRX products that incorporate the Sky ATP source code. If Juniper disagrees, identify where this explicit information was provided.

Sincerely,  
Kris

Kris Kastens

Partner

Kramer Levin Naftalis & Frankel LLP  
990 Marsh Road, Menlo Park, California 94025  
T 650.752.1715 F 650.752.1815  
[kkastens@kramerlevin.com](mailto:kkastens@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.

---

**From:** Curran, Casey <[ccurran@irell.com](mailto:ccurran@irell.com)>

**Sent:** Sunday, November 25, 2018 1:46 PM

**To:** Andre, Paul <[PAAndre@KRAMERLEVIN.com](mailto:PAAndre@KRAMERLEVIN.com)>; Caire, Yuridia <[YCaire@KRAMERLEVIN.com](mailto:YCaire@KRAMERLEVIN.com)>; Hannah, James <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>; Hedvat, Shannon H. <[SHedvat@KRAMERLEVIN.com](mailto:SHedvat@KRAMERLEVIN.com)>; Kastens, Kris <[KKastens@KRAMERLEVIN.com](mailto:KKastens@KRAMERLEVIN.com)>; Kobialka, Lisa <[LKobialka@KRAMERLEVIN.com](mailto:LKobialka@KRAMERLEVIN.com)>; Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>; Lee, Michael H. <[MHLee@KRAMERLEVIN.com](mailto:MHLee@KRAMERLEVIN.com)>; Manes, Austin <[AManes@KRAMERLEVIN.com](mailto:AManes@KRAMERLEVIN.com)>; Martinez, Cristina <[CMartinez@KRAMERLEVIN.com](mailto:CMartinez@KRAMERLEVIN.com)>; Nguyen, Stephanie <[SNguyen@KRAMERLEVIN.com](mailto:SNguyen@KRAMERLEVIN.com)>; Xu, Linda <[LXu@KRAMERLEVIN.com](mailto:LXu@KRAMERLEVIN.com)>

**Cc:** Carson, Rebecca <[RCarson@irell.com](mailto:RCarson@irell.com)>; Curran, Casey <[ccurran@irell.com](mailto:ccurran@irell.com)>; Glucoft, Josh <[JGlucoft@irell.com](mailto:JGlucoft@irell.com)>; Heinrich, Alan <[AHeinrich@irell.com](mailto:AHeinrich@irell.com)>; Holland, Eileen <[EHolland@irell.com](mailto:EHolland@irell.com)>; Isaac, Shawana <[SIsaac@irell.com](mailto:SIsaac@irell.com)>; Kagan, Jonathan <[JKagan@irell.com](mailto:JKagan@irell.com)>; Manzano, Jim <[JManzano@irell.com](mailto:JManzano@irell.com)>; Quarnstrom, Brian <[BQuarnstrom@irell.com](mailto:BQuarnstrom@irell.com)>; Song, Sharon <[ssong@irell.com](mailto:ssong@irell.com)>; Theilacker, Leah <[LTheilacker@irell.com](mailto:LTheilacker@irell.com)>; Wang, Kevin <[kwang@irell.com](mailto:kwang@irell.com)>

**Subject:** [EXTERNAL] Dkt. 245-1, Finjan, Inc. v. Juniper Networks, Inc., Case No. 17-05659 WHA

Counsel,

Please see the attached letter.

Thank you,  
Casey

**Casey Curran** | Irell & Manella LLP  
1800 Avenue of the Stars | Los Angeles, CA 90067  
Direct: (310) 203-7963 | Fax: (310) 203-7199  
[ccurran@irell.com](mailto:ccurran@irell.com) | [www.irell.com](http://www.irell.com)

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.

