

**CONFIDENTIAL
EXHIBIT 108-C**

to the

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

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.

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

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ALSO PRESENT:

Honorable James Case
Mike Byrd, Videographer

1 happened to be one of the people that changed that
2 mindset of the fans, that as Hollywood Hogan, I would
3 beat people up and put gang member signs on them with a
4 spray paint can. And, you know, it just -- that
5 character changed in that way.

6 Just the terminology as a heel, the fans
7 still cheered me. They loved it. But then it's gone
8 full circle, because now after the whole attitude era
9 and the whole landscape of the world in general, the
10 training, the prayers and vitamins is the right message
11 and it's pretty darn cool again. And it makes a lot
12 more sense than, you know, a lot of other things that
13 are going on in the universe.

14 Q. So today, the Hulk Hogan character includes
15 train, say your prayers, and eat your vitamins?

16 A. Yes.

17 Q. And is religion a part of your public persona
18 these days?

19 A. It is, but it's -- it's not something that
20 is, you know, brought to the forefront of the public
21 persona.

22 Q. Do you present yourself as a person of faith
23 in the public persona?

24 A. I really don't have to. I think it's pretty
25 much understood, because, you know, I -- there's always

1 a symbol of, you know, some type of jewelry or
2 something on me that pretty much sends an unwritten
3 message out there.

4 Q. And has that always been true, or is that
5 something that's more recent?

6 A. That's always been true.

7 Q. Is being a family man part of your public
8 persona?

9 A. Yes.

10 Q. Is being wholesome part of your public
11 persona?

12 A. Yes.

13 Q. Is physicality part of your public persona?

14 MR. HARDER: Objection, vague.

15 THE WITNESS: I think that's only part of the
16 wrestling persona.

17 BY MR. BERLIN:

18 Q. But it's a part of it?

19 A. Of the wrestling persona.

20 Q. Of the wrestling persona.

21 And the same is true of your physical
22 appearance and strength?

23 MR. HARDER: Vague.

24 THE WITNESS: I don't understand.

25 BY MR. BERLIN:

REPORTER'S CERTIFICATE

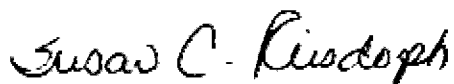
STATE OF FLORIDA :

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 11th day of March, 2014, IN THE CITY OF TAMPA, COUNTY OF HILLSBOROUGH, STATE OF FLORIDA.



Susan C. Riedsorph, RPR, CRR, CLSP

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.

VOLUME 2

CONTINUED VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: March 6, 2014

TIME: 1:58 p.m. to 5:47 p.m.

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

PURSUANT TO: Notice by counsel for
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Pages 155 - 311

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Tampa, Florida 33602
Attorney for Defendant Heather Clem

22 ALSO PRESENT:

23 Honorable James Case
24 Mike Byrd, Videographer
25

1 TERRY GENE BOLLEA,
2 the witness herein, being previously duly sworn on
3 oath, was examined and deposed further as follows:

4 THE VIDEOTAPE SPECIALIST: On the record at
5 1:58.

6 CONTINUED DIRECT EXAMINATION

7 BY MR. BERLIN:

8 Q. Sir, you understand you're still under oath?

9 A. Yes, sir.

10 Q. I just want a couple -- to clear up a couple
11 things from before our break.

12 First, you were going to consult about your
13 cell phone numbers and home number, and I want to ask
14 you one other question, what your cell phone number is.

15 MR. HARDER: And we're going to stick by the
16 objection. We filed exceptions today regarding
17 the phone records. And we have a blank in the
18 transcript. So once we're required to put
19 something in there, we'll comply with what we have
20 to comply with.

21 MR. BERLIN: And that's true for the cell and
22 the home number?

23 MR. HARDER: Correct.

24 BY MR. BERLIN:

25 Q. And then the next thing that was -- excuse

1 me -- left open was Bollea versus Kennedy. You said
2 that was a case about extortion. How so?

3 MR. HARDER: I'm just going to object. That
4 case is irrelevant to our lawsuit and it is an
5 invasion of his privacy to the extent that it
6 involves -- you're asking for things that were not
7 public record. I just don't see any relevance at
8 all to this case.

