

**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 KENNETH G. TURKEL

STATE OF FLORIDA

COUNTY OF HILLSBOROUGH

KENNETH G. TURKEL, Esq. being duly sworn, deposes and says:

1. I am a resident of Tampa, Florida over the age of 18 years. I am an attorney duly licensed to practice before all courts of the State of Florida, among other courts. I am a partner at the law firm Bajo Cuva Cohen and Turkel P.A., counsel for Plaintiff Terry Gene Bollea, professionally known as Hulk Hogan. The statements made herein are based on my personal knowledge.

1. Attached hereto as Exhibit 1 are true and correct excerpts from the deposition testimony of Bubba the Love Sponge Clem.

2. Attached hereto as Exhibit 2 are true and correct excerpts from the deposition testimony of Terry Gene Bollea, held on March 6, 2014.

3. Attached hereto as Exhibit 3 are true and correct excerpts from the deposition testimony of Emma Carmichael.

4. Attached hereto as Exhibit 4 are true and correct excerpts from the deposition testimony of A.J. Daulerio.

5. Attached hereto as Exhibit 5 are true and correct excerpts from the deposition testimony of Scott Kidder, held on October 1, 2013.

6. Attached hereto as Exhibit 6 are true and correct excerpts from the deposition testimony of Kevin Blatt.

7. Attached hereto as Exhibit 7 are true and correct excerpts from the deposition testimony of Nick Denton.

8. Attached hereto as Exhibit 8 are true and correct excerpts from the deposition testimony of Michael Kuntz.

9. Attached hereto as Exhibit 9 is a true and correct copy of Defendant Heather Clem/Cole's Notice of Serving Answers to Plaintiff, Terry Gene Bollea's First Set of Interrogatories.

10. Attached hereto as Exhibit 10 is a true and correct copy of Defendant Gawker Media, LLC's Responses to Plaintiff's [First] Request for Admissions.

11. Attached hereto as Exhibit 11 is a true and correct copy of Defendant Gawker Media, LLC's Responses to Plaintiff's Second Request for Admissions.

12. Attached hereto as Exhibit 12 is a true and correct copy of Defendant Gawker Media LLC's Responses to Plaintiff's First Set of Interrogatories, which was previously marked as Deposition Exhibit 6.

13. Attached hereto as Exhibit 13 are true and correct copies of emails received by the tips@gawker.com email address, previously produced as documents GAWKER 00061-00069, and which were previously marked as Deposition Exhibit 140.

14. Attached hereto as Exhibit 14 is a true and correct copy of an email conversation between Gawker Media staff members, previously produced as documents GAWKER 00125.

15. Attached hereto as Exhibit 15 is a true and correct copy of an article entitled "Even for a Minute, Watching Hulk Hogan Have Sex in a Canopy Bed is Not Safe for Work but Watch it Anyway," previously produced as documents BOLLEA 000038-000041. An alternative and lower quality version of this document, Bates numbered GAWKER 00819-00821, was previously marked as Deposition Exhibit 7.

16. Attached hereto as Exhibit 16 is a true and correct copy of an article entitled "Gawker Media Moves to Uniques: Be "Even More of a Hustler," Says Denton," previously produced as documents BOLLEA 005610-005638.

17. Attached hereto as Exhibit 17 are true and correct copies of Google Analytics data, previously produced as document GAWKER 01148, and which was previously marked as Deposition Exhibit 28.

18. Attached hereto as Exhibit 18 are true and correct copies of Google Analytics data, previously produced as document GAWKER 01149, and which was previously marked as Deposition Exhibit 27.

19. Attached hereto as Exhibit 19 are true and correct copies of analytics data for the Sex Video that appears on Gawker.com, previously produced as document GAWKER 01185.

20. Attached hereto as Exhibit 20 is a true and correct copy of an email containing an article entitled “The 100 Most Popular Gawker Stories of 2012; or, What Discerning Internet Readers Clicked On The Most,” previously produced as documents GAWKER 00265–00278, and which was previously marked as Deposition Exhibit 147.

21. Attached hereto as Exhibit 21 are true and correct copies of Google Trends data for the term “Gawker” for the period January 2012 to December 2013, previously produced as document BOLLEA 0002673.

22. Attached hereto as Exhibit 22 are true and correct copies of Facebook posts from the Gawker Facebook page, previously produced as documents BOLLEA 005160–005168.

23. Attached hereto as Exhibit 23 is a true and correct copy of an article entitled “How Gawker Media Blew Up the Traditional News Business,” previously produced as documents BOLLEA 004206–004212.

24. Attached hereto as Exhibit 24 is a true and correct copy of an article entitled “Gawker Widens Its Withering Gaze,” previously produced as documents BOLLEA 004269–004271.

25. Attached hereto as Exhibit 25 is a true and correct copy of a preservation of the YouTube.com webpage entitled “John Cook (Former Editor-in-Chief at Gawker) on ‘Ethics in Journalism’ #GamerGate,” previously produced as documents BOLLEA 004502–004503.

