

1 PAUL ANDRE (State Bar No. 196585)  
pandre@kramerlevin.com  
2 LISA KOBIALKA (State Bar No. 191404)  
lkobialka@kramerlevin.com  
3 JAMES HANNAH (State Bar No. 237978)  
jhannah@kramerlevin.com  
4 KRISTOPHER KASTENS (State Bar No. 254797)  
kkastens@kramerlevin.com  
5 KRAMER LEVIN NAFTALIS & FRANKEL LLP  
6 990 Marsh Road  
7 Menlo Park, CA 94025  
8 Telephone: (650) 752-1700  
Facsimile: (650) 752-1800  
9 *Attorneys for Plaintiff*  
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 KRISTOPHER  
KASTENS IN SUPPORT OF PLAINTIFF  
FINJAN, INC.'S MOTION FOR SUMMARY  
JUDGMENT OF INFRINGEMENT OF  
CLAIM 10 OF U.S. PATENT NO. 8,677,494**

Date: July 26, 2018  
Time: 8:00 a.m.  
Courtroom: Courtroom 12, 19<sup>th</sup> Floor  
Before: Hon. William Alsup

23  
24  
25 **REDACTED VERSION OF DOCUMENT SOUGHT TO BE SEALED**  
26  
27  
28

1 I, Kristopher Kastens, declare:

2 1. I am licensed to practice law in the State of California and am an attorney at Kramer  
3 Levin Naftalis & Frankel LLP, counsel of record for Finjan, Inc. ("Finjan"). I have personal  
4 knowledge of the facts stated herein. I make this declaration in support of Finjan's Motion for  
5 Summary Judgment of Infringement of Claim 10 of U.S. Patent No. 8,677,494.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of U.S. Patent No. 8,677,494,  
7 entitled "Malicious Mobile Code Runtime Monitoring System and Methods," issued on March 18,  
8 2014, produced by Finjan bearing bates numbers FINJAN-JN 003821-48.

9 3. Attached hereto as Exhibit 2 is a true and correct copy of U.S. Patent No. 6,804,780,  
10 entitled "System and Method for Protecting a Computer and a Network From Hostile Downloadables,"  
11 issued on October 12, 2004, produced by Finjan bearing bates numbers FINJAN-JN 000443-60.

12 4. Attached hereto as Exhibit 3 is a true and correct copy of pages 5-16 and 101-104 from  
13 the transcript of the deposition of Raju Manthena, taken on May 30, 2018 in the present action.

14 5. Attached hereto as Exhibit 4 is a true and correct copy of pages 4-6 and 26-28 of Juniper  
15 Networks, Inc.'s ("Juniper") Responses and Objections to Finjan, Inc.'s First Set of Requests for  
16 Admission (Nos. 1-75), served on May 30, 2018 in the present action.

17 6. Attached hereto as Exhibit 5 is a true and correct copy of pages 334-337 from the  
18 transcript of proceedings from the September 8, 2016 trial in the matter *Finjan, Inc. v. Sophos, Inc.*, No.  
19 14-cv-1197 WHO (N.D. Cal.).

20 7. Attached hereto as Exhibit 6 is a true and correct copy of pages 173280-173284 a  
21 document entitled "Juniper Advanced Anti-Malware Service on SRX Software Functional  
22 Specification," dated October 23, 2015, produced by Juniper bearing bates numbers JNPR-  
23 FNJN\_29002\_00173278-340.

24 8. Attached hereto as Exhibit 7 is a true and correct copy of a webpage entitled "Juniper  
25 Networks Sky Advanced Threat Prevention," produced by Finjan bearing bates numbers FINJAN-JN  
26 005382-86.

1           9.       Attached hereto as Exhibit 8 is a true and correct copy of pages 6-13, 26-29, 42-45, 50-  
2 61, 70-77, 106-113, 138-141, 150-153, 166-169, 178-181, 234-237 and 290-293 from the transcript of  
3 the deposition of Yuly Tenorio taken on May 9, 2018 in the present action.

4           10.      Attached hereto as Exhibit 9 is a true and correct copy of pages 5438-40 of a Juniper  
5 datasheet entitled "Juniper Sky Advanced Threat Protection," produced by Finjan bearing bates  
6 numbers FINJAN-JN 005438-42.

7           11.      Attached hereto as Exhibit 10 is a true and correct copy of a document entitled  
8 "Adapters Design and Documentation," produced by Juniper bearing bates number JNPR-  
9 FNJN\_29017\_00552807.

10          12.      Attached hereto as Exhibit 11 is a true and correct copy of pages 44759, 44763-65,  
11 44775, and 44786 of a Juniper document entitled "Juniper Networks Sky Advanced Threat Prevention  
12 Guide," dated August 2, 2016, produced by Finjan bearing bates numbers FINJAN-JN 044744-99.

13          13.      Attached hereto as Exhibit 12 is a true and correct copy of a webpage entitled "How is  
14 Malware Analyzed and Detected?," produced by Finjan bearing bates numbers FINJAN-JN 005387-88.

