

EXHIBIT B

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

TERRY GENE BOLLEA, professionally
known as HULK HOGAN,

Plaintiff,

No. 12-012447-CI-011

vs.

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

Defendants.

VOLUME 2

CONTINUED VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: March 6, 2014

TIME: 1:58 p.m. to 5:47 p.m.

PLACE: Riesdorff Reporting Group
601 Cleveland Street
Suite 600
Clearwater, Florida

PURSUANT TO: Notice by counsel for
Defendants for purposes of
discovery, use at trial or
such other purposes as are
permitted under the Florida
Rules of Civil Procedure

REPORTED BY: Susan C. Riesdorff, RPR, CRR
Notary Public, State of
Florida

Pages 155 - 311

1 (Exhibit No. 80 marked for identification.)

2 MR. BERLIN: This one we're missing the --
3 okay. We are missing the disks for this, but we
4 will bring them in tomorrow and give them out.

5 MR. SAFIER: This is complete, what we're
6 showing you.

7 MR. BERLIN: This is the complete thing. And
8 then what we'll do -- the witness has just turned
9 the computer sideways. You can look forward and
10 then everybody else can watch the monitor.

11 Let me just make sure that -- Charles, have
12 you got enough room to put the TV screen --

13 MR. GOLD: Did you guys say what it is we're
14 watching yet?

15 MR. BERLIN: No.

16 MR. HARDER: I'd also like to -- I'd like to
17 make an objection for the record. There are a lot
18 of exhibits that are being provided that were
19 never produced in discovery. I've never --
20 they've never produced any of this, and we asked
21 back in probably June for them to produce
22 documents that are responsive. And then we also
23 did a request for supplemental responses so that
24 everything that they have acquired since the first
25 one that they would produce. And the deadline

1 came and went, and they didn't give us any of
2 these things. So I just -- we object to the
3 admissibility of any of these things.

4 MR. BERLIN: If I may just respond on the
5 record, the requests that Mr. Harder is referring
6 to were served and are due -- we actually served
7 objections on Tuesday, but after an extension
8 aren't due until -- for a couple weeks. But we
9 also believe that we're not required to disclose
10 in discovery our work product, including exhibits
11 that we may or may not use in deposition, and
12 have so -- and have objected on that basis.

13 And for what it's worth, when our witnesses
14 were deposed in late October and early -- late
15 September and early October in New York, there
16 were a number of exhibits that we had requested in
17 discovery that were not provided until after the
18 depositions, and our witnesses answered questions
19 about them without objection. So --

20 MR. HARDER: I would like to respond to this,
21 though. Because when I gave you an extension of
22 time to produce things, I said, if you're going to
23 surprise my witness with them at his deposition,
24 we are going to object to the admissibility of
25 these things. I said, if you want to have these

1 things be admissible, you need to give them to us
2 in advance, because we got our document request in
3 on time so that 30 days later, you would be able
4 to provide us prior to his deposition. You didn't
5 give me any of these things. You obviously were
6 holding them. You wanted to surprise him at his
7 deposition. So we're objecting to the
8 admissibility of all of these things.

9 As far as whatever happened back when, I
10 don't -- I don't know the timeline of events. If
11 you ever want to get into that, we can get into
12 that. You didn't make any objections and you
13 still haven't. So perhaps you're not interested
14 in --

15 MR. BERLIN: That's because I don't believe
16 that your work product is discoverable and I don't
17 believe mine is discoverable. We have served
18 objections. Those objections were served timely
19 on Tuesday. If you would like to file a motion,
20 you're certainly free to do so. You have not
21 filed any sort of motion. And so at this point,
22 there's no basis for the objection and we're going
23 to proceed.

24 MR. HARDER: And I just -- I am going to file
25 a motion because this is the first time that I'm

1 seeing these things. And we -- we intend to file
2 a motion. But I think that -- and this is not
3 work product. This is a piece of evidence that I
4 asked you for that you didn't give me until today
5 to surprise my witness with it. Same with this,
6 same with all of this stuff.

7 And it's interesting, Seth, that you make
8 such a big deal out of allegations that we don't
9 provide full and complete everything way in
10 advance, and yet you surprise my witness with them
11 at his deposition.

12 MR. BERLIN: I haven't made any allegations
13 that you've not provided anything full in advance.

14 MR. HARDER: Okay. Well, I'm glad we
15 clarified that.

16 MR. BERLIN: Specifically -- but for what
17 it's worth, we've had hearing after hearing in
18 this case where you've basically said emphatically
19 that you will not produce anything that's equally
20 publicly available to us and have not done so.
21 And these things are all publicly available, an
22 article in the Tampa Bay Tribune for what's coming
23 next, which you'll see is something that I don't
24 think is going to be in any way unfair surprise to
25 your client. And we have asked your client if

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

TERRY GENE BOLLEA,
professionally known as HULK
HOGAN,

Plaintiff,

Case No.
12-012447-CI-011

vs.

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

Defendants.

CONTINUED
VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: March 7, 2014

TIME: 1:50 p.m. to 5:55 p.m.

PLACE: Riesdorff Reporting Group
601 Cleveland Street
Suite 600
Clearwater, Florida

PURSUANT TO: Notice by counsel for Defendants
for purposes of discovery, use at
trial or such other purposes as
are permitted under the Florida
Rules of Civil Procedure

REPORTED BY: Aaron T. Perkins, RPR
Notary Public, State of
Florida at Large

Volume 4
Pages 452 to 623

1 THE WITNESS: Thank you.

2 THE VIDEOGRAPHER: Off the record at 5:20.

3 (A recess was taken.)

4 THE VIDEOGRAPHER: On the record at 5:24.

5 THE WITNESS: Still under oath.

6 MR. HARDER: I'm just going to reiterate what
7 we -- something we discussed yesterday, which is
8 that a lot of these things are responsive to our
9 discovery. They were never provided to me in
10 advance, and so we are reserving the right to
11 bring a preclusion order as to all this evidence
12 that you're surprising my witness with. I know
13 that you have a different way of viewing it.

14 MR. BERLIN: I will stand on what I said
15 yesterday on the record about that and won't
16 belabor the point.

17 BY MR. BERLIN:

18 Q. Once again, we are going to play you an
19 excerpt from a broadcast of Bubba Clem's radio show.

20 THE WITNESS: Is it something you've seen or
21 had, or is this another surprise?

22 MR. HARDER: Probably another surprise.

23 THE WITNESS: Okay.

24 (Whereupon, an audio clip was played as
25 follows:)