

# EXHIBIT 6

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. 12012447 CI-011

HEATHER CLEM; GAWKER MEDIA, LLC  
a/k/a GAWKER MEDIA, et al.,

Defendants.

/

TRANSCRIPT OF: PROCEEDINGS  
BEFORE: Honorable Pamela A.M. Campbell  
DATE: April 23, 2014  
TIME: 1:30 p.m.  
PLACE: Pinellas County Courthouse  
545 First Avenue North  
Room 300  
St. Petersburg, Florida  
REPORTED BY: Natalie W. Breaux, RPR, CRR  
Notary Public  
State of Florida at Large



**RICHARD LEE REPORTING**

rlr@richardleereporting.com

## APPEARANCES:

KENNETH G. TURKEL, ESQUIRE  
Bajo Cova Cohen & Turkel, P.A.  
100 North Tampa Street  
Suite 1900  
Tampa, Florida 33602

- and -

CHARLES J. HARDER, ESQUIRE  
Harder Mirell & Abrams LLP  
1801 Avenue of the Stars  
Suite 1120  
Los Angeles, California 90057  
Appeared for Plaintiff;

SETH D. BERLIN, ESQUIRE  
Levine Sullivan Koch & Schulz, LLP  
1899 L Street Northwest  
Suite 200  
Washington, DC 20036

- and -

PAUL J. SAFIER, ESQUIRE  
Levine Sullivan Koch & Schulz, LLP  
1760 Market Street  
Suite 1001  
Philadelphia, Pennsylvania 19103

- and -

GREGG D. THOMAS, ESQUIRE  
Thomas & LoCicero PL  
601 South Boulevard  
Tampa, Florida 33606  
Appeared for Defendants Gawker Media, LLC,  
Nick Denton, A.J. Daulerio and for specially  
appearing Defendant Blogwire Hungary  
Szellemi Alkotast Hasznosito, KFT (now known  
as Kinja, KFT).

1           The transcript of proceedings, before  
2           Honorable Pamela A.M. Campbell, taken on the 23rd  
3           day of April, 2014, beginning at 1:30 p.m., at 545  
4           First Avenue North, Room 300, St. Petersburg,  
5           Florida, reported by Natalie W. Breaux, Registered  
6           Professional Reporter, Certified Realtime Reporter,  
7           and Notary Public in and for the State of Florida at  
8           Large.

9                           \* \* \* \* \*

10           THE COURT: All right. Thank you to  
11           everybody for sending me all of your volumes  
12           of things for today's hearing. As always, I  
13           appreciate receiving it ahead of time. This  
14           time there were so many duplicates of things  
15           that both sides sending in basically the same  
16           -- some of the same things that it -- I think I  
17           finally figured out what it all was.

18           To me what's being set today are: One  
19           is Gawker's motion to dismiss; two, Defendant  
20           Nick Denton's motion to dismiss; three,  
21           Defendant A.J. Daulerio's motion to dismiss;  
22           Defendant Blogwire or Kinja's motion to  
23           dismiss; and the plaintiff's exceptions to the  
24           magistrate's recommendations regarding the  
25           fifth motion to compel. Is that what

1 major witnesses, it seems to me that the major  
2 witnesses have.

3 Now, the one not insignificant footnote  
4 to that, which we can get into it when we get  
5 to the FBI motions and the exceptions, there  
6 may be information that is in the records  
7 that -- for example, the exceptions are about  
8 documents that are in the plaintiff's  
9 possession, and they seem to suggest that  
10 there are other people involved.

11 Just to give an example, there is a  
12 privilege log that has a whole bunch of  
13 communications with people, the initials of VD  
14 and KD. I think I might know who those are,  
15 but I don't really know, and they may need to  
16 be deposed. But those are, I think -- I don't  
17 know whether they're ancillary or key until we  
18 see those documents. But there is still more  
19 to be done if the case were to proceed, but  
20 we've gotten through a fair bit of it and  
21 certainly more than one would normally do  
22 before a motion to dismiss were adjudicated.

23 THE COURT: And -- but the ultimate  
24 answer to the question how did Gawker get the  
25 tape, that's not -- that has not been

1 discovered at this point. Is that correct?

2 MR. BERLIN: That actually is not --  
3 that has not been discovered, but it's not  
4 something that is known. In other words, it  
5 arrived at -- I mean, this has been the  
6 subject -- I'm not just speaking for my own.  
7 This has been the subject to sworn testimony  
8 by the Gawker witnesses.

9 The tape arrived essentially, you know,  
10 in an envelope. And there is a fellow who was  
11 called -- who called in advance that said, "I  
12 have somebody that -- not me -- that wants to  
13 send you something. Can I get a street  
14 address?" And passed it along. But, you  
15 know, we don't know where it came from and he  
16 doesn't know where it came from. They're  
17 deposing him in a few weeks as well.

18 What I would say about this, just as  
19 it's related to the motion to dismiss, is that  
20 we've been essentially proceeding along  
21 parallel tracks while we've waited for the DCA  
22 to rule. One is on a question -- a series of  
23 legal questions, which is: Is there First  
24 Amendment protection for this publication?  
25 And the second is a bunch of factual questions,

1 reasonable dates for a pretrial order. And we  
2 can involve him in that and save Your Honor  
3 the trouble, if you'd like.

4 THE COURT: Well, and narrow some of --  
5 I think some of the issues are going to become  
6 narrower here shortly, I would imagine.

7 MR. BERLIN: We can hope.

8 THE COURT: I can hope, though. Thank  
9 you. And I would like to just say one thing.  
10 I appreciate, Mr. Berlin, your comments in the  
11 beginning of the motions today. I know in the  
12 very beginning of this I was irritated, to say  
13 it best, with some of the writing style.

14 And I would like to comment, I think all  
15 of the lawyers in this case -- it is a  
16 sensitive issue, and I appreciate that I think  
17 we've now gotten so much better and things are  
18 really on legal terms and legal issues, and  
19 that's really what courts are for.

20 So I appreciate the sensitivity to that  
21 and thank you all very much for sticking with  
22 the professionalism of just dealing with the  
23 legal issues here. Thank you all.

24 MR. BERLIN: Thank you, Your Honor.

25 MR. TURKEL: Thanks for your time,

1 Judge.

2 (At 3:35 p.m., the proceedings were  
3 adjourned.)

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25



## CERTIFICATE OF REPORTER

STATE OF FLORIDA:

COUNTY OF HILLSBOROUGH:

I, Natalie W. Breaux, Notary Public in and for the State of Florida at Large, do hereby certify that I reported in shorthand the foregoing proceedings at the time and place therein designated; that the witness herein was duly sworn by me; that my shorthand notes were thereafter reduced to typewriting under my supervision; and that the foregoing pages are a true and correct, verbatim record of the aforesaid proceedings.

Witness my hand and seal April 25, 2014, in the city of Tampa, County of Hillsborough, State of Florida.

Natalie W. Breaux  
Notary Public  
State of Florida at Large