

EXHIBIT 23

1 UNITED STATES DISTRICT COURT
 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 3 SAN JOSE DIVISION

4 FINJAN, INC, A DELAWARE
 CORPORATION,
 5 PLAINTIFF, CASE NO. CV-13-03999-BLF
 6 VS. SAN JOSE, CALIFORNIA
 7 JULY 24, 2015
 8 BLUE COAT SYSTEMS, INC., A
 DELAWARE CORPORATION, VOLUME 4
 9 DEFENDANT. PAGES 679 - 915

10 TRANSCRIPT OF TRIAL
 11 BEFORE THE HONORABLE BETH LABSON FREEMAN
 UNITED STATES DISTRICT JUDGE AND A JURY
 12 A-P-P-E-A-R-A-N-C-E-S

13 FOR THE PLAINTIFF: KRAMER, LEVIN, NAFTALIS & FRANKEL,
 14 LLP
 15 BY: PAUL J. ANDRE
 LISA KOBIALKA
 16 JAMES HANNAH
 KRISTOPHER KASTENS
 HANNAH LEE
 17 990 MARSH ROAD
 18 MENLO PARK, CALIFORNIA 94025

19 FOR THE DEFENDANT: WILSON, SONSINI, GOODRICH & ROSATI
 20 BY: EDWARD POPLAWSKI
 OLIVIA KIM
 21 VERA ELSON
 633 WEST FIFTH STREET, 15TH FLOOR
 22 LOS ANGELES, CALIFORNIA 90071

23 (APPEARANCES CONTINUED ON THE NEXT PAGE.)
 24 OFFICIAL COURT REPORTER: IRENE L. RODRIGUEZ, CSR, RMR, CRR
 25 CERTIFICATE NUMBER 8074
 PROCEEDINGS RECORDED BY MECHANICAL STENOGRAPHY,
 TRANSCRIPT PRODUCED WITH COMPUTER.

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3 ALSO PRESENT:

4 JIM HOY
 5 GEOFF THOMAS
 6 PHIL HARTSTEIN
 7 JULIE MAR-SPINOLA

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06:15 1 Q. CAN WE PLEASE SHOW THAT DEMONSTRATIVE.

