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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**

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 or third party Francisco Partners
12 designated as “CONFIDENTIAL” “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY”
13 or “HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY – SOURCE CODE” pursuant to
14 the Stipulated Protective Order in 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 Motion to Exclude the Testimony of Finjan’s Experts Dr. McDuff, Dr. Striegel, Dr. Cole, Dr. Mitzenmacher, and Dr. Medvidovic	Highlighted portions at: Page 3 lines 2-5; Page 4 lines 26-27; Page 5 lines 1-2; Page 7 line 22; Page 8 lines 22-25; Page 9 lines 2-5; 7-9; 11-12; Page 12 lines 23-27; Page 13 line 1;	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 as well as SonicWall’s confidential business information. <i>See</i> Declaration of Nicole E. Grigg in Support of Administrative Motion to File

Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
			Documents Under Seal (“Grigg Declaration”), ¶¶ 2-5.
3 to Gunther Declaration	Excerpts from the November 2, 2020 Deposition of DeForest McDuff, Ph.D.	Entirety	This document contains testimony that SonicWall has designated as “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, as well as confidential business and financial information of SonicWall. <i>See</i> Grigg Declaration, ¶¶ 2-5.
4 to Gunther Declaration	Excerpts from the September 3, 2020 Expert Report of Michael Mitzenmacher, Ph.D.	Entirety	This document contains information 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.
5 to Gunther Declaration	Excerpts from the October 26, 2020 Deposition of Michael Mitzenmacher, Ph.D.	Entirety	This document contains testimony that SonicWall has designated as “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

Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
			proprietary products. <i>See</i> Grigg Declaration, ¶¶ 2-5.
6 to Gunther Declaration	Exhibit 5 to the November 2, 2020 Deposition of DeForest McDuff, Ph.D.	Entirety	This document was produced by third party Francisco Partners and was designated as “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Stipulated Protective Order. <i>See</i> Grigg Declaration, ¶¶ 2-5.
7 to Gunther Declaration	Exhibit 10 to the November 2, 2020 Deposition of DeForest McDuff, Ph.D.	Entirety	This document contains internal email communications that SonicWall has designated as “Confidential” 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.
8 to Gunther Declaration	Excerpts from the November 3, 2020 Deposition of Aaron Striegel, Ph. D.	Entirety	This document contains testimony that SonicWall has designated as “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.
11 to Gunther Declaration	Excerpts from the September 3, 2020 Expert Report of Aaron Striegel, Ph.D.	Entirety	This document contains information that SonicWall has designated as “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

Exh. No.	Document	Portion(s) to Seal	Reason(s) for Sealing
			competitors as it concerns the identification, organization, and or operation of SonicWall's proprietary products, as well as confidential business and financial information of SonicWall. <i>See</i> Grigg Declaration, ¶¶ 2-5.
12 to Gunther Declaration	Exhibit 2 to the November 3, 2020 Deposition of Aaron Striegel bearing the bates number SonicWall-Finjan_00101991	Entirety	SonicWall has designated this document "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 SonicWall's confidential business information. <i>See</i> Grigg Declaration, ¶¶ 2-5.
13 to Gunther Declaration	Exhibit 3 to the November 3, 2020 Deposition of Aaron Striegel bearing the bates number FINJAN-SW 158696	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.
15 to Gunther Declaration	SonicWall Inc.'s Fourth Supplemental Response to Finjan, Inc.'s First Set of Interrogatories (No. 5)	Entirety	This document contains information that SonicWall has designated as "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.
26 to Gunther Declaration	Excerpts from the September 3, 2020 Expert Report of Dr. Eric Cole	Entirety	This document contains information that SonicWall has designated as "Highly Confidential – Attorneys' Eyes Only" pursuant to the Stipulated Protective Order. If filed publicly, this confidential

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