26. Attached as Exhibit 26 on the DVD labeled “Collected Audio/Visual Exhibits to Affidavit of Kenneth G. Turkel in Support of Opposition to Motion for Summary Judgment” is a true and correct copy of the video found at the YouTube.com webpage entitled “John Cook (Former Editor-in-Chief at Gawker) on ‘Ethics in Journalism’ #GamerGate,” previously produced as BOLLEA 4504.

27. Attached hereto as Exhibit 27 is a true and correct copy of an article entitled “The Playboy Interview: A Candid Conversation with Gawker’s Nick Denton,” previously produced as documents BOLLEA 004089–004107.

28. Attached hereto as Exhibit 28 is a true and correct copy of an article entitled “New York Post Outraged By These Hot Nude Pixxx,” previously produced as documents BOLLEA 003114–003115.

29. Attached hereto as Exhibit 29 is a true and correct copy of a preservation of an article entitled “Bathroom Sex Pandemic Reaches The Damp Floor of Indiana Sports Bar (UPDATE),” preserved from Archive.org and previously produced as documents BOLLEA 003725. This exhibit was previously marked as Deposition Exhibit 152.

30. Attached hereto as Exhibit 30 is a true and correct copy of an article entitled “The Worldwide Leader in Dong Shots,” previously produced as documents BOLLEA 000682–000686. An alternative version of this document was previously marked as Deposition Exhibit 4.

31. Attached hereto as Exhibit 31 are true and correct copies of emails between A.J. Daulerio, Gaby Darbyshire and a woman whose name Plaintiff has redacted for this filing to protect her privacy, previously produced as documents BOLLEA 002714–2721, and which was previously marked as Deposition Exhibit 154.

32. Attached hereto as Exhibit 32 is a true and correct copy of an article entitled “These Topless Photos of Kate Middleton Put Us at Two for Three on Royal Nudie Pic Scandals [NSFW] (UPDATED),” previously produced as documents BOLLEA 000678–000681. An alternative version of this document was previously marked as Deposition Exhibit 3.

33. Attached hereto as Exhibit 33 is a true and correct copy of an article entitled “Why Gawker Media Is Kicking Everyone’s Ass,” previously produced as documents BOLLEA 004828–004832, and which was previously marked as Deposition Exhibit 146.

34. Attached hereto as Exhibit 34 is a true and correct copy of Gawker Media’s Editorial Style Guide, previously produced as document GAWKER 01438, and which was previously marked as Deposition Exhibit 37.

35. Attached hereto as Exhibit 35 is a true and correct copy of cease and desist correspondence sent by David Houston to Gawker, previously produced as documents GAWKER 00142–00144, and which was previously marked as Deposition Exhibit 245.

36. Attached hereto as Exhibit 36 is a true and correct copy of Gawker’s response to David Houston’s cease and desist correspondence, previously produced as documents GAWKER 00157, and which was previously marked as Deposition Exhibit 246.

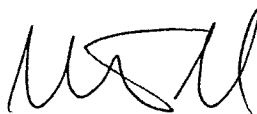
37. Attached hereto as Exhibit 37 is a true and correct copy of an article entitled “A Judge Told Us to Take Down Our Hulk Hogan Sex Tape Post. We Won’t,” previously produced as documents BOLLEA 005224–005231, and which was previously marked as Deposition Exhibit 227A.

38. Attached hereto as Exhibit 38 are true and correct copies of preservations of various non-Gawker Media websites exhibiting the Gawker-produced Sex Video, previously produced as documents BOLLEA 04624–45

39. Attached hereto as Exhibit 39 is a true and correct copy of an email sent by Nick Denton to Gawker staff members, previously produced as documents GAWKER 00224-00225, and which was previously marked as Deposition Exhibit 36.

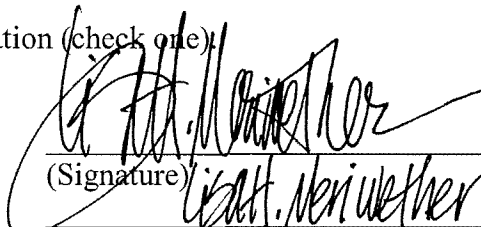
40. Attached hereto as Exhibit 40 is a true and correct copy of an article entitled "Gawker Media Generated \$45 Million In Net Revenue Last Year And It's Raising A \$15 Million Round Of Debt," previously produced as documents BOLLEA 004419-004425.

Executed this 11th day of May, 2015.



KENNETH G. TURKEL

Sworn to and subscribed before me this 11th day of May, 2015 by Kenneth G. Turkel who is personally known to me or _____ who has produced _____ (type of I.D.) as identification (check one)



(Signature)

(Type or Print Name)

Notary Public

My Commission Expires:

Commission No.:

