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16 FINJAN, INC.

17 **IN THE UNITED STATES DISTRICT COURT**
18 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
19 **SAN JOSE DIVISION**

21 FINJAN, INC.,

22 Plaintiff,

23 v.

24 SONICWALL, INC.,

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

**PLAINTIFF FINJAN, INC.'S RESPONSE
TO THE COURT'S ORDER OF
REDACTION RE ORDER [DKT. NO. 269]**

1 **I. INTRODUCTION**

2 Plaintiff Finjan, Inc. (“Finjan”) provides this response to the Court’s Order of Redaction (Dkt.
3 No. 269) regarding the Court’s Order on a Discovery Dispute Regarding Privilege Claims (Dkt. No.
4 268, the “Order”). Finjan seeks to seal only one portion of the Order, which contains an excerpt from a
5 confidential agreement between Finjan and non-party, Cisco Systems, Inc. (“Cisco”).

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Identification of Document to be Sealed	Portions of Document to be Sealed	Designating Party	Reasons for Sealing
Order re Discovery Dispute re Privilege Claims (Dkt. No. 268)	Highlighted portion at Page 2, lines 19-23	Finjan	This excerpt of the Order contains an excerpt from the confidential agreement between Cisco Systems, Inc. and Finjan.

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13 **II. ARGUMENT**

14 Finjan seeks to seal the confidential information indicated above and highlighted in the
15 attachment to the Declaration of Aaron Frankel in Support of Finjan’s Response (“Frankel
16 Declaration”). Mindful of the Stipulated Protective Order and also Civil Local Rule 79-5, Finjan
17 supports the public filing of the entire Order, with the exception of the five lines on page 2 of the Order
18 that are quoted from the confidential agreement between Finjan and Cisco.

19 As set forth in the accompanying Frankel Declaration, the excerpt for which redaction is
20 requested contains confidential business information relating to the relationship between Finjan and
21 third-party Cisco and is designated as “Highly Confidential – Attorneys’ Eyes Only” under the
22 Protective Order in this case. Specifically, Finjan previously attached the confidential agreement
23 between Finjan and Cisco as Exhibit 2 to the Frankel Declaration in Support of Finjan’s Submission of
24 Documents for *In Camera* Review Relating to the Joint Discovery Letter Brief and requested this
25 document to be filed under seal. *See* Dkt. Nos. 256, 258. Consistent with the Court’s July 9th Order
26 (Dkt. No. 270) granting Finjan’s request to seal the confidential agreement between Finjan and Cisco
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1 under the good cause standard, Finjan now requests that the highlighted portion at page 2, lines 19-23
2 of the Order to be filed under seal.

3 Attached hereto are redacted and unredacted versions of the Order.

4 **III. CONCLUSION**

5 Finjan has shown good cause for this request to file the above-referenced excerpt of the Court's
6 Order under seal. This request is narrowly tailored to seal only information that is regarded as
7 confidential. For these reasons, Finjan respectfully requests that the Court seal the excerpt indicated
8 above.

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10 Respectfully submitted,

11 Dated: July 17, 2020

12 By: /s/ Aaron Frankel
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