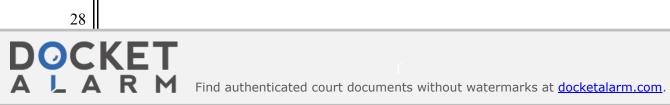
1 2 3 4 5 6 7 8 9 10 11 12 13	DUANE MORRIS LLP D. Stuart Bartow (CA SBN 233107) Email: DSBartow@duanemorris.com Nicole E. Johnson (CA SBN 307733) negrigg@duanemorris.com 2475 Hanover Street Palo Alto, CA 94304-1194 Telephone: 650.847.4150 Facsimile: 650.847.4151 DUANE MORRIS LLP Joseph A. Powers (PA SBN 84590) Admitted Pro Hac Vice japowers@duanemorris.com Jarrad M. Gunther (PA SBN 207038) Admitted Pro Hac Vice jmgunther@duanemorris.com 30 South 17th Street Philadelphia, PA 19103 Telephone: 215.979.1000 Facsimile: 215.979.1020 Attorneys for Defendant SONICWALL INC.	Matthew C. Gaudet (GA SBN 287759) Admitted Pro Hac Vice mcgaudet@duanemorris.com Robin L. McGrath (GA SBN 493115) Admitted Pro Hac Vice rlmcgrath@duanemorris.com David C. Dotson (GA SBN 138040) Admitted Pro Hac Vice dcdotson@duanemorris.com Jennifer H. Forte (GA SBN 940650) Admitted Pro Hac Vice jhforte@duanemorris.com 1075 Peachtree Street, Ste. 2000 Atlanta, GA 30309 Telephone: 404.253.6900 Facsimile: 404.253.6901
14	UNITED STATES DISTRICT COURT	
15	NORTHERN DISTRICT OF CALIFORNIA	
16	SAN JOSE	E DIVISION
17	FINJAN, LLC, a Delaware Limited Liability Company,	Case No.: 5:17-cv-04467-BLF-VKD
18	Plaintiff,	DECLARATION OF JARRAD M. GUNTHER IN SUPPORT OF
	Plaintiff, vs.	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18	vs. SONICWALL INC., a Delaware	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S
18 19	vs. SONICWALL INC., a Delaware Corporation	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18 19 20	vs. SONICWALL INC., a Delaware	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18 19 20 21	vs. SONICWALL INC., a Delaware Corporation	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18 19 20 21 22	vs. SONICWALL INC., a Delaware Corporation	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18 19 20 21 22 23	vs. SONICWALL INC., a Delaware Corporation	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION
18 19 20 21 22 23 24	vs. SONICWALL INC., a Delaware Corporation	GUNTHER IN SUPPORT OF DEFENDANT SONICWALL INC.'S REPLY IN SUPPORT OF ITS MOTION



I, Jarrad M. Gunther, declare as follows:

- 1. I am an attorney at the law firm of Duane Morris LLP and am counsel for Defendant SonicWall Inc. ("SonicWall"). I have personal knowledge of the matters set forth in this Declaration, and if called as a witness, could and would testify competently to such facts under oath. I submit this Declaration in support of SonicWall's Reply in support of its Motion for Summary Judgment. In making this Declaration, it is not my intention, nor the intention of SonicWall, to waive the attorney-client privilege, the attorney work-product immunity, or any other applicable privilege.
- Attached as Exhibit 41 is a true and correct copy of excerpts from the July 14, 2020
 John Gordineer Deposition Transcript.
- 3. Attached as Exhibit 42 is a true and correct copy of excerpts from the July 21, 2020 Eric Hawkes Deposition Transcript.
- 4. Attached as Exhibit 43 is a true and correct copy of excerpts from the July 24, 2020 Michael King Deposition Transcript.
- 5. Attached as Exhibit 44 is a true and correct copy of excerpts from the October 22, 2020 Deposition Transcription of Dr. Eric Cole.
- 6. Attached as Exhibit 45 is a true and correct copy of Finjan's notice of inadvertently produced documents bearing Bates numbers Finjan-SW 047873-76 and privilege log dated July 24, 2018.
- 7. Attached as Exhibit 46 is a true and correct copy of the Comprehensive Gateway Security Suite datasheet bearing Bates nos. SonicWall-Finjan_00454707-709.
- 8. Attached as Exhibit 47 is a true and correct copy of the WAN Acceleration Appliance (WXA) Series datasheet bearing Bates nos. SonicWall-Finjan 00017623-627.
 - 9. Attached as Exhibit 48 is a true and correct copy of Dell's press release announcing



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 Grafton, Vermont.

/s/ Jarrad M. Gunther Jarrad M. Gunther



1 **ATTESTATION** In accordance with Civil Local Rules 5-1(i)(3), I attest that concurrence in the filing on this 2 3 document has been obtained from any other signatory to this document. 4 Dated: December 31, 2020 Respectfully Submitted, 5 /s/ Nicole E. Grigg Nicole E. Grigg (formerly Johnson) 6 Email: NEGrigg@duanemorris.com **DUANE MORRIS LLP** 7 2475 Hanover Street Palo Alto, CA 94304-1194 8 Matthew C. Gaudet (*Pro Hac Vice*) 9 Email: mcgaudet@duanemorris.com Robin L. McGrath (*Pro Hac Vice*) 10 Email: rlmcgrath@duanemorris.com David C. Dotson (*Pro Hac Vice*) 11 Email: dcdotson@duanemorris.com Jennifer H. Forte (Pro Hac Vice) 12 Email: jhforte@duanemorris.com 1075 Peachtree Street, Ste. 2000 13 Atlanta, GA 30309 14 Joseph A. Powers (*Pro Hac Vice*) Email: japowers@duanemorris.com 15 Jarrad M. Gunther (Pro Hac Vice) Email: jmgunther@duanemorris.com 16 30 South 17th Street Philadelphia, PA 19103 17 Attorneys for Defendant 18 SONICWALL INC. 19 20 21 22 23 24 25 26 27



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