

**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 CHARLES J. HARDER

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

CHARLES J. HARDER, Esq. being duly sworn, deposes and says:

1. I am a resident of Los Angeles, California over the age of 18 years. I am an attorney duly licensed to practice before all courts of the State of California, among other courts. I am a partner at the law firm Harder Mirell & Abrams LLP, counsel (admitted *pro hac vice*) for Plaintiff Terry Gene Bollea, professionally known as Hulk Hogan. The statements made herein are based on my personal knowledge.

2. Attached hereto as Exhibit 1 are true and correct excerpts from the transcript of the hearing on April 22, 2015.

3. Attached hereto as Exhibit 2 are true and correct excerpts from the transcript of the hearing on May 29, 2015.

4. Attached hereto as Exhibit 3 is the Court's June 19, 2015 Order.

5. Attached hereto as Exhibit 4 is Plaintiff Terry Bollea's June 22, 2015 Motion to Compel.

6. Attached hereto as Exhibit 5 is the Court's July 20, 2015 Order

7. Attached hereto as Exhibit 6 are true and correct excerpts from defendant Gawker Media LLC's Privilege Log, produced on March 28, 2014.

8. Attached hereto as Exhibit 7 are true and correct copies of correspondence between the parties.

9. Attached hereto as Exhibit 8 is a copy of *The Gospel According to Nick Denton – What Next for the Gawker Founder* (Lloyd Grove, The Daily Beast, Dec. 14, 2014).

10. Attached hereto as Exhibit 9 is a copy of *Gawker Media Generated \$45 Million in Net Revenue Last Year and It's Raising a \$15 Million Round of Debt* (Allyson Shontell, Business Insider, Jan. 28, 2015).

11. My partner Jennifer McGrath and my associate Dilan Esper worked on reviewing the Gawker document production, the meet and confer process, and this motion. Ms. McGrath worked for at least four hours. Her billing rate is \$525. Mr. Esper worked for at least seven hours. His billing rate is \$495. In addition, Shane Vogt, from Bajo Cuva Cohen Turkel, worked for one hour on this matter, and his regular billing rate is \$415. I have worked at least one (1) hour on this matter. My standard billing rate, and billing rate in this case, is \$550 per hour. In

addition, I expect Mr. Esper will work at least five (5) hours on reviewing the Opposition papers and preparing the Reply Brief; Mr. Vogt and I will each spend at least one (1) hour on the same; I will spend one (1) hour to prepare for the hearing on this matter; and Mr. Vogt and I will spent one (1) hour to attend and present oral argument at the hearing on this matter before the Special Discovery Magistrate. These rates are consistent with the rates charged for legal services of a comparable nature, performed by lawyers with similar experience, reputation, ability, skill and expertise. Accordingly, Mr. Bollea has incurred, and reasonably expects to incur, monetary sanctions in the amount of \$11,485, in connection with this matter, to reimburse Mr. Bollea for the fees incurred.


12. The amount of time expended on this matter was reasonably necessary to achieve the results obtained.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information and belief.

Executed this 9th day of October, 2015.


CHARLES J. HARDER

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

*See attached
CA Jurat form*


(Signature)

(Type or Print Name)

Notary Public
My Commission Expires:
Commission No.:

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

(Large diagonal line indicating signature area)

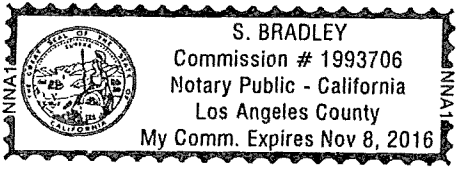
Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
 County of Los Angeles

Subscribed and sworn to (or affirmed) before me
 on this 9th day of October, 2015,
 by Charles J. Harder
 (1) _____
 (and (2) _____),
 Name(s) of Signer(s)



proved to me on the basis of satisfactory evidence
 to be the person(s) who appeared before me.
 Signature _____
 Signature of Notary Public

Seal
 Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit Document Date: 10/9/15
 Number of Pages: _____ Signer(s) Other Than Named Above: _____