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UNITED STATES DISTRICT COURT					
NORTHERN DISTRI	ICT OF CALIFORNIA				
SAN FRANCI	SCO DIVISION				
FINJAN, INC., a Delaware Corporation,) Case No. 3:17-cv-05659-WHA				
Plaintiff,	DEFENDANT JUNIPER NETWORKS, INC.'S MOTION TO STRIKE NEW				
vs.	THEORIES FROM PLAINTIFF FINJAN, INC.'S MOTION FOR SUMMARY				
JUNIPER NETWORKS, INC., a Delaware Corporation,) JUDGMENT)				
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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE OF MOTION

PLEASE TAKE NOTICE that on May 2, 2019, at 8:00 a.m., or as soon thereafter as the matter may be heard, in Courtroom 12, 19th Floor, of the San Francisco Courthouse, 450 Golden Gate Avenue, San Francisco, California 94102, before the Honorable William Alsup, Defendant Juniper Networks, Inc. ("Juniper") will and hereby does move for an order striking the new infringement theories plaintiff Finjan, Inc. ("Finjan") introduced for the first time in its Motion for Early Summary Judgment Regarding Infringement of Claim 1 of U.S. Patent No. 8,141,154 (Dkt. No. 369, the "Motion"). This motion is based on: this Notice of Motion; the Memorandum of Points and Authorities below; the Declaration of Joshua Glucoft and exhibits attached thereto; all documents in the Court's file; and such other written or oral argument as may be presented at or before the time this motion is heard.

The parties met and conferred regarding this issue but Finjan was unwilling to withdraw its previously undisclosed infringement theories and unable to provide specific citations in its infringement contentions showing where all of Finjan's new infringement theories were disclosed.

STATEMENT OF RELIEF REQUESTED

Juniper seeks an order striking from Finjan's Motion and corresponding expert declaration all of the new infringement theories that Finjan presented for the first time in its Motion because Finjan failed to timely and properly disclose such theories as required under Patent L.R. 3.

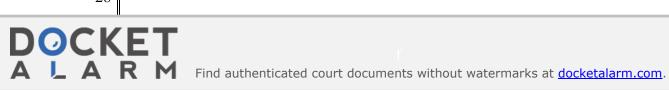
STATEMENT OF ISSUES TO BE DECIDED

- 1. Whether Finjan disclosed its identification of "http://" as the claimed "first function" in its infringement contentions.
- 2. Whether Finjan disclosed its identification of ATP Appliance's SmartCore component as the claimed "content processor" and chain heuristics engine as the claimed "security computer" in its infringement contentions.
- 3. Whether Finjan disclosed its identification of Sky ATP's "verdict engine" as the claimed "security computer" in its infringement contentions.





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