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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FINJAN, LLC, a Delaware Limited Liability
Company,

Plaintiff,

vs.

SONICWALL INC., a Delaware
Corporation

Defendant.

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

**DECLARATION OF JARRAD M.
GUNTHER IN SUPPORT OF
DEFENDANT SONICWALL INC.'S
REPLY IN SUPPORT OF ITS MOTION
FOR PARTIAL SUMMARY JUDGMENT**

1 I, Jarrad M. Gunther, declare as follows:

2 1. I am an attorney 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 SonicWall's Reply in support of its Motion for Summary
6 Judgment. In making this Declaration, it is not my intention, nor the intention of SonicWall, to
7 waive the attorney-client privilege, the attorney work-product immunity, or any other applicable
8 privilege.

9 2. Attached as Exhibit 41 is a true and correct copy of excerpts from the July 14, 2020
10 John Gordineer Deposition Transcript.

11 3. Attached as Exhibit 42 is a true and correct copy of excerpts from the July 21, 2020
12 Eric Hawkes Deposition Transcript.

13 4. Attached as Exhibit 43 is a true and correct copy of excerpts from the July 24, 2020
14 Michael King Deposition Transcript.

15 5. Attached as Exhibit 44 is a true and correct copy of excerpts from the October 22,
16 2020 Deposition Transcription of Dr. Eric Cole.

17 6. Attached as Exhibit 45 is a true and correct copy of Finjan's notice of inadvertently
18 produced documents bearing Bates numbers Finjan-SW 047873-76 and privilege log dated July 24,
19 2018.

20 7. Attached as Exhibit 46 is a true and correct copy of the Comprehensive Gateway
21 Security Suite datasheet bearing Bates nos. SonicWall-Finjan_00454707-709.

22 8. Attached as Exhibit 47 is a true and correct copy of the WAN Acceleration Appliance
23 (WXA) Series datasheet bearing Bates nos. SonicWall-Finjan_00017623-627.

24 9. Attached as Exhibit 48 is a true and correct copy of Dell's press release announcing
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1 its acquisition of Secureworks, Inc.

2 I declare under penalty of perjury under the laws of California and the United States that the
3 foregoing is true and correct.

4 Executed on December 31, 2020, in Grafton, Vermont.

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6 /s/ Jarrad M. Gunther
7 Jarrad M. Gunther
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ATTESTATION

In accordance with Civil Local Rules 5-1(i)(3), I attest that concurrence in the filing on this document has been obtained from any other signatory to this document.

Dated: December 31, 2020

Respectfully Submitted,

/s/ Nicole E. Grigg

Nicole E. Grigg (formerly Johnson)

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