

Claim No QB-2018-006323
 IN THE HIGH COURT OF JUSTICE
 QUEEN'S BENCH DIVISION
 MEDIA AND COMMUNICATIONS LIST
 Royal Courts of Justice,
 Strand,
 London, WC2A 2LL.
 Thursday, 9th July, 2020

Before:
 MR. JUSTICE NICOL

BETWEEN:

JOHN CHRISTOPHER DEPP II
 Claimant

-and-
 (1) NEWS GROUP NEWSPAPERS LIMITED
 (2) DAN WOOTTON
 Defendants

(Transcript of the Stenograph Notes of
 Marten Walsh Cherer Limited, 2nd Floor, Quality House,
 6-9 Quality Court, Chancery Lane, London, WC2A 1HP.
 Telephone No: 020 7067 2900. Fax No: 020 7831 6864.
 Email: info@martenwalshcherer.com. www.martenwalshcherer.com)

MR. DAVID SHERBORNE, MS. ELEANOR LAWS QC and MS. KATE WILSON
 (instructed by Schillings) appeared for the Claimant.
 MS. SASHA WASS QC, MR. ADAM WOLANSKI QC and MS. CLARA HAMER
 (instructed by Simons Muirhead & Burton) appeared for
 the Defendants.

 P R O C E E D I N G S
 (DAY 3)
 (TRANSCRIPT PREPARED WITHOUT ACCESS TO COURT BUNDLES)

1 DEPP - WASS
 2 walkie-talkie?
 3 A. Yes.
 4 Q. And text as well?
 5 A. Yes.
 6 Q. You agree. Now, you will see at the bottom of the F numbers.
 7 Could you go to F781?
 8 A. Yes.
 9 Q. And I ought to make it clear that these are Dr. Kipper's notes
 10 that I am going to be reading from as far as the
 11 detoxification process is concerned; right? On 8th August, it
 12 says, "Arrived on the island, plan is for patient to continue
 13 to take routine meds through tomorrow, and, at that time he
 14 will not take his oxycodone". That is another word for
 15 Roxicodone?
 16 A. Yes, ma'am. I am so sorry to interrupt. What page?
 17 Q. Page F781.
 18 MR. JUSTICE NICOL: I think it is down towards the bottom of the
 19 page, Mr. Depp, where about says "Arrived on island".
 20 A. Yes.
 21 Q. Have you got that?
 22 A. Yes. Thank you.
 23 MS. WASS: The plan is for you to continue taking your routine
 24 meds, not take Roxicodone, and detox medicine will be
 25 administered. Now, we have many, many references here to the

1 DEPP
 2 MR. JOHN CHRISTOPHER DEPP, RECALLED
 3 CROSS-EXAMINATION BY MS. WASS, CONTINUED
 4 MR. JUSTICE NICOL: Yes, Ms. Wass.
 5 MS. WASS: Mr. Depp, I am going to turn now to the period of
 6 detoxification on your island which took place in August 2014;
 7 all right?
 8 A. Yes, ma'am.
 9 Q. Can you please take out file 4 and go to tab 137.
 10 A. I might need a locksmith to get this open.
 11 Q. Is there a problem? I wonder if someone could help you.
 12 A. No, it is just the binder. Ah, I see. Right. Thank you.
 13 Q. Sorted.
 14 A. Sorted, thank you.
 15 Q. Before we start, just confirm, if you would, that this was an
 16 island, your island, you owned the island?
 17 A. Yes.
 18 Q. You and Ms. Heard, during the period of detoxification, were
 19 staying on one side of the island?
 20 A. Yes.
 21 Q. Just the two of you, and on the other side of the island was a
 22 nurse, Nurse Debbie Lloyd, who worked under the direction of
 23 Dr. David Kipper, who you mentioned yesterday?
 24 A. Yes, ma'am.
 25 Q. She was some distance away, but contact was maintained by a

1 DEPP - WASS
 2 fact that she is called your fiancée. "Ms. Heard contacted RN
 3 -- "RN" is registered nurse -- and you can see over on the
 4 bottom of F782, on 10th August, "Patient's fiancée contacted
 5 RN and said patient needs more help." That is an example I am
 6 giving you, as is on page 783: "Per patient's fiancée, he
 7 fell asleep, taking meds, additional Fino, currently
 8 sleeping." All the way through this document, I suggest, it
 9 is clear that Ms. Heard is the one who is maintaining contact
 10 with Nurse Debbie Lloyd and she is effectively looking after
 11 you, Ms. Heard is, but in contact with Nurse Lloyd; do you
 12 agree?
 13 A. Yes, I do.
 14 Q. And Ms. Heard was effectively dedicating herself to your
 15 wellbeing during this detoxification process, was she not?
 16 A. Yes, she was trying to help me get through this.
 17 Q. She was at hand day and night, consulting with your medical
 18 team. We can see this from the medical reports. There was no
 19 possible selfish motive for what she was doing, was there?
 20 A. I do not believe I am able to state that.
 21 Q. Can you see a selfish motive? She was effectively acting as
 22 your nurse, making sure you had the right meds, making sure
 23 you were looked after, consulting with the nurse when you were
 24 in pain. You would not agree she was looking after you around
 25 the clock?

