

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, *et al.*,

Defendants.

FILED  
ST. PETERSBURG BRANCH  
2014 OCT 30 AM 9:21  
KEN BURKE  
CLERK OF CIRCUIT COURT

**REPORT & RECOMMENDATION  
ON DEFENDANTS' MOTION FOR SANCTIONS**

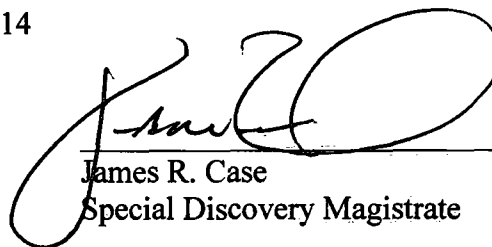
This cause came before Special Discovery Magistrate James Case on July 18, 2014, on the Motion of Defendants Gawker Media, LLC ("Gawker") and A.J. Daulerio for Sanctions. After reviewing the Court file, reviewing and considering the Motion and response papers, and hearing the argument of counsel, the Special Discovery Magistrate finds that the Motion is governed by *Kozel v. Ostendorf*, 629 So. 2d 817 (Fla. 1993), and RECOMMENDS on that basis that Defendants' Motion be DENIED.

The Special Discovery Magistrate further RECOMMENDS that plaintiff submit to a limited deposition to answer questions solely pertaining to the matters raised by the records pertaining to the FBI investigation produced by plaintiff after March 7, 2014, any records produced by the FBI after March 7, 2014 pursuant to a FOIA request submitted by Gawker or its counsel, Bollea's telephone records produced in discovery after March 7, 2014, and EJ Media and Elizabeth Traub records produced in discovery after March 7, 2014, pursuant to the subpoenas served by Gawker prior to March 7, 2014, and no other areas of inquiry, unless otherwise ordered by the Court.

This Report and Recommendation is without prejudice to either party raising evidentiary issues through motions *in limine* or objections, or seeking jury instructions on any issue, at any future trial in this case.

The parties shall have 10 days from the date of this Report and Recommendation to file objections with the Circuit Court.

Dated: OCT 20, 2014



James R. Case  
Special Discovery Magistrate

Copies furnished to:  
Counsel of Record