06:15 2 A. **SO OVER HERE WE'RE TALKING ABOUT THE PROXYSG AND PROXYAV**

06:15 3 **AND REMEMBER THAT STANDS FOR ANTI-VIRUS.**

06:15 4 **PROXYSG WAS A PRECURSOR, I GUESS, TO THE CAS PRODUCT, THE**

06:15 5 **CONTENT ANALYSIS SYSTEM, THAT WE HEARD ABOUT EARLIER IN THE**

06:15 6 **CASE.**

06:15 7 **HERE THE USER WILL SEND A REQUEST TO PROXYSG AND AT SOME**

06:15 8 **POINT IN THE PROCESS THE PROXYSG WILL GO ON THE INTERNET AND**

06:15 9 **GET THE FILE.**

06:15 10 **AND AH. HERE'S THE FILE ON THE INTERNET, THE NEWS PAGE.**

06:16 11 **CONTINUE.**

06:16 12 **AND ONE THING TO NOTICE IS THAT AS DR. COLE HAS TALKED**

06:16 13 **ABOUT, YOU KNOW, PAGES OFTEN CONSIST OF MULTIPLE COMPONENTS.**

06:16 14 **HE WAS TALKING IN THE CONTEXT OF SOFTWARE COMPONENTS OR OTHER**

06:16 15 **COMPONENTS SUCH AS PICTURES OR SUCH, BUT A WEB PAGE CAN BE**

06:16 16 **COMPOSED OF SEPARATE PIECES THAT CAN COME, IN FACT, FROM**

06:16 17 **DIFFERENT SOURCES. AND THAT'S WHAT WE'RE SHOWING HERE.**

06:16 18 **PLEASE CONTINUE.**

06:16 19 **OKAY. SO EACH OF THOSE PIECES WILL GET DOWNLOADED FROM**

06:16 20 **THE INTERNET OVER TO THE PROXYSG, AND THE PROXYSG MAY WANT TO**

06:16 21 **SEND THEM TO THE PROXYAV OR THEY'LL BE SENT OVER AS WE'LL TALK**

06:16 22 **ABOUT AS QUICKLY AS IS POSSIBLE. AND AS SOON AS THEY CAN BE**

06:16 23 **PROCESSED, ONE OF THE FIRST STEPS IS THAT THESE PIECES WILL BE**

06:16 24 **HASHED.**

06:16 25 **SO THE LITTLE MEAT GRINDER IN THE VIDEO.**

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06:16 1 **NOW, EACH OF THOSE PIECES IS HASHED, AS WE'VE TALKED**

06:17 2 **ABOUT, USING THE MD5 FUNCTION, AND THEN WHAT WE'LL BE TALKING**

06:17 3 **ABOUT IS THE I.D. IS THE COMBINATION OF THOSE HASHES TOGETHER.**

06:17 4 Q. SO LET'S TURN TO THE CLAIMS OF THE '780 PATENT. WHICH

06:17 5 CLAIMS DID YOU FIND WERE INFRINGED BY THE PROXYSG AND PROXYAV

06:17 6 PRODUCTS?

06:17 7 A. **9 AND 13.**

06:17 8 Q. AND IF YOU LOOK AT THE FIRST ONE A COMMUNICATIONS ENGINE

06:17 9 FOR OBTAINING A DOWNLOADABLE THAT INCLUDES ONE OR MORE

06:17 10 REFERENCES TO SOFTWARE COMPONENTS REQUIRED TO BE EXECUTED BY

06:17 11 THE DOWNLOADABLE.

06:17 12 DO YOU SEE THAT?

06:17 13 A. **YES, I DO.**

06:17 14 Q. IS IT YOUR UNDERSTANDING THE COURT HAS CONSTRUED

06:17 15 DOWNLOADABLE AS APPLICATION PROGRAM WHICH IS DOWNLOADED FROM A

06:17 16 SOURCE COMPUTER AND RUN ON A DESTINATION COMPUTER?

06:17 17 A. **YES, THAT'S THE COURT'S CONSTRUCTION AND THE DEFINITION I**

06:17 18 **USED IN MY ANALYSIS.**

06:17 19 Q. AND IS IT YOUR OPINION THAT THE PROXYSG AND THE PROXYAV IS

06:17 20 A SYSTEM FOR GENERATING A DOWNLOADABLE I.D. TO IDENTIFY A

06:18 21 DOWNLOADABLE?

06:18 22 A. **YES.**

06:18 23 Q. IS IT ALSO YOUR UNDERSTANDING THAT BLUE COAT HAS

06:18 24 STIPULATED THAT PROXYSG AND THE PROXYAV PRODUCTS CONTAIN A

06:18 1 INCLUDES ONE OR MORE REFERENCES TO SOFTWARE COMPONENTS REQUIRED

06:18 2 TO BE EXECUTED BY THE DOWNLOADABLE?

06:18 3 A. **IT'S MY UNDERSTANDING THAT THAT HAS BEEN STIPULATED.**

06:18 4 Q. IS IT YOUR OPINION, NONETHELESS, THAT THE PROXYSG AND THE

06:18 5 PROXYAV PRODUCTS MEETS THE LIMITATION OF CLAIM 9?

06:18 6 A. **YES. SO AS WE HAVE SEEN THE PROXYSG WILL DOWNLOAD A FILE,**

06:18 7 **AND THAT FILE MAY CONTAIN ONE OR MORE SOFTWARE COMPONENTS THAT**

06:18 8 **ARE TO BE EXECUTED.**

06:18 9 Q. AND IS THAT OPINION BASED ON YOUR REVIEW OF THE

06:18 10 CONFIDENTIAL DOCUMENTS, PUBLIC DOCUMENTS, TESTIMONY, AND

06:18 11 TESTING OF THE PRODUCTS?

