

EXHIBIT 9

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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**

14
15 FINJAN, INC., a Delaware Corporation,
16 Plaintiff,
17 v.
18 JUNIPER NETWORKS, INC., a Delaware
Corporation,
19 Defendant.

Case No.: 3:17-cv-05659-WHA

**PLAINTIFF FINJAN, INC.'S FOURTH SET
OF INTERROGATORIES TO DEFENDANT
JUNIPER NETWORKS, INC. (NO. 11-12)**

1 Plaintiff Finjan, Inc. (“Finjan”), by counsel, and pursuant to Federal Rules of Civil Procedure
2 26 and 33, hereby requests that Defendant Juniper Networks, Inc. (“Juniper” or “Defendant”) provide
3 verified answers to the following interrogatories separately, fully, and under oath within thirty (30)
4 days of the date of service of these interrogatories in accordance with the following Definitions and
5 Instructions. These interrogatories impose a continuing duty upon Defendant to promptly supplement
6 in accordance with Federal Rule of Civil Procedure 26(e) and the Local Rules of the Northern District
7 of California as Defendant becomes aware of, generates, or acquires additional knowledge or
8 information responsive to these interrogatories.

9 **DEFINITIONS**

10 1. The terms “You,” “Your,” and “Defendant” shall mean Juniper Networks, Inc., Your
11 present and former directors, officers, employees, parent organization(s), subsidiary organization(s),
12 predecessors in interest, successors in interest, divisions, servants, agents, attorneys, consultants,
13 partners, associates, investigators, representatives, accountants, financial advisors, distributors and any
14 other person acting on Your behalf, pursuant to Your authority or subject to Your control, including
15 any and all joint ventures or other legal entities of any type whatsoever in which You own or owned
16 any interest, receive or received any payments, and/or participate or now participates in any manner.

17 2. The term “Finjan” shall mean Finjan, its present and former directors, officers,
18 employees, parent organization(s), subsidiary organization(s), predecessors in interest, successors in
19 interest, divisions, servants, agents, attorneys, consultants, partners, associates, investigators,
20 representatives, accountants, financial advisors, distributors and any other person acting on its behalf,
21 pursuant to its authority or subject to its control.

22 3. The term “third party” shall mean any person or entity other than Finjan or Defendant.

23 4. The term “Complaint” shall refer to Finjan’s Complaint for Patent Infringement in this
24 case, filed on August 16, 2017, and any subsequently filed amended complaints.

25 5. The term “Asserted Patents” shall mean U.S. Patent Nos.: 6,154,844 (“the ‘844
26 Patent”); 6,804,780 (“the ‘780 Patent”), 7,613,926 (“the ‘926 Patent”); 7,613,633 (“the ‘633 Patent”);
27 8,141,154 (“the ‘154 Patent”), and 8,677,494 (“the ‘494 Patent”), collectively.

1 6. The term “Accused Instrumentalities” shall include the Juniper products and services
2 identified in Finjan’s Initial Disclosure of Asserted Claims and Infringement Contentions and
3 supplements thereto, including all products listed under Patent L.R. 3-1, Exhibit A, or the attached
4 charts thereto, and any and all supplements or amendments thereto.

5 7. The term “Server” shall include any computer, computer system, distributed computer
6 system, or virtual system that hosts functionality, software, applications, and services, and includes
7 computers providing cloud-based processing functionality and to avoid any doubt, includes, but is not
8 limited to, the following types: scanning server, sandboxing server, API interface server, load
9 balancing server, application server, catalog server, communications server, computing server,
10 database server, file server, mail server, media sever, and web server.

11 8. The term “Database” shall include all systems, components, or modules that are “a
12 collection of interrelated data organized according to a database schema to serve one or more
13 applications” and to avoid any doubt, and irrespective of Juniper’s interpretation of “Database,”
14 includes, but is not limited to, the following: relational databases, RDBMS, SQL, MySQL, SQLite,
15 PostgreSQL, DB2, Oracle Database, Microsoft SQL server, NoSQL, key-value stores, REDIS,
16 DynamoDB, wide column stores, Cassandra, Scylla, HBase, document stores, MongoDB, Couchbase,
17 search engine databases, JSON stores, Elasticsearch, Splunk, and data stores.

18 9. The term “Asserted Claims” shall include claims 1, 15, and 41 of the ‘844 Patent,
19 claims 1 and 9 of the ‘780 Patent, claims 15 and 22 of the ‘926 Patent; claims 1, 8, 14, and 19 of the
20 ‘633 Patent, claim 1 of the ‘154 Patent, and claims 10, 14, and 18 of the ‘494 Patent, and any claim
21 listed in Finjan’s Initial Disclosure of Asserted Claims and Infringement Contentions and supplements
22 thereto.

23 10. The term “prior art” shall refer to all publications, patents, physical devices, prototypes,
24 products, manufactures, uses, sales, offers for sale, imports, or other activities concerning the subject
25 matter of the Asserted Patents and existing on or occurring at a date such as to be relevant under any
26 subdivision of 35 U.S.C. §§ 102 or 103.

1 11. The term “person” or “entity” shall refer to any individual, corporation, proprietorship,
2 association, joint venture, company, partnership, or other business or legal entity, including
3 governmental bodies and agencies. The masculine includes the feminine and vice versa; the singular
4 includes the plural and vice versa.

5 12. The term “document(s)” shall have the broadest meaning ascribed to it by Federal Rule
6 of Civil Procedure 34 and Federal Rule of Evidence 1001, and shall include within its meaning any and
7 all papers, videotapes or video recordings, photographs, films, recordings, memoranda, books, records,
8 accounts, letters, telegrams, correspondence, notes of meetings, notes of conversations, notes of
9 telephone calls, inter-office memoranda or written communications of any nature, recordings of
10 conversations either in writing or by means of any mechanical or electrical recording device, notes,
11 papers, reports, analyses, invoices, canceled checks or check stubs, receipts, minutes of meetings, time
12 sheets, diaries, desk calendars, ledgers, schedules, licenses, financial statements, telephone bills, logs,
13 and any differing versions of the foregoing whether denominated formal, informal, or otherwise, as
14 well as copies of the foregoing which differ in any way, including handwritten notations or other
15 written or printed matter of any nature, from the original. The foregoing specifically includes the
16 information stored in any form, including electronic form, on a computer or in a computer database or
17 otherwise, including electronic mail. Moreover, the term “document” shall also include all “technical
18 documents,” such as source code, specifications, schematics, flow charts, artwork, drawings, pictures,
19 pictorial representations, formulas, troubleshooting guides, service bulletins, technical bulletins,
20 production specification sheets, white papers, operator manuals, operation manuals, and instruction
21 manuals.

22 13. The term “communication” shall mean, including its usual and customary meaning, any
23 transmission, conveyance or exchange of a word, statement, fact, thing, idea, document, instruction,
24 information, demand, or question by any medium, whether by written, oral, or other means, including,
25 but not limited to, electronic communications and electronic mail.

26 14. The term “thing” shall mean any tangible object, other than a document.
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