

# EXHIBIT E

to the

**GAWKER DEFENDANTS' MOTION FOR ACCESS TO CORRECTED AND  
UNREDACTED DVDS PRODUCED BY THE FBI**

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.  
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VOLUME 1

VIDEOTAPED  
DEPOSITION OF:

TERRY GENE BOLLEA

DATE:

March 6, 2014

TIME:

9:43 a.m. to 1:06 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 1 - 154

69:5-10 & 70:13-25 removed from Confidential on 2/19/15

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APPEARANCES:

CHARLES J. HARDER, ESQUIRE  
KIMBERLINA MCKINNEY, ESQUIRE  
Harder Mirell & Abrams, LLP  
1925 Century Park East  
Suite 800  
Los Angeles, California 90067

- and -

KENNETH G. TURKEL, ESQUIRE  
Bajo Cuva Cohen & Turkel, P.A.  
100 North Tampa Street  
Suite 1900  
Tampa, Florida 33602

- and -

DAVID R. HOUSTON, ESQUIRE  
Law Office of David R. Houston  
432 Court Street  
Reno, Nevada 89501  
Attorneys for Plaintiff

1 APPEARANCES (continued):

2 SETH D. BERLIN, ESQUIRE  
3 Levine Sullivan Koch & Schulz, LLP  
4 1899 L Street, N.W.  
5 Suite 200  
6 Washington, D.C. 20036

7 - and -

8 MICHAEL BERRY, ESQUIRE  
9 PAUL J. SAFIER, ESQUIRE  
10 Levine Sullivan Koch & Schulz, LLP  
11 1760 Market Street  
12 Suite 1001  
13 Philadelphia, Pennsylvania 19103

14 - and -

15 RACHEL E. FUGATE, ESQUIRE  
16 Thomas & Locicero, P.L.  
17 601 South Boulevard  
18 Tampa, Florida 33606

19 - and -

20 HEATHER DIETRICK, ESQUIRE  
21 General Counsel  
22 Gawker Media  
23 210 Elizabeth Street  
24 Third Floor  
25 New York, New York 10012  
Attorneys for Defendant Gawker Media, LLC

MICHAEL GOLD, ESQUIRE  
Barry A. Cohen Law Group  
201 East Kennedy Boulevard  
Suite 1000  
Tampa, Florida 33602  
Attorney for Defendant Heather Clem

ALSO PRESENT:

Honorable James Case  
Mike Byrd, Videographer

1           A.    Yeah.

2           Q.    And how many times would you say that you've  
3 been in Bubba's bedroom?

4           A.    No more than three.

5           Q.    Did you ever notice security cameras in  
6 Bubba's house?

7           A.    No.

8           Q.    Did Bubba ever point his cameras out to you?

9           A.    Never.

10          Q.    Did Bubba -- I assume, therefore, that Bubba  
11 never explained to you how his security cameras worked.

12          A.    I never knew he had cameras.

13          Q.    Do you remember Bubba saying that people with  
14 maids or nannies should have security cameras in their  
15 homes?

16          A.    No.

17          Q.    Do you remember Bubba saying that following  
18 his child custody dispute, Tom Bean told him he should  
19 put cameras throughout his house so that no one could  
20 accuse him of doing anything improper?

21          A.    I don't remember that.

22                MR. BERLIN: We're going to listen to an  
23 audio clip that is Exhibit 83.

24                (Exhibit No. 83 marked for identification.)

25                MR. BERLIN: This comes from the Bubba The

1 MR. BERLIN: Thank you.

2 BY MR. BERLIN:

3 Q. The -- Mr. Clem also stated during his  
4 deposition that there was no sexual encounter between  
5 you and Heather Clem at the radio station.

6 Do you remember that?

7 A. Yes, I do.

8 Q. Was he present for that one?

9 A. I don't know if he was or not.

10 Q. So he may not know about that one?

11 A. We pulled up to the radio station and he  
12 unlocked the door and we all went in. And he left  
13 Heather and I in the room where he does his radio show.

14 Q. The actual studio?

15 A. Yes. And he said, you guys have fun. I got  
16 some stuff to do. So I don't know what he knows.

17 Q. How did the idea of you having sex with  
18 Heather first come up?

19 A. To the best of my recollection, it was a  
20 phone call from Bubba where he put Heather on the  
21 phone. And she started asking me to have sex with her  
22 on the phone.

23 Q. And how much before the first time that you  
24 and she had sex was that?

25 A. To the best of my recollection, it would

1 probably be a year and a half to two years.

