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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FINJAN, INC., a Delaware Corporation,

Plaintiff,

vs.

SONICWALL INC., a Delaware
Corporation

Defendant.

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

**DECLARATION OF NICOLE E.
GRIGG IN SUPPORT OF PLAINTIFF
FINJAN, INC.'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS
UNDER SEAL (ECF NO. 314)**

1 I, Nicole E. Grigg, declare as follows:

2 1. I am an associate at the law firm of Duane Morris LLP and am counsel for Defendant
3 SonicWall Inc. (“SonicWall”). I have personal knowledge of the matters set forth in this
4 Declaration, and if called as a witness, could and would testify competently to such facts under oath.
5 I submit this Declaration in Support of Finjan’s Administrative Motion to File Documents Under
6 Seal (ECF No. 314), pursuant to Civil Local Rule 79-5(d)-(e). In making this Declaration, it is not
7 my intention, nor the intention of SonicWall, to waive the attorney-client privilege, the attorney
8 work-product immunity, or any other applicable privilege.

10 2. I have reviewed page 1, lines 12, 20-25; page 3, lines 1-7, 11-13; page 4, lines 14-21,
11 23-26; page 5, lines 6-12, 14; page 6, lines 3-10; page 7, lines 1-2, 6, 16-17; page 8 lines 6-7, 13-17,
12 21-22; page 9, lines 8, 10-18, 20-21, 26-27; page 10, lines 1-3, 7-8, 17-20 of Finjan’s Opposition to
13 SonicWall’s Motion to Strike Finjan’s Expert Reports as well as Exhibits B, C, D, E, F, G, I, J, K,
14 L, M, N, O, and P to the Declaration of Jason Wolff in support of Finjan LLC’s Opposition to
15 SonicWall’s Motion to Strike and confirmed that the foregoing documents Finjan attached to its
16 Administrative Motion to Seal contains SonicWall’s confidential information with the exception of
17 page 9 lines 26-27 and page 10 lines 1-3 and 7-8 of Finjan’s Opposition to SonicWall’s Motion to
18 Strike Finjan’s Expert Report, which do not contain SonicWall confidential information.

20 3. Specifically, Exhibits B, C, D, E, F, G, I, J, K, L, M, N, and O contain excerpts from
21 Finjan’s expert reports or infringement contentions which cite to and quote SonicWall’s confidential
22 technical information that SonicWall has designated as “Confidential – Attorneys’ Eyes Only” and
23 “Confidential – Attorneys’ Eyes only – Source Code” pursuant to the Protective Order. Exhibit P is
24 a technical specification that contains SonicWall’s confidential technical information that SonicWall
25 designated as “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Protective Order.
26 Additionally, page 1, lines 12, 20-25; page 3, lines 1-7, 11-13; page 4, lines 14-21, 23-26; page 5,
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1 lines 6-12, 14; page 6, lines 3-10; page 7, lines 1-2, 6, 16-17; page 8 lines 6-7, 13-17, 21-22; page 9,
2 lines 8, 10-18, 20-21; page 10, lines 17-20 of Finjan’s Opposition to SonicWall’s Motion to Strike
3 Finjan’s Expert Reports include references to SonicWall’s source code and technical specifications
4 as well as Finjan’s expert reports and infringement contentions, all of which contain information
5 that SonicWall has designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly
6 Confidential – Attorneys’ Eyes Only – Source Code” pursuant to the Protective Order. If filed
7 publicly, this confidential information could be used to SonicWall’s disadvantage by competitors as
8 it concerns the identification, organization, operation, and source code related to SonicWall’s
9 proprietary products.
10

11 4. Accordingly, Sonicwall does seek to seal page 1, lines 12, 20-25; page 3, lines 1-7,
12 11-13; page 4, lines 14-21, 23-26; page 5, lines 6-12, 14; page 6, lines 3-10; page 7, lines 1-2, 6, 16-
13 17; page 8 lines 6-7, 13-17, 21-22; page 9, lines 8, 10-18, 20-21; page 10, lines 17-20 of Finjan’s
14 Opposition to SonicWall’s Motion to Strike Finjan’s Expert Reports as well as Exhibits B, C, D, E,
15 F, G, I, J, K, L, M, N, O, and P to the Declaration of Jason Wolff in support of Finjan LLC’s
16 Opposition to SonicWall’s Motion to Strike.
17

18 I declare under penalty of perjury under the laws of California and the United States that the
19 foregoing is true and correct. Executed on November 30, 2020, in Alameda, CA.
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21
22 /s/ Nicole E. Grigg
Nicole E. Grigg
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