

# EXHIBIT S

**REDACTED**

**From:** Dotson, David C. <[DCDotson@duanemorris.com](mailto:DCDotson@duanemorris.com)>  
**Sent:** Thursday, July 23, 2020 5:21 PM  
**To:** Hannah, James <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>; McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Gunther, Jarrad M. <[JMGunther@duanemorris.com](mailto:JMGunther@duanemorris.com)>  
**Cc:** Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** RE: Revised Appendices H-2 Through H-4

Thanks, James. Please confirm Finjan has withdrawn Appendix H-3 (in addition to Appendix H-1 and H-5), given its reliance on the "stats server" as the alleged "security computer" in contravention of the Court's November 20 Order.

David

---

**From:** Hannah, James <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>  
**Sent:** Thursday, July 23, 2020 5:19 PM  
**To:** Dotson, David C. <[DCDotson@duanemorris.com](mailto:DCDotson@duanemorris.com)>; McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Gunther, Jarrad M. <[JMGunther@duanemorris.com](mailto:JMGunther@duanemorris.com)>  
**Cc:** Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** RE: Revised Appendices H-2 Through H-4

David, attached are the revised appendices for H-6 and H-7.

James Hannah  
Partner

Kramer Levin Naftalis & Frankel LLP  
990 Marsh Road, Menlo Park, California 94025  
O 650.752.1712 F 650.752.1812

This communication (including any attachments) is intended solely for the recipient(s) named above and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

---

**From:** Dotson, David C. <[DCDotson@duanemorris.com](mailto:DCDotson@duanemorris.com)>  
**Sent:** Thursday, July 23, 2020 12:12 PM  
**To:** Hannah, James <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>; McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Gunther, Jarrad M. <[JMGunther@duanemorris.com](mailto:JMGunther@duanemorris.com)>  
**Cc:** Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** [EXTERNAL] RE: Revised Appendices H-2 Through H-4

James

Given the stage of this case, your failure to respond will leave us with no choice but to move to strike Finjan's contentions on the issues identified below.

Please provide a response by tomorrow, or we will plan to move forward with a motion.

Thanks,  
David

---

**From:** Dotson, David C.  
**Sent:** Monday, July 20, 2020 8:38 AM  
**To:** 'Hannah, James' <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>; McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Gunther, Jarrad M. <[JMGunther@duanemorris.com](mailto:JMGunther@duanemorris.com)>  
**Cc:** 'Lee, Hannah' <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** RE: Revised Appendices H-2 Through H-4

James,

Following up on the below.

Thanks,  
David

---

**From:** Dotson, David C.  
**Sent:** Monday, July 13, 2020 10:08 AM  
**To:** 'Hannah, James' <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>; McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Gunther, Jarrad M. <[JMGunther@duanemorris.com](mailto:JMGunther@duanemorris.com)>  
**Cc:** Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** RE: Revised Appendices H-2 Through H-4

James,

[REDACTED]

Also, on our call, we discussed the potential confusion surrounding SonicWall's April 2 email stating its understanding that Finjan would withdraw Appendix H-3, and we agreed to revisit our respective notes on that issue. Based on our notes, it appears to us that the reference to Finjan withdrawing Appendix H-3 was correct because Appendix H-3

Order. See Revised Appx. H-3 at 7, 9. The Court stated in its November 20 Order with respect to the '154 Patent that "Finjan's reliance on the Stats server and the URL Thumbprint Database constitutes new theories of infringement not previously disclosed and not within the scope of the Court's May 2019 order." November 20, 2019 Order at 9.

So that we are all on the same page, please confirm that Finjan has withdrawn Appx. H-1, H-3, and H-5.

Please also confirm that Finjan will revise Appendices H-6 and H-7 to address the "transmitting . . . when" limitation.

Thanks,  
David

---

**From:** Hannah, James <[JHannah@KRAMERLEVIN.com](mailto:JHannah@KRAMERLEVIN.com)>  
**Sent:** Thursday, July 2, 2020 6:29 PM  
**To:** McGrath, Robin <[RLMcGrath@duanemorris.com](mailto:RLMcGrath@duanemorris.com)>; Dotson, David C. <[DCDotson@duanemorris.com](mailto:DCDotson@duanemorris.com)>  
**Cc:** Lee, Hannah <[HLee@KRAMERLEVIN.com](mailto:HLee@KRAMERLEVIN.com)>  
**Subject:** Revised Appendices H-2 Through H-4

Robin, David, please see the attached revised appendices based on our discussion this afternoon. The changes can be found on Pg. 14 of H-2; Pg. 11 of H-3; and Pg. 14 of H-4. Thanks.

James

**James Hannah**  
Partner

Kramer Levin Naftalis & Frankel LLP  
990 Marsh Road, Menlo Park, California 94025  
T 650.752.1712 F 650.752.1812  
[jhannah@kramerlevin.com](mailto:jhannah@kramerlevin.com)

[Bio](#)

This communication (including any attachments) is intended solely for the recipient(s) named above and may contain information that is confidential, privileged or legally protected. Any unauthorized use or dissemination of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by return e-mail message and delete all copies of the original communication. Thank you for your cooperation.

For more information about Duane Morris, please visit <http://www.DuaneMorris.com>

Confidentiality Notice: This electronic mail transmission is privileged and confidential and is intended only for the review of the party to whom it is addressed. If you have received this transmission in error, please immediately return it to the sender. Unintended transmission shall not constitute waiver of the attorney-client or any other privilege.