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1 DEPP - WASS
 2 A. No, no, she was in control of the meds, she was in control of,
 3 when I was taking the meds, she would give me when it was time
 4 to take the meds, I would be given the meds -- I am sorry to
 5 refer to, you know ----
 6 Q. Yes, we all understand what you mean ----
 7 A. But she would also withhold the meds at times.
 8 Q. We will come to that in a moment.
 9 A. Yes.
 10 Q. You said in your statement, at paragraph 20, that "Ms. Heard
 11 was a regular heavy drug user throughout our relationship, and
 12 often drank far more alcohol than I did", but she was not the
 13 one in detox, was she, on the island in August 2014?
 14 A. No, she was not.
 15 Q. As far as you are aware, she was never in any detox in her
 16 life, but in particular during the course that you and she
 17 were together?
 18 A. No, she was not.
 19 Q. All right. I am going suggest that you lied about the extent
 20 of her drug use and her alcohol consumption in order to
 21 discredit her in this court hearing. Do you accept or deny
 22 that?
 23 A. I deny that.
 24 Q. You deny that. What you said in your statement, though, in
 25 fairness to you, is this: "Ms. Heard often" -- this is about

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1 DEPP - WASS
 2 the detox trip -- "Ms. Heard often intervened and withheld
 3 medicines from me, which caused substantial issues, including
 4 spasms and other withdrawal symptoms. This was one of the
 5 cruellest things she has ever done and I would not wish that
 6 pain that I had gone through upon anyone." Now, the idea of a
 7 detoxification process is that you come off drugs; do you
 8 agree?
 9 A. Yes.
 10 Q. It is painful whichever way you do it, is it not?
 11 A. It is agonising, yes.
 12 Q. And Ms. Heard was acting under the direction of nurse Lloyd
 13 who was acting under the direction of Dr. Kipper?
 14 A. Dr. Kipper was there.
 15 Q. He was there some of the time, but she was doing what she was
 16 being told to do by the expert?
 17 A. I do not know that she explicitly followed the orders of the
 18 registered nurse to the letter at every instance.
 19 Q. She never withheld any drugs that were part of the process.
 20 She was withholding drugs that you were not supposed to have.
 21 A. Why would she have drugs that I was not supposed to have? She
 22 was withholding the drugs that I was, the meds that would stop
 23 the process of the shakes and everything that goes along with
 24 the process, the receptors going crazy in the body.
 25 Q. What I am going to do is invite you, and those representing

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1 DEPP - WASS
 2 you, if there is any evidence from the medical experts on this
 3 detoxification process that Ms. Heard went against medical
 4 advice, I would invite you to put that forward. Do you
 5 understand?
 6 A. Yes, I do.
 7 Q. On 17th August, there is a text -- can you keep file 4 open,
 8 if it is not too complicated in the witness box?
 9 A. No, that is fine.
 10 Q. And go to file 6?
 11 A. File 6?
 12 Q. Yes, the first bit, the text schedule, behind 199, and go to
 13 page 38, please.
 14 A. 38. Yes, ma'am.
 15 Q. Before we look at that, you have file 4, the tab which
 16 contains your medical notes and again, if you need time to
 17 look at it later on, I am going to suggest to you, just
 18 summarising this, that we see regular contact, many, many
 19 times a day, between Ms. Heard, described in these notes as
 20 "patient's fiancée", and the medical people, asking about you,
 21 how you were and what she should do; all right?
 22 A. Yes.
 23 Q. Do you agree that that is in the notes or not?
 24 A. I have not really ----
 25 Q. All right, well again ----

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1 DEPP - WASS
 2 A. ---- had time to look at it, but I will.
 3 Q. Thank you very much. At the top of page 38, do you see a text
 4 from Ms. Heard? It says, "Debbie, Dr. David, group message"?
 5 A. Yes.
 6 Q. That is Debbie Lloyd and Dr. David Kipper, and Ms. Heard says:
 7 "Issue has arisen again. He took the meds about 30 minutes
 8 ago, which seemed to be the trend, as I reckon they have not
 9 kicked in yet. All of a sudden, he is flipping. He just
 10 started screaming. He was so mad he pushed me and I asked him
 11 to get out. Don't know what else to do. Sorry to keep at you
 12 guys." Debbie Lloyd says, "Would you like us to come over?"
 13 "Yes". "Heading over now." Do you remember an episode on
 14 17th August when the detox was so difficult that you started
 15 flipping?
 16 A. I remember that I was in a great deal of pain and
 17 uncontrollable spasms, such as the receptors, if they are not
 18 taken care of immediately, there is not much you can do for
 19 the pain. So, "flipping" could be a word that is correct, but
 20 in the right context.
 21 Q. Did you hit and push Ms. Heard when you were flipping, or can
 22 you not remember?
 23 A. I did not push Ms. Heard or attack her in any way, certainly
 24 I was not in any condition to do so in any case.
 25 Q. Are you able to help us as to any reason you know of why

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1 DEPP - WASS
 2 Ms. Heard may have written a text to the medics asking them to
 3 come over, asking for help, because you were so mad that you
 4 pushed her? Can you think why she might write that if it was
 5 not the truth?
 6 A. I can only say, from my point of view, that I was in no
 7 physical condition to push anyone so I am denying the fact
 8 that I pushed her. So, therefore, I am going to suggest that
 9 her testimony is ----
 10 Q. A lie?
 11 A. Fabricated, yes.
 12 Q. And this is part of the hoax, is it?
 13 A. I believe it is part of her completion of a dossier. It was a
 14 fine insurance policy for her.
 15 Q. An insurance policy, and what you described as a hoax in your
 16 witness statement?
 17 A. Indeed.
 18 Q. Turn to page 39 of the texts, please.
 19 A. Yes.
 20 Q. The following day, after what I suggest was the pushing and
 21 hitting that you have denied, Ms. Heard's mother contacts you.
 22 About a third of the way down, can you see "Paige" written?
 23 A. Yes.
 24 Q. That is Ms. Heard's mother's name?
 25 A. Yes.

