I#: 2016086953 BK: 19128 PG: 2081, 03/24/2016 at 10:17 AM, RECORDING 4 KEN BURKE, CLERK OF COURT AND COMPTROLLER PINELLAS COUNTY, FL BY DEPUTY CLERK:

CLKPR03

## IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT IN AND FOR PINELLAS COUNTY, FLORIDA CIVIL DIVISION

CASE NO.: 12-012447-CI-11 UCN: 522012CA012447XXCICI

TERRY GENE BOLLEA,

v.

Plaintiff,

rileu

MAR 2 1 2016

KEN BURKE CLERK CIRCUIT COURT

GAWKER MEDIA, INC, et al., Defendants.

## ORDER DIRECTING CLERK TO UNSEAL RECORDS

**THIS CAUSE** came before the Court upon the Second District Court of Appeal's March 17, 2016 Order in case number 2D15-5044, which quashes this court's October 28, 2015 Order as amended by the nine-page November 18, 2015 Order, and the two-page November 18, 2015 Order. The Second District Court of Appeal's Order directs this court to unseal the records that were sealed by the October 28, 2015 and November 18, 2015 Orders, not including the appendices, which will be released to the public docket once redacted versions are filed.

Accordingly, it is

**ORDERED** that the Clerk of Court is hereby **DIRECTED to UNSEAL** each of the records in the October 28, 2015 and November 18, 2015 Orders and to make them available in the case file for this action for inspection and/or copying by the press and public. The records to be unsealed are:

- 1. The Gawker Defendants' Motion in Limine on Evidence Relating to Plaintiff's Admission that He Believed the Sex Tape(s) Showed Him Making Statements that Have Been Marked as Confidential, and Exhibits 1, 2, 3, 4, 9, 10, 11, 12, 17, 18, 19, 21, and 23 thereto, filed on June 12, 2015;
- 2. Plaintiff's Confidential Motion in Limine No. 6 to Exclude Evidence or Argument Related to Additional Videos of Terry Bollea, filed on June 12, 2015;
- 3. Plaintiff's Confidential Opposition to Gawker Defendants' Motion to Permit Presentation of Offensive Language at Trial, filed on June 26, 2015;
- 4. The Gawker Defendants' Opposition to Plaintiff's Motion in Limine No. 6 to Exclude Evidence Relating to Additional Videos, and Exhibits 1, 2, 3, 5, and 6 thereto, filed on June 26, 2015;
- 5. Plaintiff's Confidential Motion for Protective Order re: Certain Content in Documents Produced in Discovery, filed on May 27, 2014;

- 6. Affidavit of Charles J. Harder, and Exhibits 1 and 2 thereto, filed on May 27, 2014;
- 7. Defendant's Confidential Statement of Violations of Court Orders and Misrepresentations by Plaintiff and Plaintiff's Counsel, and Exhibits 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 17, and 32 thereto, filed on June 6, 2014;
- 8. The Gawker Defendants' Opposition to Plaintiff's Confidential Motion for Protective Order re: Certain Content in Documents Produced in Discovery, and Exhibits 1 and 2 thereto, filed on June 9, 2014;
- 9. Plaintiff's Confidential Reply in Support of Motion for Protective Order re: Certain Content in Documents Produced in Discovery, filed on June 16, 2014;
- 10. Plaintiff's Confidential Supplemental Opposition to Defendants' Motion for Sanctions and Response to Evidence Raised by Gawker for the First Time on Reply, including the Affidavits of Charles Harder and David Houston and Exhibits A, D, E, F, G, H, I, and J thereto, filed on June 18, 2014;
- 11. Exhibits 2 and 3 to the Gawker Defendants' Opposition to Plaintiff's Motion for Setting of Trial Date and for Severance of Claims against Kinja, KFT, filed on October 16, 2014;
- 12. Exhibit A to the Gawker Defendants' Exceptions to Report and Recommendation Denying Motions for Sanctions, filed on October 30, 2014;
- 13. Confidential Supplemental Statement of Undisputed Material Facts in Support of the Gawker Defendants' Motion for Summary Judgment including the Confidential Supplemental Affidavit of Rachel E. Fugate in Support of the Publisher Defendants' Motion for Summary Judgment, and Exhibits 108, 109, 111, 112, and 116 thereto, filed on April 20, 2015;
- 14. Plaintiff's Opposition to the Gawker Defendants' Motion for Summary Judgment, including the Confidential Statement of Disputed and Undisputed Facts in Opposition to the Gawker Defendants' Motion for Summary Judgment, Confidential Supplemental Affidavit of Kenneth G. Turkel and Exhibits 41, 42, 43, 45, and 53 thereto, filed on May 11, 2015;
- 15. Plaintiff's Opposition to Heather Cole's (sued as Heather Clem) Motion for Summary Judgment, including the Confidential Supplemental Affidavit of Charles J. Harder and Exhibits 3, 4, and 5 thereto, filed on May 11, 2015;
- 16. Exhibits A, B, and G to the Gawker Defendants' Motion for Continuance, filed on June 29, 2015;

- 17. Confidential Declaration of Gregg D. Thomas, Esq., and Exhibits 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 59, 60, 61, 62, 63, 64, 65, 66, 67, 69, 70, 71, 75, and 76 thereto, filed on July 30, 2015;
- 18. Exhibits 3, 4, 11, 12, 16, 18, 19, 20, 21, 22, 30, 39, 40, 41, and 42 filed in Support of the Joint Opposition to Plaintiff's Emergency Motion to Conduct Discovery Concerning Potential Violation of Protective Order, to Compel Turnover of Confidential Discovery Materials and for Order to Show Cause, filed on August 11, 2015;
- 19. The Gawker Defendants' Confidential Supplemental Opposition to Plaintiff's Emergency Motion to Conduct Discovery Concerning Potential Violations of Protective Order, to Compel Turnover of Confidential Discovery Materials and for Order to Show Cause, and Exhibits 1, 2, 4, 7, 8, and 9 thereto, filed on August 25, 2015;
- 20. The transcript of the portion of the hearing held before this Court on April 23, 2014, that is contained in Confidential Exhibit 2-C of the Transcript Motion;
- 21. The transcript of the hearing held before the Special Discovery Magistrate on July 18, 2014, that is contained in Confidential Exhibit 3-C of the Transcript Motion; and
- 22. All Exhibits in support of the Gawker Defendants' Motion for an Order Declaring that Plaintiff has Improperly Designated Certain Discovery Materials as "Attorneys' Eyes Only" attached to the Notice of Filing Confidential Exhibits, filed on August 20, 2015.

**ORDERED** in Pinellas County, Florida, on March 18, 2016.

Pamela A.M. Campbell

Circuit Judge

Copies to:

Attached Service List

## BOLLEA v. GAWKER

Case No: 12 012447 CI 11

## **Attorney Service List**

Alia L. Smith, Esquire Allison M. Steele, Esquire Barry A. Cohen, Esquire Charles D. Tobin, Esquire Charles J. Harder, Esquire David R. Houston, Esquire Douglas E. Mirell, Esquire Gregg D. Thomas, Esquire Jennifer J. McGrath, Esquire Kenneth G. Turkel, Esquire Michael Berry, Esquire Michael D. Sullivan, Esquire Michael W. Gaines, Esquire Paul J. Safier, Esquire Rachel E. Fugate, Esquire Seth D. Berlin, Esquire Shane B. Vogt, Esquire Terri DeLeo Timothy J. Conner, Esquire

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