

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. 12012447CI-011

HEATHER CLEM, *et al.*,

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"), Defendants Gawker Media, LLC ("Gawker"), Nick Denton, and A.J. Daulerio (collectively, the "Publisher Defendants"), by and through their undersigned counsel, hereby move to determine the confidentiality of their Motion *in Limine* to Preclude Plaintiff from Calling their Retained Expert Kevin D. Blatt as a Witness ("Motion *in Limine*"), and the Exhibits attached thereto. As grounds for this motion, the Publisher Defendants state as follows:

1. Florida Rule of Judicial Administration 2.420(c)(9)(A)(iv) provides that certain court records are confidential if the Court determines that confidentiality is required in order to "obtain evidence to determine legal issues in a case."

2. This Court's Confidentiality Order provides that both the parties and non-party witnesses may designate testimony and/or documents as "confidential" if their substance falls into certain enumerated categories.

3. Kevin D. Blatt has designated substantial portions of deposition testimony as "Confidential" pursuant to that order.

4. Concurrent with this Motion, the Publisher Defendants are filing their Motion *in Limine*, which quotes from, and summarizes, portions of that deposition testimony that have been designated as “Confidential.” In addition, the Exhibits to the Motion *in Limine* consist of excerpts from that testimony.

5. Counsel for the Publisher Defendants certifies that this motion is made in good faith and is supported by a sound factual and legal basis, and that the Publisher Defendants are filing this motion in order to comply with Rule 2.420 and this Court’s Confidentiality Order.

WHEREFORE, the Publisher Defendants respectfully request that this Court determine the confidentiality of their Motion *in Limine* and the attached Exhibits.

Dated: June 12, 2015

Respectfully submitted,

THOMAS & LOCICERO PL

By: /s/ Gregg D. Thomas

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Nick Denton, and A.J. Daulerio*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of June 2015, I caused a true and correct copy of the foregoing to be served via the Florida Courts' E-Filing Portal upon the following counsel of record:

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