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1 DEPP - WASS
 2 MR. JUSTICE NICOL: Just a minute, where is this?
 3 MS. WASS: Page 39. It is seven texts down.
 4 MR. JUSTICE NICOL: Is it the one that says, "Please hang in
 5 there"?
 6 MS. WASS: Exactly. So, that is the day after the text sent by
 7 Ms. Heard about you pushing her. Mrs. Heard, so Ms. Heard's
 8 mother, says, "Please hang in there, my son outlaw." I think
 9 that was just an affectionate way that you called each other
 10 outlaws rather than in-laws; is that correct?
 11 A. Yes.
 12 Q. "I know that it does not feel like things will ever get
 13 better, but I promise you they will. You have gotten through
 14 the hardest part, it may be hard to see, but you will be so
 15 glad to have this gorilla off your back. I have seen the hell
 16 this addiction brings and I would not wish this on anyone.
 17 You are a big wonderful man to break the cycle. Please let me
 18 know if I can help in any way. All my love."
 19 Would you then go over to page 40? The second text from
 20 the bottom is a reply from you to Amber Heard's mother. Do
 21 you see it, "My dearest Paige"?
 22 A. Yes, ma'am.
 23 Q. "My dearest Paige, how unbelievably kind and pure your message
 24 was" ----
 25 MR. JUSTICE NICOL: I am sorry, is this -- yes, right.

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1 DEPP - WASS
 2 MS. WASS: "I am beyond thankful to have you in my life. There is
 3 no luckier man on this earth to have the strength that Amber
 4 gives me and the full support of each of you, individually,
 5 that I have gotten helps immeasurably. I don't need to
 6 explain to you the horrors. You know as well as I. What you
 7 do need to know is that your daughter has risen far above the
 8 nightmarish task of taking care of this poor old junkie.
 9 Never a second has gone by that she didn't look out for me or
 10 have her eyes on me to make sure that I was okay. Any words
 11 are truly feeble in attempting to explain her heroism in a
 12 text. Suffice to say I have never met or loved a woman or a
 13 thing more. She has the strength of a thousand men and that
 14 is due to no one or nothing but you, sweetheart. Thank you.
 15 I love you."
 16 Over the page at page 41, the top text on 19th August,
 17 again you to Ms. Heard's mother: "I could not have made it
 18 without her. I would have gone for a swim and swallowed a big
 19 drink of ocean to be honest. It was a hell of my own doing,
 20 but your little girl walked through with me step by step. I
 21 know you are already proud of her, but if you had seen her in
 22 action, amazing. It was an exercise of monumental patience
 23 and instinct. I would not be alive, sweetheart. There were
 24 more than a few times when I thought it would be more simple
 25 to take that route. It was Amber and Amber only who got me

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1 DEPP - WASS
 2 through it" and it goes on in that vein.
 3 A. Yes.
 4 Q. You are saying there, I suggest, telling the truth, namely,
 5 that Ms. Heard was absolutely heroic in putting up with you
 6 and the difficult medical position that you were in during
 7 your detoxification process?
 8 A. I am not saying that Ms. Heard was at all times withholding
 9 meds and things of that nature. There were times when of
 10 course she was very helpful. She does have a heart and she
 11 did understand the pain that I was experiencing. When I wrote
 12 the text to Paige, her mother, of course I am going tell Paige
 13 that her daughter is perfect and she has been wonderful, and I
 14 know for a fact, of course, that it was not easy for her to
 15 deal with someone in that sort of remit of illness. It is a
 16 very strange and difficult thing to deal with. So, she did
 17 handle it very well most of the time. However, there were
 18 other instances. I had nothing else to say to her mother
 19 other than anything good because it is Ms. Heard's mother.
 20 Q. But you also sent a text to Ms. Heard -- if you like, we can
 21 look at it -- saying, "Thank you so much for getting me
 22 fucking clean, baby"?
 23 A. Yes.
 24 Q. You remember that?
 25 A. Yes.

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1 DEPP - WASS

2 Q. That was not trying to tell Ms. Heard's mother what a nice

3 daughter she had; that was to Ms. Heard herself?

4 A. Yes, it was hopefully going to make her feel good and happy

5 and we would not argue.

6 Q. So when you describe in your witness statement Ms. Heard's

7 conduct on the island as "one of the cruellest things she has

8 ever done", that is not substantiated by any evidence at all,

9 is it?

10 A. Is it substantiated by evidence? I cannot say. I can say

11 that there were incidents where, for example, the time

12 allotted for me take my medication by the nurse or by

13 Ms. Heard, if it were 4 p.m. on the dot to take those, and it

14 was 3.15, and I began to get the heeby-jeebies, for lack of a

15 better explanation, I have told Ms. Heard that I needed the

16 meds as it was starting to come on, the ----

17 Q. The shakes?

18 A. The shakes, the stomach cramps, everything started to come on,

19 and I told her it was time for the meds, I needed the meds,

20 and she looked at the clock and said, "No, 4 o'clock."

21 Q. Right, so can I just recap what you are saying. Because

22 Ms. Heard followed the letter of the instructions that she was

23 given to give your medication at four o'clock and did not do

24 what you asked for, to give it at 3.15, you describe that as

25 one of the cruellest things she has ever done; is that right?

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1 DEPP - WASS

2 A. When someone ----

3 Q. Is that what you were referring to when you were talking about

4 the cruellest thing she has ever done?

5 A. Yes, that is ----

6 Q. I will not ask you any more detail, then, if that is the

7 answer and the reference ----

8 MR. SHERBORNE: Mr. Depp was in the middle of giving an answer and

9 Ms. Wass cut across him to stop him. I appreciate there is a

10 lot to get through, but these are important questions she is

11 putting to him.

