

1 PAUL ANDRE (State Bar No. 196585)
 pandre@kramerlevin.com
 2 LISA KOBIALKA (State Bar No. 191404)
 lkobialka@kramerlevin.com
 3 JAMES HANNAH (State Bar No. 237978)
 jhannah@kramerlevin.com
 4 KRISTOPHER KASTENS (State Bar No. 254797)
 kkastens@kramerlevin.com
 5 HANNAH LEE (State Bar No. 253197)
 hlee@kramerlevin.com
 6 **KRAMER LEVIN NAFTALIS &
 FRANKEL LLP**
 7 990 Marsh Road
 Menlo Park, CA 94025
 8 Telephone: (650) 752-1700
 Facsimile: (650) 752-1800

DUANE MORRIS LLP
 D. Stuart Bartow (SBN 233107)
 Email: DSBarrow@duanemorris.com
 Nicole E. Grigg (SBN 307733)
 Email: NEGrigg@duanemorris.com
 2475 Hanover Street
 Palo Alto, CA 94304-1194
 Tel.: 650.847.4150
 Fax: 650.847.4151

Attorneys for Defendant
 SONICWALL INC.

(Complete list of counsel for Defendant on
 signature page)

9 *Attorneys for Plaintiff*
 10 FINJAN, INC.

11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN JOSE DIVISION**

15
 16 FINJAN, INC., a Delaware Corporation,
 17 Plaintiff,
 18 vs.
 19 SONICWALL, INC., a Delaware Corporation,
 20 Defendant.

Case No. 5:17-cv-04467-BLF-HRL

**STIPULATED REQUEST AND
 [PROPOSED] ORDER CHANGING TIME
 TO COMPLETE FACT DEPOSITIONS
 AND SERVE EXPERT REPORTS**

1 Plaintiff Finjan, Inc. (“Finjan”) and Defendant SonicWall, Inc. (“SonicWall”) (collectively,
2 “the Parties”), respectfully file this stipulated request for an order granting a limited enlargement of
3 the current deadlines to complete noticed fact depositions, any follow-on discovery from those
4 depositions, and to serve expert reports in this matter.

5 WHEREAS, the deadline for completing fact discovery is May 1, 2020, (Dkt. 61);

6 WHEREAS, the Parties have fact depositions set for this month and next, which will require
7 witnesses and counsel to travel;

8 WHEREAS, due to the national emergency of the COVID-19 pandemic, travel has been
9 restricted across the country, and both counsel and party witnesses are unable to travel and must
10 avoid all in-person meetings;

11 WHEREAS, the deadline for expert designations (including serving opening expert reports)
12 is currently set for June 5, 2020, and the deadline for rebuttal expert disclosures is July 10, 2020,
13 (Dkt. 61);

14 WHEREAS, the Parties anticipate travel and in-person restrictions to continue for the
15 foreseeable future, impacting preparation of expert reports;

16 WHEREAS, despite the Parties’ diligence in timely completing the discovery process, the
17 significant disruption caused by the COVID-19 pandemic has directly and significantly impacted the
18 Parties’ ability to comply with the upcoming deadlines through no fault of their own, necessitating
19 the extensions requested herein;

20 WHEREAS, the Parties believe that a short extension of fact and expert discovery deadlines
21 is warranted for the limited purposes of (1) rescheduling and completing noticed fact depositions, (2)
22 allowing any follow-on discovery resulting from the rescheduled depositions within the limits
23 currently allowed (e.g., interrogatory limits), and (3) exchanging expert disclosures and reports; and

24 WHEREAS, the Parties do not wish to inconvenience the Court in any way. As such, the
25 Parties anticipate, based on information available to date, that the proposed extensions below will
26 have no effect on subsequent deadlines in the Court’s case schedule.

1 SonicWall and Finjan hereby stipulate to, and respectfully request, the following limited
2 extensions to accommodate the needs of the Parties:

<u>Event</u>	<u>Current Due Date</u>	<u>Proposed Extended Due Date</u>
Close of Fact Discovery	May 1, 2020	June 1, 2020 (for completing noticed fact depositions and follow-on discovery as set forth above)
Opening Expert Reports	June 5, 2020	July 10, 2020
Rebuttal Expert Reports	July 10, 2020	August 7, 2020

9
10 Respectfully submitted,

Respectfully submitted,

11 By: /s/ Paul Andre
12 Paul Andre (SBN 196585)
pandre@kramerlevin.com
13 Lisa Kobialka (SBN 191404)
lkobialka@kramerlevin.com
14 James Hannah (SBN 237978)
jhannah@kramerlevin.com
15 Hannah Lee (SBN 253197)
hlee@kramerlevin.com

16 **KRAMER LEVIN NAFTALIS &
17 FRANKEL LLP**
990 Marsh Road
18 Menlo Park, CA 94025
Telephone: (650) 752-1700
19 Facsimile: (650) 752-1800

20 Attorneys for Plaintiff
21 FINJAN, INC.

By: /s/ Nicole E. Grigg
Matthew C. Gaudet (Admitted *Pro Hac Vice*)
mcgaudet@duanemorris.com
David C. Dotson (Admitted *Pro Hac Vice*)
dcdotson@duanemorris.com
Jennifer H. Forte (Admitted *Pro Hac Vice*)
jhforte@duanemorris.com
DUANE MORRIS LLP
1075 Peachtree NE, Suite 2000
Atlanta, GA 30309-3929
Telephone: 404.253.6900

D. Stuart Bartow (SBN 233107)
Email: DSBarrow@duanemorris.com
Nicole E. Grigg (SBN 307733)
Email: NEGrigg@duanemorris.com
DUANE MORRIS LLP
2475 Hanover Street
Palo Alto, CA 94304-1194
Tel.: 650.847.4150
Fax: 650.847.4151

Joseph A. Powers (Admitted *Pro Hac Vice*)
Email: japowers@duanemorris.com
Jarrad M. Gunther (Admitted *Pro Hac Vice*)
Email: jmgunther@duanemorris.com
DUANE MORRIS LLP
30 South 17th Street
Philadelphia, PA 19103
Telephone: 215.979.1000

27 Counsel for Defendant
28 SONICWALL, INC.

Dated: March 17, 2020

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[PROPOSED] ORDER

Pursuant to the Parties' Stipulation, it is hereby ordered that:

<u>Event</u>	<u>Current Due Date</u>	<u>Extended Due Date</u>
Close of Fact Discovery	May 1, 2020	June 1, 2020*
Opening Expert Reports	June 5, 2020	July 10, 2020
Rebuttal Expert Reports	July 10, 2020	August 7, 2020

* Fact discovery is extended solely for: (1) rescheduling and completing noticed fact depositions, and (2) allowing any follow on discovery resulting from the rescheduled depositions within the limits currently allowed (e.g., interrogatory limits).

IT IS SO ORDERED.

Dated: _____

 JUDGE BETH LABSON FREEMAN
 United States District Court Judge