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

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

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

**JOINT STIPULATION REGARDING 35 U.S.C. § 287; [PROPOSED] ORDER**

Judge: Hon. Beth Labson Freeman

21  
 22 Plaintiff Finjan LLC (“Finjan”) and Defendant SonicWall Inc. (“SonicWall”), hereby stipulate  
 23 as follows: For purposes of this litigation only, the parties stipulate that Finjan will not rely on patent  
 24 marking pursuant to 35 U.S.C. § 287 to prove notice and, therefore, the starting date for any damages  
 25 owed by SonicWall to Finjan begins with actual notice of infringement by Finjan pursuant to 35 U.S.C.  
 26 § 287.

**IT IS SO STIPULATED.**

1 Dated: December 1, 2020.

2  
3 Respectfully submitted,

Respectfully submitted,

4 By: /s/ Robert Courtney  
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20 *Attorneys for Plaintiff*  
21 *FINJAN, INC.*

*Counsel for Defendant*  
*SONICWALL, INC.*

**PROPOSED ORDER**

The Court, having read and considered the parties' Stipulation, and finding good cause in support thereof, hereby orders that Finjan shall not rely on patent marking pursuant to 35 U.S.C. § 287 to prove notice and, therefore, the starting date for any damages owed by SonicWall to Finjan begins with actual notice of infringement by Finjan pursuant to 35 U.S.C. § 287.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Judge Beth Labson Freeman  
UNITED STATES DISTRICT COURT JUDGE

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**ATTESTATION**

I, Jennifer H. Forte, am the ECF user whose identification and password are being used to file this **JOINT STIPULATION REGARDING 35 U.S.C. § 287; [PROPOSED] ORDER**. I hereby attest that I received authorization to insert the signatures indicated by a conformed signature (/s/) within this e-filed document.

Dated: December 1, 2020

By: /s/ Jennifer H. Forte  
Jennifer H. Forte

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