

EXHIBIT A

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13 *Attorneys for Defendant*
14 QUALYS INC.

15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
17 **OAKLAND DIVISION**

18 FINJAN, INC., a Delaware Corporation,)
19 Plaintiff,) CASE NO.: 4:18-cv-07229-YGR
20 v.) **DEFENDANT QUALYS INC.'S**
21 QUALYS INC., a Delaware Corporation,) **FIRST SUPPLEMENTAL**
22 Defendant.) **OBJECTIONS AND RESPONSES**
23) **TO FINJAN, INC.'S FIRST SET OF**
24) **INTERROGATORIES (NOS. 1-6)**
25)
26)
27)
28)

1 **INTERROGATORY NO. 2:**

2 For each of the Accused Instrumentalities, identify all releases or versions that are or have
3 been made, used, offered for sale, sold in the United States, or imported into the United States by
4 You or on Your behalf from the year 2013 to the present.

5 **RESPONSE TO INTERROGATORY NO. 2:**

6 In addition to the foregoing general objections, which are expressly incorporated herein,
7 Qualys objects to this Interrogatory on the ground and to the extent that it: (1) prematurely
8 requests information prior to Finjan identifying accused instrumentalities and specific
9 functionality within accused instrumentalities in its Infringement Contentions pursuant to Patent
10 L.R. 3-1; (2) is overbroad and unduly burdensome; and (3) is vague and ambiguous at least with
11 respect to the phrase “releases or versions that are or have been made, used, offered for sale, sold
12 in the United States, or imported into the United States by You or on Your behalf from the year
13 2013 to the present.”

14 Subject to and without waiver of the foregoing general and specific objections, Qualys
15 responds as follows: Qualys’s investigation is ongoing. Qualys will supplement its response as
16 necessary and appropriate after Finjan serves its Infringement Contentions and as information
17 becomes available.

18 **FIRST SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 2:**

19 In addition to the foregoing responses and objections, none of which are waived, Qualys
20 further states that all versions of its code base (since at least 2013 to the present) for every Accused
21 Product has been made available to Finjan for inspection. The answer to this interrogatory can be
22 obtained through such an inspection.

23 **INTERROGATORY NO. 3:**

24 Describe in detail the revenue, sales, billings, pricing, costs, gross profits, net profits, and
25 market share of each of the Accused Instrumentalities from the year 2013 to the present generated
26 (a) in the United States and separately, (b) worldwide, including but not limited to identifying on a
27 monthly, quarterly, and annual basis the gross and net revenues and gross and net profits generated
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1 the Accused Instrumentalities, the last date the source code was modified for each of the products,
2 which portion, if any, of the source code You contend is not active in the Accused Instrumentalities,
3 and which portion, if any, of the source code You contend is prior art to the Asserted Patents.

4 **RESPONSE TO INTERROGATORY NO. 4:**

5 In addition to the foregoing general objections, which are expressly incorporated herein,
6 Qualys objects to this interrogatory on the ground and to the extent that it: (1) prematurely requests
7 information prior to Finjan identifying accused instrumentalities and specific functionality within
8 accused instrumentalities in its Infringement Contentions pursuant to Patent L.R. 3-1; (2) is vague
9 and ambiguous at least with respect to the phrases “active source code incorporated into each of the
10 Accused Instrumentalities” and “not active in the Accused Instrumentalities”; (3) is compound in
11 that it contains multiple, discrete subparts, at least two of which are related to source code
12 information and invalidity contentions; (4) prematurely requests information subject to expert
13 testimony; (5) prematurely requests information related to Qualys’s invalidity contentions pursuant
14 to Patent L.R. 2-5(c) and 3-3; and (6) seeks information protected from disclosure by the attorney-
15 client privilege, the work product doctrine, common interest (joint defense) privilege, or any other
16 applicable privilege, immunity, or protection.

17 Subject to and without waiver of the foregoing general and specific objections, Qualys
18 responds as follows: Qualys’s investigation is ongoing. Qualys will supplement its response as
19 necessary and appropriate after Finjan serves its Infringement Contentions and as information
20 becomes available.

21 **FIRST SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 4:**

22 In addition to the foregoing responses and objections, none of which are waived, Qualys
23 further states that Finjan’s infringement contentions fail to identify features of the accused products
24 that Finjan contends practice each of the limitations of the claims. However, Qualys has made the
25 source code for each accused product available to Finjan for inspection as that code is kept in the
26 ordinary course of business. The answer to this interrogatory may be obtained through such an
27 inspection.

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