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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FINJAN, INC.,

No. C 17-05659 WHA

Plaintiff,

v.

JUNIPER NETWORKS, INC.,

**ORDER RE STIPULATED  
ESI DISCOVERY PROCESS**

Defendant.

\_\_\_\_\_ /  
The Court has reviewed the parties’ joint response regarding their stipulated ESI discovery process (Dkt. No. 62). With respect to email production requests, since the parties disagree on this point (*see id.* at 1–2), their stipulated process (*see* Dkt. No. 51 ¶¶ 6–8) shall *not* be the exclusive mode of search for such requests and shall *not* supersede obligations to manually search relevant materials. Their stipulation will not be accepted unless and until it has been modified to clarify this limitation.

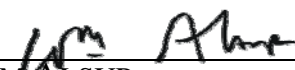
With respect to paragraph 20 of the undersigned judge’s standing order, this order rejects Juniper’s proposed modifications (*see* Dkt. No. 62 at 2). If, as Juniper predicts, Finjan abuses the discovery process as litigation progresses, Juniper remains free to bring its grievances to the Court’s attention the ordinary way — via discovery letter. In the meantime, paragraph 18 of the parties’ stipulation is **STRICKEN** insofar as it purports to nullify paragraphs 18 and 20 of the undersigned judge’s standing order (*see* Dkt. No. 51 at 5).

1 Finally, with the parties' agreement (Dkt. No. 62 at 2), the last sentence of paragraph 10  
2 of their stipulation stating, "No other remedies are available" (Dkt. No. 51 at 4) is **STRICKEN**.

3 For the foregoing reasons, this order **DENIES** the parties' request to approve their  
4 stipulated ESI discovery process in its current form. The parties may submit a revised  
5 stipulation consistent with this order.

6  
7 **IT IS SO ORDERED.**

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9 Dated: April 23, 2018.

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11 \_\_\_\_\_  
12 WILLIAM ALSUP  
13 UNITED STATES DISTRICT JUDGE