9 MR. BERLIN: I'm not asking for things that
10 weren't in the public record. I'm just asking
11 about what was -- he was a plaintiff in a lawsuit.
12 It was a publicly-filed lawsuit. I'm just asking
13 what it was about.

14 MR. HARDER: I think he was a defendant in
15 that lawsuit. Was he a plaintiff?

16 MR. BERLIN: The case is called Bollea versus
17 Kennedy. He was a plaintiff.

18 MR. HARDER: Okay.

19 MR. BERLIN: And I believe that he's written
20 about it as well. But I just -- I was just trying
21 to understand what -- you know, what -- he said it
22 was about extortion. How so?

23 THE WITNESS: Do I answer the question?

24 MR. HARDER: I'll let you answer. I just
25 want to clarify that everything is -- from this

1 deposition is marked confidential pursuant to the
2 protective order. So I'll let you answer to the
3 extent you remember it.

4 THE WITNESS: Yeah. It was a demand letter
5 for a million dollars for a bunch of things that
6 never happened.

7 BY MR. BERLIN:

8 Q. And when you say a bunch of things that never
9 happened, what was the -- what was alleged had
10 happened?

11 A. An employee of mine alleged that she was
12 sexually assaulted.

13 Q. And how was that case resolved?

14 A. It was settled.

15 Q. And is the settlement confidential?

16 A. Yes, it is.

17 Q. And before the break, we talked about when --
18 we talked about the reality television show Hogan Knows
19 Best. And you indicated -- I was confused by something
20 you said, and I just wanted to try and clarify.

21 You said that the show was on in the mid
22 '90s, but then gave me the ages of your children of
23 being approximately 16 or 18. And I wanted to -- those
24 dates didn't seem to match in my mind given what you
25 said earlier about how old your children are now.

1 Q. How did you two become friends?

2 A. I'm not exactly sure how we became friends,
3 but I first noticed the type of person he was at the
4 autograph session by the way he handled the crowd and
5 especially by the way he treated the special children
6 that came there to see him.

7 Q. And were you two best friends at one point?

8 A. I would say so, yes.

9 Q. Can you describe the feelings about him when
10 you were best friends?

11 A. Yeah. When him and I were best friends, he
12 was as close or closer than a family member. And I
13 would have done anything for him and did.

14 Q. What kinds of things did you do for him?

15 A. Pretty much everything he asked.

16 Q. Did you love him unconditionally?

17 A. Yes.

18 Q. Did you consider him sort of like a younger
19 brother?

20 A. Yes.

21 Q. He was -- in his deposition the other day,
22 you heard him talk about not having a relationship with
23 his father and looking to you as a father figure.

24 Did that ring true to you?

25 MR. HARDER: Objection, speculation.

1 THE WITNESS: Well, I didn't --

2 MR. HARDER: Go ahead.

3 THE WITNESS: I didn't understand that I was
4 a father figure to him.

5 BY MR. BERLIN:

6 Q. More like a bigger brother?

7 A. Yes.

8 Q. You were the best man at his wedding?

9 A. Yes.

10 Q. And you're the godfather to his son?

11 A. Yes.

12 Q. That's Tyler?

13 A. Yes.

14 Q. Would you describe Bubba as honest?

15 MR. HARDER: Vague and ambiguous, calls for
16 speculation, calls for a narrative.

17 THE WITNESS: I would describe Bubba in my
18 opinion as honest except for this situation with
19 Heather.

20 BY MR. BERLIN:

21 Q. When you were best friends with Bubba, I take
22 it -- let me just ask you this. I take it from the
23 testimony the other day that you're no longer best
24 friends with Mr. Clem.

25 A. That's correct.

1 A. I don't -- I don't -- I don't remember when I
2 was at the race track. That was the last time I saw
3 her or talked to her.

