

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.

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**FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**  
**TO DEFENDANT NICK DENTON**

Pursuant to Florida Rules of Civil Procedure 1.350, Plaintiff Terry Gene Bollea, professionally known as Hulk Hogan ("PLAINTIFF") hereby requests that Defendant Nick Denton produce for inspection and copying each of the documents or categories of documents described hereafter at the law offices of Bajo Cuva Cohen & Turkel, P.A., 100 North Tampa Street, Suite 1900, Tampa, Florida 33602, on July 21, 2014, at 10:00 a.m.

Pursuant to the provisions of Florida Rule of Civil Procedure 1.350, you are required to produce the documents requested below, numbered 1 through 4, within thirty days from the certificate of service.

{BC00050868:1}

## **Definitions and Instructions**

As used in this Request for Production of Documents:

1. “YOU” or “YOUR” or “DENTON” means Defendant NICK DENTON and all other PERSONS acting on his behalf.

2. “BENNERT” means Kate Bennert, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on her behalf.

3. “BUBBA CLEM” means Bubba the Love Sponge Clem, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

4. “COMMUNICATION(S)” means any correspondence, contact, discussion, or exchange between any two or more PERSONS. Without limiting the foregoing, “COMMUNICATION(S)” includes all DOCUMENTS (as defined below), telephone conversations or face to face conversations, meetings and conferences.

5. “DAULERIO” means Defendant A.J. Daulerio, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

6. “DOCUMENT(S)” means all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise (including but without limitation to, email and attachments, “instant” messages or “IM” messages, “wall” postings on Facebook, Myspace postings, Twitter postings or “tweets,” correspondence, memoranda, notes, diaries, minutes, statistics, letters, telegrams, contracts, reports, studies, checks, statements, tags, labels, invoices, brochures, periodicals, telegrams, receipts, returns, summaries, pamphlets, books, interoffice and intraoffice COMMUNICATIONS, offers, notations of any sort of conversations, working papers,

applications, permits, file wrappers, indices, telephone calls, meetings or printouts, teletypes, telefax, invoices, worksheets, and all drafts, alterations, modifications, changes and amendments of any of the foregoing), graphic or aural representations of any kind (including without limitation, photographs, charts, microfiche, microfilm, videotape, recordings, motion pictures, plans, drawings, surveys), and electronic, mechanical, magnetic, optical or electric records or representations of any kind (including without limitation, computer files and programs, tapes, cassettes, discs, recordings), including metadata.

7. “GAWKER” means Defendant Gawker Media, LLC and its parent company, subsidiaries, affiliated companies, and all of their members, shareholders, managers, executives, officers, board members, employees, agents, representatives, attorneys, and all other PERSONS acting on behalf of any and all such PERSONS.

8. “GAWKER WEBSITES” means all websites owned or controlled by GAWKER, including GAWKER.COM, DEADSPIN.COM, GIZMODO.COM, IO9.COM, JALOPNIK.COM, JEZEBEL.COM, KOTAKU.COM, LIFEHACKER.COM, and any of their respective sub-sites.

- a. “GAWKER.COM” means the website located at [www.gawker.com](http://www.gawker.com).
- b. “DEADSPIN.COM” means the website located at [www.deadspin.com](http://www.deadspin.com).
- c. “GIZMODO.COM” means the website located at [www.gizmodo.com](http://www.gizmodo.com).
- d. “IO9.COM” means the website located at [www.io9.com](http://www.io9.com).
- e. “JALOPNIK.COM” means the website located at [www.jalopnik.com](http://www.jalopnik.com).
- f. “JEZEBEL.COM” means the website located at [www.jezebel.com](http://www.jezebel.com).
- g. “KOTAKU.COM” means the website located at [www.kotaku.com](http://www.kotaku.com).

h. “LIFEHACKER.COM” means the website located at  
www.lifehacker.com.

9. “HEATHER CLEM” means Defendant Heather Clem, the ex-wife of BUBBA CLEM (also known as Heather Cole), as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on her behalf.

