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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FINJAN, LLC, a Delaware Limited Liability
Company,

Plaintiff,

v.

SONICWALL INC., a Delaware Corporation,

Defendant.

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

**DECLARATION OF NICOLE E. GRIGG
IN SUPPORT OF SONICWALL INC.'S
ADMINISTRATIVE MOTION TO FILE
DOCUMENTS UNDER SEAL**

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

2 1. I am an associate attorney at the law firm of Duane Morris LLP and am counsel for
3 Defendant 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 SonicWall’s Administrative Motion to File Documents Under
6 Seal pursuant to Civil L.R. 79-5(e). In making this Declaration, it is not my intention, nor the
7 intention of SonicWall, to waive the attorney-client privilege, the attorney work-product immunity,
8 or any other applicable privilege.

9 2. I have reviewed the following documents and confirmed that they consist of or quote
10 directly from documents which either were designated under the Stipulated Protective Order by
11 SonicWall or Finjan or contain information that SonicWall or Finjan designated as “HIGHLY
12 CONFIDENTIAL – ATTORNEYS’ EYES ONLY” or “HIGHLY CONFIDENTIAL –
13 ATTORNEYS’ EYES ONLY – SOURCE CODE” pursuant to the Stipulated Protective Order in
14 this litigation.

15 3. Documents to be filed under seal:

| Exh. No. | Document | Portion(s) to Seal | Reason(s) for Sealing |
|----------|----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | Defendant SonicWall, Inc’s Reply in Support of its Motion for Partial Summary Judgment | Highlighted portions at: Page 2: lines 3-4; Page 3: lines 3-4; Page 9: lines 15-21, 24-26; Page 10: lines 21, 23, 25-28; Page 11: lines 1-3, 5-17; Page 12: lines 1-3 | The highlighted portions of this document reflect information that SonicWall has designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly Confidential – Attorney’s Eyes Only – Source Code” pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall’s disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall’s proprietary products. <i>See</i> Declaration of Nicole E. Grigg in Support of Administrative Motion to File Documents Under Seal (“Grigg Declaration”), ¶¶ 2-5. |

| Exh. No. | Document | Portion(s) to Seal | Reason(s) for Sealing |
|---------------------------|----------------------------------------------------------------------|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 41 to Gunther Declaration | Excerpts from the July 14, 2020 John Gordineer Deposition Transcript | Entirety | This document contains testimony that SonicWall has designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly Confidential – Attorneys’ Eyes Only - Source Code” pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall’s disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall’s proprietary products, including its source code. See Grigg Declaration, ¶¶ 2-5. |
| 42 to Gunther Declaration | Excerpts from the July 21, 2020 Eric Hawkes Deposition Transcript | Entirety | This document contains testimony that SonicWall has designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly Confidential – Attorneys’ Eyes Only - Source Code” pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall’s disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall’s proprietary products, including its source code. See Grigg Declaration, ¶¶ 2-5. |
| 43 to Gunther Declaration | Excerpts from the July 24, 2020 Michael King Deposition Transcript | Entirety | This document contains testimony that SonicWall has designated as “Highly Confidential – Attorneys’ Eyes Only” or “Highly Confidential – Attorneys’ Eyes Only - Source Code” pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall’s disadvantage by competitors as it concerns the identification, organization, and or |

| Exh. No. | Document | Portion(s) to Seal | Reason(s) for Sealing |
|---------------------------|-------------------------------------------------------------------------------------------------------------------------------------|--------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | | operation of SonicWall's proprietary products, including its source code. <i>See</i> Grigg Declaration, ¶¶ 2-5. |
| 44 to Gunther Declaration | Excerpts from the October 22, 2020 Dr. Eric Cole Deposition Transcript | Entirety | This document contains testimony that SonicWall has designated as "Highly Confidential – Attorneys' Eyes Only" or "Highly Confidential – Attorneys' Eyes Only - Source Code" pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall's disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall's proprietary products, including its source code. <i>See</i> Grigg Declaration, ¶¶ 2-5. |
| 45 to Gunther Declaration | Finjan's notice of inadvertently produced documents bearing Bates numbers Finjan-SW 047873-76 and privilege log dated July 24, 2018 | Entirety | This document contains information that Finjan has designated as "Highly Confidential – Attorneys' Eyes Only" pursuant to the Stipulated Protective Order. <i>See</i> Grigg Declaration, ¶¶ 2-5. |
| 46 to Gunther Declaration | SonicWall's Comprehensive Gateway Security Suite datasheet bearing Bates Nos. SonicWall-Finjan 00454707-709 | Entirety | SonicWall has designated this internal datasheet "Highly Confidential – Attorneys' Eyes Only" pursuant to the Stipulated Protective Order. If filed publicly, this confidential information could be used to SonicWall's disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall's proprietary products. <i>See</i> Grigg Declaration, ¶¶ 2-5. |
| 47 to Gunther Declaration | SonicWall's WAN Acceleration Appliance (WXA) Series datasheet bearing Bates | Entirety | SonicWall has designated this internal datasheet "Highly Confidential – Attorneys' Eyes Only" pursuant to the Stipulated |

| Exh. No. | Document | Portion(s) to Seal | Reason(s) for Sealing |
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| | Nos. SonicWall-Finjan 00017623-627 | | Protective Order. If filed publicly, this confidential information could be used to SonicWall's disadvantage by competitors as it concerns the identification, organization, and or operation of SonicWall's proprietary products. See Grigg Declaration, ¶¶ 2-5. |

4. Good cause exists to seal the portions of the documents identified in the chart above for the reasons stated therein. SonicWall seeks to seal only those portions of the documents that contain "sealable" information, as defined in Civil Local Rule 79-5(d), and for which it has good cause to seal.

5. I am informed and believe that, if filed publicly, SonicWall's confidential information could be used by SonicWall's competitors to SonicWall's disadvantage, as it can be used to derive the confidential and proprietary financial and technical information of SonicWall related to the accused products, including SonicWall's highly sensitive source code, which, if disclosed, could result in competitive harm to SonicWall.

I declare under penalty of perjury under the laws of California and the United States that the foregoing is true and correct. Executed on December 31, 2020 in Alameda, California.

/s/ Nicole E. Grigg
Nicole E. Grigg (formerly Johnson)