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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 UNDER SEAL**

On June 1, 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 under seal its Reply in Support of Motion for Summary Judgment and Opposition to Qualys’s Cross-Motion for Summary Judgment. Upon consideration of this motion and the exhibits and declaration of K. Nicole Williams filed in support thereof (“Williams Sealing Decl.”), the Court finds good cause for granting the request to file the documents described below under seal.

1. There exists 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
<p>1 Finjan LLC's Reply in Support of</p> <p>2 Motion for Summary Judgment and</p> <p>3 Opposition to Qualys's Cross-Motion</p> <p>4 for Summary Judgment at highlighted</p> <p>5 portions at:</p> <p>6 Page 6, lines 6–8;</p> <p>7 Page 9, lines 8, 10–18, 20–23, 25–27;</p> <p>8 Page 10, line 21;</p> <p>9 Page 12, lines 27–28;</p> <p>10 Page 13, lines 1–2, 10, 12–13;</p> <p>11 Page 14, lines 3–5, 8–17, 21–24;</p> <p>12 Page 15, lines 5, 8–10;</p> <p>13 Page 18, line 28;</p> <p>14 Page 19, lines 1, 8, 11–13, 20, 23–26;</p> <p>15 Page 20, lines 1–2, 5–9, 12–14</p>	Williams Sealing Decl. ¶ 3	
<p>16 Finjan LLC's Responsive Separate</p> <p>17 Statement of Undisputed Material Facts</p> <p>18 at highlighted portions at:</p> <p>19 Page 2, line 15;</p> <p>20 Page 4, lines 4–5;</p> <p>21 Page 7, line 28;</p> <p>22 Page 8, lines 1, 3–4, 5–6, 8–9, 10;</p> <p>23 Page 9, lines 2–6, 11–16, 18–25;</p> <p>24 Page 10, lines 1–7, 9–12;</p> <p>25 Page 11, line 16;</p> <p>26 Page 12, lines 8, 14–16, 18–20;</p> <p>27 Page 13, lines 4–7</p>	Williams Sealing Decl. ¶ 4	
<p>28 Ex. 8 to the Declaration of Jason W.</p> <p>29 Wolff (Excerpts from the Expert Report</p> <p>30 of Nenad Medvidović, Ph.D. dated</p> <p>31 December 1, 2020) at pages 51–53, 67–</p> <p>32 69, 79–81, 84, 99–100, 102, 104, 107–</p> <p>33 108, 111–121, 123, 129–133, 137, 139–</p> <p>34 140, and 156</p>	Williams Sealing Decl. ¶ 5	
<p>35 Ex. 14 to the Wolff Declaration</p> <p>36 (Excerpts from the deposition transcript</p> <p>37 of Aviel Rubin, Ph.D. taken March 4,</p> <p>38 2021)</p>	Williams Sealing Decl. ¶ 6	
<p>39 Ex. 15 to the Wolff Declaration</p> <p>40 (Excerpts from the Rebuttal Expert</p> <p>41 Report of Dr. Avi Rubin Regarding U.S.</p> <p>42 Patent No. 8,225,408 dated January 21,</p>	Williams Sealing Decl. ¶ 7	

1	2020)		
2	Ex. 16 to the Wolff Declaration (QUALYS00257792- QUALYS00257795)	Williams Sealing Decl. ¶ 8	
3	Ex. 17 to the Wolff Declaration (QUALYS01235879- QUALYS01235940)	Williams Sealing Decl. ¶ 9	
4	Ex. 19 to the Wolff Declaration (Excerpts from the deposition transcript of Holger Kruse taken September 14, 2020) at pages 7–8	Williams Sealing Decl. ¶ 10	
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11	Ex. 20 to the Wolff Declaration (QUALYS02019776- QUALYS02019800)	Williams Sealing Decl. ¶ 11	
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13	Ex. 21 to the Wolff Declaration (Excerpts from the Stuart Stubblebine’s Rebuttal Expert Report Regarding Non- Infringement and Apportionment Issues (U.S. Patent Nos. 8,677,494; 6,154,844 and 7,418,731 dated January 12, 2021)	Williams Sealing Decl. ¶ 12	
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17	Ex. 22 to the Wolff Declaration (Excerpts from the deposition transcript of Stuart Stubblebine, Ph.D. taken March 5, 2021)	Williams Sealing Decl. ¶ 13	
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19	Ex. 24 to the Wolff 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) at pages 129–132, 150–152, 678–680, and 690–703	Williams Sealing Decl. ¶ 14	
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24	Ex. 25 to the Wolff Declaration (Excerpts from the deposition transcript of Eric Cole, Ph.D. taken March 2, 2021) at pages 90–96, 133–135	Williams Sealing Decl. ¶ 15	
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1 2. A substantial probability exists that the overriding confidentiality interests will be
2 prejudiced if the record is not sealed;

3 3. The proposed sealing is narrowly tailored; and

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

5 IT IS THEREFORE ORDERED that Finjan LLC's Administrative Motion to File Under
6 Seal its Reply in Support of Motion for Summary Judgment and Opposition to Qualys's Cross-
7 Motion for Summary Judgment is GRANTED with respect to the documents set forth above.

8
9 IT IS SO ORDERED.

10
11 Dated: _____

Hon. Yvonne Gonzalez Rogers
United States District Court