

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

TERRY GENE BOLLEA professionally  
known as HULK HOGAN,

Plaintiff,

Case No.: 12012447-CI-011

vs.

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

Defendants.

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**NOTICE OF TAKING DEPOSITION**

PLEASE TAKE NOTICE, pursuant to Rules 1.310(b)(1) and 1.310(b)(4), Florida Rules of Civil Procedure, Defendant Gawker Media, LLC, by and through the undersigned attorney, will take the deposition testimony of the following:

**DEPONENT:** Corporate Representative of Cox Media Group with the most knowledge regarding the matters listed on Schedule A (attached hereto)

**DATE:** January 28, 2015

**TIME:** 10:00 a.m., until completion

**PLACE:** Riesdorff Reporting Group  
Northern Trust  
100 Second Avenue South, Suite 104-S  
St. Petersburg, FL 33701  
(727) 822-0949

upon oral examination, before an officer duly authorized to administer oaths by the laws of the State of Florida, and a person who is neither a relative, nor attorney, nor counsel of any of the parties and who is neither a relative nor employee of such attorney or counsel, and who is not financially interested in the examination. The oral examination will be recorded by an operator

from Riedsorph Reporting Group, 100 Second Avenue South, Suite 104-S, St. Petersburg, FL 33701, and Defendant Gawker Media, LLC shall bear the initial cost of the deposition.

Cox Media Group shall designate one or more officers, directors, managing agents or other persons to testify on its behalf on the topics listed in Schedule A.

This deposition is being taken for the purpose of discovery, or for such other purposes as are permitted under the applicable and governing rules.

Respectfully submitted,

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*Counsel for Gawker Media, LLC*

## SCHEDULE A

### INSTRUCTIONS AND DEFINITIONS

1. “You” and “your” mean Cox Media Group, and any employees, agents, attorneys, or other persons or entities acting for or on behalf of or in concert with Cox Media Group. When documents or things are requested, such request includes materials in the possession, custody or control of your agents, attorneys or other persons acting on your behalf.

2. “Document Subpoena” means the Subpoena Duces Tecum Without Deposition served upon you by Gawker Media, LLC in connection with this lawsuit.

3. “Terry Bollea” means Terry Gene Bollea (professionally known as “Hulk Hogan”).

4. “Hulk Hogan” means the character played by Terry Bollea.

5. “Bubba Clem” means Bubba the Love Sponge Clem.

6. “Heather Clem” means Defendant Heather Clem, former wife of Bubba Clem and the woman who appears in the video that accompanied the Gawker Story, as that term is defined below.

7. “Bubba the Love Sponge Show” means the radio show hosted by Bubba Clem that is currently broadcast on WHPT-FM - 102.5 “The Bone.”

8. “Mike Calta,” formerly known as Mike “Cowhead” Calta, means the person who is the host of *The Mike Calta Show* (formerly known as *The Cowhead Show*), which is broadcast on WHPT-FM - 102.5 “The Bone.”

9. “Matt Loyd” means the person who formerly hosted *The Spice Show* on WHPT-FM - 102.5 “The Bone,” and who is sometimes known as “Spice” or “Spiceboy.”

10. The “Gawker Story” means the story entitled “Even For a Minute, Watching Hulk Hogan Have Sex on a Canopy Bed is Not Safe For Work, But Watch It Anyway,” as well as the accompanying video, published on [www.gawker.com](http://www.gawker.com) on or about October 4, 2012.

11. The “Lawsuit” means any legal proceeding instituted against Gawker Media, LLC, Bubba Clem, or Heather Clem by Terry Bollea relating to the Gawker Story.

12. “Sexual Relations” means sexual intercourse, anal intercourse, fellatio, or cunnilingus.

13. “Sex Tape” means any video, audio and/or audio/video footage featuring Terry Bollea or Hulk Hogan engaged in Sexual Relations with Heather Clem, including excerpts of any such footage. References to the Sex Tapes refers to one or more of them.

14. “Communication” includes any type of correspondence, electronic mail, instant messages, voicemail, and any oral conversation, interview, discussion, negotiation, agreement, understanding, meeting or telephone conversation, as well as every kind of written or graphic communication.

### **DEPOSITION TOPICS**

1. The record-keeping and document retention policies of Cox Media Group.

2. The documents provided in response to the Document Subpoena, including, where applicable, the date sent, date received, the identities of all employees of Cox Media Group who reviewed each document, the identities of all employees of Cox Media Group who maintained each document, and the identities of all employees of Cox Media Group who had access to copies of each document.

