EXHIBIT 3

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   Attorneys for Defendant
14 QUALYS INC.

15   **IN THE UNITED STATES DISTRICT COURT**

16   **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17   **OAKLAND DIVISION**

18

19 FINJAN, INC., a Delaware Corporation,   )   CASE NO.: 4:18-cv-07229-YGR
)
20   Plaintiff,   )   **DEFENDANT QUALYS INC.'S**
)   **PRELIMINARY DISCLOSURE OF**
21   v.   )   **INTRINSIC AND EXTRINSIC**
)   **EVIDENCE**
22 QUALYS INC., a Delaware Corporation,   )
)   **DEMAND FOR JURY TRIAL**
23   )
          Defendant.   )
24   )
)
25   )
)
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1   Pursuant to Patent Local Rule 4-2, the Court's Scheduling Order, and the parties'

2 agreements, Defendant Qualys Inc. ("Qualys") provides its preliminary disclosure of intrinsic

3 and extrinsic evidence attached here as **Exhibit 1**. Qualys notes that discovery is ongoing,

4 including discovery regarding claim construction, and Qualys therefore reserves the right to

5 supplement or amend these disclosures. Qualys further reserves the right to revise these

6 disclosures based on evidence identified by Finjan, including to use any evidence identified by

7 Finjan (in this or any previous matter). For example, Qualys may rely upon the expert testimony

8 of Dr. Aviel Rubin in connection with any or all the claim constructions proposed below.

9

10   Respectfully submitted,

11

12 DATED: November 6, 2019   By: */s/ Christopher D. Mays*

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EXHIBIT 1: QUALYS'S PATENT LR 4-2 DISCLOSURES

Pat.	Term	Def. Proposal	Evidence
844	"means for comparing the first downloadable security profile against the security policy if the first downloadable security profile is trustworthy"	This term is subject to 35 USC Section 112 Paragraph 6. Function: comparing the first downloadable security profile against the security policy if the first downloadable security profile is trustworthy; Structure: local security policy analysis engine 530	'844 Patent at Abstract; Claim 44; Figs. 1-8; 2:20-60; 3:33 48; 8:6-8; 8:17-36; 9:23-29; 10:2-5; 10:66-11:11. *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. Oct. 20, 2014) (claim construction order). *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 16, 2014) (Finjan's opening claim constru *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (Blue Coat's responsive claim c *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (Declaration of Dr. Peter Reiher *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (May 23, 2014 Deposition of Dr *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. July 4, 2014) (Finjan's reply claim construction
844	"means for determining whether to trust the first Downloadable security profile"	This term is subject to 35 USC Section 112 Paragraph 6. Function: determining whether to trust the first downloadable security profile Structure: certificate authenticator 515 and downloadable ID verification engine 520	'844 Patent at Abstract; Claim 44; Figs. 1-8; 2:20-60; 3:33 67; 8:17-36; 9:23-29; 10:66-11:11. *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. Oct. 20, 2014) (claim construction order). *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 16, 2014) (Finjan's opening claim constru *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (Blue Coat's responsive claim c

			Finjan, Inc. v. Blue Coat Sys., Inc., Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (Declaration of Dr. Peter Reiher *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. June 30, 2014) (May 23, 2014 Deposition of D *Finjan, Inc. v. Blue Coat Sys., Inc.,* Civ. No. 5:13-cv-0399 (N.D. Cal. July 4, 2014) (Finjan's reply claim construction
844	"security context"	an environment in which a software application is run, which may limit resources that the application is permitted to access or operations that the application is permitted to perform	*Finjan, Inc. v. Proofpoint, Inc.,* Civ. No. 4:13-cv-5808-HS Cal. Dec. 3, 2015) (claim construction order). *Finjan, Inc. v. Proofpoint, Inc.,* Civ. No. 4:13-cv-5808-HS Cal. Jan. 26, 2015) (joint claim construction and pre-hearin
844	"web client"	an application on the computer of an end-user that requests a downloadable from the web server	'844 Patent: Claims 1, 15, 22, 23, 32, 41, 42, 43, 44; 2:3-1 5:14-19; 5:28-33; 6:2-17; 7:6-8:4; 8:17-36; 8:49-51; 8:65- 9:63-10:13; Figs. 1 and 7. *Finjan, Inc. v. Symantec Corp.,* Civ. No. 4:14-cv-02998-H (N.D. Cal. Feb. 10, 2017) (claim construction order). *Finjan, Inc. v. Symantec Corp.,* Civ. No. 4:14-cv-02998-H (N.D. Cal. Dec. 20, 2017) (Finjan's reply to Symantec's su construction brief). *Finjan, Inc. v. Symantec Corp.,* Civ. No. 4:14-cv-02998-H (N.D. Cal. Dec. 13, 2017) (Symantec's responsive supplen construction brief). *Finjan, Inc. v. Symantec Corp.,* Civ. No. 4:14-cv-02998-H (N.D. Cal. Nov. 29, 2017) (Finjan's supplemental claim cc

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