2 Q. And did you have subsequent conversations  
3 with either Mr. Clem or Mrs. Clem about that subject?

4 A. Yes.

5 Q. How many such conversations would you say?

6 A. Over a year-and-a-half period, between -- on  
7 the phone and between -- gosh, I wouldn't even know  
8 where to go with this. Between 20 and 40 maybe, maybe  
9 more. I don't know. Not more than 40, but between 20  
10 and 40. They kept bringing it up.

11 Q. Did you ever talk about it with Mr. Clem in  
12 person?

13 A. Yes.

14 Q. How many times did you talk about it with him  
15 in person?

16 A. I recall a couple times in my gym, he kept  
17 telling me that Heather really wanted to have sex with  
18 me or Heather really wanted to see me naked. And I  
19 just -- and it was in a joking way. I just kept  
20 telling him, knock it off. It was -- you know, it was  
21 to the point it was almost like if you were to poke  
22 somebody. He just kept poking me. Like it got to the  
23 point of I thought they were serious at first, which  
24 was a little weird. But then it got to be almost like  
25 a joke, you know, like they would tease me all the

1 time.

2 Q. And what kinds of things would they say?

3 A. Well, Heather would get on the phone and tell  
4 me, you know, she wanted to see my penis and, you know,  
5 just -- it just seemed like their ongoing gag to get to  
6 me and screw with me.

7 Q. And did you ever have a conversation with  
8 Heather about this in person during that period of  
9 time?

10 A. Not that I can remember.

11 Q. I'm trying to understand, because you said at  
12 the beginning you thought they were serious, but after  
13 a while, you thought they may be joking.

14 Did you take what they were saying seriously?

15 A. Well, you know, Bubba had bragged about him  
16 having a swinging lifestyle, you know, where him and  
17 Heather had an open marriage, you know. And so when  
18 they first approached me, you know, I -- I heard on the  
19 radio the talk about having parties in the Jacuzzi with  
20 friends and buddies and, you know, different doctors  
21 and lawyers and people being at his house.

22 MR. GOLD: Your Honor, I've got to object to  
23 this answer now. We're starting to get into the  
24 protective order and discussing relations with  
25 other men. He just said she had sex with lawyers

1           either is or it isn't. I think it's black and  
2           white.

3           MR. BERLIN: I think that's not what  
4           Judge Campbell said at the January hearing. I  
5           think that's not what Judge Case ruled when we  
6           were talking about it earlier this week. I'll try  
7           and ask my questions and we can object. I don't  
8           have many questions that are going to call for  
9           that. So I think we're making a lot of nothing.

10          BY MR. BERLIN:

11          Q. Is it -- let me just ask you about your  
12          understanding about how this was presented to you.

13                 Did you understand that -- did you have an  
14          understanding of whether Bubba was initiating this or  
15          Heather was initiating this?

16          A. Bubba made me think that Heather was  
17          initiating it.

18          Q. Do you believe that that was, in fact, what  
19          was going on?

20          A. I don't know what to believe.

21          Q. Okay. And it sounds like from what you've  
22          said that when they raised this initially and for some  
23          time thereafter, you told both of them no.

24          A. Yes, that's correct.

25          Q. Did you leave the door open?

1 A. No.

2 Q. Why did you tell them no?

3 A. It was just somewhere I had never gone, never  
4 dreamed I would go there and just -- it was weird. It  
5 was just -- you know, I had never had a friend or  
6 anybody that I was friends with that was married have  
7 their wife or them ask me to have sex with them.

8 Q. When Bubba first raised this idea, were you  
9 and Linda living together in Florida?

10 A. To the best of my recollection, she was in  
11 Las Vegas.

12 MR. HARDER: Vague as to time.

13 THE WITNESS: Excuse me?

14 MR. HARDER: Vague as to time.

15 BY MR. BERLIN:

16 Q. Do you know if Hogan Knows Best was filming  
17 at the time when they first raised this?

18 A. When they first raised this?

19 Q. Yeah, when Mr. Clem and Mrs. Clem first  
20 raised this with you.

21 A. I don't recall. It could have been.

22 Q. When did you --

23 A. Can we close that door? I can't concentrate.  
24 It's so loud I can't even think straight.

25 MR. BERLIN: It's very loud.

1 THE WITNESS: Can we get them to be quiet?

2 Is that -- do they work here?

3 MR. BERLIN: Is the door open or --

4 MS. DIETRICK: I'll go around. Just keep  
5 going.

6 MR. BERLIN: Sorry. We'll try and get that  
7 taken care of. Sorry about that.

8 BY MR. BERLIN:

9 Q. When did you change your mind about whether  
10 you would have sex with Heather?

11 A. It happened, to the best of my recollection,  
12 during one of the times where I tried to get Linda  
13 back. And it was one of the many times in talking with  
14 her that you were too old --

15 MR. HARDER: Wait. It's spousal privilege,  
16 your communications with her.

17 THE WITNESS: Okay. What was the question  
18 again?

19 BY MR. BERLIN:

20 Q. When did you change your mind about whether  
21 you would have sex with Heather?

22 A. After I had been rejected from my wife on  
23 several occasions and the marriage was dysfunctional  
24 and I was under -- under the -- under the understanding  
25 that my marriage was over.

