

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)

FINJAN LLC, a Delaware Limited Liability
Company,

Plaintiff,

v.

QUALYS INC., a Delaware Corporation,

Defendant.

Case No. 4:18-cv-07229-YGR (TSH)

**[PROPOSED] ORDER GRANTING
FINJAN LLC'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS
UNDER SEAL**

On February 8, 2021, Plaintiff Finjan LLC (“Finjan”) filed a Motion for Administrative Relief with this Court, pursuant to Civil Local Rule 79-5, for permission to file documents under seal. Upon consideration of this motion and the exhibits and declaration of K. Nicole Williams filed in support thereof (“Williams Decl.”), the Court finds good cause and compelling reasons for granting the request to file the documents described below under seal.

1. There exist overriding confidentiality interests that overcome the right of public access to the record for the following documents:

Document or Portion of Document Sought to be Sealed	Evidence Offered in Support of Sealing	Order
Plaintiff Finjan LLC's Opposition to Qualys Inc.'s Motion to Strike Portions of Plaintiff's Infringement and Damages Expert Reports at: page 2, lines 19-22; page 5, lines 15-20; page 7, lines 16-17, 21-22, 24, and 28; page 8, lines 3-7, 19, 22-28; page 9, lines 1-7, 9-12; page 11, lines 20-24, 25; page 12, lines 22-23; page 13, lines 12-13, 25-26; page 14, lines 9-10	Williams Dec. ¶ 3	
Exhibit B to the Declaration of Robert Courtney ("Courtney Declaration") (Excerpts from the Expert Report of Nenad Medvidovic, Ph.D. dated December 1, 2020)	Williams Dec. ¶ 4	
Exhibit D to the Courtney Declaration (Excerpt from the Deposition Transcript of Dilip Bachwani taken September 18, 2020)	Williams Dec. ¶ 5	
Exhibit F to the Courtney Declaration (Excerpts from the Opening Expert Report of Dr. Avi Rubin dated December 1, 2020)	Williams Dec. ¶ 6	
Exhibit G to the Courtney Declaration (Excerpts from the Opening Expert Report of Eric Cole, Ph.D. Regarding Infringement by Qualys Inc. of Patent Nos. 6,154,844; 8,677,494; and 7,418,731 dated December 1, 2020)	Williams Dec. ¶ 7	

2. A substantial probability exists that the overriding confidentiality interests will be prejudiced if the record is not sealed;

3. The proposed sealing is narrowly tailored; and

4. No less restrictive means exist to achieve these overriding interests.

IT IS THEREFORE ORDERED that Finjan's Administrative Motion to File Documents Under Seal is GRANTED with respect to the documents set forth above.

1 IT IS SO ORDERED.

2
3 Dated: _____

4 Judge Yvonne Gonzalez Rogers
United States District Court

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28