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10 *Attorneys for Plaintiff*  
11 FINJAN, INC.

11 **IN THE UNITED STATES DISTRICT COURT**  
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN FRANCISCO DIVISION**  
14

15 FINJAN, INC., a Delaware Corporation,

16 Plaintiff,

17 v.

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

20 Defendant.  
21  
22  
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Case No.: 3:17-cv-05659-WHA

**[PROPOSED] ORDER GRANTING  
PLAINTIFF FINJAN, INC.'S NOTICE OF  
MOTION AND RENEWED MOTION FOR  
JUDGMENT AS A MATTER OF LAW  
PURSUANT TO FED. R. CIV. P. 50(B);  
MOTION FOR NEW TRIAL UNDER FED.  
R. CIV. P. 59; AND MOTION FOR  
CERTIFICATION FOR IMMEDIATE  
APPEAL IN THE ALTERNATIVE**

**[PROPOSED] ORDER**

1  
2 Plaintiff Finjan, Inc.’s (“Finjan”) Renewed Motion for Judgement as a Matter of Law under Rule  
3 50(b), Motion for a New Trial under Rule 59, and Motion for Certification for Immediate Appeal in the  
4 Alternative was brought before the Court. Upon consideration of this motion and the pleadings and  
5 papers file in support of and opposition to the same, and **GOOD CAUSE** appearing therefor, this Court  
6 finds as follows:

7 [Finjan’s Renewed Motion for Judgement as a Matter of Law is hereby **GRANTED**. Finjan  
8 presented overwhelming evidence that Juniper’s SRX Gateways with SkyATP and Sky ATP by itself  
9 infringe Claim 10 of U.S. Patent No. 8,677,494 and Juniper failed to rebut that evidence, such that no  
10 reasonable jury could reach a verdict of non-infringement. The Court will enter a verdict of  
11 infringement as a matter of law under Federal Rule of Civil Procedure 50(b).]

12 /

13 [Finjan’s Motion for a New Trial is hereby **GRANTED**. Finjan is entitled to a new trial on the  
14 issues of infringement and damages. The Court will issue a scheduling order for a new trial on these  
15 issues.]

16 /

17 [Finjan’s requested Certification for Immediate Interlocutory Appeal is hereby **GRANTED**. All  
18 final rulings and orders arising from the first showdown procedure regarding U.S. Patent Nos. 6,804,780  
19 and 8,677,494 are hereby certified for immediate appeal. The Court will issue an order staying the  
20 remainder of this case pending the outcome of any appeal.]

21  
22 **IT IS SO ORDERED.**

23  
24 DATED: \_\_\_\_\_

By: \_\_\_\_\_  
Hon. William Alsup  
United States District Judge