

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 DENNERT, and
BLOGWIRE HUNGARY SZELLEMI
ALKOTAST HASZNOSITO KFT aka
GAWKER MEDIA,

Defendants.

_____ /

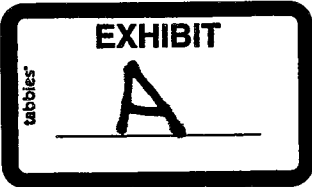
**PLAINTIFF'S FIRST SET OF INTERROGATORIES
TO DEFENDANT GAWKER MEDIA, LLC**

Plaintiff Terry Gene Bollea, professionally known as Hulk Hogan ("PLAINTIFF"), by counsel and pursuant to Florida Rule of Civil Procedure 1.340, requests that Defendant Gawker Media LLC answer the interrogatories set forth below, numbered 1 through 10, within 30 days from the certificate of service.

DEFINITIONS AND INSTRUCTIONS

As used in these interrogatories:

(a) "YOU" or "YOUR" or "GAWKER" means Defendant Gawker Media LLC and its parent company, subsidiaries, affiliated companies, and all of their members, shareholders, managers, executives, officers, board members, employees, agents, representatives, attorneys, and all other PERSONS acting on any of their respective behalves.



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(b) “PLAINTIFF” means Plaintiff Terry Gene Bollea (professionally known as Hulk Hogan), as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

(c) “HEATHER CLEM” means Defendant Heather Clem aka Heather Cole, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on her behalf.

(d) “PERSON” means any individual, firm, partnership, association, proprietorship, joint venture, corporation, governmental agency, or other organization or legal or business entity, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on its behalf.

(e) “ENTITY” means any firm, partnership, association, proprietorship, joint venture, corporation, governmental agency, or other organization or legal or business entity, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on its behalf.

(f) “COMMUNICATION” means any correspondence, contact, discussion, or exchange between any two or more PERSONS. Without limiting the foregoing, “COMMUNICATION” includes all DOCUMENTS, telephone conversations or face-to-face conversations, electronic messages, meetings and conferences.

(g) “DOCUMENT” means the original and any copy (except for identical copies) of any document or thing subject to production under the Florida Rules of Civil Procedure that is in YOUR actual or constructive possession, custody, or CONTROL, including any written, printed, recorded, typed, mechanical, electronic, computer stored or graphic matter of any kind however produced or reproduced and all drafts thereof. Any copy containing thereon or attached thereto

any alterations, notes, comments, or other material not included in any original or other copy shall not be deemed an identical copy but shall be deemed a separate document within the foregoing definition.

(h) “CONTROL” shall mean the right to secure, or a reasonable likelihood of securing, the DOCUMENT or a copy thereof from another PERSON having actual physical possession thereof. If any DOCUMENT requested was, but is no longer in YOUR possession or subject to YOUR CONTROL as defined herein, YOU are instructed to state what disposition was made of it and the date or dates, or approximate date or dates, on which such disposition was made.

(i) “IDENTIFY,” when used in reference to an individual, means to state his or her full name, present address, if known, telephone number, e-mail address, and present employment position and business affiliation. When used in reference to an ENTITY, “IDENTIFY” means to state whether that ENTITY is a corporation, partnership, limited liability company, limited liability partnership, or other organization, and the name, present and last known address of its principal place of business. “IDENTIFY,” when used in reference to a DOCUMENT, means to state the date, the author, the addressee, type of document, and any other means of identifying with sufficient particularity to meet the requirements for its inclusion in a request for production of documents pursuant to the Florida Rules of Civil Procedure.

(j) “RELATE TO” means concerning, respecting, summarizing, digesting, embodying, reflecting, establishing, tending to establish, delegating from, tending not to establish, evidencing, not evidencing, comprising, connected with, commenting on, responding to, disagreeing with, showing, describing, analyzing, representing, constituting or including, or having any connection with.

(k) “STATE ALL FACTS” means: Please set out every aspect of every fact, circumstance, omission, or course of conduct known to YOU relating in any way to the matter inquired about, including without limitation, the date(s), time(s), and place(s), and/or the geographical location(s) thereof; the identity(ies) of each PERSON thereat, connected therewith, or who has knowledge thereof, and the identity of all DOCUMENTS relating thereto; if anything was said by any PERSON, the identity of each such PERSON and each such oral statement; and if the oral statement, in whole or in part, was contained, reported, summarized, or referred to in any DOCUMENTS, the identity of each such DOCUMENT.

(l) “WEBPAGE” means the webpage located at <http://gawker.com/5948770/even-for-a-minute-watching-hulk-hogan-have-sex-in-a-canopy-bed-is-not-safe-for-work-but-watch-it-anyway>.

(m) “VIDEO” refers to the full-length video of PLAINTIFF engaged in sexual activity with HEATHER CLEM, all excerpts therefrom, and all edited iterations thereof.

