

EXHIBIT 2

Confidential

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

TERRY GENE BOLLEA,
professionally known as HULK
HOGAN,

Plaintiff,

Case No.
12-012447-CI-011

vs.

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

Defendants.

_____/

CONFIDENTIAL

TELEPHONIC HEARING
BEFORE THE HONORABLE JAMES R. CASE

DATE: February 13, 2015

TIME: 12:05 p.m. to 1:10 p.m.

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

REPORTED BY: Aaron T. Perkins, RPR
Notary Public, State of
Florida at Large

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1 Day No. 2. I'm not going to ask any questions
2 that were asked before. I don't do that. I'm
3 efficient in how I do things. I ask questions and
4 get answers. And if I have the answers coming in,
5 I'm not going to ask it a second time, because I
6 already have it.

7 So we intend to be efficient. We intend to
8 be respectful. We are not trying to unduly burden
9 anybody; we're just trying to get the information.

10 Thank you.

11 THE COURT: All right. Based on the argument
12 that I have heard today, as well as in view of the
13 relevant pleadings and the attachments that have
14 come with that, it would be my recommendation to
15 the Court that the plaintiff's motion to compel
16 further deposition of Defendant Gawker's corporate
17 representative should be granted, taking into
18 consideration that whatever topics would be
19 identified and in the notice of deposition would
20 be different and not the same as the prior
21 deposition topics that were covered.

22 I'm also cognizant of the fact that the
23 Bollea deposition had resulted in, by agreement of
24 counsel, an additional day, three days. I'm also
25 cognizant of the fact that based on what I am

1 observing here that there is, really, no prejudice
2 to the defendant, no undue burden. Additionally,
3 the corporate representative is scheduled for two
4 days. In theory, that would be the second of two
5 days. So the plaintiff's motion to compel further
6 deposition of the Defendant Gawker should be
7 granted.

8 MR. BERLIN: Your Honor, if I can ask for two
9 points of clarification on that. This is
10 Mr. Berlin.

11 The one is that you are expecting -- I
12 understand your recommendation is that he appear
13 for another day based on the fact that he
14 originally was scheduled for an additional day.
15 The point now is the preparation. Now, are you
16 expecting him to prepare the way that a corporate
17 designee would prepare for that deposition, or is
18 he just entitled to show up?

19 THE COURT: Mr. Berlin, I think it would be
20 prudent for him to be prepared and answer the
21 questions as well as he can.

22 MR. BERLIN: I will evaluate whether -- what
23 he's expected to do. And if the answer is that he
24 has to be prepared, then I understand the
25 recommendation.

1 And then the second point of clarification is
2 that there are a number of topics that are on the
3 deposition of topics, which are things that either
4 Your Honor or Judge Campbell have already ruled
5 about discovery and in connection with that
6 preparation. We need to get those things passed
7 on so we don't have to prepare him for topics that
8 have already been --

9 THE COURT: As I look at the notice of the
10 deposition, I think we're talking about the same
11 thing. There are 51 different items. I don't
12 think it would be prudent for us to try and tackle
13 all 51 in this phone conference, but it would
14 probably be helpful if you could identify in
15 writing the topics which you want to have
16 considered and ruled on, and we can do that
17 certainly, probably, the early part of next week.
18 And that gives Mr. Harder, the plaintiff, an
19 opportunity to consider whether they want to agree
20 with you or not agree with you.

21 MR. BERLIN: All right. Well, actually, the
22 new notice is 36 topics. The old one was 51
23 topics. But I will be happy to go through it.
24 And I'm assuming we're just talking about the new
25 notice, since the old notice was for the last

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deposition.

THE COURT: Right.

MR. BERLIN: I will be happy to go through those and put that in writing just as soon as I can. I am traveling after this hearing and leaving the office and will be on the road for the next few business days. But I will try and get that, you know, to Your Honor and Mr. Harder as promptly as we can.

THE COURT: Okay. Thank you.

And now do you want to turn to the defendant's motion to compel plaintiff's damage calculation issues?

MR. BERLIN: Yes, Your Honor. I would be happy to.

Your Honor, again, I will try not to belabor the points that remain in the papers, but the gist of this motion is as follows: Almost two years ago we served an interrogatory. This one is called Interrogatory No. 12. It requested that the plaintiff identify the damages and explain the particularity and the basis for calculating those damages.

And that's a useful thing for parties. It helps parties understand and prepare for their