

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
2014 DEC 18 AM 11:31
KEN BURKE
CLERK OF CIRCUIT COURT

ORDER

This cause came before the Special Discovery Magistrate James Case on October 20, 2014, on Plaintiff Terry Gene Bollea's Motion to Compel Further Responses to Discovery ("Plaintiff's Motion"). After reviewing and considering the REPORT & RECOMMENDATION ("R&R") of the Special Discovery Magistrate and the parties' briefing on Gawker Media LLC's ("Gawker") Exceptions thereto, and hearing the argument of counsel on December 17, 2014, IT IS HEREBY ORDERED AND ADJUDGED that Plaintiff's Motion is adjudicated as follows:

I. Additional Discovery Concerning Gawker's Finances

(1) **Interrogatory No. 18 ("Other Revenue Sources"):** The R&R on Interrogatory No. 18, concerning Gawker's sources of "other revenue," is:

AFFIRMED

OVERRULED

AFFIRMED in part and OVERRULED in part, as follows:

Time Period Limited To: _____

Other Limitations: _____

(2) **Second RFP No. 116 (Equity, Debt and Security Offerings):**

The R&R on Second RFP No. 116, concerning equity/debt/security offerings is:

AFFIRMED

OVERRULED

AFFIRMED in part and OVERRULED in part as follows:

Limited to "Documents sufficient to show ^{Financial Representations} rather than ~~"All documents and communications"~~ _{of the Debts}

Time period limited to: 2011, 2012, 2013

Other limitations:

(3) **RFP Nos. 119 and 120 (Finances of Gawker's Other Websites):**

The R&R on RFP Nos. 119 and 120, concerning the finances of Gawker Media's websites other than gawker.com, is:

AFFIRMED

OVERRULED

AFFIRMED in part and OVERRULED in part.

Limited to "Documents sufficient to show the revenue" for each of Gawker's other websites (rather than "All documents" and documents that show "identification of all revenue sources and expenses")

Time Period Limited to: _____

Other limitations:

II. Discovery of Confidential Agreements (RFP No. 126)

The R&R on RFP No. 126, regarding Gawker's contracts containing confidentiality agreements, is:

AFFIRMED

OVERRULED

AFFIRMED in part and OVERRULED in part as follows:

Gawker shall not be required to produce every agreement which contains

a confidentiality provision, but it shall be required to answer an

interrogatory or request for admission from plaintiff explaining its use of

such confidentiality language. *Additionally, Defendant*

Time Period Limited to:

Other Limitations:

to quantify the various Agreements containing "Confidentiality" clauses or provisions.

III. Discovery From and Related to Blogwire Hungary/Kinja

The R&R regarding plaintiff's discovery requests concerning Blogwire Hungary

Szellemi Alkotast Hasznosito KFT now known as "Kinja, KFT" ("Kinja") (i.e., Interrog.

No. 19 and RFP Nos. 89, 90, 92, 93, and 121) is:

AFFIRMED

OVERRULED

ORDER DEFERRED PENDING RESOLUTION OF KINJA'S PENDING

APPEAL



AFFIRMED in part and OVERRULED in part. Specifically, Gawker is ordered

to respond to the discovery requests as modified below, to the extent that such information

concerns Kinja but is within Gawker's possession, ^Tcustody or control, *without prejudice.*
limited to time frame 2011-2014

time limits 2011-2014

(1) **Interrogatory No. 19 (Gawker's IP Royalty Expense):**

_____ Limited to "Facts Sufficient to Explain" Gawker's IP Royalty Expense

Rather than "All Facts"

_____ Time Period Limited to: _____

(2) **RFP Nos. 89 and 90 (Kinja's function/role in posting content on Gawker.com):**

_____ Limited to "documents, if any, sufficient to show" (instead of "all documents that describe") Kinja's functions or lines of business (RFP No. 89) or Kinja's functions with respect to the posting of content on Gawker.com (RFP No. 90)

_____ Time Period Limited to: _____

(3) **RFP No. 92 (Financial transactions between Kinja and Gawker):**

Limited to "Documents ^{Transaction - Not Summary} Sufficient to show" (instead of "All documents that relate to") financial transactions between Kinja and Gawker

_____ Time Period Limited to: _____

(4) **RFP No. 93 (Advertising revenue received by Kinja in connection with Gawker.com):**

_____ Limited to "Documents, if any, sufficient to show" (instead of "All documents related to") receipt of advertising revenue in connection with Gawker.com by Kinja.

_____ Time Period Limited to: _____

(5) **RFP No. 121 (Financial statements for Kinja):**

_____ Time Period Limited to: _____

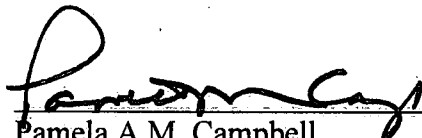
Other limitations on discovery concerning Blogwire Hungary/Kinja:

IV. Production/Stay

(1) Gawker is directed to produce the documents and interrogatory responses called for herein within 45 days of this Order, subject to the paragraph below regarding Gawker's motion for a stay.

(2) Gawker's oral motion for a stay also came before the Special Discovery magistrate on October 20, 2014. After reviewing and considering the REPORT & RECOMMENDATION of the Special Discovery Magistrate, and pursuant to the stipulation of counsel, IT IS HEREBY ORDERED AND ADJUDGED that: (a) the enforcement of this Order granting Mr. Bollea's Motion to Compel is stayed for 45 days to permit Gawker to seek a stay and further review in the Second District Court of Appeal, should Gawker elect to do so, and, (b) if a stay is denied by the Court of Appeal, Gawker is required to produce responsive documents and information within 20 days of such denial.

DONE AND ORDERED at Pinellas County, Florida this 17 day of December 2014.


Pamela A.M. Campbell
Circuit Court Judge

Copies furnished to:
Counsel of Record