

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.

\_\_\_\_\_ /

**CONFIDENTIAL SUPPLEMENTAL AFFIDAVIT OF  
RACHEL E. FUGATE IN SUPPORT OF THE PUBLISHER  
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

STATE OF FLORIDA                    )  
  )  
COUNTY OF HILLSBOROUGH        )

I, Rachel E. Fugate, being duly sworn according to law do depose and state as follows:

1. The statements made in this Affidavit are based on my personal knowledge.

2. I am an attorney at Thomas & LoCicero PL, counsel for Defendants Gawker Media, LLC, Nick Denton, and A.J. Daulerio (collectively, the "Publisher Defendants") in the above captioned matter. I submit this Confidential Supplemental Affidavit in support of the Publisher Defendants' Motion for Summary Judgment.

3. Attached as Exhibit 108-C are true and correct confidential excerpts from the deposition testimony in this proceeding of Terry Gene Bollea, professionally known as Hulk Hogan ("Hogan").

4. Attached as Exhibit 109-C are true and correct confidential excerpts from the deposition testimony of Bubba the Love Sponge Clem in this proceeding.

5. Attached as Exhibit 110-C is a true and correct copy of an email produced during discovery in this proceeding by third-party witness Elizabeth Rosenthal Traub bearing bates-numbers TRAUB 0175-0176, which was marked as Deposition Exhibit 129.

6. Attached as Exhibit 111-C is a true and correct copy of Hogan's Confidential Supplemental Response to Gawker Media LLC's Interrogatories Nos. 9 and 10, which was served on February 21, 2014.

7. Attached as Exhibit 112-C are true and correct confidential excerpts from the deposition testimony of Heather Clem in this proceeding.

8. Attached as Exhibit 113-C is a true and correct copy of an email sent by Tony Burton to A.J. Daulerio on September 27, 2012 produced by Don Buchwald and Associates. It bears bates-number DBA 0058 and was marked as Deposition Exhibit 134.

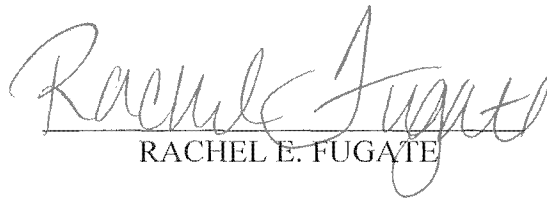
9. Attached as Exhibit 114-C are true and correct confidential excerpts from the deposition testimony of Tony Burton.

10. Attached as Exhibit 115-C are true and correct excerpts from the deposition testimony of Jules Wortman, which are being treated as confidential because the thirty day review period has not yet expired.

11. Attached as Exhibit 116-C are true and correct confidential excerpts from the deposition testimony of Richard Peirce.

AFFIANT SAYS NOTHING FURTHER

Dated: April 20, 2015

  
RACHEL E. FUGATE

STATE OF FLORIDA

COUNTY OF HILLSBOROUGH

The foregoing instrument was subscribed and sworn before me this 20<sup>th</sup> day of April, 2015  
by Rachel E. Fugate, who is personally known to me/has produced \_\_\_\_\_ as identification  
and did take an oath.



A handwritten signature in cursive script, appearing to read 'Katie Brown', written over a horizontal line.

Notary Public State of Florida  
(SEAL)