06:18 12 A. **YES, IT IS.**

06:18 13 Q. CAN WE PUT A CHECK IN THAT BOX?

06:18 14 A. **YES.**

06:18 15 Q. ALL RIGHT. LET'S TURN TO THE SECOND ELEMENT WHICH IS THE

06:18 16 I.D. GENERATOR ELEMENT.

06:18 17 A. **CERTAINLY.**

06:18 18 Q. CAN YOU PLEASE -- LET ME START OFF FIRST, IS IT YOUR

06:19 19 UNDERSTANDING THAT THE COURT HAS CONSTRUED PERFORMING A HASHING

06:19 20 FUNCTION ON THE DOWNLOADABLE AND THE SOFTWARE COMPONENTS AS

06:19 21 PERFORMING A HASHING FUNCTION ON THE DOWNLOADABLE TOGETHER WITH

06:19 22 THE FETCHED SOFTWARE COMPONENTS?

06:19 23 A. **YES.**

06:19 24 Q. AND DID YOU APPLY THAT CONSTRUCTION IN YOUR ANALYSIS?

06:19 25 A. **YES, I DID.**

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06:19 1 Q. AND CAN YOU EXPLAIN WHAT IS REQUIRED BY THE SECOND ELEMENT

06:19 2 OF CLAIM 9?

06:19 3 A. **SO THE IDEA IS WE WANT SOME I.D. ASSOCIATED WITH THE PAGE**

06:19 4 **AND THE REASON WE WANT AN I.D. ASSOCIATED WITH THE PAGE IS THAT**

06:19 5 **WHAT THE PROXYAV PRODUCT IS GOING TO DO IS THAT IT IS GOING TO**

06:19 6 **BE EXAMINING THE WEB PAGE FOR THE POSSIBILITY OF CONTAINING A**

06:19 7 **VIRUS, OTHER SORTS OF MALWARE.**

06:19 8 **AND IF A WEB PAGE CHECKS OUT TO BE OKAY, WE DON'T WANT TO**

06:19 9 **HAVE TO NECESSARILY DO ALL OF THE PROCESS AGAIN IN ORDER TO**

06:19 10 **DETERMINE THAT IT'S SAFE.**

06:19 11 **SO WHAT WE WOULD LIKE IS SOME SORT OF IDENTIFIER, I.D.,**

06:19 12 **THAT CAN TELL US WE HAVE SEEN THIS INFORMATION BEFORE AND**

06:19 13 **THINGS ARE GOING TO BE OKAY.**

06:19 14 **SO WHAT IS REQUIRED HERE IN THIS CLAIM IS THAT WE'RE GOING**

06:20 15 **TO HAVE AN I.D. GENERATOR, SO IN THIS CASE WE HAVE DISCUSSED**

06:20 16 **THE I.D. GENERATOR WILL BE THE PROXYAV.**

06:20 17 **IT'S GOING TO BE COUPLED WITH THE COMMUNICATIONS ENGINE,**

06:20 18 **RIGHT, COUPLED WITH THE PROXYSG THAT FETCHES THE COMPONENTS,**

06:20 19 **THE PARTS OF THE PAGE, AS WE SAW IN MY DEMONSTRATION.**

06:20 20 **THEN AFTER DOWNLOADING, SAY, ONE OR MORE OF THE**

06:20 21 **REFERENCES, WE WILL PERFORM THE HASHING FUNCTION ON THE**

06:20 22 **DOWNLOADABLE AND THE FETCHED SOFTWARE COMPONENTS TO GENERATE A**

06:20 23 **DOWNLOADABLE I.D. AND THAT WILL WORK IN THE MANNER THAT I**

06:20 24 **DESCRIBED AND WE'LL DESCRIBE IN MORE DETAIL NOW REGARDING THE**

06:20 **1** Q. LET'S LOOK AT JTX 2041.

