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10 *Attorneys for Defendant*
   QUALYS INC.
11

12   **IN THE UNITED STATES DISTRICT COURT**

13   **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

14   **OAKLAND DIVISION**

15

16 FINJAN LLC   )   CASE NO.: 4:18-cv-07229-YGR (TSH)
)
17   Plaintiff,   )   **DECLARATION OF**
)   **CHRISTOPHER D. MAYS IN**
18   v.   )   **SUPPORT OF DEFENDANT**
)   **QUALYS INC.'S CROSS-MOTION**
19 QUALYS INC.,   )   **FOR SUMMARY JUDGMENT AND**
)   **OPPOSITION TO PLAINTIFF**
20   Defendant.   )   **FINJAN LLC'S MOTION FOR**
)   **SUMMARY JUDGMENT**
21   )
)
22   )
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I, Christopher D. Mays, the undersigned, declare as follows:

1.   I am an attorney at law, duly licensed to practice before all the courts of the State of California, and I am an associate with the law firm of Wilson Sonsini Goodrich & Rosati, counsel for Defendant Qualys Inc. ("Qualys"). I submit this declaration in support of Defendant Qualys Inc.'s Cross-Motion For Summary Judgment and Opposition to Plaintiff Finjan LLC's Motion For Summary Judgment.

2.   Qualys obtained its produced copy of *Dr. Solomon's Anti-Virus Toolkit for Windows and DOS* (QUALYS00002805- QUALYS00003045) from Juniper's counsel in the *Finjan, Inc. v. Juniper Networks, Inc.* matter (3:17-cv-05659-WHA). Qualys has not altered the reference in any way since receiving the reference from Juniper's counsel.

3.   Attached as **Exhibit 1** is a true and correct copy of U.S. Patent No. 8,225,408.

4.   Attached as **Exhibit 2** is a true and correct copy of U.S. Patent no. 6,154,844.

5.   Attached as **Exhibit 3** is a true and correct copy of U.S. Patent No. 8,677,494.

6.   Attached as **Exhibit 4** is a true and correct copy of selected portions of the Expert Report of Nenad Medvidovic, Ph.D., served December 2, 2020.

7.   Attached as **Exhibit 5** is a true and correct copy of the webpage available at https://books.google.com/books/about/Dr_Solomon_s_Anti_Virus_Toolkit_for_Wind.html?id=B XFOwgEACAAJ.

8.   Attached as **Exhibit 6** is a true and correct copy of selected portions of the Expert Report of Eric Cole, Ph.D., served December 1, 2020.

9.   Attached as **Exhibit 7** is a true and correct copy of QUALYS00325126.

10.   Attached as **Exhibit 8** is a true and correct copy of selected portions of Microsoft Computer Dictionary, Fifth Edition.

11.   Attached as **Exhibit 9** is a true and correct copy of selected portions of the Deposition Transcript of Eric Cole, Ph.D., taken on March 2, 2021.

12.   Attached as **Exhibit 10** is a true and correct copy of selected portions of the Expert Report of Michael Goodrich, Ph.D., served January 12, 2021.

13.   Attached as **Exhibit 11** is a true and correct copy of Order Granting in Part and Denying in Part Defendant's Motion for Partial Summary Judgment in *Finjan v. SonicWall*, Case No. 17-cv-04467-BLF, dated March 5, 2021.

14.   Attached as **Exhibit 12** is a true and correct copy of selected portions of the Deposition Transcript of Nenad Medvidovic, Ph.D., taken on February 28, 2021.

15.   Attached as **Exhibit 13** is a true and correct copy of selected portions of the Rebuttal Expert Report of Michael Goodrich, Ph.D., in Finjan v. Blue Coat, Case No. 15-cv-03295-BLF-SVK, dated April 21, 2017.

16.   Attached as **Exhibit 14** is a true and correct copy of selected portions of the Rebuttal Expert Report of Michael T. Goodrich, Ph.D., in Finjan v. Rapid7, Case No. 18-cv-03295-MN, dated July 31, 2020.

17.   Attached as **Exhibit 15** is a true and correct copy of selected portions of the Deposition Transcript of Michael Goodrich, Ph.D., taken on February 26, 2021.

