

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.

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**PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS**  
**TO DEFENDANT NICK DENTON**

Plaintiff Terry Gene Bollea, professionally known as Hulk Hogan ("PLAINTIFF"), by and through counsel and pursuant to Florida Rule of Civil Procedure 1.370, requests Defendant Nick Denton ("DENTON") to admit the truth of the following matters of fact within 30 days from the certificate of service.

## INSTRUCTIONS and DEFINITIONS

1. In answering these requests for admissions, you are to respond truthfully and in good faith on the basis of all information that is presently available to you, regardless of whether such information was obtained directly by you, by your attorneys, their agents, employees or investigators.

2. If good faith requires that you deny only a portion of any matter as to which an admission is requested, or that you qualify your response to any given request for admission, specify and admit so much of the request as is true and deny or qualify only that portion of the request as to which good faith requires a denial or qualification.

3. Each request shall be answered fully unless it is in good faith objected to, in which event the reasons for your objection shall be stated in detail. If an objection pertains to only a portion of a request, or a word, phrase, or clause contained within it, you are required to state your objection to that portion only and to respond to the remainder of the request, using your best efforts to do so. Your response hereto is to be signed and verified by the person making it, and the objections signed by the attorney making them.

4. You may not give lack of information or knowledge as a reason for failure to admit or deny unless you state in writing that you have made reasonable inquiry and that the information known or readily obtainable by you is insufficient to enable you to admit or deny.

5. Should you discover that any response to the requests for admission propounded herein was incorrect when made, you shall upon such discovery or determination amend such response.

6. “YOU” or “YOUR” or “DENTON” means Defendant NICK DENTON and all other PERSONS acting on his behalf.

7. “BENNERT” means Kate Bennert, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on her behalf.

8. “BUBBA CLEM” means Bubba the Love Sponge Clem, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

9. “COMMUNICATION(S)” means any correspondence, contact, discussion, or exchange between any two or more PERSONS. Without limiting the foregoing, “COMMUNICATION(S)” includes all DOCUMENTS (as defined below), telephone conversations or face to face conversations, meetings and conferences.

10. “DAULERIO” means Defendant A.J. Daulerio, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

11. “DOCUMENT(S)” means all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise (including but without limitation to, email and attachments, “instant” messages or “IM” messages, “wall” postings on Facebook, Myspace postings, Twitter postings or “tweets,” correspondence, memoranda, notes, diaries, minutes, statistics, letters, telegrams, contracts, reports, studies, checks, statements, tags, labels, invoices, brochures, periodicals, telegrams, receipts, returns, summaries, pamphlets, books, interoffice and intraoffice COMMUNICATIONS, offers, notations of any sort of conversations, working papers, applications, permits, file wrappers, indices, telephone calls, meetings or printouts, teletypes, telefax, invoices, worksheets, and all drafts, alterations, modifications, changes and amendments of any of the foregoing), graphic or aural representations of any kind (including without limitation, photographs, charts, microfiche, microfilm, videotape, recordings, motion pictures,

plans, drawings, surveys), and electronic, mechanical, magnetic, optical or electric records or representations of any kind (including without limitation, computer files and programs, tapes, cassettes, discs, recordings), including metadata.

12. “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 behalf of any and all such PERSONS.

13. “GAWKER WEBSITES” means all websites owned or controlled by GAWKER, including GAWKER.COM, DEADSPIN.COM, GIZMODO.COM, IO9.COM, JALOPNIK.COM, JEZEBEL.COM, KOTAKU.COM, LIFEHACKER.COM, and any of their respective sub-sites.

- a. “GAWKER.COM” means the website located at [www.gawker.com](http://www.gawker.com).
- b. “DEADSPIN.COM” means the website located at [www.deadspin.com](http://www.deadspin.com).
- c. “GIZMODO.COM” means the website located at [www.gizmodo.com](http://www.gizmodo.com).
- d. “IO9.COM” means the website located at [www.io9.com](http://www.io9.com).
- e. “JALOPNIK.COM” means the website located at [www.jalopnik.com](http://www.jalopnik.com).
- f. “JEZEBEL.COM” means the website located at [www.jezebel.com](http://www.jezebel.com).
- g. “KOTAKU.COM” means the website located at [www.kotaku.com](http://www.kotaku.com).
- h. “LIFEHACKER.COM” means the website located at

[www.lifehacker.com](http://www.lifehacker.com).

