

**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.

GAWKER MEDIA, LLC aka GAWKER  
MEDIA; NICK DENTON; A.J.  
DAULERIO,

Case No. 12012447 CI-011

Defendants.

\_\_\_\_\_ /

**PLAINTIFF TERRY BOLLEA’S MOTION TO DETERMINE CONFIDENTIALITY OF  
PLAINTIFF’S OMNIBUS RESPONSE IN OPPOSITION TO GAWKER MEDIA, LLC,  
NICK DENTON AND A.J. DAULERIO’S DISGUISED MOTIONS FOR REHEARING**

Pursuant to Florida Rule of Judicial Administration 2.420 and the Agreed Protective Order Governing Confidentiality entered by this Court on July 25, 2013 (“Confidentiality Order”), Plaintiff Terry Bollea, by and through his undersigned counsel, pursuant to Fla. R. Jud. Admin. 2.420, hereby moves to determine the confidentiality of Plaintiff’s Confidential Omnibus Response in Opposition to Gawker Defendants’ Disguised Motions for Rehearing, including its exhibits in their entirety, and states as follows:

1. Florida Rule of Judicial Administration 2.420(c)(9)(A)(vi) provides that certain court records are confidential if the Court determines that confidentiality is required in order to “avoid substantial injury to a party by disclosure of matters protected by a common law or privacy right not generally inherent in the specific type of proceeding sought to be closed.”

2. On July 25, 2013, this Court entered the Confidentiality Order pursuant to which the parties could designate as “confidential” “information in which the party from which

discovery is sought has a reasonable expectation of privacy or confidentiality.” Confidentiality Order at ¶ 3(c). The Confidentiality Order also provides that “[i]n the event a party wishes to use any Confidential Information in any affidavits, briefs, memoranda of law, or other paper filed in Court in this litigation, such Confidential Information used therein shall be filed under seal with the Court consistent with Florida Rule of Judicial Administration 2.420.” *Id.* at ¶ 11.

3. Attached to this Motion, Plaintiff is filing under seal the following CONFIDENTIAL materials:

- A. Terry Bollea’s Omnibus Response in Opposition to Gawker Media, LLC, Nick Denton and A.J. Daulerio’s Disguised Motions for Rehearing, including all exhibits thereto.

4. Plaintiff now seeks this Court’s determination of the confidentiality of Terry Bollea’s Omnibus Response in Opposition to Gawker Media, LLC, Nick Denton and A.J. Daulerio’s Disguised Motions for Rehearing, including the exhibits thereto, pursuant to Fla. R. Jud. Admin. 2.420(c)(9)(A)(vi) and the Confidentiality Order.

6. Plaintiff’s counsel certifies that this motion is made in good faith and is supported by a sound factual and legal basis.

7. Pursuant to Rule 2.420(e)(2), Plaintiff requests that this Court consider this matter at the Case Management and Status Conference to be held on January 13, 2016 at 9:00 a.m. to determine whether Terry Bollea’s Omnibus Response in Opposition to Gawker Media, LLC, Nick Denton and A.J. Daulerio’s Disguised Motions for Rehearing, and exhibits thereto are confidential.

WHEREFORE, Plaintiff respectfully requests that this Court determine the confidentiality of Terry Bollea’s Omnibus Response in Opposition to Gawker Media, LLC, Nick Denton and A.J. Daulerio’s Disguised Motions for Rehearing, and all exhibits thereto.

Dated: January 12, 2016.

Respectfully submitted,

/s/ Shane B. Vogt

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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-mail via the e-portal system and via separate e-mail this 12th day of January, 2016 to the following:

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/s/ Shane B. Vogt

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