

## **Exhibit C**

**In The Matter Of:**

***TERRY GENE BOLLEA***

***v.***

***HEATHER CLEM***

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***BLATT, KEVIN D. - Vol. 1***

***March 25, 2015***

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**MERRILL CORPORATION**

**Legalink, Inc.**

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

TERRY GENE BOLLEA professionally )  
known as HULK HOGAN, )  
)  
Plaintiff, )  
) Case No.  
vs. ) 12012447-CI-011  
) Pages 1 to 230  
HEATHER CLEM; GAWKER MEDIA, )  
LLC aka GAWKER MEDIA, et al., )  
)  
Defendants. )  
)

DEPOSITION OF KEVIN D. BLATT  
TAKEN ON  
WEDNESDAY, MARCH 25, 2015

Reported by: PHILIP D. NORRIS  
CSR NO. 4980

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<p>1 Deposition of Kevin D. Blatt, taken on                  2 behalf of Plaintiff, at 1925 Century Park East, Los                  3 Angeles, California, on Wednesday, March 25, 2015,                  4 at 9:46 a.m., before Philip D. Norris, CSR No. 4980,                  5 pursuant to Notice.                  6                  7 APPEARANCES:                  8                  9 FOR THE PLAINTIFF:                  10 BAJO CUVA COHEN TURKEL                  11 BY: SHANE B. VOGT, ESQ.                  12 100 North Tampa Street                  13 Suite 1900                  14 Tampa, Florida 33602                  15 (813) 868-6650                  16 - and -                  17 HARDER MIRELL &amp; ABRAMS, LLP                  18 BY: CHARLES HARDER, ESQ.                  19 1925 Century Park East                  20 Suite 800                  21 Los Angeles, California 90067                  22 (818) 594-0800                  23                  24                  25</p>	<p>1 I N D E X                  2                  3 WITNESS EXAMINATION PAGE                  4 KEVIN D. BLATT (By Mr. Vogt) 7                  5 (By Mr. Safier) 227                  6                  7 E X H I B I T S                  8 NO. PAGE DESCRIPTION                  9 Exhibit 200 47 Expert Witness Disclosure of                  10 Defendants, etc., 10 pages                  11 Exhibit 201 98 Vivid.com pages, Bates numbers                  12 BOLLEA 00466664671                  13 Exhibit 202 103 Vivid Celeb pages, Bates                  14 numbers BOLLEA 005142 to 5159                  15 Exhibit 203 116 Business Insider article, Bates                  16 numbers BOLLEA 004659 to 60                  17 Exhibit 204 125 Request for Dismissal, Bates                  18 numbers BOLLEA 005034 to 50                  19 Exhibit 205 128 Complaint in Case No. CV08-                  20 04233, Bates numbers BOLLEA                  21 005051 to 72                  22 Exhibit 206 134 Letter to "Dear Hulk, Bates                  23 number BOLLEA 000779                  24 Exhibit 207 144 Letter to Mr. David Houston,                  25 Bates number BOLLEA 001057</p>
Page 3	Page 5
<p>1 APPEARANCES:                  2                  3 FOR THE DEFENDANTS:                  4 LEVINE SULLIVAN KOCH &amp; SCHULTZ, LLP                  5 BY: PAUL J. SAFIER, ESQ.                  6 MICHAEL BERRY, ESQ.                  7 1760 Market Street                  8 Suite 1001                  9 Philadelphia, Pennsylvania 19103                  10 (215) 988-9146                  11                  12 ALSO PRESENT:                  13 JEMAL JUDKINS (Videographer)                  14                  15                  16                  17                  18                  19                  20                  21                  22                  23                  24                  25</p>	<p>1 I N D E X                  2 E X H I B I T S                  3 NO. PAGE DESCRIPTION                  4 Exhibit 208 153 GameLink printout, Bates                  5 numbers BOLLEA 004661                  6                  7                  8                  9                  10                  11                  12                  13                  14                  15                  16                  17                  18                  19                  20                  21                  22                  23                  24                  25</p>

Hilton sex tape, and it was also distributed via DVD by vivid.com.

MR. VOGT: Let me show you what we're going to mark as Exhibit 201.

(The document referred to was marked by the reporter as Exhibit 201 for identification and is attached hereto.)

**Q. Take a minute to look through it.**

**Q. Just for identification purposes, Exhibit 201 is a printout from vivid.com. I wanted to just ask you a couple questions about the first page, and then I'll talk to you about some of the DVDs that**

**The three-day trial membership listed here is \$4.95; do you see that?**

**Q. In your experience in the adult industry, is that a common trial membership amount?**

MR. SAFIER: Objection to form.

THE WITNESS: Yes.

**Q. And then the monthly membership fee is 33.97 per month; is that a common month -- monthly**

**membership fee for access to adult content?**

MR. SAFIER: Objection to form.

THE WITNESS: Not typically. Most are between 29.95 to -- I guess \$15 to 29.95.

**Q. And do you see at the bottom there's a star, the first star down there says: "After three days, membership renews automatically at 33.97 every month until canceled"?**

A. That's correct. Yeah, down at the bottom.

**Q. Is that common within the adult industry websites, to have trial memberships automatically renew into monthly memberships?**

MR. SAFIER: Objection to form.

THE WITNESS: Yes.

**Q. And is it common for people who join for a trial membership, do they have to go through steps to cancel their membership so it doesn't renew?**

MR. SAFIER: Objection to form.