14. “HEATHER CLEM” means Defendant Heather Clem, the ex-wife of BUBBA CLEM (also known as Heather Cole), as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on her behalf.

15. “LAWSUIT” means the action currently pending before the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida, Case Number 12012447CI-011.

16. “PLAINTIFF” means Plaintiff Terry Gene Bollea, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

17. “PERSON” means any natural person, 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.

18. “POSTED NARRATIVE” means the story written by A.J. DAULERIO accompanying the “POSTED SEX VIDEO” available 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>.

19. “POSTED SEX VIDEO” means the one minute forty-one second long video available 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>.

20. “REFER TO” or “RELATE TO” means concerning, respecting, referring to, 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.

21. “SEX VIDEO” refers to any and all video footage of PLAINTIFF engaged in sexual activity with HEATHER CLEM, all excerpts therefrom, and all edited iterations thereof, including the POSTED VIDEO.

22. “WEBPAGE” shall mean 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>, which contains the “POSTED VIDEO” and “POSTED NARRATIVE” defined above.

23. In the event any request 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.

24. A separate answer shall be furnished for each request.

## REQUEST FOR ADMISSIONS

1. Admit that YOU are a public figure.
2. Admit that YOUR wedding is newsworthy.
3. Admit that YOUR honeymoon is newsworthy.
4. Admit that YOU required that guests of YOUR May 2014 wedding not use their mobile phone and/or smart phone during the wedding.
5. Admit that YOU required that guests of YOUR May 2014 wedding not use social media sites during the wedding.
6. Admit that YOU required that guests of YOUR May 2014 wedding not use Facebook during the wedding.
7. Admit that YOU required that guests of YOUR May 2014 wedding not use Twitter during the wedding.
8. Admit that YOU required that guests of YOUR May 2014 wedding not use Instagram during the wedding.
9. Admit that YOU required that guests of YOUR May 2014 wedding not use Snapchat during the wedding.
10. Admit that one of YOUR purposes in requiring that guests of YOUR May 2014 wedding not use their mobile phone and/or smart phone during the wedding was to protect YOUR personal privacy.
11. Admit that one of YOUR purposes in requiring that guests of YOUR May 2014 wedding not use their mobile phone and/or smart phone during the wedding was to protect Derrence Washington's personal privacy.

12. Admit that one of YOUR purposes in requiring that guests of YOUR May 2014 wedding not use social media sites during the wedding was to protect YOUR personal privacy.
13. Admit that one of YOUR purposes in requiring that guests of YOUR May 2014 wedding not use social media sites during the wedding was to protect Derrence Washington's personal privacy.
14. Admit that YOU do not want the details of YOUR honeymoon (including the date, location, hotel, dinner reservations, or any other detail) made available to the press.
15. Admit that YOU do not want the details of YOUR honeymoon (including the date, location, hotel, dinner reservations, or any other detail) made available on social media.
16. Admit that YOU have an expectation of privacy in the bedroom while on YOUR honeymoon.
17. Admit that no PERSON or ENTITY has the right to film YOU and Derrence Washington in the bedroom while on YOUR honeymoon without obtaining YOUR and Derrence Washington's advance permission.
18. Admit that no PERSON or ENTITY has the right to distribute secretly-filmed footage of YOU and Derrence Washington in the bedroom during YOUR honeymoon without obtaining YOUR and Derrence Washington's advance permission.
19. Admit that no PERSON or ENTITY has the right to distribute secretly-filmed footage of YOU and Derrence Washington engaged in sexual relations in the bedroom during YOUR honeymoon without obtaining YOUR and Derrence Washington's advance permission.
20. Admit that no PERSON or ENTITY has the right to distribute one minute and 41 seconds of secretly-filmed footage of YOU and Derrence Washington in the bedroom naked and engaged

in sexual relations during YOUR honeymoon without obtaining YOUR and Derrence Washington's advance permission.

DATED: June 16, 2014

/s/ Charles J. Harder  
Charles J. Harder, Esq.  
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Counsel for Plaintiff

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by E-Mail via the Florida E-Portal system this 16th day of June, 2014 to the following:

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