12 MR. JUSTICE NICOL: Was there more that you wanted to say,

13 Mr. Depp?

14 A. Yes, your Lordship. I just wanted to flesh out or explain

15 what the situation was when I was going into the shakes and

16 the withdrawal symptoms, as you know, which are unpleasant.

17 My body clock was needing the medication to stop the onslaught

18 of this rush of nerves towards the receptors and I was not in

19 a good shape. For someone to be as low -- it is the lowest

20 point, I believe, I have ever been in my life, on the floor,

21 sobbing like a child, and would still not receive the meds.

22 The only thing you can do in that situation is take a very,

23 very hot shower to trick your body away, the nerves away from

24 the receptors and on to the top of the skin.

25 MS. WASS: Thank you very much indeed. Now, you left the island

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1 DEPP - WASS

2 shortly after that. Have you got file 4 open?

3 A. Yes, I do.

4 Q. If you could go to page 792. Have you got that?

5 A. Yes.

6 Q. It refers to 20th August. If you see right in the middle,

7 between the two hole punches, it says, "Patient's fiancée, RN"

8 -- that is registered nurse -- "and MD" -- medical doctor --

9 "came up with a plan for fiancée to take a few days for

10 herself." That is what was agreed at the end of Ms. Heard's

11 stint on the island; do you accept that?

12 A. I am just reading. Yes.

13 Q. I do not need any more detail unless it is critical to what

14 I have just put to you?

15 A. The only thing I can say, just to make it clear, is that that

16 was my idea that I brought up to the doctor and to the nurse,

17 because I was unable to continue kicking the drug in the way

18 that we had been going. We had to leave after five days, I

19 believe, where it was at least a ten-day kick.

20 Q. That is absolutely correct. In fact, the detoxification

21 process had not gone according to plan, at least not to

22 Dr. Kipper's plan?

23 A. No, it did not.

24 Q. Can you then stay in the same bundle, bundle 4, and go to tab

25 126, please?

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1 DEPP - WASS

2 A. Yes.

3 MR. JUSTICE NICOL: Sorry, which ----

4 MS. WASS: Bundle 4. It is the one with the medical notes in, but

5 a different tab, 126, and it is page F745. This is an e-mail

6 from Dr. Kipper to your sister dated 18th August; right.

7 A. Yes.

8 Q. And it is the day after Ms. Heard sent the text saying that

9 you had pushed her: "Christi, I am alerting you to some

10 concerning issues that arose last night after we spoke.

11 ...(reads to the words)... but he has never made clear about

12 how much he wanted to do it for himself."

13 Over the page, there is a reference to people that you

14 respected, Elton and Chuck; do you see that, four lines down?

15 A. Yes.

16 Q. "And he gave what seemed lip service, referencing these folks

17 more for their celebrity than that their struggle was with

18 sobriety." If you go four lines down: "There is also an issue

19 of patience. ...(reads to the words)... and is quite childlike

20 in his reaction when he does not get immediate satisfaction."

21 Do you consider that to be a fair assessment of you by

22 Dr. Kipper?

23 A. I do not know if it is a fair assessment, but it is what

24 Dr. Kipper felt at the time. We had all just met Dr. Kipper,

25 myself, Amber (Ms. Heard) and Nurse Lloyd so they were not

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1 DEPP - WASS
 2 particularly versed in our lives yet, our life together, as
 3 yet. So, they were not familiar with what the actual truth
 4 was as yet.
 5 Q. So, they were not familiar with the real position, the actual
 6 truth?
 7 A. As yet, yes.
 8 Q. All right. But what Dr. Kipper did do is start treating
 9 Ms. Heard for anxiety and indeed referred her to another
 10 medical person, Dr. Connell Cowan.
 11 MR. JUSTICE NICOL: Just a minute. (Pause) Connell?
 12 MS. WASS: Cowan. Do you agree with that?
 13 A. I do agree with it. Again, that was something that
 14 I suggested to Dr. Kipper, hoping that it would curb some of
 15 Ms. Heard's behaviour.
 16 Q. She was treated for anxiety. Let us get a few things
 17 straight, Mr. Depp. She was not treated for drug addiction by
 18 anyone?
 19 A. No.
 20 Q. Or substance abuse by anyone?
 21 A. Not that I know of.
 22 Q. I am going to suggest to you, looking at Dr. Cowan's notes,
 23 that they are regular pro forma notes and it says, "Substance
 24 used" and on a couple of them, it might say "occasional
 25 alcohol", but mostly it says "None"?

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1 DEPP - WASS
 2 A. Indeed.
 3 Q. And you are familiar with the fact that Ms. Heard was very
 4 open about her very personal feelings with Dr. Cowan, was she
 5 not?
 6 A. I do not know.
 7 Q. Those notes have been put in the trial bundle in this case, at
 8 a request by your solicitors?
 9 MR. JUSTICE NICOL: Well, if Mr. Depp does not know, no further
 10 point can be taken.
 11 MS. WASS: All right. Could I just ask you to look at file 9,
 12 page 6, at the bottom?
 13 MR. JUSTICE NICOL: Sorry, file 9?
 14 MS. WASS: 9.
 15 THE WITNESS: Sorry, what was the tab?
 16 MS. WASS: I am going to find it. I did not tell you the tab.
 17 The page is page 6. (Pause) It is 101A, thank you very much.
 18 A. Yes, ma'am.
 19 Q. It is quite difficult to read, but in the middle -- and these
 20 are notes from Dr. Cowan -- and it says this ---
 21 MR. JUSTICE NICOL: Just a moment. Let me just make a note.
 22 MS. WASS: I make it plain, this is not what you have told
 23 Dr. Cowan, it is what Ms. Heard has told Dr. Cowan; do you
 24 understand.
 25 A. Of course, yes.

