

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, *et al.*,

Defendants.

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**MOTION TO DETERMINE CONFIDENTIALITY OF COURT RECORDS**

Pursuant to Rule 2.420 of the Florida Rules of Judicial Administration and this Court's Agreed Protective Order Governing Confidentiality, dated July 25, 2013 (the "Confidentiality Order"), Defendants Gawker Media, LLC, Nick Denton, and A.J. Daulerio (collectively, the "Gawker Defendants"), by and through their undersigned counsel, hereby move to determine the confidentiality of their Opposition to Plaintiff's Motion for Setting of Trial Date and for Severance of Claims against Kinja, KFT ("Opposition"), and the Exhibits attached thereto. As grounds for this motion, the Gawker Defendants state:

1. Florida Rule of Judicial Administration 2.420(c)(9)(A)(iv) provides that certain court records are confidential if the Court determines that confidentiality is required in order to "obtain evidence to determine legal issues in a case."
2. This Court's Confidentiality Order permits parties to designate deposition testimony as "Confidential."
3. Following his deposition, Plaintiff Terry Gene Bollea designated substantial portions of his testimony as "Confidential" pursuant to that order.

4. Concurrent with this Motion, the Gawker Defendants are filing their Opposition, which relies in part on deposition testimony plaintiff has designated as confidential in order to oppose plaintiff's motion to set a trial date. That deposition testimony is referred to and summarized in the text of the Opposition, as well as collected in an exhibit attached thereto.

5. Counsel for the Gawker Defendants certifies that this motion is made in good faith and is supported by a sound factual and legal basis. Without conceding that Bollea has properly designated the testimony at issue as "Confidential," the Gawker Defendants are filing this motion in compliance with Rule 2.420 and this Court's Confidentiality Order.

WHEREFORE, the Gawker Defendants respectfully request that this Court determine the confidentiality of the Opposition and Exhibits attached thereto.

Dated: October 16, 2014

Respectfully submitted,

THOMAS & LOCICERO PL

By: /s/ Gregg D. Thomas

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*Counsel for Defendants Gawker Media, LLC,  
Nick Denton and A.J. Daulerio*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 16th day of October 2014, I caused a true and correct copy of the foregoing to be served via the Florida Courts' E-Filing Portal upon the following counsel of record:

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