

1 PAUL ANDRE (State Bar No. 196585)  
[pandre@kramerlevin.com](mailto:pandre@kramerlevin.com)  
2 LISA KOBIALKA (State Bar No. 191404)  
[lkobialka@kramerlevin.com](mailto:lkobialka@kramerlevin.com)  
3 JAMES HANNAH (State Bar No. 237978)  
[jhannah@kramerlevin.com](mailto:jhannah@kramerlevin.com)  
4 KRISTOPHER KASTENS (State Bar No. 254797)  
[kkastens@kramerlevin.com](mailto:kkastens@kramerlevin.com)  
5 HANNAH LEE (State Bar No. 253197)  
[hlee@kramerlevin.com](mailto:hlee@kramerlevin.com)  
6 KRAMER LEVIN NAFTALIS  
7 & FRANKEL LLP  
8 990 Marsh Road  
Menlo Park, CA 94025  
9 Telephone: (650) 752-1700  
Facsimile: (650) 752-1800  
10

11 *Attorneys for Plaintiff*  
FINJAN, INC.

12 **IN THE UNITED STATES DISTRICT COURT**  
13  
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
15  
16 **SAN JOSE DIVISION**

16 FINJAN, INC.,

17 Plaintiff,

18 v.

19 SONICWALL, INC.,

20 Defendant.  
21

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

**DECLARATION OF AARON FRANKEL IN  
SUPPORT OF DEFENDANT'S  
ADMINISTRATIVE MOTION TO FILE  
DOCUMENTS UNDER SEAL**

1 I, Aaron Frankel, declare as follows:

2 1. I am a partner with the law firm of Kramer Levin Naftalis & Frankel LLP (“Kramer  
3 Levin”), counsel of record for Plaintiff Finjan, Inc. (“Finjan”). I have personal knowledge of the facts  
4 set forth in this declaration and can testify competently to those facts. I make this declaration in  
5 support of Defendant SonicWall Inc.’s (“SonicWall”) Administrative Motion to File Documents Under  
6 Seal pursuant to Civil Local Rules 7-11 and 79-5(d) and 79-5(e).

7 2. I have reviewed the following documents and confirmed that they contain information  
8 designated as confidential by Finjan.

Identification of Documents or Portions of Document to be Sealed	Portions of Document to be Sealed	Designating Party
Selections of the Joint Discovery Letter. [Dkt. No. 249-3]	Highlighted portions on pg. 2 and pg. 3.	Finjan
Exhibit A to Joint Discover Letter. [Dkt. No. 249-5]	Entirety	Finjan

9  
10  
11  
12  
13  
14  
15 3. Finjan supports SonicWall’s request for leave from the Court to file the documents  
16 described above under seal because such information contains confidential business, competitive, and  
17 privileged information regarding Finjan’s business model and patents. These portions have been  
18 designated by Finjan as confidential and this information about Finjan’s business and competitive  
19 information is afforded a high degree of protection and security within Finjan’s business to avoid  
20 inadvertent public disclosure. The public disclosure of such internally sensitive information, including  
21 information about the terms of Finjan’s business structure and agreements could result in significant  
22 competitive harm.

23  
24 I declare under the penalty of perjury under the laws of the United States of America that each  
25 of the above statements is true and correct. Executed on April 21, 2020, in New York, NY.

26  
27 /s/ Aaron Frankel  
Aaron Frankel