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9 *Attorneys for Plaintiff*
10 FINJAN, INC.

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

15 FINJAN, INC., a Delaware Corporation,

16 Plaintiff,

17 v.

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

20 Defendant.

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

**DECLARATION OF DR. ERIC COLE
RE: MCAFEE**

1 I, Dr. Eric Cole, declare:

2 1. I make this declaration in support of my service as an expert for Finjan, Inc. in the
3 above captioned case and I have personal knowledge of the facts stated herein.

4 2. Pursuant to the Court's oral ruling on April 17, 2018 and the Court's order
5 entered on April 23, 2018 at Dkt. No. 69, I hereby declare and agree that if I view information in
6 this case marked "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" or "HIGHLY
7 CONFIDENTIAL – SOURCE CODE" then I will not return to work for McAfee, whether as an
8 employee, consultant, or expert, for the next five (5) years after my last access to such
9 information.

10
11 I declare under penalty of perjury under the laws of the United States that each of the
12 above statements is true and correct. Executed on April 27, 2018, in Ashburn, VA.

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17 Eric Cole
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ATTESTATION

In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from any other signatory to this document.

/s/ Kristopher Kastens
Kristopher Kastens

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