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1 DEPP - WASS
 2 Q. "JD is very threatened by career, particularly any kind of
 3 romantic scenes she has to do. Her movie..." -- I do not know
 4 what the next letter is, JF, and I am going to suggest that is
 5 James Franco -- "precipitated a drinking binge that put JD in
 6 the hospital. Everyone around J seems to be intimidated by
 7 his power and money. No one stands up to him"; yes? Again,
 8 can you think of any reason why Ms. Heard would have said that
 9 to Dr. Cowan unless it was true?
 10 A. Because I believe that it benefited her motivation and story.
 11 Q. So the hoax, the insurance policy?
 12 A. I think she was telling porky pies to her psychiatrist.
 13 Q. Are you saying we should not take seriously anything that is
 14 in those psychiatric notes?
 15 MR. SHERBORNE: My Lord ----
 16 MR. JUSTICE NICOL: Well.
 17 MS. WASS: All right.
 18 MR. JUSTICE NICOL: If you want to ask that question, Ms. Wass,
 19 then Mr. Depp should have the opportunity to answer it.
 20 MS. WASS: I will withdraw that question, Mr. Depp. The position
 21 is that you started lapsing again, did you not, in September
 22 2014? You had left the island around 20th August and within a
 23 month or so, you were back on the substances?
 24 A. I was not taking the Roxys that I went to the island to detox
 25 from and then finished the detox in Los Angeles. Any other

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1 DEPP - WASS
 2 substances would have come from Dr. Kipper as far as I can
 3 remember. I do not ----
 4 Q. Dr. Kipper was not supplying you with Ecstasy, was he? Was
 5 he?
 6 A. No, ma'am.
 7 Q. No. Can you have a look, please, at file 4, page 813.
 8 (Pause)
 9 A. Yes.
 10 Q. This is on 22nd September, and ----
 11 MR. JUSTICE NICOL: I am sorry, I am just trying to find the page.
 12 Is there a tab number?
 13 MS. WASS: Sorry, it is tab ----
 14 THE WITNESS: 137.
 15 MS. WASS: 137. Thank you.
 16 A. Pleasure.
 17 MR. JUSTICE NICOL: Then 813.
 18 MS. WASS: 813. On 22nd September, at 1:25, the RN, the nurse,
 19 "receives a text from the patient stating he had been in an
 20 argument with fiancée, and she had a nasty freak out and he
 21 would like RN to come and give him" -- and this is in
 22 quotations -- "some fucking knockout yum yum". RN instructed
 23 patient to take some.... (reads to the words)... and that she
 24 was on her way over." So those were drugs for your rehab;
 25 yes?

[5] (Pages 365 to 368)

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1 DEPP - WASS
 2 A. Yes, those were the prescription drugs.
 3 Q. "Upon arrival at the home" -- this is at 330 -- "the patient
 4 was sitting in the kitchen...(reads to the words)... The fight
 5 escalated." So, things were getting difficult again by 22nd
 6 September, if that account is accurate. Do you agree?
 7 A. I would say that things were difficult a lot of the time, yes.
 8 Q. And the bloody knuckles, you are destroying some property and
 9 your hand at the same time?
 10 A. Yes.
 11 Q. That seems to be how you are expressing your anger yet again?
 12 A. I would rather express my anger by hitting an inanimate object
 13 than to ever possibly think of taking it out on the person
 14 that I love.
 15 Q. But of course, there have been times when you have been so
 16 under the influence of drugs that in fact you have done both?
 17 A. No, ma'am. I cannot see that happening ----
 18 Q. And it may well -- sorry, carry on?
 19 A. I have finished.
 20 Q. You have finished. No, you disagree. I suggest there were
 21 times when you did not even remember the conduct that you were
 22 responsible for. You blacked out on many, many occasions.
 23 A. There were blackouts, for sure, but in any blackout, there are
 24 snippets of memory, and in recalling these memories, you see
 25 images that you saw and images that you went through, but you

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1 DEPP - WASS
 2 do not see the whole picture. Also, at the time -- no, this
 3 is after the island, is it not?
 4 Q. Yes.
 5 A. This is after the island. Sorry, I am just trying to figure
 6 out the date that -- the dates we were at the island.
 7 Q. You were at the island on 8th August to 19th or 20th.
 8 A. Okay.
 9 Q. This is a month later. What I am asking you is, was it within
 10 a very short period of time that you started returning to
 11 taking drugs? I am sorry, it is my fault for not being clear.
 12 It was not prescribed drugs that Dr. Kipper gave you, but
 13 recreational drugs, in particular Ecstasy or MDMA?
 14 A. I not recall it, but it is possible.
 15 Q. Right. Have a look at the text schedule, so bundle 6, 119,
 16 that have you out there?
 17 MR. JUSTICE NICOL: Just a minute. (Pause)
 18 THE WITNESS: 119.
 19 MS. WASS: Yes, the composite text schedule.
 20 MR. JUSTICE NICOL: Which page, please?
 21 MS. WASS: Page 43, please.
 22 THE WITNESS: Sorry. (Pause) What page was it again, sorry?
 23 MS. WASS: 43, please.
 24 A. Yes.
 25 Q. Just before the visit of Dr. Kipper on 22nd September, three

