

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

TERRY GENE BOLLEA professionally
known as HULK HOGAN,

Plaintiff,

vs.

Case No. 12012447 CI-011

GAWKER MEDIA, LLC aka GAWKER
MEDIA; NICK DENTON; A.J.
DAULERIO,

Defendants.

MOTION TO DETERMINE CONFIDENTIALITY OF COURT RECORDS

Pursuant to Rule 2.420 of the Florida Rules of Judicial Administration, and this Court's Agreed Protective Order Governing Confidentiality, dated July 25, 2013 (the "Confidentiality Order"), Plaintiff Terry Bollea, by and through his undersigned counsel, hereby moves to determine the confidentiality of certain exhibits designated as "confidential" which are being filed in support of his Emergency Motion to Vacate and/or Modify June 10, 2016 Oral Ruling on Motion for Stay of Execution Pending Appeal, for Rehearing and Reconsideration, for Sanctions and/or Order to Show Cause, and for Award of Attorneys' Fees and Costs Against Defendants Denton and Daulerio. As grounds for this motion, Plaintiff states as follows:

1. Florida Rule of Judicial Administration 2.420 provides that certain court records are confidential if the Court determines that confidentiality is required.
2. Concurrent with this Motion, Plaintiff is filing his Bollea's Emergency Motion to Vacate and/or Modify June 10, 2016 Oral Ruling on Motion for Stay of Execution Pending Appeal, for Rehearing and Reconsideration, for Sanctions and/or Order to Show Cause, and for Award of Attorneys' Fees and Costs Against Defendants Denton and Daulerio.

3. The deposition transcripts of Nick Denton, Heather Dietrick, and William Holden, dated July 6, 2016, and the Indemnity Agreement between GMGI and Nick Denton dated December 31, 2009, have been designated “Confidential.”

4. Counsel for Plaintiff certifies that this motion is made in good faith and is supported by a sound factual and legal basis. Without in any way conceding that any item attached to this Motion has been properly designated as “Confidential” by the other parties or by the non-party witnesses making those designations, Plaintiff is filing this motion in compliance with Rule 2.420 and this Court’s Confidentiality Order.

WHEREFORE, Plaintiff respectfully requests that this Court determine the confidentiality of the Indemnity Agreement and Deposition Testimony of Denton, Dietrick and Holden, including to treat as confidential only that testimony and those documents that are properly treated as such under Rule 2.420 and this Court’s Confidentiality Order.

Dated: July 25, 2016

Respectfully submitted,

/s/ Kenneth G. Turkel

Kenneth G. Turkel, Esq.
Florida Bar No. 867233
Shane B. Vogt
Florida Bar No. 0257620
BAJO | CUVA | COHEN | TURKEL
100 North Tampa Street, Suite 1900
Tampa, Florida 33602
Tel: (813) 443-2199
Fax: (813) 443-2193
Email: kturkel@bajocuva.com
Email: svogt@bajocuva.com

-and-

Charles J. Harder, Esq.
PHV No. 102333
Douglas E. Mirell, Esq.
PHV No. 109885
HARDER MIRELL & ABRAMS LLP

132 South Rodeo Drive, Suite 301
Beverly Hills, CA 90212-2406
Tel: (424) 203-1600
Fax: (424) 203-1601
Email: charder@hmafirm.com
Email: dmirell@hmafirm.com
Email: jmcgrath@hmafirm.com
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-mail via the e-portal system this 25th day of July, 2016 to the following:

Barry A. Cohen, Esquire
The Cohen Law Group
201 E. Kennedy Blvd., Suite 1950
Tampa, Florida 33602
bcohen@tampalawfirm.com
jhalle@tampalawfirm.com
mwalsh@tampalawfirm.com
Counsel for Heather Clem

Gregg D. Thomas, Esquire
Rachel E. Fugate, Esquire
Thomas & LoCicero PL
601 S. Boulevard
Tampa, Florida 33606
gthomas@tlolawfirm.com
rfugate@tlolawfirm.com
kbrown@tlolawfirm.com
abcene@tlolawfirm.com
Counsel for Gawker Defendants

David R. Houston, Esquire
Law Office of David R. Houston
432 Court Street
Reno, NV 89501
dhouston@houstonatlaw.com
krosser@houstonatlaw.com

Seth D. Berlin, Esquire
Paul J. Safier, Esquire
Alia L. Smith, Esquire
Michael D. Sullivan, Esquire
Levine Sullivan Koch & Schulz, LLP
1899 L. Street, NW, Suite 200
Washington, DC 20036
sberlin@lskslaw.com
psafier@lskslaw.com
asmith@lskslaw.com
msullivan@lskslaw.com
*Pro Hac Vice Counsel for
Gawker Defendants*

Michael Berry, Esquire
Levine Sullivan Koch & Schultz, LLP
1760 Market Street, Suite 1001
Philadelphia, PA 19103
mberry@lskslaw.com
*Pro Hac Vice Counsel for
Gawker Defendants*

Timothy J. Conner
Holland & Knight LLP
50 North Laura Street, Suite 3900
Jacksonville, FL 32202
timothy.conner@hkllaw.com

Allison M. Steele
Rahdert, Steele, Reynolds & Driscoll, P.L.
535 Central Avenue
St. Petersburg, FL 33701
amnesteec@aol.com
asteelc@rahdertlaw.com
ncampbell@rahdertlaw.com
Attorneys for Intervenor Times Publishing

Charles D. Tobin
Holland & Knight LLP
800 17th Street N.W., Suite 1100
Washington, D.C. 20006
charles.tobin@hklaw.com
*Attorneys for Intervenors, First Look Media, Inc.,
WFTS-TV and WPTV-TV, Scripps Media, Inc.,
WFTX-TV, Journal Broadcast Group, Vox Media,
Inc., WFLA-TV, Media General Operations, Inc.,
Cable News Network, Inc., BuzzFeed and The
Associated Press.*

Stuart C. Markman, Esquire
Kristin A. Norse, Esquire
Kynes, Markman & Felman, P.A.
Post Office Box 3396
Tampa, Florida 33601
Tel: (813) 229-1118
smarkman@kmf-law.com
knorse@kmf-law.com
plawhead@kmf-law.com
Appellate Co-Counsel for Plaintiff

Company

Steven L. Brannock, Esquire
Celene H. Humphries, Esquire
Brannock & Humphries
1111 West Cass Street, Suite 200
Tampa, FL 33606
sbrannock@bhappeals.com
chumphries@bhappeals.com
eservice@bhappeals.com
Co-Counsel for Gawker Defendants

/s/ Kenneth G. Turkel

Attorney