

Exhibit 3

From: ~Kastens, Kristopher
Sent: Friday, May 17, 2019 9:16 AM
To: Glucoft, Josh; ~Andre, Paul; ~Caire, Yuridia; ~Hannah, James; ~Hedvat, Shannon; ~Kobialka, Lisa; ~Lee, Hannah; ~Lee, Michael; ~Manes, Austin; ~Martinez, Cristina; ~Nguyen, Stephanie; ~Xu, Linjun
Cc: Carson, Rebecca; Heinrich, Alan; Holland, Eileen; Isaac, Shawana; Kagan, Jonathan; Manzano, Jim; Mittleman, Harry; Petersen, Ingrid; Quarnstrom, Brian; Theilacker, Leah; Wang, Kevin
Subject: RE: Confer

Josh,

Provide a list of issues that you plan to include in your letter by 2PM today so that Finjan knows what issues to respond to in our letter. We also do not agree to Juniper's schedule for the exchange. We should exchange opening letters at 10AM on Tuesday, May 20th. You are also incorrect that I didn't quantify the burden on Ms. Bey for collecting petitions from other clients. As I told you in the past, she has hundreds of individual clients, thousands of individual file histories, and 20+ years of prosecution history that would require searching. We also disagree that your subpoena requested invoices that were not for the patents in suit.

- Kris

Kris Kastens

Partner

Kramer Levin Naftalis & Frankel LLP
 990 Marsh Road, Menlo Park, California 94025
 T 650.752.1715 F 650.752.1815

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From: Glucoft, Josh <JGlucoft@irell.com>
Sent: Thursday, May 16, 2019 9:16 PM
To: Kastens, Kris <KKastens@KRAMERLEVIN.com>; Andre, Paul <PAndre@KRAMERLEVIN.com>; Caire, Yuridia <YCaire@KRAMERLEVIN.com>; Hannah, James <JHannah@KRAMERLEVIN.com>; Hedvat, Shannon H. <SHedvat@KRAMERLEVIN.com>; Kobialka, Lisa <LKobialka@KRAMERLEVIN.com>; Lee, Hannah <HLee@KRAMERLEVIN.com>; Lee, Michael H. <MHLee@KRAMERLEVIN.com>; Manes, Austin <AManes@KRAMERLEVIN.com>; Martinez, Cristina <CMartinez@KRAMERLEVIN.com>; Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; Xu, Linda <LXu@KRAMERLEVIN.com>
Cc: Carson, Rebecca <RCarson@irell.com>; Heinrich, Alan <AHeinrich@irell.com>; Holland, Eileen <EHolland@irell.com>; Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Mittleman, Harry <HMittleman@irell.com>; Petersen, Ingrid <ipetersen@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>; #Juniper/Finjan

[Int] <Juniper-Finjan@irell.com>

Subject: [EXTERNAL] RE: Confer

Kris,

Thank you for conferring today.

With respect to the invoices requested under RFP No. 2, your email below suggests that Juniper only requested invoices for the Patents-in-Suit, but that is not correct. We asked for invoices “related” to the Patents-in-Suit, where “related” was defined broadly. *See* Document Subpoena, Exhibit A, Definitions at ¶ 2. Invoices “related” to the Patents-in-Suit include invoices covering, for example, the ‘822 Patent, which is the claimed parent of the asserted ‘633 Patent (and is also expressly discussed in our counterclaims), as well as all other Finjan patents. Moreover, Juniper requested all Documents related to Finjan (RFP No. 27), which clearly includes invoices for work performed on Finjan patents. If you intend to maintain your position that Juniper did not ask for invoices for work performed on any patents other than the Patents-in-Suit and that is the basis for your continued refusal to produce such other invoices, please let us know immediately. We are happy to serve an amended document subpoena with a revised RFP No. 2 and to provide Ms. Bey with 12 more days, until May 28, to provide the other invoices before her deposition. Please let us know.

With respect to the privilege and redaction logs, during our confer you stated that you believed that all the documents listed on those logs were in Ms. Bey’s possession and subsequently collected by Finjan but that you were going to check that and get back to us. If any of the documents on those logs were not in Ms. Bey’s possession, please identify those documents for us by the Court-ordered deadline for the production of Ms. Bey’s privilege log (tomorrow, May 17). We also understand that you will be completing your production of Ms. Bey’s privilege log by tomorrow, as ordered by the Court.

With respect to the petitions to accept unintentionally delayed claims of priority, we understand that Ms. Bey will be producing all such petitions filed on behalf of Finjan, which Ms. Bey collected after performing a search of her records. You were unable to quantify on our call any specific burden to Ms. Bey in searching for other petitions that she may have filed for other clients; instead, Ms. Bey’s objection to producing any such other petitions is that they are not relevant. Of course, we disagree with Ms. Bey’s determination of relevance for at least the reasons explained during the telephonic hearing, and we urge you to reconsider your position. Please let us know if you intend to withdraw this improper objection.

With respect to the other requests, I understand that Finjan is producing documents only discussing the Patents-in-Suit and contends that documents discussing anything else are irrelevant and will not be produced (or logged, if privileged). Again, we disagree with your overly narrowed understanding of what is “relevant,” at least because we alleged improprieties by Ms. Bey that extend beyond the Patents-in-Suit, including, for example, with respect to the ‘822 Patent. Again we urge you to reconsider your position, or we will have to seek court intervention.