4 Q. Was that while Bubba and Heather were still
5 married?

6 A. I would assume. I don't think they would
7 hang out after they were not married.

8 Q. And when did you last communicate with her in
9 any fashion?

10 A. That was it.

11 Q. Same -- same answer?

12 What do you think of her now?

13 A. I think she's not the same person I thought
14 she was.

15 Q. How so?

16 A. Well, I mean, I didn't think Heather would be
17 someone that would be part of filming me without my
18 knowledge. That changed my opinion of her, if -- if
19 that's the case. I don't know that to be true. From
20 what TMZ said, Bubba talked to Heather on the tape. If
21 that is true, then she must have known. So if that's
22 true, my opinion has definitely changed.

23 Q. Did you live with Bubba at one point?

24 A. Yes.

25 Q. For how long?

1 A. I'm not sure.

2 Q. Is there some way you would, you know, be
3 able to estimate?

4 A. Oh, yeah, I could guess. More than a month,
5 definitely not more than two.

6 Q. Okay. I think that's good.

7 Do you know when that was?

8 A. Let's see. My wife filed for divorce in
9 November. I just remember I was completely lost after
10 that. And it was sometime after my wife -- sometime
11 shortly after my wife filed for divorce, because I was
12 given custody of my beach house. And when I told my
13 divorce lawyer --

14 MR. HARDER: Wait.

15 THE WITNESS: Oh, okay.

16 BY MR. BERLIN:

17 Q. Please don't tell me anything you talked to
18 your lawyers about.

19 A. Okay. I'm sorry.

20 Shortly after I moved into my beach house, I
21 had to move out because the house was in my ex-wife's
22 name and my ex-wife was trying to put me in jail every
23 week from the gardener said I stared at him, her
24 18-year-old boyfriend said I stared at him. You know,
25 it was raining, so let's put him in jail. There was

1 Q. And was the divorce expensive?

2 A. Well, it's all relative to what you're used
3 to.

4 Q. But from your point of view.

5 A. Oh, it was very expensive.

6 Q. And did your public image take a hit as a
7 result of the divorce?

8 MR. HARDER: I'm going to object. It calls
9 for speculation.

10 THE WITNESS: It was -- it really -- it
11 really -- the public image of Hulk Hogan, the
12 character, basically is Teflon.

13 What took a hit was me on a personal level,
14 because the goodwill of me being able to walk
15 around when I could, walk around without the red
16 and yellow on, and especially in my -- especially
17 in my hometown, along with the divorce -- my
18 ex-wife said numerous things that weren't true.
19 The numerous things that weren't true, she
20 basically was singing to the heavens that I was a
21 homosexual. And everything was in question such
22 as the homosexual comments. And as much damage as
23 they did, such as a homosexual comment, during the
24 divorce, she just went on a TV show and said, oh,
25 I was mad. I was just kidding. So with as much

1 Q. All right. That says, "Subject to and
2 without waiver of the objections, responding party does
3 not remember the exact number of sexual encounters with
4 Heather Clem. To the best of responding party's
5 recollection, there were at least two and possibly
6 three sexual encounters with Heather Clem in her
7 private bedroom at the Clems' residence and one brief
8 sexual encounter with Heather Clem at the radio station
9 of Todd Clem's radio program. To the best of
10 responding party's recollection, these encounters all
11 occurred in approximately late spring or early summer
12 of 2007, after responding party had separated from his
13 wife."

14 Is this still your recollection about how
15 many times you had sex with Heather?

16 A. To the best of my recollection, yes.

17 Q. Did all of the sexual encounters take place
18 in close proximity time-wise to each other?

19 A. What would you call close proximity?

20 Q. Well, let me ask you that. How far apart
21 were they?

22 A. I seem to remember one encounter was four or
23 five days apart from another one. And then another
24 encounter was like two weeks apart. So it varied.

25 Q. And do you know when exactly they occurred?

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 THE WITNESS: At this point, I don't know who
2 all the players are. So it could have been out of
3 loyalty for Bubba. It could be her sexual
4 appetite. It could be some type of perversion for
5 watching tapes. It could be maybe wanted to make
6 money on a tape. Could be all of the above or
7 none of the above. I really don't know the answer
8 to that yet.