10. “LAWSUIT” means the action currently pending before the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida, Case Number 12012447CI-011.

11. “PLAINTIFF” means Plaintiff Terry Gene Bollea, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

12. “PERSON” means any natural person, firm, partnership, association, proprietorship, joint venture, corporation, governmental agency, or other organization or legal or business entity, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on its behalf.

13. “POSTED NARRATIVE” means the story written by A.J. DAULERIO accompanying the “POSTED SEX VIDEO” available at <http://gawker.com/5948770/even-for-a-minute-watching-hulk-hogan-have-sex-in-a-canopy-bed-is-not-safe-for-work-but-watch-it-anyway>.

14. “POSTED SEX VIDEO” means the one minute forty-one second long video available at <http://gawker.com/5948770/even-for-a-minute-watching-hulk-hogan-have-sex-in-a-canopy-bed-is-not-safe-for-work-but-watch-it-anyway>.

15. “REFER TO” or “RELATE TO” means concerning, respecting, referring to, summarizing, digesting, embodying, reflecting, establishing, tending to establish, delegating from, tending not to establish, evidencing, not evidencing, comprising, connected with,

commenting on, responding to, disagreeing with, showing, describing, analyzing, representing, constituting or including.

16. “SEX VIDEO” refers to any and all video footage of PLAINTIFF engaged in sexual activity with HEATHER CLEM, all excerpts therefrom, and all edited iterations thereof, including the POSTED SEX VIDEO.

17. “WEBPAGE” shall mean the webpage located at <http://gawker.com/5948770/even-for-a-minute-watching-hulk-hogan-have-sex-in-a-canopy-bed-is-not-safe-for-work-but-watch-it-anyway>, which contains the “POSTED SEX VIDEO” and “POSTED NARRATIVE” defined above.

18. In the event any request herein calls for information or for the identification of a DOCUMENT which you deem to be privileged, in whole or in part, the information should be given or the DOCUMENT identified to the fullest extent possible consistent with such claim of privilege, and you should state the nature of the privilege claimed and specify the grounds relied upon for the claim of privilege.

19. A separate answer shall be furnished for each request.

## **REQUESTS FOR PRODUCTION OF DOCUMENTS**

1. All DOCUMENTS and COMMUNICATIONS that constitute, REFER TO or RELATE TO any and all of YOUR policies, notices and agreements, for the period January 1, 2011, through the present, RELATING TO the protection of YOUR professional privacy or confidentiality, including without limitation, nondisclosure agreements, confidentiality agreements, confidentiality clauses within agreements, and notifications to PERSONS requesting that they respect YOUR privacy or confidentiality generally, or take specific steps to respect YOUR personal privacy or confidentiality.
2. All DOCUMENTS and COMMUNICATIONS that constitute, REFER TO or RELATE TO any and all of YOUR policies, notices and agreements, for the period January 1, 2011, through the present, RELATING TO the protection of YOUR personal privacy or confidentiality, including without limitation, the privacy of YOUR wedding in or about May 2014, the details of any honeymoon YOU planned to take or took thereafter, YOUR relationship with Derrence Washington, YOUR relationships with YOUR family and friends, and any other aspect of YOUR personal or private life.
3. All DOCUMENTS and COMMUNICATIONS that constitute, REFER TO or RELATE TO any and all efforts that YOU undertook to minimize the taking and/or publication of photographs or video of YOUR wedding by guests or other PERSONS, not including YOU, Derrence Washington, or any photographer or videographer hired by YOU or Derrence Washington.
4. All DOCUMENTS and COMMUNICATIONS that constitute, REFER TO or RELATE TO any and all efforts that YOU undertook to minimize the number of PERSONS having access

to the details of YOUR honeymoon (including the date, location, hotel, dinner reservations, or any other detail).

DATED: June 16, 2014

/s/ Charles J. Harder

Charles J. Harder, Esq.

PHV No. 102333

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by E-Mail via the e-portal system this 16th day of June, 2014 to the following:

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