

EXHIBIT 5

to the

**GAWKER DEFENDANTS' MOTION TO COMPEL
PLAINTIFF TO PRODUCE IMPROPERLY WITHHELD DOCUMENTS**

Kristy Rosser

From: [REDACTED]
Sent: Tuesday, October 16, 2012 8:38 AM
To: Kristy Rosser
Subject: Re: 10.11.12 Hogan

b6 -2, 4
b7C -2, 4

Kristy I saw TMZ and also put a post on my website SAYING Hogan had nothing to do with sex tape leak. If you guys need me to testify in court David has my #.

On Thu, Oct 11, 2012 at 3:10 PM, Kristy Rosser <[REDACTED]> wrote:

10/11/2012 3:10 PM

Dear [REDACTED]

*File Hogan's
SEX TAPE*

I want to thank you very much for your telephone call and advise you of the following. You have been kind enough to alert me you have been offered what I have termed to be illegal material in the form of tapes as it pertains to Hulk Hogan.

Your advice to me was that you would not run the same. I am herewith providing you with our appreciation for your willingness to abide by at least the basic rules of human decency.

Further, this office nor any other office representing Mr. Hogan would ever consider bringing any action against you, based upon your willingness not to run this material and further your willingness to provide us with the literal heads up as to what was coming.

I want to thank you again and advise, absent your cooperation this certainly could have been harmful to my clients' wellbeing. It is something that I will also convey to Mr. Hogan. Your willingness not to involve in what amounts to a cheap extortion scheme is appreciated and clearly there is no reason to consider Mr. Hogan would ever bring litigation against you based upon your actions up and to this point in time.

Sincerely,

David R. Houston

/krc

Kc Rosser, Business Manager to
David R. Houston, Esq.
432 Court Street
Reno, NV 89501
775-786-4188
775-786-5091 FAX