

EXHIBIT 4

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
: :
: SUBPOENA AD TESTIFICANDUM AND
TERRY GENE BOLLEA, professionally : DUCES TECUM
known as HULK HOGAN : :
: :
Plaintiff, : (Pursuant to the Uniform Interstate
: Deposition and Discovery Act and
: CPLR § 3119)
HEATHER CLEM; GAWKER MEDIA, : :
LLC; et al., : Originating State: Florida
: Originating County: Pinellas
Defendants. : Originating Court: Circuit Court of the
: Sixth Judicial Circuit
: In and For Pinellas
: County
: Originating Case No.: 12012447-CI-011
-----X

THE PEOPLE OF THE STATE OF NEW YORK

TO: YOUNG AMERICA CAPITAL, LLC,
141 East Boston Post Road,
Mamaroneck, New York 10543

WE COMMAND the appearance, by an officer, director, member or employee with the most knowledge and information concerning the matters set forth in the attached Florida subpoena at Schedule B, at a deposition to be held at DALCO Reporting, 170 Hamilton Ave., Suite 303, White Plains, NY 10601 on February 20, 2015 at 9:30 a.m. to provide testimony in connection with the above-captioned matter. The testimony shall be recorded by a stenographer and electronically by a videotape operator employed by DALCO Reporting of the above address.

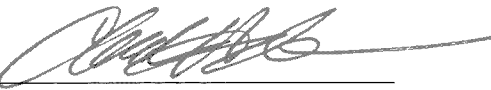
WE FURTHER COMMAND YOU produce and permit inspection and copying of the documents listed in Schedule A of the attached Florida subpoena at above address on the date of deposition.

Disclosure of the documents and your testimony are sought and required because of their material importance to the underlying claims and defenses in the originating case.

Failure to comply with this subpoena is punishable as a contempt of Court and shall make you liable to the person on whose behalf this subpoena was issued for a penalty not to exceed fifty dollars and all damages sustained by reason of your failure to comply.

Dated: Los Angeles, CA
February 2, 2015

HARDER MIRELL & ABRAMS LLP

By: 

Charles J. Harder, Esq.
Harder Mirell & Abrams LLP
1925 Century Park East, Suite 800
Los Angeles, CA 90067
Attorneys for Plaintiffs

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.

SUBPOENA AD
TESTIFICANDUM AND DUCES
TECUM

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,

(pursuant to the Uniform Interstate
Deposition and Discovery Act and
New York C.L.P.R. §3119)

Case No. 12012447CI-011

Defendants.

SUBPOENA AD TESTIFICANDUM AND DUCES TECUM
PURSUANT TO THE UNIFORM INTERSTATE DISCOVERY ACT

THE STATE OF FLORIDA:

TO: YOUNG AMERICA CAPITAL, LLC, 141 East Boston Post Road,

Mamaroneck, New York 10543

YOU ARE COMMANDED to appear before a person authorized by law to take depositions at DALCO Reporting, 170 Hamilton Ave., Suite 303, White Plains, NY 10601 on February 20, 2015, at 9:30 a.m., and at any recessed or adjourned date to produce for copying and inspection the documents identified in Schedule A to this subpoena and to testify on oral deposition concerning the documents produced by you in response to this subpoena as well as

any topic identified in Schedule B. Your testimony shall be recorded by a stenographer and electronically by a videotape operator employed by DALCO Reporting of the above address.

PLEASE TAKE NOTICE THAT failure to comply with this subpoena may be punishable as a contempt of Court and may make you liable to the person on whose behalf this subpoena was issued by reason of your failure to comply.

You are subpoenaed to appear by the following attorney, and unless excused from this subpoena by this attorney, you shall respond to this subpoena as directed. You have a right to object to the subpoena under Florida Rule of Civil Procedure 1.410. You have the right to designate as Confidential any applicable document or testimony as specified under the Agreed Protective Order Governing Confidentiality, signed and ordered by the Court on July 25, 2013, a copy of which is attached hereto. A copy of the First Amended Complaint in this action is attached hereto for your reference.

DATED on February 2, 2015.

/s/ Charles J. Harder

Charles J. Harder
For the Court

Charles J. Harder
PHV No. 102333
Douglas E. Mirell, Esq.
PHV No. 109885
Sarah E. Luppen, Esq.
PHV No. 113729
Harder Mirell & Abrams LLP
1925 Century Park East, Suite 800
Los Angeles, California 90067
Tel: (424) 203-1600
Fax: (424) 203-1601
Email: charder@hmafirm.com
Attorney for Terry Gene Bollea

SCHEDULE A

Definitions and Instructions

As used in this Request for Production of Documents:

1. “YOU” or “YOUR” or “YAC” means Young America Capital, LLC, 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.
2. “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.
3. “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.

4. “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.

5. “DENTON” means Defendant Nick Denton, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

6. “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.

7. “GMGI” means Gawker Media Group, Inc. and its members, shareholders, managers, executives, officers, board members, employees, agents, representatives, attorneys, and all other PERSONS acting on any of their respective behalves.

8. “KINJA” means Defendant Kinja KFT, formally known as Blogwire Hungary Szellemi Alkotast Hasznosito KFT, 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.

