

Tampa

601 South Boulevard, Tampa, FL 33606
ph 813-984-3060 fax 813-984-3070 toll free 866-395-7100

South Florida

401 SE 12th Street, Ste. 300, Fort Lauderdale, FL 33316
ph 954-703-3416 fax 954-400-5415

8461 Lake Worth Road, Ste. 114, Lake Worth, FL 33467
ph 561-340-1433 fax 561-340-1432

www.tlolawfirm.com

Rachel E. Fugate
Direct Dial: (813) 984-3065
rfugate@tlolawfirm.com

Reply to: Tampa

April 7, 2015

VIA ELECTRONIC MAIL

Charles J. Harder, Esq.
HARDER, MIRELL & ABRAMS, LLP
1925 Century Park East, Suite 800
Los Angeles, CA 90067

Re: Terry Gene Bollea v. Gawker Media, LLC, et al.
Case No.: 2012-CA-12447

Dear Charles:

We are in receipt of Plaintiff's Notice of Hearing adding *Plaintiff's Motion for Leave to Add Claim for Punitive Damages* to the April 22, 2015 case management conference. Plaintiff's motion was filed on April 3, 2015 (a court holiday), and we do not believe that the short notice provides sufficient time for Defendants to adequately prepare an opposition or for the hearing. Moreover, Florida Rule of Civil Procedure 1.190(f) requires Plaintiff to serve such a motion no less than twenty days prior to the hearing, so the notice is insufficient in any event.

We request that you remove *Plaintiff's Motion for Leave to Add Claim for Punitive Damages* from the April 22, 2015 case management conference. We would propose that you re-notice the motion for the next hearing date reserved in this case, when we already have a full day blocked out, including for Defendants' motion for summary judgment. We would also be pleased to work out a mutually agreeable briefing schedule. If your companion motion to extend discovery is granted, we will certainly work with you thereafter to coordinate any remaining financial discovery promptly.

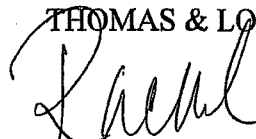
COMPOSITE EXHIBIT "A"

C. Harder
4/7/15
Page 2 of 2

Thank you for your cooperation.

Sincerely,

THOMAS & LOCICERO PL

A handwritten signature in black ink, appearing to read "Rachel", written over the printed name.

Rachel E. Fugate

cc: Kenneth G. Turkel, Esq.
Seth D. Berlin, Esq.

Rachel E. Fugate

From: Charles Harder <charder@hmafirm.com>
Sent: Wednesday, April 08, 2015 6:03 PM
To: Rachel E. Fugate
Cc: Sarah Luppen; Ken Turkel; Shane B. Vogt; dhouston@houstonatlaw.com; Seth Berlin (SBerlin@lskslaw.com); Gregg D. Thomas
Subject: Re: CORRESPONDENCE - Bollea v. Gawker - 2012-12447

Dear Rachel:

We are in receipt of your letter sent yesterday. In response, we contacted Judge Campbell's judicial assistant about possibly scheduling a hearing on the punitive damages motion in the week or two weeks after April 22, 2015. Judge Campbell does not have any available hearing dates in that time period, and therefore we plan to keep the April 22 hearing date as noticed. That said, to address the concerns stated in your letter, we agree to allow you up until the day before the hearing to file any opposition.

Sincerely,

Charles J. Harder
HARDER MIRELL & ABRAMS LLP
1925 Century Park East, Suite 800
Los Angeles, California 90067
www.HMAfirm.com
(424) 203-1600

Sent from iPhone; please excuse any typos.

On Apr 8, 2015, at 5:24 PM, Rachel E. Fugate <rfugate@tlolawfirm.com> wrote:

Shane: We are in receipt of your letter of today's date forwarding a hearing binder for Plaintiff's Motion to Add Punitive Damages to Judge Campbell. Attached is a letter sent to counsel yesterday, which may not have reached you, but I would appreciate it if you could address it.

Many thanks,
Rachel

From: Katie Brown
Sent: Tuesday, April 07, 2015 1:13 PM

To: charder@HMAfirm.com

Cc: Seth Berlin (SBerlin@lskslaw.com); Rachel E. Fugate; kturkel@BajoCuva.com

Subject: CORRESPONDENCE - Bollea v. Gawker - 2012-12447

Please see the attached correspondence. Thank you.

Katie Brown

Legal Assistant

Thomas & LoCicero PL

Focused on Business Litigation, Media and IP Law

kbrown@tlolawfirm.com | tlolawfirm.com

ph: 813.984.3060 | direct: 813.984.3071

fax: 813.984.3070 | toll-free: 866.395.7100

601 South Boulevard, Tampa, FL 33606

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<Letter re_ hearing on Plaintiff's Motion for Leave to Add Claim for Punitive Damages.pdf>

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