

1 PAUL ANDRE (State Bar No. 196585)  
pandre@kramerlevin.com  
2 LISA KOBIALKA (State Bar No. 191404)  
lkobialka@kramerlevin.com  
3 JAMES HANNAH (State Bar No. 237978)  
jhannah@kramerlevin.com  
4 KRISTOPHER KASTENS (State Bar No. 254797)  
kkastens@kramerlevin.com  
5 KRAMER LEVIN NAFTALIS & FRANKEL LLP  
6 990 Marsh Road  
7 Menlo Park, CA 94025  
8 Telephone: (650) 752-1700  
Facsimile: (650) 752-1800

9 *Attorneys for Plaintiff*  
10 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 KRISTOPHER  
KASTENS IN SUPPORT OF PLAINTIFF  
FINJAN, INC.'S OPENING CLAIM  
CONSTRUCTION BRIEF FOR U.S. PATENT  
NO. 7,418,731**

Date: TBD  
Time: 8:00 a.m.  
Courtroom: Courtroom 12, 19<sup>th</sup> Floor  
Before: Hon. William Alsup

1 I, Kristopher Kastens, duly declare as follows:

2 1. I am an attorney at Kramer Levin Naftalis & Frankel LLP, a counsel of record for the  
3 plaintiff, Finjan, Inc. (“Finjan”), in the above referenced matter. I have personal knowledge of the  
4 facts stated below and can testify competently to those facts. I submit this declaration in support of  
5 Finjan’s Opening Claim Construction Brief for U.S. Patent No. 7,418,731.

6 2. Attached hereto as **Exhibit 1** is a true and correct copy of U.S. Patent No. 7,418,731,  
7 bearing bates numbers FINJAN-JN 340143 – 54.

8 3. Attached hereto as **Exhibit 2** is a true and correct copy of the Decision Denying  
9 Institution of *Inter Partes Review* from *Palo Alto Networks, Inc. v. Finjan, Inc.*, Case IPR2015-02000,  
10 dated March 23, 2016.

11  
12 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
13 and correct. Executed on December 21, 2018 in Worthington, Ohio.

14  
15 /s/ Kristopher B. Kastens  
16 Kristopher B. Kastens  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28