(n) The “LAWSUIT” means collectively the action currently pending before the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida, Case Number 12012477CI-011; the lawsuit that was pending in the United States District Court, Middle District of Florida, Tampa Division, Case Number 8:12-cv-02348-JDW-TB; the lawsuit that was pending in the United States District Court, Middle District of Florida, Tampa Division, Case Number 8:13-cv-00001-T-JDW-AEP; and the lawsuit that was pending in the United States Court of Appeals for the Eleventh Circuit, Case Number 12-15959-C.

(o) “All” includes the word “any” and “any” includes the word “all.”

(p) “Each” includes the word “every” and “every” includes the word “each.”

(q) To the extent an interrogatory calls for information which cannot be now precisely and completely furnished, such information as can be furnished should be included in the answer, together with a statement that further information cannot be furnished, and a statement as to the reasons therefor. If the information which cannot now be furnished is believed to be available to another PERSON, IDENTIFY such other PERSON and the reason for believing such PERSON has the described information.

(r) In the event any interrogatory herein calls for information or for the identification of a DOCUMENT which you deem to be privileged, in whole or in part, the information should be given or the DOCUMENT identified to the fullest extent possible consistent with such claim of privilege, and you should state the nature of the privilege claimed and specify the grounds relied upon for the claim of privilege.

(s) A separate answer shall be furnished for each interrogatory.

INTERROGATORIES

(If answering for another PERSON or ENTITY, answer with respect to that PERSON or ENTITY, unless otherwise stated.)

1. With respect to each insurance policy which YOU contend covers or may cover YOU for the allegations set forth in PLAINTIFF'S First Amended Complaint in this LAWSUIT, state the name of the insurer, number of the policy, effective dates of the policy, coverage limits, and the name, address, and phone number of the custodian of the policy.

ANSWER:

2. For each PERSON with knowledge of or involvement in the facts and events underlying the claims and defenses in this LAWSUIT, STATE ALL FACTS regarding the PERSON's knowledge or involvement, including the name, company, title, all addresses, and all telephone numbers of the PERSON, and as much detail as possible about the PERSON's knowledge and/or involvement.

ANSWER:

3. STATE ALL FACTS regarding the web traffic, including the number of page views and unique viewers (first time visitors), of the WEBPAGE since it was posted on or about October 4, 2012.

ANSWER:

4. STATE ALL FACTS regarding the advertising revenue received by GAWKER for advertisements on the WEBPAGE, including without limitation the total advertising revenue received and the cost per impression of each advertisement, from the date of posting on or about October 4, 2012 through present.

ANSWER:

5. STATE ALL FACTS regarding the making, editing, subtitling, dissemination, transmission, distribution, publication, sale and/or offering for sale of the VIDEO, including without limitation the name, company, title, all addresses and all telephone numbers of each PERSON who was involved in such activities, and the specific involvement that each such PERSON had in connection with such activities.

6. STATE ALL FACTS regarding YOUR acquisition of the VIDEO including, without limitation, the date YOU acquired it, the identity of the PERSON(s) from whom you acquired it (including each such person's name, company, title, and all contact information (addresses, telephone numbers, email addresses, etc.)), the consideration that YOU paid for the VIDEO, the terms of any agreements relating to YOUR acquisition of the VIDEO, and all COMMUNICATIONS that constitute, refer or RELATE TO YOUR acquisition of the VIDEO.

ANSWER:

7. STATE ALL FACTS that support YOUR contention that the content of the WEBPAGE, including the excerpts of the VIDEO, quotations from the VIDEO, and descriptions of the participants in the VIDEO, are matters of legitimate public concern.

ANSWER:

8. STATE ALL FACTS that support YOUR contention (if it is YOUR contention) that the PLAINTIFF knew that he was being recorded at the time of the recording of the VIDEO, including the identity of all PERSONS with knowledge of such facts, all details regarding all knowledge of each such PERSON, and the identity of all DOCUMENTS relating to such facts.

ANSWER:

9. STATE ALL FACTS that support YOUR contention (if it is YOUR contention) that the PLAINTIFF ever consented to the public dissemination of the VIDEO, or any portion of it or any content relating thereto, including the identity of all PERSONS with knowledge of such

facts, all details regarding all knowledge of each such PERSON, and the identity of all DOCUMENTS relating to such facts.

ANSWER:

10. For each response to the Requests for Admission propounded concurrently by PLAINTIFF that is other than an unqualified admission, STATE ALL FACTS, IDENTIFY all DOCUMENTS, and IDENTIFY all PERSONS with knowledge of facts that support YOUR response.

ANSWER:

DATED: May 21, 2013



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Counsel for Plaintiff

VERIFICATION

STATE OF FLORIDA
COUNTY OF _____

BEFORE ME, the undersigned authority, personally appeared _____,
known to me to be said person or who produced _____ as
identification, who being first duly sworn, deposes and says that the above Answers to
Interrogatories herein are true and correct to the best of his/her knowledge and belief.

SWORN TO AND SUBSCRIBED before me this ____ day of _____, 2013.

NOTARY PUBLIC

Printed Name of Notary Public

My Commission Expires:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via e-mail this ____ day of May, 2013 to the following:

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