9. The “GAWKER ENTITIES” refer individually and collectively to Gawker Media, LLC, Gawker Media Group, Inc., Kinja KFT (formally known as Blogwire Hungary Szellemi Alkotast Hasznosito KFT), any of their affiliated companies, and all PERONS acting on behalf of any of them.

10. “LAWSUIT” means the captioned case currently pending before the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida, Case Number 12012447CI-011, styled *Terry Gene Bollea p/k/a Hulk Hogan v. Heather Clem, Gawker Media, LLC, et al.*

11. “PLAINTIFF” means Plaintiff Terry Gene Bollea p/k/a Hulk Hogan, as well as any agents, attorneys and consultants therefor, and all other PERSONS acting or purporting to act on his behalf.

12. “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.

13. “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.

14. 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.

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

Requests

1. All DOCUMENTS that REFER or RELATE TO the LAWSUIT.
2. All DOCUMENTS that REFER or RELATE TO any attempt by any of the GAWKER ENTITIES to obtain financing at any time between January 1, 2012 and the present.
3. All DOCUMENTS that REFER or RELATE TO KINJA and were created, sent or received at any time between January 1, 2012 and the present.
4. All tax returns (including federal, state and foreign country tax returns), and portions thereof, filed by any and all GAWKER ENTITIES during the period of January 1, 2012 and the present.
5. All DOCUMENTS that constitute or contain any financial statements (including but not limited to balance sheets, income statements, statements of changes to financial position, statements of profits and/or losses, and statements of assets and liabilities) of any and all GAWKER ENTITIES prepared at any time during the period of January 1, 2012 and the present.
6. All bank statements of any and all GAWKER ENTITIES issued, sent or created at any time between January 1, 2012 and the present.
7. All written agreements, draft written agreements, letters of intent, draft letters of intent, and written COMMUNICATIONS containing proposed deal terms between YOU and any and all GAWKER ENTITIES created, signed or sent at any time between January 1, 2012 and the present.
8. All COMMUNICATIONS between YOU and any and all GAWKER ENTITIES RELATING TO efforts of any and all GAWKER ENTITIES to obtain debt or equity financing at any time between January 1, 2012 and the present.

9. All DOCUMENTS received by YOU from any and all GAWKER ENTITIES RELATING TO any attempt to secure debt or equity financing at any time between January 1, 2012 and the present.

10. All DOCUMENTS that constitute, refer or relate to COMMUNICATIONS between YOU and Nick Denton or anyone acting on his behalf, which occurred at any time between January 1, 2012 and the present.

11. All DOCUMENTS that constitute, refer or relate to COMMUNICATIONS between YOU and Scott Kidder or anyone acting on his behalf, which occurred at any time between January 1, 2012 and the present.

12. All DOCUMENTS that constitute, refer or relate to COMMUNICATIONS between YOU and Heather Dietrich or anyone acting on her behalf, which occurred at any time between January 1, 2012 and the present.

13. All DOCUMENTS that constitute, refer or relate to COMMUNICATIONS between YOU and the Chief Financial Officer(s) of any and all GAWKER ENTITIES, or anyone acting on behalf of any such person(s), which occurred at any time between January 1, 2012 and the present.

14. All DOCUMENTS that REFER or RELATE TO all transactions, agreements and/or transfers of funds between or among any of the GAWKER ENTITIES at any time between January 1, 2012 and the present.

15. All DOCUMENTS that constitute or contain any and all transfer pricing studies conducted in connection with any and all GAWKER ENTITIES, from inception of each of the GAWKER ENTITIES until the present.

16. All DOCUMENTS that constitute, REFER or RELATE TO all COMMUNICATIONS between YOU and any and all third parties, including without limitation lending institutions and financial companies, RELATING TO any attempt by any and all GAWKER ENTITIES to secure debt or equity financing at any time between January 1, 2012 and the present.

17. All DOCUMENTS that RELATE TO the calculation of payment of fees, royalties or compensation to KINJA by any and all other GAWKER ENTITIES.

18. All COMMUNICATIONS with the print or electronic news media RELATING TO YOU and/or any and all GAWKER ENTITIES and a completed or proposed transaction for debt or equity financing for any of the GAWKER ENTITIES, at any time between January 1, 2012 and the present.

SCHEDULE B

Topics

1. The financial condition and financial information of GAWKER and each of its affiliated companies, including without limitation their income, expenses, profits, losses, assets, liabilities and tax payments.
2. Attempts by any and all GAWKER ENTITIES to secure financing.
3. The movement of money and/or assets between or among the GAWKER ENTITIES.
4. The proposed or completed transaction by which GAWKER and/or its affiliated companies is obtaining or seeking to obtain debt and/or equity financing from or through Young America Capital, LLC, or any of its affiliated companies.
5. All COMMUNICATIONS RELATING TO the proposed or completed transaction referenced immediately above, including COMMUNICATIONS involving GAWKER and/or its affiliated companies, Young America Capital, LLC, or any of its affiliated companies, third party lending institutions and financial companies, and any members of the print or electronic news media.
6. All DOCUMENTS produced pursuant to this subpoena, and all DOCUMENTS requested to be produced in Schedule A of this subpoena.