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

16 FINJAN, INC., a Delaware Corporation,

17 Plaintiff,

18 v.

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

21 Defendant.
22

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

**[PROPOSED] ORDER GRANTING
PLAINTIFF FINJAN, INC.'S CORRECTED
ADMINISTRATIVE MOTION TO KEEP
COURT FILINGS UNDER SEAL,
PURSUANT TO THE COURT'S ORDER
AT DKT. NO. 388**

1 Plaintiff Finjan, Inc.'s ("Finjan") Corrected Administrative Motion to File Documents Under
 2 Seal was brought before this Court. Upon consideration of this motion and the supporting declaration of
 3 Austin Manes filed in support of the motion, the Court finds there to be good cause and compelling
 4 reasons for granting the request to file certain documents under seal.

5 GOOD CAUSE and compelling reasons having been shown, the Court finds that:

6 1. There exist overriding confidentiality interests that overcome the right of public access to
 7 the record of the following documents:

Identification of Documents	Dkt. No.	Specific Page and Line Numbers to Seal	Reason to Keep Sealed
Exhibit 7 to the Carson Declaration filed in support Defendant Juniper Networks Inc.'s Motion for Summary Judgment regarding Claim 1 of the '780 Patent.	<i>Unredacted Version filed at Dkt. No. 95-15</i>	Page 2, line 19 Page 3, lines 7 and 18	Identifies a confidential licensee who is also an unrelated third-party; Finjan is obligated to keep the name of the first licensee listed on each of these lines confidential
Exhibit 8 to the Carson Declaration filed in support Defendant Juniper Networks Inc.'s Motion for Summary Judgment regarding Claim 1 of the '780 Patent.	<i>Unredacted Version filed at Dkt. No. 105-3</i>	Page 8, line 11	Identifies a confidential licensee who is also an unrelated third-party; Finjan is obligated to keep the name of this licensee confidential
Exhibit 1 to Defendant Juniper Networks Inc.'s Motion to Exclude the Testimony of Mr. Kevin M. Arst	<i>Unredacted Version filed at Dkt. No. 228-7</i>	Pages 7-12 of the Arst Report and the entire Exhibit 2.1 to Arst Report	Identifies specific terms and dollar amounts of Finjan's confidential agreements with unrelated third-parties
Exhibit 6 to Defendant Juniper Networks Inc.'s Motion to Exclude the Testimony of Mr. Kevin M. Arst	<i>Unredacted Version filed at Dkt. 242-4</i>	Page 71, lines 7-14 of the October 23, 2018 Deposition of Philip Hartstein	Identifies specific dollar amounts of Finjan's confidential agreements with unrelated third-parties

1 2 3 4	Exhibit 4 to Finjan's Opposition to Defendant Juniper Networks Inc.'s Motion to Exclude the Testimony of Mr. Kevin M. Arst	<i>Unredacted Version filed at Dkt. No. 238-10</i>	Page 79, line 2 through Page 80 line 23 of the October 23, 2018 Deposition of Philip Hartstein	Identifies specific terms of Finjan's confidential agreement with an unrelated third-party
5 6 7	Finjan's Motion to Exclude Opinions of Defendant's Damages Expert Dr. Keith R. Ugone	<i>Unredacted Version filed at Dkt. No. 229-4</i>	The dollar amounts listed in footnote 3 on Page 7, lines 25-27.	Identifies specific dollar amounts of Finjan's confidential agreements with unrelated third-parties
8 9 10	Exhibit 2 to Finjan's Motion to Exclude Opinions of Defendant's Damages Expert Dr. Keith R. Ugone	<i>Unredacted Version filed at Dkt. No. 229-8</i>	Pages 10-11 of the Arst Report	Identifies specific terms and dollar amounts of Finjan's confidential agreements with unrelated third-parties
11 12 13	Exhibit 5 to Finjan's Motion to Exclude Opinions of Defendant's Damages Expert Dr. Keith R. Ugone	<i>Unredacted Version filed at Dkt. No. 229-12</i>	Page 1 of Exhibit 5, Bates Numbered FINJAN-JN 039749	Includes copies of actual pages from Finjan's confidential agreement with an unrelated third-party
14 15 16 17	Defendant Juniper Networks Inc.'s Opposition to Finjan's Motion to Exclude Opinions of Defendant's Damages Expert Dr. Keith R. Ugone	<i>Unredacted Version filed at Dkt. No. 236-4</i>	Page 14, line 5	Identifies a confidential licensee who is also an unrelated third-party, whose name Finjan is obligated to keep confidential
18 19 20 21 22	Exhibit 3 to the Kastens Declaration filed in support of Finjan's Reply in support of its Motion to Exclude Opinions of Defendant's Damages Expert Dr. Keith R. Ugone	<i>Unredacted Version filed at Dkt. No. 244-8</i>	The Entire Exhibit 3	Includes copies of actual pages from Finjan's confidential agreement with an unrelated third-party
23 24 25 26	Exhibit 8 to the Manes Declaration filed in support of Finjan's Opposition to Defendant Juniper Networks Inc.'s Motions in Limine Nos. 1-3	<i>Unredacted Version filed at Dkt. No. 261-11</i>	Pages 108 and 128 of the PDF attached as Exhibit 8 (i.e., Bates Numbered pages FINJAN-JN 193242 and FINJAN-JN 193262)	Identifies specific dollar amounts of Finjan's confidential agreements with unrelated third-parties

1 Exhibit 2 to the Wang 2 Declaration filed in support of 3 Defendant Juniper Networks 4 Inc.'s Motions in Limine Nos. 1-5	Unredacted Version filed at Dkt. No. 261-9	Pages 7-12 of the Arst Report	Identifies specific terms and dollar amounts of Finjan's confidential agreements with unrelated third-parties
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5 2. A substantial probability exists that the overriding confidentiality interests will be
 6 prejudiced if the record is not sealed;

7 3. The proposed sealing is narrowly tailored; and

8 4. No less restrictive means exist to achieve these overriding interests.

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 10 IT IS THEREFORE ORDERED that Finjan's Corrected Administrative Motion to File
 11 Documents Under Seal is GRANTED with respect to the documents set forth above. IT IS SO
 12 ORDERED.

13
 14 DATED: _____

By: _____
 Hon. William Alsup
 United States District Judge