18.   Attached as **Exhibit 16** is a true and correct copy of selected portions of the Declaration of Nenad Medvidovic, Ph.D., in. IPR2015-02001, IPR2016-00157, dated June 21, 2016.

19.   Attached as **Exhibit 17** is a true and correct copy of selected portions of the Deposition Transcript of Nenad Medvidovic in IPR2015-02001, IPR2016-00157, dated October 28, 2016.

20.   Attached as **Exhibit 18** is a true and correct copy of the Final Written Description in IPR2015-02001, IPR2016-00157, dated March 17, 2017.

21.   Attached as **Exhibit 19** is a true and correct copy of selected portions of the Deposition Transcript of Holger Kruse, taken on September 14, 2020.

22.   Attached as **Exhibit 20** is a true and correct copy of QUALYS00289149.

23.   Attached as **Exhibit 21** is a true and correct copy of FINJAN-QUALYS 037712.

24.   Attached as **Exhibit 22** is a true and correct copy of selected portions of the Deposition Transcript of Dilip Bachwani, taken on September 18, 2020.

25.   Attached as **Exhibit 23** is a true and correct copy of selected portions of the Patent Owner Response in IPR2015-02001, IPR2016-00157, dated August 9, 2016.

26.   Attached as **Exhibit 24** is a true and correct copy of portions of The 1997 Merriam Webster Dictionary.

27.   Attached as **Exhibit 25** is a true and correct copy of QUALYS00263186.

28.   Attached as **Exhibit 26** is a true and correct copy of Order on Defendants' Renewed Motion for Summary Judgment of Indefiniteness in Finjan v. ESET, Case No. 17-cv-0183-CAB-BGS, dated March 23, 2021.

29.   Attached as **Exhibit 27** is a true and correct copy of Cisco Systems, Inc.'s Motion for Judgment of Invalidity of the '844, '780, and '494 Patents Based on Collateral Estoppel, dated April 19, 2021.

30.   Attached as **Exhibit 28** is a true and correct copy of the webpage available at https://winworldpc.com/product/dr-solomons-anti-virus-toolkit/7x.

31.   Attached as **Exhibit 29** is a true and correct copy of selected portions of Finjan's Infringement Contentions, dated April 10, 2019.

32.   Attached as **Exhibit 30** is a true and correct copy of selected portions of the Rebuttal Expert Report of Michael T. Goodrich, P.h.D., in Finjan v. SonicWall, Case No. 17-cv-04467-BLF, dated October 9, 2020.

33.   Attached as **Exhibit 31** is a true and correct copy of selected portions of the Patent Owner's Response in IPR2015-01892, dated June 21, 2016.

34.   Attached as **Exhibit 32** is a true and correct copy of selected portions of the Patent Owner's Response in IPR2019-00026, dated June 2, 2019.

35.   Attached as **Exhibit 33** is a true and correct copy of a letter from S.H. Michael Kim to Bruce Posey dated November 12, 2015, bates labeled FINJAN-QUALYS 005287.

36.   Attached as **Exhibit 34** is a true and correct copy of the Expert Report of Dr. Sylvia D. Hall-Ellis Regarding Public Availability of Certain Publications, served December 1, 2020.

37.   Attached as **Exhibit 35** is a true and correct copy of a document entitled 1997 Graduate Student Symposium, marked as Stubblebine Deposition Exhibit 31.

38.   Attached as **Exhibit 36** is a true and correct copy of selected portions of the Deposition Transcript of Stuart Stubblebine, Ph.D., taken on March 5, 2021.

39.   Attached as **Exhibit 37** is a true and correct copy of selected portions of the Report of Sylvia D. Hall-Ellis, Ph.D., in Finjan v. Juniper, Case No. 17-cv-05659 dated on July 18, 2019.

40.   Attached as **Exhibit 38** is a true and correct copy of selected portions of the Deposition Transcript of Sylvia D. Hall-Ellis, Ph.D., taken March 1, 2021.

41.   Attached as **Exhibit 39** is a true and correct copy of Dr. Solomon's Anti-Virus

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