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 13 JUNIPER NETWORKS, INC.

14
 15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN FRANCISCO DIVISION**

18 FINJAN, INC.,)	Case No. 3:17-cv-05659-WHA
)	
19 Plaintiff,)	DECLARATION OF SHARON SONG ON
)	BEHALF OF DEFENDANT JUNIPER
20 vs.)	NETWORKS, INC. IN SUPPORT OF
)	FINJAN, INC.'S ADMINISTRATIVE
21 JUNIPER NETWORKS, INC.,)	MOTION TO FILE DOCUMENTS
)	UNDER SEAL (DKT. NO. 90)
22 Defendant.)	
)	
)	Judge: Hon. William Alsup
)	
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DECLARATION OF SHARON SONG

I, Sharon Song, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP, counsel of record for Juniper Networks, Inc. (“Juniper”) in the above-captioned action. I am a member in good standing of the State Bar of California and have been admitted to practice before this Court. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would testify competently to such facts under oath.

2. I submit this declaration in support of Finjan, Inc.’s (“Finjan”) Administrative Motion to File Documents Under Seal (Dkt. No. 90; “Motion to Seal”), which moves the Court for an order to file under seal, among other things, the following items related to Juniper:

- Select portions of pages 3 and 6 of Finjan’s Motion for Leave to File Second Amended Complaint;
- Select portions of Exhibits 1 and 5 to the Declaration of Kristopher Kastens (“Kastens Decl.”) in Support of Finjan’s Motion to Seal;
- Exhibit 2 to the Kastens Decl.; and
- Exhibits 33 and 34 to the Second Amended Complaint.

In this declaration, I explain why certain portions of the material cited above is sealable pursuant to Civil Local Rule 79-5 and provide additional facts in support of Finjan’s Motion to Seal to the extent that the administrative motion pertains to Juniper. I also explain that Juniper does not support Finjan’s Motion to Seal certain other portions of the material cited above.

3. Exhibit 2 to the Kastens Decl. described above is comprised of excerpts from the deposition transcript of Yuly Tenorio as Juniper’s corporate designee pursuant to a subpoena served on Juniper by Finjan. The select portions of pages 3 and 6 of Finjan’s Motion for Leave to File Second Amended Complaint (“Motion for Leave”) described above paraphrase the transcript’s contents at 226:16-227:4 and 226:16-228:10. Juniper supports Finjan’s Motion to Seal Exhibit 2, containing excerpts of Yuly Tenorio’s deposition transcript, at 226:1-228:15. Juniper also supports Finjan’s Motion to Seal select portions of pages 3 and 6 of Finjan’s Motion for Leave that paraphrase the transcript’s contents at 226:16-227:4 and 226:16-228:10. Exhibit 2 at

1 226:1-228:15 has never been made public and contains substantive discussion of the technical
2 underpinnings and development of Juniper’s highly proprietary software—which includes much
3 information that Juniper maintains as trade secrets. Juniper expends significant effort in
4 maintaining the secrecy of its software architecture and development, including, for example,
5 implementing strict screening procedures for visitors to its engineering campus. Public disclosure
6 of essential nonpublic facts about Juniper’s software development could materially impair
7 Juniper’s intellectual property rights and could cause serious competitive consequences to
8 Juniper’s business positioning. Juniper does not support Finjan’s Motion to Seal other portions of
9 Exhibit 2 not expressly identified herein, because they do not contain confidential information.

10 4. Exhibits 33 and 34 to the Second Amended Complaint described above are
11 documents that have never been made public and contain information related to the technical
12 underpinnings and development of Juniper’s highly proprietary software—which includes much
13 information that Juniper maintains as trade secrets. Juniper expends significant effort in
14 maintaining the secrecy of its software architecture and development, including, for example,
15 implementing strict screening procedures for visitors to its engineering campus. Public disclosure
16 of essential nonpublic facts about Juniper’s software development could materially impair
17 Juniper’s intellectual property rights and could cause serious competitive consequences to
18 Juniper’s business positioning.

19 5. Select portions of Exhibits 1 and 5 to the Kastens Decl. described above are
20 paragraphs 132-136 in Finjan’s proposed Second Amended Complaint. Juniper supports Finjan’s
21 Motion to Seal (1) the figures from Exhibits 33 and 34 that are cited or referenced in ¶¶ 132-136
22 of Exhibits 1 and 5 to the Kastens Decl. and (2) the terms “DynamoDB” and “S3 storage” in ¶ 134
23 of Exhibits 1 and 5 to the Kastens Decl. These figures and terms have never been made public and
24 contain information related to the technical underpinnings and development of Juniper’s highly
25 proprietary software—which includes much information that Juniper maintains as trade secrets.
26 Juniper expends significant effort in maintaining the secrecy of its software architecture and
27 development, including, for example, implementing strict screening procedures for visitors to its
28 engineering campus. Public disclosure of essential nonpublic facts about Juniper’s software

