

EXHIBIT 14

to the

**THE GAWKER DEFENDANTS' MOTION TO DISMISS
ON THE GROUNDS OF FRAUD ON THE COURT**

12/06/2012

The following is a draft transcript of a consensual recording of a telephone call on October 28, 2012 between Dave Houston and Keith Davidson.

This draft transcript, in its current form, is for the sole purpose of review by the prosecuting attorneys and should not be construed as a final verbatim transcript. Further review may be necessary for trial purposes.

(ID 2)

DH: Dave Houston

KD: Keith Davidson

Typing Key:

AV: Automated Voice

Auto: Automated Message

UI: Unintelligible

PH: Phonetic

IA: Inaudible

PH: Phonetic

///: Speaking simultaneously

(10/28/2012) (00:06:31)

KD: Hello.


DH: Hi, KEITH?

KD: Yes.

DH: Hi this is DAVE HOUSTON. How are ya?

KD: Good DAVID. How are you?

DH: I'm trying to get over a cold um anyway I wanted to get back to you (UI) real quick. I talked to K.C. um I've got some issues referencing a hearing that was supposed to go away that looks like now we're gonna have to do it so I'm gonna be pretty well caught up for about the next three days, meaning next week, not Friday, it's a holiday here. So that puts me out completing that by Wednesday. I've got some things on the injunctive relief issue concerning Tampa that's supposed to take place on Thursday or Friday. Um I was gonna have the other counsel cover it because it looked like I was gonna be tied up but I may be able to finish what I'm doing by Wednesday which puts me in the ability area of talking with TERRY one-on-one. What I would like to do is ah try to get some idea from you where we stand and at the same point in time I talked to him last night and of course his primary concern is ah original, authentication, original authentication and I didn't really have much of an answer because I knew we hadn't made any



DH: And . . .

KD: Lie detector, whatever, whatever you guys want is fine.

DH: And that helps and you know really I've never failed to tell you this. I don't think it's bad.

KD: Mm hm.

DH: Negotiation to tell you this. My client is aware there's some sort of video out there with what's been said to be racial epithets on it and I think everybody is well aware that he is a public figure in a public marketplace and that would be very damaging to him so I know there's been the word out there oh this tape exists and we're gonna get it soon, some of these Internet sites are at least implying that and I'm hopeful. .

KD: Mm hm.

DH: Your client recognizes the harm that would do.

KD: Ah you never know how long, I mean by no means is this a threat, you never know how long a good relationship with a client is gonna last um I'm in a good place with my client now. I don't see putting um our negotiation off. I think we're on a good track um and, and I can virtually assure you that my client control lasts another week.

DH: Okay that sounds great. Alright KEITH we'll be in touch. Thank you.

KD: Thanks, yeah, bye.

DH: Bye.

(Sound of phone being hung up_

(End of recording)