06:21 **2** I'D LIKE TO MOVE JTX 2041 TO THE EXTENT IT IS NOT ALREADY,

06:21 **3** YOUR HONOR.

06:21 **4** THE COURT: JTX 2041 WILL BE ADMITTED.

06:21 **5** (JOINT EXHIBIT 2041 WAS RECEIVED IN EVIDENCE.)

06:21 **6** MR. HANNAH: I BELIEVE IT HAS BUT JUST TO BE SAFE.

06:21 **7** THE COURT: OH, IT HAS.

06:21 **8** BY MR. HANNAH:

06:21 **9** Q. TURN TO PAGE 160 OF THIS DOCUMENT. AND IF YOU HIGHLIGHT

06:21 **10** THE TOP PARAGRAPH. COULD YOU EXPLAIN TO THE JURY HOW THIS

06:21 **11** SUPPORTS YOUR OPINION THAT THE SECOND ELEMENT OF THE '780

06:21 **12** PATENT IS MET, CLAIM 9 OF THE '780?

06:21 **13** A. **SO ONE OF THE ASPECTS OF THE COURT'S CLAIM CONSTRUCTION**

06:21 **14** **WAS THAT THINGS WERE TO BE DONE TOGETHER AND PARTICULARLY**

06:21 **15** **TOGETHER IN TIME.**

06:21 **16** **AND WHAT WE'RE DISCUSSING IN HERE IS THAT THE OBJECT**

06:21 **17** **PIPELINING ALGORITHM ALLOWS THE PROXYSG TO OPEN AS MANY**

06:21 **18** **SIMULTANEOUS TCP CONNECTIONS AS THE ORIGIN SERVER ALLOWS AND**

06:22 **19** **RETRIEVES OBJECTS IN PARALLEL.**

06:22 **20** **SO WHAT THIS IS SAYING IS THAT WE HAVE SEEN THE WEB PAGE**

06:22 **21** **CAN CONSIST OF MANY SMALL COMPONENTS.**

06:22 **22** **IF YOU HAD TO WAIT AND YOU SAY, OKAY, I'M GOING TO GET THE**

06:22 **23** **FIRST PART AND WAIT FOR THAT TO COME BACK; AND SAY I'M GOING TO**

06:22 **24** **GET THE SECOND PART AND WAIT FOR THAT TO COME BACK; AND GET THE**

06:22 **25** **THIRD PART AND WAIT FOR THAT TO COME BACK, YOU'RE GOING TO BE**

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06:22 **1** **WAITING A LONG TIME FOR YOUR WEB PAGE. YOU MAY FIND THAT DOES**

06:22 **2** **HAPPEN TO YOU AT SOME POINT ALREADY WHEN YOU'RE USING THE WEB.**

06:22 **3** **SO THE PROXYSG IS SPECIFICALLY DESIGNED TO TRY AND PREVENT**

06:22 **4** **THAT, THAT IS, IT IS GOING TO TRY TO OBTAIN THE OBJECTS IN**

06:22 **5** **PARALLEL AS FAR AS IT CAN GET THEM AND IT WILL BE GETTING THEM**

06:22 **6** **ALL DOWN INTO THE SYSTEM AND THE GOAL BEING AT THE SAME TIME OR**

06:22 **7** **BECAUSE IT'S IN PARALLEL, IT WILL, IN FACT, BE DOWNLOADING THEM**

06:22 **8** **AT THE SAME TIME.**

06:22 **9** Q. AND THOSE OBJECTS WILL THEN BE PASSED TO THE PROXYAV

06:22 **10** PRODUCT?

06:22 **11** A. YES.

06:22 **12** Q. IF WE LOOK AT JTX 2015.

