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12 Attorneys for Plaintiff
13 FINJAN LLC

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 (SAN JOSE DIVISION)

18 FINJAN LLC, a Delaware Limited Liability
19 Company,
20 Plaintiff,
21 v.
22 SONICWALL INC., a Delaware Corporation,
23 Defendant.

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

**DECLARATION OF K. NICOLE
WILLIAMS IN SUPPORT OF
DEFENDANT SONICWALL INC.'S
ADMINISTRATIVE MOTION TO FILE
DOCUMENTS UNDER SEAL
(ECF NO. 335)**

Date: January 14, 2021
Time: 9:00 AM
Judge: Hon. Beth Labson Freeman
Dept: Courtroom 3, Fifth Floor

1 I, K. Nicole Williams, hereby declare and state as follows:

2 1. I am licensed to practice in the State of California and am a principal in the law firm
3 of Fish & Richardson P.C., counsel of record for Plaintiff Finjan LLC (“Finjan”) in the above-
4 captioned matter. I have personal knowledge of all the facts contained herein and, if called as a
5 witness, I could and would testify competently thereto.

6 2. I submit this declaration in support of SonicWall’s Administration Motion to File
7 Under Seal its Reply in Support of its Motion for Partial Summary Judgment (ECF No. 335),
8 pursuant to Civil Local Rules 79-5(d)-(e) and this Court’s Standing Order. The basis for asserting
9 confidentiality and the grounds for filing the documents under seal are as follows:
10

ECF or Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
Ex. 45 to Gunther Declaration; ECF No. 335-9	July 24, 2018 Email fr. Dennison to Forte et al. and Finjan’s Privilege Log	Entirety	This document reflects information regarding Finjan’s internal business practices and licensing negotiations, which Finjan has designated “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” under the Protective Order (ECF No. 68). Public disclosure of this information would cause harm to Finjan. <i>See</i> Declaration of K. Nicole Williams in Support of SonicWall’s Administrative Motion to File Under Seal (“Williams Decl.”) ¶ 3.

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24 3. I have reviewed Exhibit 45 to the Declaration of Jarrad M. Gunther in Support of
25 Defendant SonicWall Inc.’s Reply in Support of its Motion for Partial Summary Judgment
26 (“Gunther Declaration”). (ECF No. 335-9.) Exhibit 45 to the Gunther Declaration reflects
27

1 information regarding Finjan’s business practices and licensing negotiations, which Finjan
2 designated as “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY” subject to the
3 Protective Order. Finjan treats this confidential business and licensing information as highly
4 confidential within its business and makes substantial efforts not to disclose such information to the
5 public. Such information could be used by Finjan’s competitors to gain an advantage in negotiations
6 with Finjan as well as to harm it in the market place, as it reveals information related to Finjan’s
7 internal business practices and dealings. Accordingly, good cause and compelling reasons exist to
8 seal Ex. 45 to the Gunther Declaration.
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10 4. Based upon the foregoing, Finjan requests that Exhibit 45 to the Gunther Declaration
11 remain under seal.

12 I declare under the penalty of perjury of the laws of the United States of America that the
13 foregoing is true and correct. Executed on January 4, 2021, in Encinitas, California.
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15 By: /s/ K. Nicole Williams
16 K. Nicole Williams
17 nwilliams@fr.com
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on January 4, 2021 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system. Any other counsel of record will be served by electronic mail and regular mail.

By: /s/ K. Nicole Williams

K. Nicole Williams

nwilliams@fr.com

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