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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

**DECLARATION OF MARCUS COLUCCI
IN SUPPORT OF PLAINTIFF FINJAN,
INC.'S ADMINISTRATIVE MOTION TO
FILE DOCUMENTS UNDER SEAL**

1 I, Marcus Colucci, declare:

2 1. I have personal knowledge of the facts stated herein and can testify competently to those
3 facts.

4 2. I am an attorney at Kramer Levin Naftalis & Frankel LLP, counsel of record for Finjan,
5 Inc. (“Finjan”). I make this declaration in support of Plaintiff Finjan, Inc.’s Motion to Seal its
6 Opposition to Defendant Juniper Networks, Inc.’s Motion to Strike Theories From Juniper Networks,
7 Inc.’s Motion for Summary Judgment, and Motion to Amend, pursuant to Civil Local Rules 79-5(d)-(e).

8 3. I have reviewed the following documents and confirmed that they contain information
9 designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly Confidential – Attorneys’ Eyes
10 Only – Source Code” by Juniper pursuant to the stipulated protective order in this litigation.

Identification of Documents to be Sealed	Entity that Designated the Information to be Confidential
Plaintiff Finjan, Inc.’s Opposition to Defendant Juniper Networks, Inc.’s Motion to Strike Theories From Juniper Networks, Inc.’s Motion for Summary Judgment, and Motion to Amend, at the following page:line numbers: 2:18-19; 3:4-8; 3:10-24; 3:26-27; 4:1-20; 5:11-12; 6:19-24; 7:10-16; 7:19-28; 8:1-26; 9:1-12; 9:19-27; 10:1-9; 10:17-26; 11:8-23; 11:25-27; 12:1; 12:3-10; 12:17-26; 13:1-2; 13:17-21.	Juniper
Declaration of Kristopher Kastens filed in Support of Plaintiff Finjan, Inc.’s Opposition to Defendant Juniper Networks, Inc.’s Motion to Strike Theories From Finjan’s Motion for Summary Judgment, and Motion to Amend (“Kastens Declaration”), at the following page and line number: page 1, line 13.	Juniper
Exhibit B to the Kastens Declaration, at the following page: line numbers: page 1 and page 2.	Juniper
Exhibit D to the Kastens Declaration at page 1:22-26, 2:1-5, 6:2-25 and 7:1-11.	Juniper

24 4. This Administrative Motion to File Documents Under Seal should be granted because
25 good cause and compelling reasons exist to seal the documents identified above. Finjan seeks to seal
26 only those documents and portions of documents that Juniper identified as containing confidential
27 information pursuant to the Protective Order.

1 5. Finjan seeks to seal Plaintiff Finjan, Inc.'s Opposition to Defendant Juniper Networks,
2 Inc.'s Motion to Strike Theories From Juniper Networks, Inc.'s Motion for Summary Judgment, and
3 Motion to Amend at the following page:line numbers: 2:18-19; 3:4-8; 3:10-24; 3:26-27; 4:1-20; 5:11-12;
4 6:19-24; 7:10-16; 7:19-28; 8:1-26; 9:1-12; 9:19-27; 10:1-9; 10:17-26; 11:8-23; 11:25-27; 12:1; 12:3-10;
5 12:17-26; 13:1-2; 13:17-21, and Exhibits B and D to the Kastens Declaration, including page 1, line 13
6 of the Kastens Declaration filed in support of the same, because these portions contain descriptions or
7 quotes from Juniper's technical documents or source code, the public disclosure of which Juniper claims
8 could harm its business.

9 6. I declare under penalty of perjury under the laws of the United States of America that
10 each of the above statements is true and corrected. Executed on March 28, 2019, in New York, New
11 York.

12 By: /s/ Marcus Colucci
13 Marcus Colucci

14
15 **ATTESTATION**

16 Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the filing of this
17 document has been obtained from the signatories above.

18
19 /s/ Kristopher Kastens
20 Kristopher Kastens