1           A.    It was a situation where Bubba left me in the  
2 room and Heather performed oral sex on me.

3           Q.    Was anybody else at the radio station when  
4 that took place?

5           A.    To the best of my knowledge, no, but I didn't  
6 check around.  It was real late at night.  I mean -- I  
7 mean, it wasn't at nine o'clock at night.  It was more  
8 like midnight or 1:00 or 2:00 in the morning.

9           Q.    Do you know whether that encounter was  
10 filmed?

11          A.    I have no idea.

12          Q.    Do you know whether the other encounters in  
13 the bedroom were filmed?

14          A.    I have no idea.

15          Q.    Did you ever tell anybody else about your  
16 sexual encounters with Mrs. Clem?

17          A.    Not that I can recall.

18          Q.    Whether in the bedroom or at the radio  
19 station?

20          A.    Not that I can recall.

21          Q.    Did anybody ever talk to you about it?

22          A.    No.

23          Q.    So nobody -- you didn't get the sense from  
24 something anybody said to you that either Bubba or  
25 Heather had told anybody else?

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

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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.

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VOLUME 6

VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: April 8, 2015

TIME: 2:19 p.m. to 4:53 p.m.

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

PURSUANT TO: Notice by counsel for  
Defendants for purposes of  
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permitted under the Florida  
Rules of Civil Procedure

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

Pages 735 - 835

1 APPEARANCES:

2 CHARLES J. HARDER, ESQUIRE  
3 Harder Mirell & Abrams, LLP  
4 1925 Century Park East  
Suite 800  
Los Angeles, California 90067

- and -  
5 KENNETH G. TURKEL, ESQUIRE  
6 Bajo Cuva Cohen & Turkel, P.A.  
7 100 North Tampa Street  
Suite 1900  
Tampa, Florida 33602

- and -  
8 DAVID R. HOUSTON, ESQUIRE  
9 Law Office of David R. Houston  
432 Court Street  
Reno, Nevada 89501  
10 Attorneys for Plaintiff

11 MICHAEL SULLIVAN, ESQUIRE  
12 Levine Sullivan Koch & Schulz, LLP  
1899 L Street, N.W.  
Suite 200  
13 Washington, D.C. 20036

- and -  
14 PAUL J. SAFIER, ESQUIRE  
15 Levine Sullivan Koch & Schulz, LLP  
1760 Market Street  
Suite 1001  
16 Philadelphia, Pennsylvania 19103  
Attorneys for Defendant Gawker Media, LLC

17  
18 ALSO PRESENT:

19 Honorable James Case  
20 Mike Byrd, Videographer  
21  
22  
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1 backwards, do you know roughly how many weeks or months  
2 that would have been before this meeting at the Sand  
3 Pearl?

4 A. No.

5 Q. Okay. It would appear that in this e-mail,  
6 Mr. Shearn or Agent Shearn is setting up the  
7 arrangements for the meeting that was going to take  
8 place at the Sand Pearl. Is that your understanding?

9 A. Yes.

10 Q. And he indicates there a few lines up from  
11 the bottom, he says, we will bring a portable DVD  
12 player to view the tapes.

13 Do you see that?

14 A. Yes.

15 Q. Did you view the DVDs obtained from  
16 Mr. Davidson that day?

17 A. No, I didn't. I saw my image on a screen and  
18 I said, that's me. And that's -- I refused to watch  
19 the tape.

20 Q. When -- so he did bring a DVD player?

21 A. Who's he?

22 Q. Agent Shearn.

23 A. I don't recall if he did or not.

24 Q. Okay. But the tapes were played at some  
25 point; you identified your image briefly?

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REPORTER'S CERTIFICATE

STATE OF FLORIDA :  
COUNTY OF HILLSBOROUGH :

I, Susan C. Riedsorph, RPR, CRR certify that I was authorized to and did stenographically report the deposition of TERRY GENE BOLLEA; that a review of the transcript was requested and that the transcript is a true and complete record of my stenographic notes.

I further certify that I am not a relative, employee, attorney, or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the outcome of the foregoing action.

Dated this 13th day of April, 2015, IN THE CITY OF TAMPA, COUNTY OF HILLSBOROUGH, STATE OF FLORIDA.

Susan C. Riedsorph, RPR, CRR, CLSP