Lastly, as discussed during our confer, we will have a proposal for your consideration on the other issues shortly.

Thanks,
Josh

From: Kastens, Kris <KKastens@KRAMERLEVIN.com>

Sent: Thursday, May 16, 2019 4:24 PM

To: Glucoft, Josh <JGlucoft@irell.com>; ~Andre, Paul <pandre@kramerlevin.com>; ~Caire, Yuridia <ycaire@kramerlevin.com>; ~Hannah, James <jhannah@kramerlevin.com>; ~Hedvat, Shannon <shedvat@kramerlevin.com>; ~Kobialka, Lisa <lkobialka@kramerlevin.com>; ~Lee, Hannah <hlee@kramerlevin.com>; ~Lee, Michael <mhlee@kramerlevin.com>; ~Manes, Austin <amanes@kramerlevin.com>; ~Martinez, Cristina <cmartinez@kramerlevin.com>; ~Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; ~Xu, Linjun <lxu@kramerlevin.com>

Cc: Carson, Rebecca <RCarson@irell.com>; Heinrich, Alan <AHeinrich@irell.com>; Holland, Eileen <EHolland@irell.com>;

Isaac, Shawana <SIsaac@irell.com>; Kagan, Jonathan <JKagan@irell.com>; Manzano, Jim <JManzano@irell.com>; Mittleman, Harry <HMittleman@irell.com>; Petersen, Ingrid <ipetersen@irell.com>; Quarnstrom, Brian <BQuarnstrom@irell.com>; Theilacker, Leah <LTheilacker@irell.com>; Wang, Kevin <kwang@irell.com>

Subject: RE: Confer

Josh,
As a quick follow-up to our call, we collected the invoices for the patents in suit because Juniper only requested invoices related to the patents-in-suit.
- Kris

Kris Kastens
Partner

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From: Glucoft, Josh <JGlucoft@irell.com>
Sent: Wednesday, May 15, 2019 6:32 PM
To: Kastens, Kris <KKastens@KRAMERLEVIN.com>; Andre, Paul <PAAndre@KRAMERLEVIN.com>; Caire, Yuridia <YCaire@KRAMERLEVIN.com>; Hannah, James <JHannah@KRAMERLEVIN.com>; Hedvat, Shannon H. <SHedvat@KRAMERLEVIN.com>; Kobialka, Lisa <LKobialka@KRAMERLEVIN.com>; Lee, Hannah <HLee@KRAMERLEVIN.com>; Lee, Michael H. <MHLee@KRAMERLEVIN.com>; Manes, Austin <AManes@KRAMERLEVIN.com>; Martinez, Cristina <CMartinez@KRAMERLEVIN.com>; Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; Xu, Linda <LXu@KRAMERLEVIN.com>
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Subject: [EXTERNAL] RE: Confer

Kris,
Confirmed for tomorrow at 4 pm Pacific to discuss Ms. Bey's document subpoena. We are looking into the issues raised in Yuri's email and we may be able to propose a compromise on the call tomorrow; if not, then we will follow up with you shortly after the call with a proposal.

Thanks,
Josh

From: Kastens, Kris <KKastens@KRAMERLEVIN.com>
Sent: Wednesday, May 15, 2019 3:09 PM
To: Glucoft, Josh <JGlucoft@irell.com>; ~Andre, Paul <pandre@kramerlevin.com>; ~Caire, Yuridia

<shedvat@kramerlevin.com>; ~Kobialka, Lisa <lkobialka@kramerlevin.com>; ~Lee, Hannah <hlee@kramerlevin.com>; ~Lee, Michael <mhlee@kramerlevin.com>; ~Manes, Austin <amanes@kramerlevin.com>; ~Martinez, Cristina <cmartinez@kramerlevin.com>; ~Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; ~Xu, Linjun <lxu@kramerlevin.com>
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Subject: RE: Confer

Josh,

We are available to meet and confer tomorrow at 4PM. Please have lead trial counsel present as required under Judge Hixson's standing order. We will discuss the issues raised in Yuri's email at the same time. We are still considering your proposed schedule for exchanges.

- Kris

Kris Kastens

Partner

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Bio

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From: Glucoft, Josh <JGlucoft@irell.com>

Sent: Tuesday, May 14, 2019 4:56 PM

To: Kastens, Kris <KKastens@KRAMERLEVIN.com>; Andre, Paul <PAAndre@KRAMERLEVIN.com>; Caire, Yuridia <YCaire@KRAMERLEVIN.com>; Hannah, James <JHannah@KRAMERLEVIN.com>; Hedvat, Shannon H. <SHedvat@KRAMERLEVIN.com>; Kastens, Kris <KKastens@KRAMERLEVIN.com>; Kobialka, Lisa <LKobialka@KRAMERLEVIN.com>; Lee, Hannah <HLee@KRAMERLEVIN.com>; Lee, Michael H. <MHLee@KRAMERLEVIN.com>; Manes, Austin <AManes@KRAMERLEVIN.com>; Martinez, Cristina <CMartinez@KRAMERLEVIN.com>; Nguyen, Stephanie <SNguyen@KRAMERLEVIN.com>; Xu, Linda <LXu@KRAMERLEVIN.com>

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Subject: [EXTERNAL] Confer

Kris,

Please provide a time this week that you can confer regarding Ms. Bey's document subpoena.

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