06:23 **13** AND, YOUR HONOR, JTX 2015 I WOULD LIKE TO MOVE THAT INTO

06:23 **14** EVIDENCE.

06:23 **15** THE COURT: IT WILL BE ADMITTED.

06:23 **16** (JOINT EXHIBIT 2015 WAS RECEIVED IN EVIDENCE.)

06:23 **17** BY MR. HANNAH:

06:23 **18** Q. DOCTOR, WHAT IS JTX 2015?

06:23 **19** A. **THIS IS A BLUE COAT DOCUMENT THAT IS DESCRIBING IN**

06:23 **20** **PARTICULAR THE PROXYAV APPLIANCE AND FURTHER HOW IT WORKS WITH**

06:23 **21** **THE PROXYSG.**

06:23 **22** Q. AND TURN TO PAGE 11 OF THIS DOCUMENT. AND IF WE HIGHLIGHT

06:23 **23** IN THE SECOND PARAGRAPH. THANK YOU VERY MUCH.

06:23 **24** CAN YOU EXPLAIN TO THE JURY HOW THIS SUPPORTS YOUR OPINION

06:23 **1** A. **SO WE'VE BEEN TALKING ABOUT HASHING AND FINGERPRINTS. AND**

06:23 **2** **AS WE CAN SEE HERE, PROXYAV WILL TAKE TYPES OF OBJECTS AND USE**

06:23 **3** **THE HASH FUNCTION TO CREATE A FINGERPRINT, AND THE COMBINATION**

06:23 **4** **OF THESE FINGERPRINTS FOR A SPECIFIC DOWNLOADABLE WILL**

06:24 **5** **CORRESPOND TO THE I.D. THAT I'VE BEEN DISCUSSING.**

06:24 **6** Q. AND, DOCTOR, HAVE YOU RELIED ON YOUR TESTIMONY TO SUPPORT

06:24 **7** YOUR OPINION THAT THE PROXYAV AND THE PROXYSG DO THIS HASHING?

06:24 **8** A. YES.

06:24 **9** Q. WOULD YOU PLEASE SHOW AHLANDER DEPOSITION TESTIMONY 57:14

06:24 **10** THROUGH 58:9.

06:24 **11** I'D LIKE TO READ THIS INTO THE RECORD.

06:24 **12** "QUESTION: SO THE PROXYAV PRODUCT IS CONNECTED TO THE

06:24 **13** PROXYSG PRODUCT; CORRECT?

06:24 **14** "ANSWER: YES.

06:24 **15** "QUESTION: AT THE GATEWAY --

06:24 **16** THE COURT: SLOW DOWN. I'M SORRY. WE JUST CAN'T

06:24 **17** GET THIS.

06:24 **18** MR. HANNAH: SORRY, YOUR HONOR.

06:24 **19** Q. "QUESTION: AT THE GATEWAY. IT WILL RECEIVE AN INCOMING

06:24 **20** FILE, AND THAT INCOMING FILE IS IMMEDIATELY -- A HASH IS

06:24 **21** COMPUTED; CORRECT?

06:24 **22** "ANSWER: I BELIEVE SO.

06:24 **23** "QUESTION: AFTER THAT HASH COMPUTED, THEN THE FILE IS

06:24 **24** SENT TO ONE OF THESE THIRD PARTY AV ENGINES; CORRECT?

06:24 **25** "ANSWER: YES.

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06:24 **1** "QUESTION: ONCE THAT ANALYSIS IS COMPLETE, THEN A VERDICT

06:25 **2** IS REACHED?

06:25 **3** "ANSWER: YES.

06:25 **4** "AND ONCE THAT VERDICT IS REACHED, IT'S ASSOCIATED WITH A

06:25 **5** HASH THAT WAS GENERATED ON THAT INCOMING FILE --

06:25 **6** "ANSWER: YES.