9 BY MR. BERLIN:

10 Q. What did you think at the time about why she
11 was willing to have sex with you?

12 A. At the time, I just was under the
13 understanding that it was an open marriage and that
14 was okay with them.

15 Q. Have you watched the full sex tape that was
16 supplied to Gawker and provided to your attorneys in
17 discovery?

18 A. No.

19 Q. Do you know whether what's on that tape was
20 the first time or a later time?

21 A. I've never watched it. So I would have no
22 idea.

23 Q. Without attempting to be graphic, the tape
24 that we have starts essentially in mid act and Ms. Clem
25 is already naked.

1 the words under perjury of law, whatever you said. I
2 thought you were trying to say why would you get the
3 date wrong when you could be lying or persecuted or
4 whatever you're trying to infer. I didn't understand
5 it.

6 But I keep trying to explain to you over and
7 over and over again that I'm not real good with dates
8 unless you give me book -- bookends of moments that
9 happened that will make me think closer to the right
10 time frame.

11 Q. Just so I understand, as you sit here now, is
12 it your best understanding that when these sexual
13 encounters with Mrs. Clem happened were in the late
14 spring and early summer of 2007?

15 A. About.

16 Q. About?

17 A. Yes.

18 Q. That's realizing that -- and accepting what
19 you've said about your -- that dates aren't your
20 strength --

21 A. Well, I know --

22 Q. -- that's -- that's sort of your best
23 understanding at this point?

24 A. Yes. And I know they were before the
25 accident. And I know they were before I started dating

1 my new wife, Jennifer. I know that for sure.

2 So if we can place it before that, that would
3 be more accurate than saying about 2008.

4 Q. And in that time frame, you were still
5 married to Linda?

6 A. Yes.

7 Q. And she filed for divorce in, I think you
8 said, November 2007?

9 A. Yes.

10 Q. Had you at that point told Linda you were
11 leaving her?

12 A. She had already left me.

13 Q. But she told you that she was leaving you?

14 A. No. She just left. She -- she told me the
15 marriage was over.

16 MR. HARDER: Wait. Wait. We're getting into
17 marital, spousal privilege.

18 THE WITNESS: Okay.

19 MR. HARDER: So if we could just lay out the
20 information without the communications, I think
21 that would be best.

22 BY MR. BERLIN:

23 Q. Did you understand that -- did you understand
24 that Linda was no longer wanting to be married to you?

25 A. Yes. She made it quite obvious to me that

REPORTER'S CERTIFICATE

1
2
3 STATE OF FLORIDA :

4 COUNTY OF HILLSBOROUGH :

5
6
7 I, Susan C. Riedsorph, RPR, CRR certify that I
8 was authorized to and did stenographically report the
9 deposition of TERRY GENE BOLLEA; that a review of the
10 transcript was requested and that the transcript is a
11 true and complete record of my stenographic notes.

12
13 I further certify that I am not a relative,
14 employee, attorney, or counsel of any of the parties,
15 nor am I a relative or employee of any of the parties'
16 attorney or counsel connected with the action, nor am I
17 financially interested in the outcome of the foregoing
18 action.

19
20 Dated this 11th day of March, 2014, IN THE CITY
21 OF TAMPA, COUNTY OF HILLSBOROUGH, STATE OF FLORIDA.

22
23
24
25
Susan C. Riedsorph

Susan C. Riedsorph, RPR, CRR, CLSP

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,

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Case No.
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VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: March 7, 2014

TIME: 9:41 a.m. to 12:48 p.m.

PLACE: Riesdorff Reporting Group
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REPORTED BY: Aaron T. Perkins, RPR
Notary Public, State of
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Volume 3
Pages 312 to 451

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Attorneys for Defendant Gawker Media, LLC,
et al.

ALSO PRESENT:

Honorable James Case
Mike Byrd, videographer

1 would appreciate it.

2 (A portion of the record was read by the
3 reporter.)

4 MR. HARDER: It's vague as to time, and it's
5 vague and ambiguous, also.

6 THE WITNESS: At that time, I didn't even
7 believe there was a video. I just believed there
8 were rumors of a video.

9 BY MR. BERLIN:

10 Q. Did you feel comfortable sharing with the
11 public that there were a lot of women in the period
12 between when your marriage to Linda ended and when you
13 met Jennifer?

