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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

**PLAINTIFF FINJAN, INC.'S
ADMINISTRATIVE MOTION TO FILE
DOCUMENTS UNDER SEAL**

1 **I. INTRODUCTION**

2 Pursuant to Federal Rule of Civil Procedure 26(c), Civil Local Rules 7-11 and 79-5, Plaintiff,
3 Finjan, Inc. (“Finjan”), brings this Administrative Motion to File Under Seal. The document identified
4 below contain confidential information of Finjan. Specifically, there exist good cause and compelling
5 reasons to file the following document under seal:

Identification of Documents to be Sealed	Entity that Designated the Information to be Confidential
Joint Proposed Jury Instructions, page 44, lines 19-20	Finjan

9 **II. ARGUMENT**

10 This Administrative Motion to File Documents Under Seal should be granted because there are
11 good cause and compelling reasons to seal the identified document. Finjan seeks to seal only those
12 documents and portions of documents that it identified as containing confidential information pursuant to
13 the Protective Order.

14 Finjan seeks to seal Joint Proposed Jury Instructions, redacted portions at page 44, lines 19-20,
15 as set forth in the accompanying declaration of Austin Manes in Support of this Administrative Motion
16 (“Manes Sealing Declaration”), because these portions contain information that Finjan has designated
17 as “Highly Confidential – Attorneys’ Eyes Only.” Finjan seeks to seal material that contains its
18 confidential information because they relate to confidential license negotiations or a confidential
19 license agreement with a third party.

20 Specifically, Joint Proposed Jury Instructions, redacted portions on page 44, lines 19-20 contain
21 information related to confidential license agreements with third parties that is subject to third-party
22 confidentiality obligations and Finjan maintains as confidential within its business. Public disclosure of
23 this information would prejudice Finjan’s ability to engage in future licensing negotiations and be in
24 violation of its confidentiality obligations to a third party.

25 Pursuant to Civil Local Rule 79-5, Finjan has filed publicly the relevant excerpts of information
26 that are not confidential. Attached hereto are redacted and unredacted versions of the documents set
27 forth above.

1 **III. CONCLUSION**

2 For the foregoing reasons, Finjan respectfully requests that the Court grant its Administrative
3 Motion to File Documents Under Seal.

4 Respectfully submitted,

5 Dated: November 27, 2018

6 By: /s/ Paul Andre

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