06:25 **7** "QUESTION: -- AND THEN STORED WITHIN THE PROXYAV PRODUCT;

06:25 **8** CORRECT".

06:25 **9** "ANSWER: YES, TEMPORARILY."

06:25 **10** CAN YOU EXPLAIN HOW MR. AHLANDER'S TESTIMONY SUPPORTS YOUR

06:25 **11** OPINION?

06:25 **12** A. **YEAH. SO, AGAIN, WHAT WE SEE HERE IS WHEN YOU HAVE**

06:25 **13** **DOWNLOADABLE CONSISTING OF MULTIPLE COMPONENTS OR CONCLUDING**

06:25 **14** **MULTIPLE COMPONENTS, THESE COMPONENTS WILL COME IN TO THE**

06:25 **15** **PROXYAV PRODUCT AND BE GIVEN A HASH CORRESPONDING FINGERPRINT,**

06:25 **16** **AND THE COMBINATION OF THESE FINGERPRINTS FORMING THE I.D. THAT**

06:25 **17** **I DISCUSSED.**

06:25 **18** Q. LET'S TURN TO THE SOURCE CODE JTX 2076. AND IF WE CAN GO

06:25 **19** TO 330. 2330, PLEASE. THANK YOU VERY MUCH. THANK YOU, SIR.

06:26 **20** CAN YOU PLEASE EXPLAIN HOW THE SOURCE CODE SUPPORTS YOUR

06:26 **21** OPINION THAT THE SECOND ELEMENT OF CLAIM 9 IS MET?

06:26 **22** A. **OKAY. SO, AGAIN, IT'S JUST DISCUSSING HERE THAT IT'S**

06:26 **23** **GOING TO BE USING AND STORING MD5 INFO. AS YOU GO THROUGHOUT**

06:26 **24** **THE CODE YOU SEE SEVERAL REFERENCES TO THE MD5 IN THE MANNER**

06:26 **1** Q. AND IF WE GO TO PAGE 341 OF THE SOURCE CODE, IT'S 2341.

06:27 **2** IS THIS ANOTHER SOURCE CODE FILE THAT EXPLAINS THAT THE

06:27 **3** ACCUSED PRODUCTS USE HASHING?

06:27 **4** A. YES. SO WE SEE HERE THIS MD5IO YOU CAN SEE FROM THE

06:27 **5** COMMENT IT'S GOING TO PERFORM AN MD5 CHECKSUM OVER THE PROGNAME

06:27 **6** AND REFERS TO SOME FILE OR OBJECT THAT IT WILL BE USING MD51.

06:27 **7** Q. CAN YOU PUT UP THE CLAIMS. WHEN YOU WERE REVIEWING THE

06:27 **8** DOCUMENTS AND THE TESTIMONY IN THIS CASE, WAS IT YOUR OPINION

06:27 **9** THAT IT WAS FUNCTIONING IN SUBSTANTIALLY THE SAME WAY WITH

06:27 **10** REGARD TO PERFORMING A --

06:27 **11** THE COURT: THIS LANGUAGE IS VERY DIFFICULT TO GET

06:27 **12** ON THE RECORD.

06:28 **13** MR. HANNAH: I'M SORRY, YOUR HONOR.

06:28 **14** THE COURT: WELL, IT'S YOUR RECORD.

06:28 **15** BY MR. HANNAH:

06:28 **16** Q. I'LL START OVER.

06:28 **17** WHEN YOU WERE DOING YOUR TESTING OF THE PROXYSG AND THE

06:28 **18** PROXYAV AND YOUR REVIEW OF THE DOCUMENTS AND THE TESTIMONY IN

06:28 **19** THIS CASE, IS IT YOUR OPINION THAT THE PROXYSG AND THE PROXYAV

06:28 **20** WAS FUNCTIONING THE SAME AS THIS CLAIM ELEMENT WITH REGARD TO

06:28 **21** PERFORMING A HASHING FUNCTION ON THE DOWNLOADABLE AND THE

06:28 **22** FETCHED SOFTWARE COMPONENTS TO GENERATE A DOWNLOADABLE I.D.?