14 A. Repeat the question.

15 Q. Did you feel comfortable sharing with the
16 public that there were a lot of women in the period
17 between when your marriage to Linda ended and when you
18 met Jennifer?

19 A. I didn't feel uncomfortable at all.

20 Q. Did talking about that upset your wife?

21 A. Talking about what?

22 Q. In this interview, that there were a lot of
23 women in the period between when your marriage to Linda
24 ended and when you met Jennifer.

25 MR. HARDER: Vague as to time. Assumes facts

1 That would be -- that would be to let me know.

2 Q. All right. And then it says after that:
3 Some election questions.

4 Do you know what that means?

5 A. Yeah, I do.

6 Q. What does that mean?

7 A. Well, there was -- I made an announcement on
8 Jay Leno years ago that I was going to run -- I was
9 going to run -- to seek the office of the president of
10 the United States. And they had a couple test markets
11 where -- when Clinton was at the height of his
12 population. Right after, they did whatever they did to
13 find out he was at the height of his population. They
14 did two test markets with 10,000 people and I got 33 --
15 he got 33 and a third percent of the votes. I got 66
16 and two thirds percent of the votes. And it had
17 nothing to do with credibility. It had to do with
18 popularity. So I knew they were going to ask me about
19 that, and then what I thought about the current
20 environment -- yeah, the current environment of the
21 president and everything else.

22 Q. This was right before the presidential
23 election?

24 A. Yeah, yeah. It was -- I don't know if it was
25 or not, but for some reason, they wanted to talk to me

1 about me running -- putting my hat in the ring, because
2 I had said something about a flat tax, and something --
3 a bunch of other things.

4 Q. And then let me just ask you about that. You
5 thought about running for office again?

6 MR. HARDER: Objection.

7 THE WITNESS: I thought about leaving the
8 beach and having to live in the White House and
9 that wouldn't work. And I didn't want to do too
10 good a -- too good a job and get assassinated.
11 Sorry, it's not an option. I haven't really
12 pursued it after that. Plus, I couldn't take a
13 cut in pay.

14 BY MR. BERLIN:

15 Q. Let me move onto the next one. It says
16 that -- it refers to Imus radio, Fox business channel,
17 live TV.

18 Did you do that program?

19 A. Oh, gosh. I have no idea if I did or not.
20 Imus is an old friend, and usually we try to work him
21 in, because we have -- for some reason, him and I just
22 hit it off real well.

23 Q. You click well?

24 A. Yeah. There is chemistry with him. He's
25 a -- he's a straight shooter.

1 REPORTER'S CERTIFICATE

2
3 STATE OF FLORIDA
4 COUNTY OF HILLSBOROUGH5 I, Aaron T. Perkins, Registered Professional
6 Reporter, certify that I was authorized to and did
7 stenographically report the deposition of
8 TERRY GENE BOLLEA; that a review of the transcript was
9 requested; and that the transcript is a true and
10 complete record of my stenographic notes.11 I further certify that I am not a relative,
12 employee, attorney, or counsel of any of the parties,
13 nor am I a relative or employee of any of the parties'
14 attorney or counsel connected with the action, nor am I
15 financially interested in the action.16
17 Dated this 14th day of March, 2014.
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1920
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22 Aaron T. Perkins, RPR
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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.

CONTINUED
VIDEOTAPED

DEPOSITION OF: TERRY GENE BOLLEA

DATE: March 7, 2014

TIME: 1:50 p.m. to 5:55 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: Aaron T. Perkins, RPR
Notary Public, State of
Florida at Large

Volume 4
Pages 452 to 623

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14 Attorneys for Plaintiff

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Attorneys for Defendant Gawker Media, LLC,
et al.

ALSO PRESENT:

Honorable James Case
Mike Byrd, videographer

1 I'm happy to move on if the objection has been
2 sustained. But I want to make my -- with oomph,
3 the fact that we can't seek damages but then
4 refuse to answer questions about things that are
5 analogous to it.

