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QUALYS INC.

19 **IN THE UNITED STATES DISTRICT COURT**
20 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
21 **OAKLAND DIVISION**

22 FINJAN LLC,
23 Plaintiff,
24 v.
25 QUALYS INC.,
26 Defendant
27

CASE NO.: 4:18-cv-07229-YGR (TSH)

**STIPULATED ADMINISTRATIVE
MOTION TO WITHDRAW CERTAIN
MOTIONS**

Judge: Hon. Yvonne Gonzalez Rogers
Date: January 12, 2021
Time: 2:00pm
Location: Zoom Teleconference¹

28 ¹ Per the Court's Notice regarding Civil Law and Motion Calendars and its Order at D.I. 48

1 Plaintiff Finjan LLC (“Finjan”) and Defendant Qualys Inc. (“Qualys”) hereby agree and
2 stipulate to bring this Administrative Motion Under Civil L.R. 7-11 to withdraw the following
3 motions:

- 4 • Defendant Qualys, Inc.’s Motion for Judgment on the Pleadings (Fed. R. Civ. Proc.
5 12(c)) (Dkt. 124).
- 6 • The portions of Defendant Qualys, Inc.’s Motion to Strike Plaintiff Finjan LLC’s
7 Infringement Contentions (Dkt. 126) that are directed to U.S. Patent Nos. 6,965,968
8 and 8,141,154.

9 On October 22, 2020, Qualys filed a Motion for Judgment on the Pleadings (Fed. R. Civ.
10 Proc. 12(c)) (Dkt. 124) directed to U.S. Patent No. 7,975,305. On November 5, 2020, Finjan filed
11 an opposition to that motion (Dkt. 132), and on November 12, 2020 Qualys filed a reply in support
12 of that motion (Dkt. 142).

13 On October 30, 2020, Qualys filed a Motion to Strike Plaintiff Finjan LLC’s Infringement
14 Contentions (Dkt. 126) directed to U.S. Patent Nos. 6,965,968, 8,141,154, 8,225,408, and
15 8,677,494. On November 13, 2020, Finjan filed an opposition to that motion (Dkt. 143), and on
16 November 20, 2020, Qualys filed a reply in support of that motion (Dkt. 145).

17 On November 25, 2020, Finjan and Qualys filed a Stipulation and Proposed Order to
18 Dismiss Certain Patents-in-Suit and Counterclaims (Dkt. 148). Should the Court enter that
19 Proposed Order (Dkt. 148), U.S. Patent Nos. 7,975,305, 6,965,968, and 8,141,154 will no longer
20 be asserted in this case and it will no longer be necessary for the Court to decide (i) Qualys’s
21 Motion for Judgment on the Pleadings (Dkt. 124), which is directed to U.S. Patent No. 7,975,305,
22 and (ii) the portions of Qualys’s Motion to Strike Plaintiff Finjan LLC’s Infringement Contentions
23 (Dkt. 126) that are directed to U.S. Patent Nos. 6,965,968 and 8,141,154. Because Qualys had
24 filed the reply briefs in support of both of its motions (Dkt. 142, 145) before the parties filed the
25 stipulation (Dkt. 148), Qualys is unable to withdraw the motions under Civil L.R. 7-7(e) and
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27
28

1 accordingly brings this administrative motion under Civil L.R. 7-11 to withdraw the above
2 identified motions out of time.²

3 Respectfully submitted,

4 Dated: December 2, 2020

5 FISH & RICHARDSON P.C.

6 By: /s/ Jason W. Wolff

7 Jason W. Wolff
8 Attorneys for Plaintiff
9 FINJAN LLC

10 WILSON SONSINI GOODRICH & ROSATI

11 By: /s/ Talin Gordnia

12 TALIN GORDNIA
13 Attorneys for Defendant
14 QUALYS INC.

15 **CONCURRENCE IN FILING**

16 I, Talin Gordnia, hereby attest that the concurrence to the filing of this document has been
17 obtained from each signatory hereto.

18 By: /s/ Talin Gordnia

19 TALIN GORDNIA
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28 ² The remainder of Defendant Qualys Inc.'s Motion to Strike Plaintiff Finjan LLC's
Infringement Contentions (Dkt. 126), which is directed to U.S. Patent Nos. 8,225,408 and
8 677 494 is not being withdrawn as these patents continue to be asserted in the case