06:28 **23** A. YES.

06:28 **24** Q. AND CAN YOU PLEASE EXPLAIN WHY?

06:28 **25** A. CERTAINLY. SO WE'VE TALKED ABOUT MD5 AS BEING A HASHING

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06:28 **1** FUNCTION THAT IS APPLIED TO THE COMPONENTS, AND I'VE DISCUSSED

06:28 **2** HOW YOU CAN USE THE COMBINATION OF THOSE AS A HASHING FUNCTION

06:28 **3** ON A DOWNLOADABLE THAT INCLUDES THE ORIGINAL FILE THAT YOU SENT

06:28 **4** FOR ALONG WITH ALL OF THOSE COMPONENTS.

06:28 **5** SO ESSENTIALLY IT'S LIKE A BIT OF A JIGSAW PUZZLE, YOU

06:28 **6** CALCULATE THE INDIVIDUAL PIECES, PUT ALL OF THE PIECES

06:29 **7** TOGETHER, AND YOU GET THE I.D., AND THAT'S FUNCTIONING REALLY

06:29 **8** IN THE SAME -- DOING THE SAME FUNCTION AS WHAT IS DESCRIBED

06:29 **9** HERE IN ORDER TO CREATE AN I.D. FOR THE DOWNLOADABLE.

06:29 **10** Q. AND IS IT ALSO SUBSTANTIALLY THE SAME FUNCTION?

06:29 **11** A. SO AT THE VERY LEAST SUBSTANTIALLY THE SAME FUNCTION, YES.

06:29 **12** Q. AND IS IT YOUR OPINION THAT PROXYSG AND PROXYAV ARE DOING

06:29 **13** THE FUNCTIONS IN SUBSTANTIALLY THE SAME WAY AS THIS CLAIM

06:29 **14** ELEMENT?

06:29 **15** A. ABSOLUTELY.

06:29 **16** Q. AND CAN YOU PLEASE EXPLAIN WHY?

06:29 **17** A. CERTAINLY. I MEAN, AS YOU CAN SEE IT'S ALL BASED ON

06:29 **18** FORMING AN I.D. BASED ON HASHING, AND AS I DESCRIBED, THAT'S

06:29 **19** APPROXIMATELY WHAT THE MD5 DOES, IT PERFORMS THE HASHING IN

06:29 **20** SUBSTANTIALLY THE SAME WAY.

06:29 **21** Q. IN REVIEWING THE EXHIBITS, TESTIMONY, AND THE PRODUCTS,

06:29 **22** DID YOU FIND THAT THE PROXYSG AND THE PROXYAV YIELDED

06:29 **23** SUBSTANTIALLY THE SAME RESULT AS THIS ELEMENT?

06:29 **24** A. YES, I DID.

06:29 **1** A. THERE'S A CERTAIN I.D. FOR THE DOWNLOADABLE WHICH CONSISTS

06:29 **2** OF THE COMBINATION, THE VARIOUS MD5 APPLICATIONS TO THE

06:30 **3** INDIVIDUAL COMPONENTS.

06:30 **4** THE USE OF THIS WOULD, FOR EXAMPLE, IF YOU DOWNLOADED THE

06:30 **5** SAME WEB PAGE OVER AGAIN WITH THE SOFTWARE COMPONENTS, IF THERE

06:30 **6** WAS ANY PROBLEM, YOU WOULD BE ABLE TO REJECT IT AND SAY, ALL

06:30 **7** RIGHT, I KNOW THAT THIS IS HERE AND I DON'T NEED TO WORRY ABOUT

06:30 **8** THIS AND I CAN JUST REJECT IT NOW.