3. The authenticity of documents provided in response to the Document Subpoena.

4. The Sex Tapes.

5. The Gawker Story.
6. The Lawsuit.
7. Communications to or from Bubba Clem, as well as any agents, representatives, or attorneys representing Bubba Clem, from January 1, 2012 to the present concerning one or more of the following: Terry Bollea, Hulk Hogan, Heather Clem, the Sex Tapes, Gawker or the Lawsuit.
8. For the period from January 1, 2012 to the present, communications to or from Bubba Clem, as well as any agents, representatives, or attorneys representing Bubba Clem, referring or relating to Mike Calta to the extent that the communication (a) relates to a complaint about, criticism of, or an allegation of misconduct against Mike Calta; (b) relates to a request that Mike Calta be disciplined or terminated; or (c) relates to any complaint, criticism, allegation of misconduct, request for discipline, or request for termination that Mike Calta made about Bubba Clem.
9. For the period from January 1, 2012 to the present, communications to or from Bubba Clem, as well as any agents, representatives, or attorneys representing Bubba Clem, referring or relating to Matt Loyd to the extent that the communication (a) relates to a complaint about, criticism of, or an allegation of misconduct against Matt Loyd; (b) relates to a request that Matt Loyd be disciplined or terminated; or (c) relates to any complaint, criticism, allegation of misconduct, request for discipline, or request for termination that Matt Loyd made about Bubba Clem.
10. For the period from January 1, 2012 to the present, communications to or from Terry Bollea or Hulk Hogan, as well as any agents, representatives, or attorneys representing

Terry Bollea or Hulk Hogan, concerning one or more of the following: Bubba Clem, Heather Clem, Mike Calta, Matt Loyd, or the Sex Tapes.

11. For the period from January 1, 2012 to the present, communications to or from Mike Calta, as well as any agents, representatives, or attorneys representing Mike Calta, concerning one or more of the following: Terry Bollea, Hulk Hogan, Heather Clem, the Sex Tapes, Gawker, or the Lawsuit.

12. For the period from January 1, 2012 to the present, communications to or from Mike Calta, as well as any agents, representatives, or attorneys representing Mike Calta, referring or relating to Bubba Clem to the extent that the communication (a) relates to a complaint about, criticism of, or an allegation of misconduct against Bubba Clem; (b) relates to a request that Bubba Clem be disciplined or terminated; or (c) relates to any complaint, criticism, allegation of misconduct, request for discipline, or request for termination that Bubba Clem made about Mike Calta.

13. For the period from January 1, 2012 to the present, communications to or from Matt Loyd, as well as any agents, representatives, or attorneys representing Matt Loyd, concerning one or more of the following: Terry Bollea, Hulk Hogan, Heather Clem, the Sex Tapes, Gawker, or the Lawsuit.

14. For the period from January 1, 2012 to the present, communications to or from Matt Loyd, as well as any agents, representatives, or attorneys representing Matt Loyd, referring or relating to Bubba Clem to the extent that the communication (a) relates to a complaint about, criticism of, or an allegation of misconduct against Bubba Clem; (b) relates to a request that Bubba Clem be disciplined or terminated; or (c) relates to any complaint, criticism, allegation of

misconduct, request for discipline, or request for termination that Bubba Clem made about Mike Calta.

15. The broadcasts of the Bubba the Love Sponge Show on October 16, 17, 29, and 30, 2012, to the extent that the broadcasts referred or related to Terry Bollea, Hulk Hogan, the Lawsuit, or the Sex Tapes.

16. Communications to or from Bubba Clem, as well as any agents, representatives, or attorneys representing Bubba Clem, regarding the October 16, 17, 29, and 30, 2012 broadcasts of the Bubba the Love Sponge Show.

17. Communications to or from Terry Bollea or Hulk Hogan, as well as any agents, representatives, or attorneys representing Terry Bollea, regarding the October 16, 17, 29, and 30, 2012 broadcasts of the Bubba the Love Sponge Show.

18. The termination of Matt Loyd's employment, including any investigation or inquiry conducted prior to his termination.

19. Any investigation undertaken by you relating to the Sex Tapes, including the reason why such an investigation was undertaken and any facts learned as a result of that investigation.

20. Communications to or from law enforcement agencies concerning the Sex Tapes.

21. Your relationship with Bubba Clem, including the termination of that relationship.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 22nd day of December 2014, I caused a true and correct copy of the foregoing to be served by email upon the following counsel of record:

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