15          14.      Attached hereto as Exhibit 13 is a true and correct copy of pages 8 and 18-20 of  
16 Juniper's Response to Finjan's Third Set of Interrogatories, served on May 7, 2018 in the present  
17 action.

18          15.      Attached hereto as Exhibit 14 is a true and correct copy of pages 11 and 14 of Juniper's  
19 Response to Finjan's Fourth Set of Interrogatories, served on May 29, 2018 in the present action.

20          16.      Attached hereto as Exhibit 15 is a true and correct copy of page 552691 of a Juniper  
21 document entitled "Kingfisher: Early Verdicts for SkyATP," produced by Juniper bearing bates  
22 numbers JNPR-FNJN\_29017\_00552691-96.

23          17.      Attached hereto as Exhibit 16 is a true and correct copy of pages 44832, 44838, 44846,  
24 44848 and 44851, produced by Finjan bearing bates numbers FINJAN-JN 044832-53.

25          18.      Attached hereto as Exhibit 17 is a true and correct copy of pages 552908, 552912, and  
26 552915 of a Juniper presentation entitled "Sky ATP Analysis Pipeline," produced by Juniper bearing  
27 bates numbers JNPR-FNJN\_29017\_00552908-15.

1           19. Attached hereto as Exhibit 18 is a true and correct copy of an image of the Sky ATP user  
2 interface, produced by Finjan bearing bates numbers FINJAN-JN 317942.

3           20. Attached hereto as Exhibit 19 is a true and correct copy of pages 304955-56 of a  
4 webpage entitled “Joe Sandbox – Report 25393,” available at [https://www.joesecurity.org/reports-](https://www.joesecurity.org/reports-6b16c4526a013e744b3d91cd7a091c361.html)  
5 [6b16c4526a013e744b3d91cd7a091c361.html](https://www.joesecurity.org/reports-6b16c4526a013e744b3d91cd7a091c361.html), last visited on May 25, 2018, produced by Finjan  
6 bearing bates numbers FINJAN-JN 304955-5022.

7           21. Attached hereto as Exhibit 20 is a true and correct copy of pages 553972 and 553974 of  
8 a Juniper document entitled “Schema validation in [REDACTED],” Version 0.0.3, dated August 12, 2014,  
9 produced by Juniper bearing bates numbers JNPR-FNJJN\_29030\_00553972-77.

10           22. Attached hereto as Exhibit 21 is a true and correct copy of pages 303973 and 304008 of  
11 a document entitled “Amazon DynamoDB Developer Guide API Version 2012-08-10,” produced by  
12 Finjan bearing bates numbers FINJAN-JN 303973-4926.

13           23. Attached hereto as Exhibit 22 is a true and correct copy of page 590607 of a document  
14 entitled “Solution Overview,” produced by Juniper bearing production numbers JNPR-  
15 FNJJN\_29032\_00590572-632.

16           24. Attached hereto as Exhibit 23 is a true and correct copy of a Juniper document entitled  
17 “[REDACTED] Web API methods (Current Implementation),” Version 0.0.5, dated June 19, 2014, produced by  
18 Juniper bearing bates numbers JNPR-FNJJN\_29024\_00170167-70.

19           25. Attached hereto as Exhibit 24 is a true and correct copy of a document entitled “Sky  
20 Advanced Threat Prevention New Features,” produced by Juniper bearing bates numbers JNPR-  
21 FNJJN\_29006\_00162260-64.

22           26. Attached hereto as Exhibit 25 is a true and correct copy of page 552986 of a Juniper  
23 document entitled “Sky ATP Deep Dive,” produced by Juniper bearing bates number s JNPR-  
24 FNJJN\_29008\_00522956-94.

25           27. Attached hereto as Exhibit 26 is a true and correct copy of an image of the Sky ATP user  
26 interface, produced by Finjan bearing bates numbers FINJAN-JN 046082.

1       28. Attached hereto as Exhibit 27 is a true and correct copy of page 61 of the printouts of  
2 Juniper source code, produced by Juniper.

3       29. Attached hereto as Exhibit 28 is a true and correct copy of page 41 of the printouts of  
4 Juniper source code, produced by Juniper.

5       30. Attached hereto as Exhibit 29 is a true and correct copy of page 297 of the printouts of  
6 Juniper source code, produced by Juniper.

7       31. Certain images provided in Finjan's brief are to a video entitled "Lanworks & Juniper  
8 Sky ATP Lunch and Learn," available at  
9 <https://www.youtube.com/watch?v=K8Y0MkbJwcs&feature=youtu.be>, last visited on June 7, 2018,  
10 and produced by Finjan bearing bates number FINJAN-JN 317958. If the court so requests, Finjan will  
11 manually lodge a copy of this video for the convenience of the court.

12  
13 I declare under penalty of perjury under the laws of the United States of America that each  
14 of the above statements is true and correct. Executed on June 7, 2018, in Menlo Park, California.

15 /s/ Kristopher Kastens  
16 Kristopher Kastens

17  
18 **ATTESTATION PURSUANT TO L.R. 5-1(I)**

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

21  
22 /s/ Lisa Kobialka  
23 Lisa Kobialka  
24  
25  
26  
27  
28