06:30 **9** SO THE SAME RESULT OF BEING ABLE TO SAVE YOURSELF

06:30 **10** PROCESSING TIME, PROCESSING ENERGY, TAKING ADVANTAGE OF THE

06:30 **11** FACT OF WHETHER YOU HAVE SEEN SOMETHING BEFORE AND KNOW WHETHER

06:30 **12** IT'S SAFE OR NOT LEADS TO AT THE VERY LEAST SUBSTANTIALLY THE

06:30 **13** SAME RESULT WITH REGARD TO THIS CLAIM.

06:30 **14** Q. AND FOR THE RECORD, IS IT YOUR OPINION AND DOES THE

06:30 **15** EVIDENCE DEMONSTRATE, THE EVIDENCE BEING YOUR TESTING OF THE

06:30 **16** ACCUSED PRODUCTS, THE DOCUMENTS, THE TESTIMONY THAT YOU

06:30 **17** REVIEWED, THE SOURCE CODE, THAT THE PROXYSG AND THE PROXYAV

06:30 **18** CONTAIN AN I.D. GENERATED COUPLED TO THE COMMUNICATIONS ENGINE

06:30 **19** THAT FETCHES AT LEAST ONE SOFTWARE COMPONENT IDENTIFIED BY THE

06:30 **20** ONE OR MORE REFERENCES AND FOR PERFORMING A HASHING FUNCTION ON

06:31 **21** THE DOWNLOADABLE AND THE FETCHED SOFTWARE COMPONENTS TO

06:31 **22** GENERATE A DOWNLOADABLE I.D.?

06:31 **23** A. YES.

06:31 **24** Q. AND IT'S YOUR OPINION THAT THIS ELEMENT HAS BEEN MET

06:31 **25** LITERALLY?

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06:31 **1** A. YES, IT IS.

06:31 **2** Q. AND IS IT YOUR OPINION THAT THIS ELEMENT IS MET UNDER THE

06:31 **3** DOCTRINE OF EQUIVALENTS?

06:31 **4** A. YES, THAT IS RIGHT.

06:31 **5** Q. IF WE CAN TURN TO -- CAN I PUT A CHECK IN THE BOX?

06:31 **6** A. YES.

06:31 **7** Q. OKAY. THANKS.

06:31 **8** LET'S TURN TO THE NEXT CLAIM, THE FINAL CLAIM. THIS IS

06:31 **9** CLAIM 13. IS IT YOUR UNDERSTANDING THAT BLUE COAT HAS

06:31 **10** STIPULATED THAT CLAIM 13 IS FOUND IN THE PROXYSG AND THE

06:31 **11** PROXYAV PRODUCTS?

06:31 **12** A. SO IT'S MY UNDERSTANDING THAT THIS IS A DEPENDENT CLAIM,

06:31 **13** IT DEPENDS ON CLAIM 9, AND MY UNDERSTANDING IS THAT THEY

06:31 **14** STIPULATED TO THE OR WHEREIN THE DOWNLOADABLE INCLUDES HTML

06:31 **15** CODE, THAT IS CORRECT?

06:31 **16** Q. AND IS IT YOUR OPINION, REGARDLESS, THAT THE PROXYSG AND

06:31 **17** THE PROXYAV PRODUCTS ARE THE SYSTEM OF OR MEET THE LIMITATION

06:32 **18** OF CLAIM 9 WHEREIN THE DOWNLOADABLE INCLUDES HTML CODE?

06:32 **19** A. YES, IT IS.

06:32 **20** Q. AND IS THAT OPINION BASED ON YOUR REVIEW OF THE EVIDENCE,

06:32 **21** INCLUDING THE DOCUMENTS, THE TESTIMONY, SOURCE CODE, AND THE

06:32 **22** TESTING OF THE ACCUSED PRODUCTS?

06:32 **23** A. YES, IT IS.

06:32 **24** Q. LET'S DO A BRIEF RECAP OF THE '780 PATENT AND WHERE YOU