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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FINJAN, INC.,
Plaintiff,
v.
ESET, LLC and ESET SPOL. S.R.O.,
Defendants.

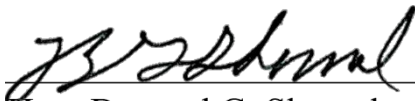
Case No.: 17CV183 CAB (BGS)
BRIEFING ORDER
[ECF 839]

On December 22, 2020, the parties jointly contacted Judge Skomal’s Chambers to raise a discovery dispute concerning Finjan’s objections to numerous Eset’s RFPs. (ECF 839.) Although the objections concern ten RFPs, the parties indicated that there were overriding issues as to all: relevancy, attorney-client privilege, the work product doctrine, the common interest doctrine, and the possibility that the RFPs may be seeking discovery beyond the ’305 Patent. The only discovery the parties are currently permitted to pursue is discovery regarding the ’305 Patent. The parties also indicated that Finjan has not yet provided a privilege log. The Court orders as follows.

1 Finjan shall provide a privilege log on or before **December 30, 2020**. Parties shall
2 file a Joint Statement¹ not exceeding twenty pages, split evenly between the parties, by
3 **January 6, 2021**. The parties may attach exhibits, however any exhibits must be quoted
4 or summarized within the briefing. In addition to the issues identified above, the Joint
5 Statement must address whether the discovery sought is beyond the scope of the '305
6 Patent and the proportionality of the discovery sought.

7 **IT IS SO ORDERED.**

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9 Dated: December 23, 2020

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11 Hon. Bernard G. Skomal
12 United States Magistrate Judge
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26 ¹ As the Court has previously indicated, joint statement must provide each party's
27 position as well as their response to the arguments of the opposing party. This requires
28 the parties to exchange their briefing sufficiently in advance of the deadline to modify
their own briefing to address the opposing party's argument. The intention is that the
joint statement provide full briefing on the issues identified by the parties and the Court.