**IRELL & MANELLA LLP**A REGISTERED LIMITED LIABILITY LAW PARTNERSHIP  
INCLUDING PROFESSIONAL CORPORATIONSNOVEMBER 25, 2018840 NEWPORT CENTER  
DRIVE, SUITE 400  
NEWPORT BEACH, CA 92660-6324  
TELEPHONE (949) 760-0991  
FACSIMILE (949) 760-52001800 AVENUE OF THE STARS, SUITE 900  
**LOS ANGELES, CALIFORNIA 90067-4276**TELEPHONE (310) 277-1010  
FACSIMILE (310) 203-7199  
WEBSITE: [www.irell.com](http://www.irell.com)**WRITER'S DIRECT**  
TELEPHONE (310) 203-7963  
FACSIMILE (310) 556-5327  
[ccurran@irell.com](mailto:ccurran@irell.com)

November 25, 2018

**VIA E-MAIL**Kramer Levin Naftalis & Frankel LLP  
990 Marsh Road  
Menlo Park, CA 94025Re: Dkt. 245-1, *Finjan, Inc. v. Juniper Networks, Inc.*, Case No. 17-05659 WHA

Dear Counsel:

On November 23, 2018, Finjan filed the Declaration of Kristopher Kastens in Support of its Reply Brief to its Motion to Exclude Opinions of Damages Expert Dr. Keith Ugone (Dkt. 245-1). Paragraph 6 of Mr. Kastens's declaration states: "Juniper never informed Finjan that its production of source code for the accused products was specific to only certain models of SRX products." This statement is incorrect.

In Juniper's response to Finjan's Interrogatory Number 3 on March 26, 2018, Juniper stated: "Juniper directs Finjan to the directory structure provided on the secured review computer *to identify the products corresponding to the source code by product name* and release and the directories and subdirectories of the source code corresponding to the active source code incorporated into each of the products. The table below shows the versions of Junos *corresponding to specific SRX Gateways.*"

Additionally, Juniper provided the following table in its response, which demonstrates that the source code varies between the different SRX models.

	Junos 12.1	Junos 12.1X44	Junos 12.1X45	Junos 12.1X46	Junos 12.1X47	Junos 12.3X48	Junos 15.1X49	Junos 17.3	Junos 17.4
Release Date	3/28/12	1/18/13	7/17/13	12/30/13	8/18/14	3/6/15	6/30/15	8/25/17	12/21/17
SRX110	✓	✓	✓	✓	✓	✓	×	×	×
SRX220	✓	✓	✓	✓	✓	✓	×	×	×
SRX3XX	×	×	×	×	×	×	✓	✓	✓
SRX550	N/A	✓	✓	✓	✓	✓	✓	✓	✓
SRX1400	✓	✓	✓	✓	✓	✓	×	×	×
SRX1500	×	×	×	×	×	×	✓	✓	✓
SRX3400	✓	✓	✓	✓	✓	✓	×	×	×

**IRELL & MANELLA LLP**A REGISTERED LIMITED LIABILITY LAW PARTNERSHIP  
INCLUDING PROFESSIONAL CORPORATIONS

Kramer Levin Naftalis &amp; Frankel LLP

November 25, 2018

Page 2

SRX3600	✓	✓	✓	✓	✓	✓	×	×	×
SRX4100	×	×	×	×	×	×	✓	✓	✓
SRX4200	×	×	×	×	×	×	✓	✓	✓
SRX5400	✓	✓	✓	✓	✓	✓	✓	✓	✓
SRX5600	✓	✓	✓	✓	✓	✓	✓	✓	✓
SRX5800	✓	✓	✓	✓	✓	✓	✓	✓	✓
vSRX	×	×	×	✓	✓	✓	✓	✓	✓
cSRX	×	×	×	×	×	×	×	×	×

As a professional courtesy Juniper will provide Finjan the opportunity to correct its misrepresentation to the Court in accordance with its duty of candor. If Finjan fails to file an errata with the Court by noon on November 28, 2018, however, Juniper will call this to the Court's attention. Juniper reserves all rights.

Sincerely,

*/s/ Casey Curran*

Casey Curran