**Q. And is it easy to cancel?**

MR. SAFIER: Objection to form. Cancel

**Q. Is it easy to cancel the trial memberships?**

MR. SAFIER: What sites?

MR. VOGT: Just in general.

**Q. From your experience.**

A. That's like asking how much is a coat? Is it a mink coat? Is it a windbreaker? Is it a leather jacket? Different sites have different -- they abide by different principles, so you might have a nefarious site that's offshore that might make it incredibly hard to cancel your membership or sit online or sit on the phone all day long waiting for a customer rep.

In the case of Vivid, I would assume that they make it a little bit easier because they are bigger brand and they are located in this country.

**Q. All right. And if you look at the catalog of the celebrity sex tape DVDs, I believe the Sizemore DVD is included.**

A. I actually don't recall seeing it.

**Q. Actually it's not on this one. It's on a different one. I'm sorry. Let me ask you about**

**On the next to last page of this exhibit,**

**there's a video called Screeched, Dustin Diamond?**

**Q. Did you have any involvement with the Dustin Diamond sex tape?**

A. No, I did not.

**Q. The price there's 28.99; do you see that?**

A. No, I don't.

**Q. It's next to the "buy now" button.**

A. Oh, yeah, yeah.

**Q. And then if you go down a couple lines, there's over on the left the Pam and Tommy Lee sex tape is listed there.**

**Q. The price for that one's 21.99.**

**Q. Is Pam and Tommy Lee's sex tape the most famous sex tape of all time?**

**Q. Which is the most famous?**

A. Paris Hilton's sex tape.

**Q. What's second?**

A. Probably Pam and Tommy Lee. Actually, I take that back. Probably Kim Kardashian now, but back in the day Pam and Tommy Lee was pretty --

<p><b>Q. How would you characterize Dustin Diamond?</b>  A. I would characterize him as a celebrity.</p> <p><b>Q. What's a celebrity?</b>  A. Well, it's somebody who's just below the rung of celebrity.</p> <p><b>Q. He was Screech on Saved By the Bell; right?</b>  A. He was Screech, yes.</p> <p><b>Q. Is he an aging middle-aged celebrity?</b>  A. I guess he is now.</p> <p><b>Q. And his sex tape's being sold by Vivid for</b></p> <p>A. This is news to me because initially it was Red Light District Video. However, as I stated, they are now no longer in business and they're being distributed through Pulse, of which I know that Steven has an interest in Pulse. So this is the first I'm seeing this. This is being distributed through Vivid.</p> <p>But to answer your question, he is, yeah, middle-aged, washed-up celebrity.</p> <p><b>Q. What's a D-list celebrity?</b>  A. Just somebody who's not as popular. Going back to that Q rating thing that I stated, somebody who's not as popular as a traditional A-list celebrity would be. Colin Farrell would be A-list,</p>	<p>MR. SAFIER: Objection to form.</p> <p>THE WITNESS: Four-day trial's are not very</p> <p>Q. What's the common trial period?  A. Three-day.</p> <p>Q. And then what's the monthly membership fee?  A. Monthly membership fee --</p> <p>MR. SAFIER: For this site?  MR. VOGT: For this site.  THE WITNESS: It's 39.95 a month.</p> <p>Q. And is that fairly common within the adult</p> <p>MR. SAFIER: Objection to form.  THE WITNESS: I would say that that's premium. That's a definite premium.</p> <p>Q. Now, would that be a premium fee because this is a celebrity sex tape website?  MR. SAFIER: Objection to form.  THE WITNESS: I could only speculate and say yes. You'd have to ask Steven Hirsch that</p>
<p>Pam Anderson would be A-list.</p> <p><b>Q. Is Hulk Hogan an A-list celebrity?</b></p> <p><b>Q. What would you consider Hulk Hogan to be?</b>  A. I would consider him a B-list celebrity. But definitely not a celebrity.</p> <p><b>Q. Are you familiar with Vivid Celeb?</b></p> <p><b>Q. What's Vivid Celeb?</b>  A. Vivid Celeb is the division of vivid.com and Vivid's company that specializes specifically in adult celebrity sex tapes.</p> <p>MR. VOGT: I'm going to hand you what we're going to mark as Exhibit 202.  (The document referred to was marked by the reporter as Exhibit 202 for identification and is attached hereto.)</p> <p><b>Q. Just take a minute to look through it.</b>  A. This has got pictures. Okay.</p> <p><b>Q. And on the first page of this exhibit, what's the trial membership fee?</b>  A. It's a four-day trial membership for 4.95.</p> <p><b>Q. And is that fairly common within the adult</b></p>	<p>Q. And is the Tom Sizemore sex tape included within the catalog on Vivid Celeb?</p> <p>Q. And so someone wishing to see the Tom Sizemore sex tape would at least have to pay the 4.95 initial trial period fee to see that tape;</p> <p>MR. SAFIER: Objection to form.  THE WITNESS: At the very minimum.</p> <p>Q. When you say, "At the very minimum," what</p> <p>A. A 4.95 trial would be probably the lowest amount of money somebody would have to pay to get in</p> <p>Q. What is your understanding of what a producer of sexually explicit materials is?  MR. SAFIER: Objection to form.  THE WITNESS: Producer of sexually -- sexual materials would be a studio owner or copyright holder of a particular sex tape. For all intents and purposes, they produce pornography.</p> <p>Q. When you say "a copyright owner," would</p>