6 MR. HARDER: You're -- it's not analogous.
7 We've already argued the issue. You are welcome
8 to seek to exclude information about his movie
9 contracts, but the judge has already ruled on the
10 protective order.

11 MR. BERLIN: I will. I will seek to exclude
12 this category of damages and we will move on.

13 MR. HARDER: Seek whatever you want.

14 BY MR. BERLIN:

15 Q. Are you seeking damages from Heather Clem?

16 A. Yes.

17 Q. What damages?

18 A. Damages that would involve what level of
19 participation she's played with -- from making the tape
20 to releasing the tape. And I'm going to have experts
21 move forward to find out what those damages are.

22 Q. Is it correct that did you not seek any
23 medical treatment or psychological counseling in
24 connection with the emotional distress you claim was
25 caused by the Gawker story and the excerpts?

1 A. That's correct.

2 Q. Did you have trouble sleeping as a result of
3 Gawker's publication?

4 A. I had some tough nights. I had some tough
5 nights staying in bed.

6 Q. Did you have any physical problems that would
7 also affect your ability to sleep?

8 MR. HARDER: I'm going to object. If you're
9 getting into his general medical and physical
10 health, that's part of the protective order. You
11 can't get into that. You know; you were there.

12 MR. BERLIN: It's -- the protective order
13 said I couldn't ask for doctors and look at
14 medical records. I'm asking --

15 MR. HARDER: Medical records.

16 MR. BERLIN: I'm not asking him for medical
17 records. I'm asking if he has other -- if he has
18 any physical problems that can -- help him have
19 trouble -- make trouble for him to sleep.

20 MR. HARDER: Okay. Go ahead.

21 THE WITNESS: Yes.

22 BY MR. BERLIN:

23 Q. Is part of that related to back and neck? I
24 think you talked about that on the record in terms of
25 sitting in a chair for a while.

1 A. Are we talking about sitting or sleeping?

2 Q. I'm talking about -- I'm talking about
3 sleeping, but I'm alluding to something that you talked
4 about yesterday in terms of sitting.

5 A. Okay. What was the question, then?

6 Q. The question is, Do the back -- do the back
7 and neck problems that you talked about yesterday
8 affect your ability to sleep?

9 A. Yes. They limit what position I can be in,
10 and depending on that position, they limit how long I
11 can sleep in that position. And there are some
12 positions that I cannot sleep in at all.

13 Q. Is there anything else that affects your
14 ability to sleep?

15 A. The only thing that I have ever noticed that
16 would affect my ability to sleep other than the things
17 I have already talked about would be if I eat too much
18 food or if I'm stressed out over something.

19 Q. Do I take it that you would include your
20 reactions to the Gawker publications as something that
21 would be stressed out?

22 A. Yes.

23 Q. Did you lose your appetite as a result of
24 Gawker's publication?

25 A. For a while, yes.

1 Q. Is that unusual for you?

2 A. Very unusual.

3 Q. Did you lose weight?

4 A. Whenever I don't eat, I lose weight, but it's
5 a situation I didn't weigh myself or monitor it when I
6 wasn't eating for the Gawker situation.

7 Q. How long did that last, your loss of
8 appetite?

9 A. I don't recall. It went on for a while,
10 though. I just felt sick. I just couldn't eat. As
11 soon as I would eat something, I would feel full.

12 Q. Is there anything that you can do to help me
13 understand, you know, how long a while is? Is that a
14 week?

15 A. Oh, no. It was longer than a week. It
16 was -- it was probably -- probably the first two months
17 for sure I couldn't keep anything down that would not
18 come right up. I was so stressed out just by the vibe
19 in my house and how it felt to be there.

20 THE VIDEOGRAPHER: Excuse me. I'm sorry.

21 Can we go off the record for a moment?

22 MR. BERLIN: Yes.

23 (A recess was taken.)

24 THE VIDEOGRAPHER: On the record at 3:39.

25 THE WITNESS: Still under oath.

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4 COUNTY OF HILLSBOROUGH5 I, Aaron T. Perkins, Registered Professional
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20 Dated this 14th day of March, 2014.
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