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1 DEPP - WASS
 2 texts from the bottom, you sent a text to your sister saying,
 3 "I will fucking savage some motherfucker." Can we presume
 4 from that that you were very angry and something caused you
 5 to punch that wall and injure your hands in the way the
 6 medical notes suggest?
 7 A. I do not understand the question.
 8 Q. You do not understand. Were you describing your own anger,
 9 "I will savage some motherfucker"?
 10 A. It appears so, yes.
 11 Q. It looks like it, does it not?
 12 A. Yes, it does.
 13 Q. Right. On 4th October, so just a couple of weeks later, you
 14 send a text which we find at the bottom of that page, page 43.
 15 You say this: "I am going to quite gracefully glide into a
 16 massage with my broken back and neck... (reads to the
 17 words).... of the heat that we push ourselves to conquer every
 18 goddamn day." Now, this is an e-mail to somebody who has not
 19 been identified. Do you remember who that might be from the
 20 telephone number or not?
 21 A. I do not recognise the telephone number, but I do recognise
 22 the text, the composition of the text. It is definitely me.
 23 Q. Yes, it is definitely you. You are talking about taking MDMA
 24 or Ecstasy?
 25 A. Yes.

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1 DEPP - WASS
 2 Q. And you are referring to a monster: "I shall exist in one
 3 hour a monster"?
 4 A. Yes, that is what I said, yes.
 5 Q. And "going to a wonderful Peruvian spot". Was that a
 6 reference to cocaine?
 7 A. It is a mystery to me. It might have been Peruvian restaurant
 8 and it might have been a reference to cocaine.
 9 Q. All right. Can you go back to file 4. If you leave the texts
 10 out, we will come back to those, so just put them to one side.
 11 If you have got file 9 open, you can probably put that away.
 12 It might make life a bit easier.
 13 MR. JUSTICE NICOL: Which tab in file 4?
 14 MS. WASS: It is the same tab, 137, page 827.
 15 A. Yes, ma'am.
 16 Q. Have you got 827?
 17 A. F827, yes.
 18 Q. This is a reference to a date in October, 12th October, so a
 19 few days after the text about Ecstasy. At 7.30 in the
 20 evening, "Patient finished filming", so you were obviously
 21 doing a film in October 2014, "was extremely agitated leaving
 22 the set...(reads to the words)... to reduce his agitation."
 23 Do you recall that?
 24 A. I do not recall that.
 25 Q. But that was on the -- sorry, it is 14th October. We can see

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1 DEPP - WASS
 2 the date at the bottom of 826. Were these incidents of you
 3 destroying, punching walls, kicking trailers, a bit more
 4 regular than you can remember?
 5 A. Depending on the state of mind, depending on what Ms. Heard
 6 and I were going through at the time, which would of course
 7 affect my emotions, my feelings at work, I do not recall not
 8 refusing to speak to the director. I do not recall that.
 9 Q. All right. What we have, Mr. Depp, is a spiralling down of
 10 your sobriety and (unclear) when it comes to drugs. You were
 11 falling off the wagon in the autumn of 2014. Do you agree or
 12 not agree?
 13 A. I am trying to figure out if that was in Boston. I believe
 14 that was in Boston.
 15 Q. I do not know.
 16 A. I believe that was in Boston and if it was in Boston, then
 17 that was prior to kicking the drugs.
 18 Q. No, this was after ----
 19 A. So this is afterwards?
 20 Q. This is afterwards?
 21 A. Okay. So then this must have been ----
 22 Q. If it is difficult for you to remember, I do not want to put
 23 you on the spot and say you have made a mistake. This was
 24 after Dr. Kipper. The position is that you went to the island
 25 in August for the detox, you came back, in October you are

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1 DEPP - WASS
 2 taking Ecstasy, or at least you are saying you are taking
 3 Ecstasy in a Peruvian spot, you are kicking doors of trailers
 4 and not talking to directors, according to the doctor's notes.
 5 I would like you to have a clip of 14th November of that year,
 6 so after the detox, 14th November. It is a video, a media
 7 file, my Lord, reference file 8, 71A.
 8 A. Do you have a transcript for this?
 9 Q. No, there is no transcript. You will probably find you do not
 10 need one. Let us have a look at it. (Video clip shown to the
 11 court) I think you were using some -- (Video clip continues)
 12 MR. JUSTICE NICOL: Do we need to see more?
 13 MS. WASS: I was not going to ask for any more to be played.
 14 Mr. Depp, you were using various expletives that had to be
 15 bleeped out. Do you remember that at all?
 16 A. I do remember that very well, yes.
 17 Q. What seemed to be the problem you were having?
 18 A. I was detoxing from Roxys at the time.
 19 Q. This was after the text when you were taking MDMA and
 20 everything. Were you on any illegal drugs then?
 21 A. No, ma'am.
 22 Q. Were you taking alcohol?
 23 A. No, ma'am.
 24 Q. So, any suggestion that you were drinking was wrong, is that
 25 right; drinking or taking drugs?

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1 DEPP - WASS
 2 A. That is -- I was not drinking before that. I was on the
 3 medications, which were quite strong. There was
 4 Phenobarbital, there was Lithium, there was all kinds of
 5 things, and then I was also on Xanax, but I can tell you that
 6 I was still in the throes of the kick, as it were. I am not
 7 ashamed of that moment because, being honest with you, that is
 8 a sick man.
 9 Q. A sick man, not a drug addict?
 10 A. That is a drug addict who was coming off of a very, very
 11 unpleasant medication.
 12 Q. All right.
 13 A. And I was not prepared to go out there and give that award to
 14 Shep Gordon. However, I felt that because he had asked me,
 15 it was my duty to do so, because he had asked me, so I carried
 16 it through, thinking I could do it. I was horrifically
 17 mistaken. It was taken as -- of course it made the news as
 18 I was completely drunk and off my head. I was not completely
 19 drunk, but I was under the influence of many, many medications
 20 ----
 21 Q. All right?
 22 A. ---- at the time, and I certainly should not have done that.
 23 Q. Now, in December, if we can move on, in December 2014,
 24 Ms. Heard had arranged to meet with the playwright and
 25 novelist, Clive Barker. Do you remember that episode?

