

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT  
IN AND FOR PINELLAS COUNTY, FLORIDA

TERRY GENE BOLLEA professionally  
known as HULK HOGAN,

Plaintiff,

vs.

Case No. 12012447CI-011

HEATHER CLEM; GAWKER MEDIA, LLC  
aka GAWKER MEDIA; GAWKER MEDIA  
GROUP, INC. aka GAWKER MEDIA;  
GAWKER ENTERTAINMENT, LLC;  
GAWKER TECHNOLOGY, LLC; GAWKER  
SALES, LLC; NICK DENTON; A.J.  
DAULERIO; KATE BENNERT, and  
BLOGWIRE HUNGARY SZELLEMI  
ALKOTAST HASZNOSITO KFT aka  
GAWKER MEDIA,

Defendants.

\_\_\_\_\_ /

**AFFIDAVIT OF CHARLES J. HARDER**

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

CHARLES J. HARDER, Esq. being duly sworn, deposes and says:

1. I am admitted pro hac vice to practice before this Court and am a partner of Harder Mirell & Abrams LLP, counsel for Plaintiff Terry Gene Bollea in this proceeding. I have personal knowledge of the facts set forth herein.
2. A true and correct copy of Plaintiff's First Set of Interrogatories is attached hereto as **Exhibit A**.

\*\*\*ELECTRONICALLY FILED 8/21/2013 2:39:03 PM: KEN BURKE, CLERK OF THE CIRCUIT COURT, PINELLAS COUNTY\*\*\*

3. A true and correct copy of Gawker Media's Responses to Plaintiff's First Set of Interrogatories is attached hereto as **Exhibit B**.

4. A true and correct copy of Plaintiff's Second Set of Interrogatories is attached hereto as **Exhibit C**.

5. A true and correct copy of Gawker Media's Responses to Plaintiff's Second Set of Interrogatories is attached hereto as **Exhibit D**.

6. A true and correct copy of Plaintiff's First Set of Requests for Production of Documents is attached hereto as **Exhibit E**.

7. A true and correct copy of Gawker Media's Responses to Plaintiff's First Set of Requests for Production of Documents is attached hereto as **Exhibit F**.

8. A true and correct copy of Plaintiff's Second Set of Requests for Production of Documents is attached hereto as **Exhibit G**.

9. A true and correct copy of Gawker Media's Responses to Plaintiff's Second Set of Requests for Production of Documents is attached hereto as **Exhibit H**.

10. A true and correct copy of the parties' meet and confer correspondence is attached hereto as **Exhibit I**.

11. In accordance with Florida Rule of Civil Procedure 1.380(a)(2), the parties conferred in good faith in an effort to secure the information and material sought by Plaintiff's Motion to Compel, filed concurrently herewith, but were unable to resolve their disputes.

12. Dilan A. Esper is an associate at my firm and acted at my direction and under my supervision in researching the applicable law and drafting the motion papers. Mr. Esper informs me, and his time entries reflect, that he spent at least ten (10) hours researching the motion to compel issues and preparing the Motion to Compel papers. Mr. Esper's standard hourly rate is

\$495 per hour. For purposes of justifying his hourly rate, Mr. Esper is a graduate of University of Southern California Law School and has practiced law for over seventeen (17) years.

13. Sarah E. Luppen is an associate at my firm and acted at my direction and under my supervision in researching the applicable law and drafting the motion papers. Ms. Luppen informs me, and her time entries reflect, that she spent at least four (4) hours researching the motion to compel issues and preparing the Motion to Compel papers. Ms. Luppen's standard hourly rate is \$395 per hour. For purposes of justifying her hourly rate, Ms. Luppen is a graduate of Vanderbilt Law School and has practiced law for five (5) years.

14. Plaintiff has, thus far, incurred expenses and attorneys fees in the amount of \$6,530.00 to prepare the Motion to Compel papers.

15. I expect that my firm will be required to spend additional time preparing a Reply brief, and to appear at the hearing on the Motion, and therefore Plaintiff reserves the right to request additional fees for those tasks in a Supplemental Declaration to be filed prior to the hearing.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information and belief.

Executed this 20th day of August, 2013.

  
CHARLES J. HARDER

**CALIFORNIA JURAT WITH AFFIANT STATEMENT**

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)

1 \_\_\_\_\_

2 \_\_\_\_\_

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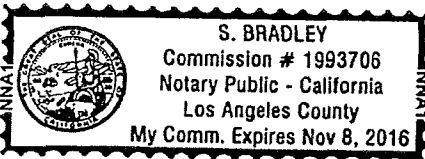
6 \_\_\_\_\_

Signature of Document Signer No. 1 \_\_\_\_\_

Signature of Document Signer No. 2 (if any) \_\_\_\_\_

State of California  
 County of Los Angeles

Subscribed and sworn to (or affirmed) before me on this  
20th day of August, 2013, by  
Date Month Year  
 (1) Charles J. Harder  
Name of Signer



proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) (,)

(and

(2) \_\_\_\_\_  
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

Signature \_\_\_\_\_  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Further Description of Any Attached Document**

Title or Type of Document: Affidavit

Document Date: 8-20-13 Number of Pages: 3

Signer(s) Other Than Named Above: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER #1**  
 Top of thumb here

**RIGHT THUMBPRINT OF SIGNER #2**  
 Top of thumb here

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 2013 by  
\_\_\_\_\_ who is personally known to me or \_\_\_\_\_ who has produced  
\_\_\_\_\_ (type of I.D.) as identification (check one).

*See attached  
CA Jurat form 8B*

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Type or Print Name)

Notary Public  
My Commission Expires:  
Commission No.: