

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

TERRY GENE BOLLEA professionally  
known as HULK HOGAN,

Plaintiff,

Case No.: 12012447-CI-011

vs.

HEATHER CLEM; GAWKER MEDIA,  
LLC aka GAWKER MEDIA; et al.,

Defendants.

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**DEFENDANT GAWKER MEDIA, LLC'S FIFTH  
REQUEST FOR PRODUCTION OF DOCUMENTS TO PLAINTIFF**

Pursuant to Rule 1.350 of the Florida Rules of Civil Procedure, defendant Gawker Media, LLC, ("Gawker") by its undersigned counsel, hereby requests that plaintiff Terry Gene Bollea produce for inspection and copying the following documents and things within thirty (30) days after service of this request.

**Instructions and Definitions**

1. "You" and "your" mean the plaintiff Terry Gene Bollea, and any agents, attorneys, or other persons or entities acting for or on behalf of him or in concert with him, including without limitation any personal services corporations that make available or license services of plaintiff. The request seeks all information in the possession, custody or control of all such persons and/or entities.
2. "Terry Bollea" means Terry Gene Bollea (professionally known as "Hulk Hogan").
3. "Hulk Hogan" means the character played by Terry Bollea.

4. “IT expert” means the person referenced in your responses to Interrogatory Nos. 11, 12, and 14 to defendant Nick Denton’s First Set of Interrogatories.

5. The words “and” and “or” also have the meaning “and/or.”

6. The terms “all” and “any” shall be considered to include “each” and “every.” Use of any of these terms incorporates them all.

7. The term “person” means all individuals and entities.

8. The term “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.

9. Throughout this request, the singular shall include the plural and the plural shall include the singular.

10. The following terms should be read as if they were synonymous, and each should be taken to include the meaning of all of the others: relating to, related in any manner to, concerning, referring to, alluding to, responding to, connected with, with respect to, commenting on, about, regarding, announcing, explaining, discussing, showing, describing, studying, reflecting, analyzing or constituting.

11. If you contend that it would be unreasonably burdensome to produce all the documents called for in response to any request, you should:

- (a) produce all documents that are available without unreasonable burden; and
- (b) describe with particularity the reasons why production of the remaining documents would be unreasonably burdensome.

12. In the event that any responsive document cannot be produced in its entirety, you are requested to produce the document to the fullest extent possible, specifying the reasons for your inability to produce the remainder and describing to the fullest extent possible the contents of the unproduced portion.

13. With respect to your responses to the following request for production, if any document or any portion of any document is withheld because of a claim of privilege, please state the basis for your claim of privilege with respect to such document or portion of any document and the specific ground(s) on which the claim of privilege rests, and including, with respect to documents: the date appearing on the document, or if no date appears, the date on which the document was prepared; the name of the person(s) to whom the document was addressed; the name of each person, other than addressee(s), to whom the document, or a copy thereof, was sent or with whom the document was discussed; the name of the person(s) who signed the document, or if not signed, the name of the person(s) who prepared it; the name of

each person making any contribution to the authorship of the document; and the general nature or description of the document and the number of pages of which it consists.

14. In the event that any documents or things that would have been responsive to this request have been destroyed, discarded or lost, please identify each such document or thing, including: the nature of the document or thing; the author(s) and addressee(s) of any document; any indicated or blind copies of any document; the document's subject matter, number of pages and attachments or appendices; all persons to whom the document was distributed or persons who have seen the thing; the date of destruction, discard or loss; and, if destroyed or discarded, the reasons therefore and the identity of the person(s) authorizing or carrying out any such destruction or discard.

### Requests for Production

**Request No. 65:** All documents that support your calculation of the reasonable value of a publicly released sex tape featuring Hulk Hogan as identified as one of your alleged damages in response to Interrogatory No. 12 propounded by defendant Gawker Media, LLC.

**Request No. 66:** All documents relating to the qualifications of the IT expert.

**Request No. 67:** All documents that each expert identified in your response to Interrogatory No. 25 of defendant Nick Denton's Third Set of Interrogatories reviewed and on which each expert relied in reaching his or her opinion.

**Request No. 68:** All documents identified in, or relating to, your response to Interrogatory No. 26 of defendant Nick Denton's Third Set of Interrogatories.

**Request No. 69:** All documents relating to your response to Interrogatory No. 25 of defendant Nick Denton's Third Set of Interrogatories.

**Request No. 70:** A curriculum vitae for each expert identified in response to Interrogatory No. 25.

**Request No. 71:** For each request for production of documents previously propounded to you by Gawker or any of the other defendants in this action, produce any responsive documents within your possession, custody, and control that have not previously been produced.

**Request No. 72:** All text messages and iMessages sent to or received from Mike Walters in March, April, and October 2012.

**Request No. 73:** All text messages sent to or received from phone number <sup>REDACTED</sup> <sub>REDACTED</sub> in March, April, and October 2012.

Respectfully submitted,  
THOMAS & LOCICERO PL

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*Counsel for Gawker Media, LLC*

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of December, 2014, I caused a true and correct copy of the foregoing to be served by email upon the following counsel of record:

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*/s Gregg Thomas*  
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