

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

FINJAN LLC, a Delaware Limited Liability
Company,

Plaintiff,

v.

RAPID7, INC., a Delaware Corporation
and RAPID7 LLC, a Delaware Limited
Liability Company,

Defendants.

C.A. No. 1:18-cv-01519-MN

Jury Trial Demanded

[PROPOSED] ORDER

The Court, having considered the positions of the parties, hereby ORDERS that the following Paragraphs of Plaintiff Finjan LLC's ("Finjan") Expert Report of Michael Mitzenmacher, PH.D. Regarding Infringement by Rapid7 of U.S. Patent Nos. 8,141,154; 7,757,289; and 8,225,408 are hereby stricken:

Paragraphs 552-554, regarding the previously undisclosed direct infringement theory for the '289 Patent.

Paragraphs 324-328, 352-356, 378-382, 410-414, 424, 434-438, 449-453, 464-468, 477, and 483 regarding previously undisclosed Doctrine of Equivalents infringement theories for the '154 Patent.

Paragraphs 546-550, 564-568, 581-585, 645-649, 658-662, and 670-674 regarding previously undisclosed Doctrine of Equivalents infringement theories for the '289 Patent.

Paragraphs 749-753 and 766-770 regarding previously undisclosed Doctrine of Equivalents infringement theories for the '408 Patent.

DATE: _____

United States District Court Judge