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1 DEPP - WASS
 2 A. I do not.
 3 Q. You do not. Let me see if I can jog your memory. Ms. Heard
 4 had arranged to meet Mr. Barker at his home because he had in
 5 fact been very seriously ill?
 6 A. Yes.
 7 Q. Mr. Barker.
 8 A. Yes. Actually, I do remember.
 9 Q. You do remember now?
 10 A. I do remember now, yes.
 11 Q. In fact, you were very uncomfortable about the idea that
 12 Ms. Heard was going to Mr. Barker's home and your jealousy
 13 came to the fore, just as it did with James Franco, and you
 14 lost your self-control over the whole episode. It made you
 15 angry and you lost your self-control. Do you agree or not?
 16 A. There were many instances. If there was an episode about,
 17 involving her rendezvous with Mr. Barker, if I was jealous,
 18 then that I suppose I -- there were many instances when
 19 jealousy did come out from my side, and there were many
 20 instances where it was provoked, if you will.
 21 Q. Well, I have suggested to you already that you were jealous
 22 originally of Tasya van Ree and you were violent to Ms. Heard
 23 about the painting hanging up?
 24 A. Not true.
 25 Q. Which you have said is not true. I have suggested that you

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<p>1 DEPP - WASS</p> <p>2 were jealous about the woman, Kelly Sue, at Hicksville, and as</p> <p>3 a result of your jealousy, you were violent to Ms. Heard on</p> <p>4 that occasion, and you have said that is not true; yes?</p> <p>5 A. That is not true.</p> <p>6 Q. I suggested that you were violent to Ms. Heard when you were</p> <p>7 jealous about James Franco when you hit her and kicked her on</p> <p>8 the plane, and you have said that is not true. We now have</p> <p>9 another person, Clive Barker, who caused you to become jealous</p> <p>10 and to strike Ms. Heard. All right? I presume you will say</p> <p>11 that is not true either?</p> <p>12 A. That is not true.</p> <p>13 Q. Can you look at page 48 of the texts, bundle 6.</p> <p>14 MR. JUSTICE NICOL: Just a moment. (Pause)</p> <p>15 MS. WASS: In fact, let us just start at 47, so we have the full</p> <p>16 picture. Have you got it there?</p> <p>17 THE WITNESS: Yes.</p> <p>18 Q. On 47, which is 12th December, you say, and I suggest that was</p> <p>19 after one of your outbursts about Clive Barker: "Slim, I love</p> <p>20 you so. I am truly sorry to have upset you to the degree that</p> <p>21 I have ...(reads to the words)... agony is never the answer to</p> <p>22 any equation or occasion nor is" -- it says "rates" there, but</p> <p>23 would that be "rage", maybe more sense?</p> <p>24 A. "Nor is rage", yes.</p> <p>25 Q. "We are I believe in concert about this. ...(reads to the</p>	<p>1 DEPP - WASS</p> <p>2 Q. And you ----</p> <p>3 MR. JUSTICE NICOL: Just slow down, please. (Pause) Yes.</p> <p>4 MS. WASS: You are describing yourself as a "fucking savage" in</p> <p>5 that text, because you had been violent to a woman, namely,</p> <p>6 Ms. Heard?</p> <p>7 THE WITNESS: No, ma'am, that is it not the case. I often</p> <p>8 describe myself in derogatory ways, and will be the first to</p> <p>9 be unkind to myself. Not only did I not kick, or touch or</p> <p>10 punch Ms. Heard at any time, calling myself a savage is</p> <p>11 certainly not confessing to what you suggest. So I disagree</p> <p>12 with your dissection of this text.</p> <p>13 Q. I will move forward then, to ----</p> <p>14 MR. SHERBORNE: My Lord, can I just raise this. I have no problem</p> <p>15 with Ms. Wass putting her case to Mr. Depp. The trouble is,</p> <p>16 she has just put it him, she has tried to connect the text,</p> <p>17 the savage text, to Mr. Barker. It is not pleaded. It is not</p> <p>18 in Ms. Heard's witness statement. I have no problem with</p> <p>19 Ms. Wass putting her case, this just is not her case. It is</p> <p>20 not the first time.</p> <p>21 MS. WASS: My Lord, the description "savage" came out of</p> <p>22 Mr. Depp's own lips yesterday. The "fucking savage" text has</p> <p>23 been in the case from the outset.</p> <p>24 MR. JUSTICE NICOL: Yes.</p> <p>25 MS. WASS: And the connection is ----</p>
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<p>1 DEPP - WASS</p> <p>2 words)... all my, Steve." So, you are apologising to her</p> <p>3 about something to do with the Clive Barker meeting?</p> <p>4 A. Yes.</p> <p>5 Q. We also see, and it may be in the wrong order, that you are</p> <p>6 sending or Rochelle is trying to get to see you, "When do I</p> <p>7 get to see you again?"</p> <p>8 A. Yes, I see that.</p> <p>9 Q. Over the page, page 48, we are now on 17th December, and</p> <p>10 I suggest this text was after the occasion when you had hit</p> <p>11 Ms. Heard as a result of your jealousy over Clive Barker. It</p> <p>12 is a very long text from you to Ms. Heard: "It is away,</p> <p>13 I have let it go, went too far ...(reads to the words)...I put</p> <p>14 in heavy work with Shrank" -- is that Shrink?</p> <p>15 A. Yes, I call him Shrank.</p> <p>16 Q. Okay. "I am sorry for being less for you disappointment in me</p> <p>17 for my behaviour, I'm a fucking savage."</p> <p>18 A. Yes.</p> <p>19 Q. Yesterday I asked you how you would describe a man who kicked</p> <p>20 his wife in the back, and you immediately came up with the</p> <p>21 term "savage"?</p> <p>22 A. It is a word I use, yes. To describe ----</p> <p>23 Q. You use it to describe behaviour such as kicking a woman in</p> <p>24 the back?</p> <p>25 A. I would describe that as savage behaviour.</p>	<p>1 DEPP - WASS</p> <p>2 MR. JUSTICE NICOL: Ms. Wass, you yourself have said to me there</p> <p>3 is quite a lot of material to get through.</p> <p>4 MS. WASS: I will get on.</p> <p>5 MR. JUSTICE NICOL: It might be helpful if we keep to the pleaded</p> <p>6 case.</p> <p>7 MS. WASS: I agree, I agree. (To the witness) In January of 2015,</p> <p>8 you and Ms. Heard travelled to Tokyo, did you not?</p> <p>9 A. We did travel to Tokyo at some point, yes.</p> <p>10 Q. You were using drugs in Tokyo, were you not, controlled drugs?</p> <p>11 A. Controlled drugs?</p> <p>12 Q. Illegal drugs, not drugs that Dr. Kipper gives you?</p> <p>13 A. As in?</p> <p>14 Q. Cocaine, MDMA, cannabis, you know what controlled drugs are.</p> <p>15 A. There are many controlled drugs, there are many controlled</p> <p>16 substances. I was not, and certainly, especially travelling</p> <p>17 with my children, I am not going to smuggle cocaine or</p> <p>18 marijuana, green marijuana or any other such substance into</p> <p>19 Japan. As I have said, especially not with my children on the</p> <p>20 trip with us.</p> <p>21 Q. You were in a hotel room with Ms. Heard, and you were the</p> <p>22 worst for wear as a result of drink and drugs. You lost your</p> <p>23 temper when you felt she was judging you and you slapped her</p> <p>24 and she struggled with you and you wrestled her to the floor?</p> <p>25 A. Again, that is incorrect. It is not true, and it is certainly</p>

