

Exhibit 5_C

1 IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
2 OF THE STATE OF FLORIDA, IN AND FOR PINELLAS COUNTY

3 - - - - -
4 TERRY GENE BOLLEA, professionally
known as HULK HOGAN,

5 Plaintiff,

No. 12-012447-CI-011

6 vs.

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

Defendants.

9 - - - - -/

10 VOLUME 1

11 VIDEOTAPED

12 DEPOSITION OF: TERRY GENE BOLLEA

13 DATE: March 6, 2014

14 TIME: 9:43 a.m. to 1:06 p.m.

15 PLACE: Riesdorff Reporting Group
16 601 Cleveland Street
Suite 600
17 Clearwater, Florida

18 PURSUANT TO: Notice by counsel for
19 Defendants for purposes of
20 discovery, use at trial or
such other purposes as are
permitted under the Florida
Rules of Civil Procedure

21 REPORTED BY: Susan C. Riesdorff, RPR, CRR
22 Notary Public, State of
23 Florida

24
25 Pages 1 - 154

1 MR. BERLIN: Thank you.

2 BY MR. BERLIN:

3 Q. The -- Mr. Clem also stated during his
4 deposition that there was no sexual encounter between
5 you and Heather Clem at the radio station.

6 Do you remember that?

7 A. Yes, I do.

8 Q. Was he present for that one?

9 A. I don't know if he was or not.

10 Q. So he may not know about that one?

11 A. We pulled up to the radio station and he
12 unlocked the door and we all went in. And he left
13 Heather and I in the room where he does his radio show.

14 Q. The actual studio?

15 A. Yes. And he said, you guys have fun. I got
16 some stuff to do. So I don't know what he knows.

17 Q. How did the idea of you having sex with
18 Heather first come up?

19 A. To the best of my recollection, it was a
20 phone call from Bubba where he put Heather on the
21 phone. And she started asking me to have sex with her
22 on the phone.

23 Q. And how much before the first time that you
24 and she had sex was that?

25 A. To the best of my recollection, it would

1 probably be a year and a half to two years.

2 Q. And did you have subsequent conversations
3 with either Mr. Clem or Mrs. Clem about that subject?

4 A. Yes.

5 Q. How many such conversations would you say?

6 A. Over a year-and-a-half period, between -- on
7 the phone and between -- gosh, I wouldn't even know
8 where to go with this. Between 20 and 40 maybe, maybe
9 more. I don't know. Not more than 40, but between 20
10 and 40. They kept bringing it up.

11 Q. Did you ever talk about it with Mr. Clem in
12 person?

13 A. Yes.

14 Q. How many times did you talk about it with him
15 in person?

16 A. I recall a couple times in my gym, he kept
17 telling me that Heather really wanted to have sex with
18 me or Heather really wanted to see me naked. And I
19 just -- and it was in a joking way. I just kept
20 telling him, knock it off. It was -- you know, it was
21 to the point it was almost like if you were to poke
22 somebody. He just kept poking me. Like it got to the
23 point of I thought they were serious at first, which
24 was a little weird. But then it got to be almost like
25 a joke, you know, like they would tease me all the

1 either is or it isn't. I think it's black and
2 white.

3 MR. BERLIN: I think that's not what
4 Judge Campbell said at the January hearing. I
5 think that's not what Judge Case ruled when we
6 were talking about it earlier this week. I'll try
7 and ask my questions and we can object. I don't
8 have many questions that are going to call for
9 that. So I think we're making a lot of nothing.

10 BY MR. BERLIN:

11 Q. Is it -- let me just ask you about your
12 understanding about how this was presented to you.

13 Did you understand that -- did you have an
14 understanding of whether Bubba was initiating this or
15 Heather was initiating this?

16 A. Bubba made me think that Heather was
17 initiating it.

18 Q. Do you believe that that was, in fact, what
19 was going on?

20 A. I don't know what to believe.

21 Q. Okay. And it sounds like from what you've
22 said that when they raised this initially and for some
23 time thereafter, you told both of them no.

24 A. Yes, that's correct.

25 Q. Did you leave the door open?

1 THE WITNESS: Can we get them to be quiet?

2 Is that -- do they work here?

3 MR. BERLIN: Is the door open or --

4 MS. DIETRICK: I'll go around. Just keep
5 going.

6 MR. BERLIN: Sorry. We'll try and get that
7 taken care of. Sorry about that.

8 BY MR. BERLIN:

9 Q. When did you change your mind about whether
10 you would have sex with Heather?

11 A. It happened, to the best of my recollection,
12 during one of the times where I tried to get Linda
13 back. And it was one of the many times in talking with
14 her that you were too old --

15 MR. HARDER: Wait. It's spousal privilege,
16 your communications with her.

17 THE WITNESS: Okay. What was the question
18 again?

19 BY MR. BERLIN:

20 Q. When did you change your mind about whether
21 you would have sex with Heather?

22 A. After I had been rejected from my wife on
23 several occasions and the marriage was dysfunctional
24 and I was under -- under the -- under the understanding
25 that my marriage was over.

1 Q. And after you changed your mind, did you come
2 to Bubba and ask if the offer still stood?

3 A. No.

4 Q. How did it come up again?

5 A. Somehow or another, I was just really
6 depressed. And to the best of my recollection, Bubba
7 talked me into coming over. And I went over to his
8 house, and Heather pursued me while I was there. And I
9 just let my guard down.

10 Q. Why do you think Heather was willing to have
11 sex with you?

12 MR. HARDER: Calls for speculation.

13 THE WITNESS: I'm not sure about that answer
14 yet.

15 BY MR. BERLIN:

16 Q. Do you think it was out of loyalty to Bubba?

17 MR. HARDER: Calls for speculation.

18 THE WITNESS: I don't have all the facts yet.
19 So I really would have to speculate. There are
20 several things in my mind, several different
21 answers for that question.

22 BY MR. BERLIN:

23 Q. What do you think it could be? What are some
24 of the possibilities?

25 MR. HARDER: Calls for speculation.