

**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

**REDACTED VERSION**  
**Filed on November 20, 2020**

**DECLARATION OF JOHN R. GIBSON IN SUPPORT OF DEFENDANTS  
RAPID7, INC. AND RAPID7 LLC'S REPLY IN SUPPORT OF THEIR MOTION TO  
EXCLUDE OPINIONS AND TESTIMONY OF PLAINTIFF'S EXPERTS, RUSSELL L.  
PARR, MICHAEL MITZENMACHER, NENAD MEDVIDOVIC, ERIC COLE  
AND MICHAEL GOODRICH**

I, John R. Gibson, declare and state the following:

1. My name is John R. Gibson. I provide this declaration in support of Defendants Rapid7, Inc. and Rapid7 LLC's ("Rapid7") Reply in Support of Their Motion to Exclude Opinions and Testimony of Plaintiff's Experts, Russell L. Parr, Michael Mitzenmacher, Nenad Medvidovic, Eric Cole and Michael Goodrich. I have personal knowledge of the following based upon my representation of Rapid7 in this matter and, if called as a witness, I could and would testify competently thereto.

2. I am a partner at Duane Morris LLP, which represents Rapid7, Inc. and Rapid7 LLC in the above-captioned matter. I am a member of good standing of the State Bar of Georgia and the Commonwealth of Virginia, and am admitted *pro hac vice* in the District of Delaware for this matter.

3. Attached hereto as **Exhibit 10** are additional excerpts from the September 11, 2020 deposition of Russell L. Parr, which were not included in my original Declaration.

4. Attached hereto as **Exhibit 11** is the redacted copy of Plaintiff Finjan, Inc.'s Opposition to Sophos' *Daubert* Motion and Motions *in Limine, Finjan, Inc. v. Sophos, Inc.*, Case No. 14-cv-01197-WHO, Dkt. 227 (N.D. Cal. Aug. 1, 2016), not including the exhibits.

5. Attached hereto as **Exhibit 12** are additional excerpts from the expert report of Dr. Stephen Becker dated July 31, 2020, which are not otherwise included in the current record.

6. Attached hereto as **Exhibit 13** are excerpts from of Finjan's Form 10-K (Finjan-RPD 427541).

7. Attached hereto as **Exhibit 14** are additional excerpts from the Expert Report of Russell L. Parr, CFA, CLP, dated June 17, 2020, which are not otherwise included in the current record.

I declare under penalty of perjury that the foregoing is true and correct.

Dated this 13<sup>th</sup> day of November, 2020.

/s/ John R. Gibson

John R. Gibson