

# Exhibit 2

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*Attorneys for Non-Party*  
DAWN-MARIE BEY

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12  
13 **IN THE UNITED STATES DISTRICT COURT**  
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
15 **SAN FRANCISCO DIVISION**  
16

17 FINJAN, INC., a Delaware Corporation,

18 Plaintiff,

19 v.

20 JUNIPER NETWORK, INC., a Delaware  
21 Corporation,

22 Defendant.  
23  
24  
25  
26  
27  
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Case No.: 3:17-cv-05659-WHA

**NON-PARTY DAWN-MARIE BEY'S  
RESPONSES AND OBJECTIONS TO  
DEFENDANT JUNIPER NETWORK, INC.'S  
SUBPOENA**

1 Pursuant to Federal Rule of Civil Procedure 45, non-party Dawn-Marie Bey, by her attorneys  
2 Kramer Levin Naftalis & Frankel LLP, hereby objects and responds to Defendant Juniper Network,  
3 Inc.'s ("Juniper" or "Defendant") subpoena to testify at deposition and to produce documents (the  
4 "Subpoena"), as follows:

5 **GENERAL RESPONSES AND OBJECTIONS**

6 The following General Responses and Objections shall be applicable to, and included in, Ms.  
7 Bey's responses to each instruction, definition, document request, and request for deposition set forth  
8 in the Subpoena (each collectively, a "Request" or the "Requests"), whether or not mentioned  
9 expressly in any particular response. Ms. Bey does not waive any General Responses and Objections  
10 by stating specific responses and objections to any particular Request. Ms. Bey's objections and  
11 responses are based solely on her current knowledge and belief. Ms. Bey reserves the right to modify  
12 and supplement any of her responses or objections and to assert additional responses and objections as  
13 she deems necessary and/or appropriate. Ms. Bey asserts the following General Responses and  
14 Objections to the Subpoena and Requests:

- 15 1. Ms. Bey objects to the time provided to respond to the Requests as unreasonable and  
16 unduly burdensome.
- 17 2. Ms. Bey objects to the Requests to the extent the discovery sought is unreasonably  
18 cumulative or duplicative, or is obtainable or already has been obtained by Defendant from some other  
19 source that is more appropriate, more convenient, less burdensome, or less expensive. In particular,  
20 Ms. Bey objects to the Subpoena as unduly burdensome to the extent that Defendant is seeking the  
21 production of documents and deposition from a non-party that is obtainable from Finjan itself or from  
22 a public resource.
- 23 3. Ms. Bey objects to the Requests on the grounds that the issuing party failed to take  
24 reasonable steps to avoid imposing undue burden and expense on Ms. Bey. Specifically, Ms. Bey  
25 objects on the grounds that the issuing party failed to demonstrate that they have attempted to and  
26 could not obtain the requested documents from their party-opponent in the lawsuit.

1           4.       Ms. Bey objects to the Requests as vague, ambiguous, overly broad and unduly  
2 burdensome to the extent they extend beyond the scope of Finjan's infringement allegations, are  
3 designed to seek information that is not relevant to the subject of or any claim or issue in the litigation,  
4 are unlikely to lead to the discovery of relevant information, and/or are not proportional to the needs of  
5 the case. In particular, Ms. Bey objects to the Requests as overly broad and unduly burdensome for a  
6 non-party individual, particularly as to the number and extent of the Requests.

7           5.       Ms. Bey objects to the Subpoena to the extent it seeks information that is protected by  
8 attorney-client privilege, attorney work product immunity, any protective order or other court orders,  
9 or any other application protection from discovery. Any such information will not be disclosed. To  
10 the extent Ms. Bey agrees to provide responses to the Subpoena, Ms. Bey does so without waiver of  
11 any such privilege, immunity or protection. Inadvertent disclosure of any such information or  
12 documentation is not intended to and shall not constitute a waiver of any privilege or any other ground  
13 for objecting to discovery with respect to such information, or with respect to the subject matter  
14 thereof. Nor shall such inadvertent production or disclosure waive the right of Ms. Bey to object to the  
15 use of any such information during this action or in any other subsequent proceedings.

16           6.       Ms. Bey objects to the Subpoena to the extent it calls for information that is subject to  
17 the privacy and/or confidentiality rights of any third party or third parties that Ms. Bey may not  
18 disclose without the consent of such third party or third parties. Ms. Bey will not disclose such  
19 information in responding to the Subpoena.

20           7.       Ms. Bey objects to the Requests to the extent that they are vague, ambiguous, overly  
21 burdensome, overly broad, confusing, or fail to identify with reasonable particularity the information  
22 sought.

23           8.       Ms. Bey objects to the Requests to the extent they request documents and things that do  
24 not exist or are not in Ms. Bey's possession, custody, or control.

25           9.       Ms. Bey objects to the Requests to the extent they are unconstrained as to time.

26           10.      Ms. Bey objects to the Requests to the extent they call for a legal and/or expert  
27 conclusion.

1 11. Ms. Bey objects to the “DEFINITIONS” and “INSTRUCTIONS” to the extent that they  
2 impose burdens, obligations and expense on Ms. Bey greater than, inconsistent with or different from  
3 those authorized under the Federal Rules of Civil Procedure, the Federal Rules of Evidence, the Local  
4 Rules of the Northern District of California, the protective order or ESI order in the action, stipulations  
5 between the parties, or any other applicable orders of the Court, and to the extent that they purport to  
6 give meanings to words different from their ordinary understood English meaning or definitions set  
7 forth in the applicable statutes or rules.

8 12. Ms. Bey objects to the definition of “Document” to the extent it is vague, overly broad  
9 and unduly burdensome, and purport to place obligations on Ms. Bey greater than allowed for under,  
10 broader than, or inconsistent with, the Federal Rules of Civil Procedure and the local rules of this  
11 Court.

12 13. Ms. Bey objects to the definition of “Finjan” as overly broad to the extent it includes  
13 persons or entities not relevant to this litigation.

14 14. Ms. Bey objects to the definition of “Concerning” to the extent it is overly broad, vague,  
15 and ambiguous.

16 15. Ms. Bey objects to the definition of “Communication” to the extent it is overly broad,  
17 unduly burdensome, vague, ambiguous and/or unintelligible, particularly as to the phrase “any  
18 contact.”

19 16. Ms. Bey objects to the definition of “Patent” to the extent it is overbroad, unduly  
20 burdensome and not reasonably calculated to lead to the discovery of admissible evidence, to the  
21 extent it calls for legal conclusions, and to the extent it seeks to impose obligations greater or different  
22 than those imposed by the Federal Rules of Civil Procedure, the Federal Rules of Evidence, the Local  
23 Rules of the Northern District of California, or any other applicable orders of the Court. Ms. Bey  
24 further objects to this Definition, and to each Request that incorporates this term, to the extent it is  
25 vague, ambiguous and/or unintelligible, particularly as to the phrase, “any United States, international,  
26 or foreign classes or types of patents, utility models, design patents, applications (including provisional  
27 applications), certificates of invention, reissues, divisionals, continuations, continuations-in-part,  
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