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1 DEPP - WASS
 2 nothing I would ever take part in when my children are in
 3 adjoining rooms or in the same room.
 4 Q. They were not in the same room.
 5 A. Adjoining rooms is the same ----
 6 Q. After you had calmed down, you told her yet again that it was
 7 the monster and the monster had now gone?
 8 A. Yes, that is what she liked to hear. That is placation, that
 9 is ----
 10 Q. You said it because she needed to hear that?
 11 A. Well, when you are dealing with someone who cannot be wrong,
 12 you must devise a way to communicate with them that does not
 13 spur some monstrous argument, some hideous attack or verbal
 14 abuse. You must placate that person. It is like speaking to
 15 a child, in a way. You have to ----
 16 MR. JUSTICE NICOL: Is your evidence, Mr. Depp, that you did agree
 17 that you used the phrase "the monster", but you did so in
 18 order to placate Ms. Heard, not because you thought yourself a
 19 monster?
 20 THE WITNESS: That is exactly it, your Lordship. Thank you.
 21 MR. JUSTICE NICOL: Thank you.
 22 THE WITNESS: You put it far better than I could have, excuse me.
 23 MS. WASS: Can you go to the text schedule at bundle 6, page 55 at
 24 the bottom. The second one from the bottom, from somebody
 25 called Adam Gough to you.

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1 DEPP - WASS
 2 A. This seems to be to Mr. Deuters.
 3 Q. You are absolutely right. Mr. Deuters, who was with you in
 4 Tokyo, was he?
 5 A. Yes.
 6 Q. Mr. Deuters said to Adam Gough ----
 7 MR. JUSTICE NICOL: Sorry, this is from Adam Gough to Mr. Deuters?
 8 MS. WASS: Yes, to Stephen Deuters, who was Mr. Depp's PA who was
 9 with him in Tokyo. Have I got that right, Mr. Depp?
 10 THE WITNESS: Yes.
 11 Q. And Adam Gough is asking Mr. Deuters: "Did you survive Japan?
 12 No giant monster attacks I hope."
 13 A. Yes, ma'am.
 14 Q. Does it seem from that that others referred to the monster or
 15 monster's attacks?
 16 A. I believe Adam Gough to Mr. Deuters is referring to Godzilla.
 17 Q. Really?
 18 A. Giant monster attacks in Tokyo. Yes, I believe he is talking
 19 about Japanese films, where monsters attack people, giant
 20 monsters.
 21 Q. You and Ms. Heard had been engaged since September 2013?
 22 A. I do not remember the exact date, but sure.
 23 Q. And you got married in February 2015?
 24 A. Yes.
 25 Q. I am sure you will agree with this statement, it was a very

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1 DEPP - WASS
 2 complex relationship you had with Ms. Heard, there was a lot
 3 of anger on one level and a lot of arguing on one level, but
 4 there was also a very close connection and very deep love that
 5 you had between the two of you?
 6 A. At the time I felt so, yes, it was a complicated ----
 7 Q. It was a complicated relationship?
 8 A. Yes.
 9 Q. Exactly.
 10 A. Yes.
 11 Q. After the wedding, or before the wedding, many of those who
 12 advise you suggested you ought to get a pre-nup, pre-nuptial
 13 agreement; yes?
 14 A. Yes, that is true.
 15 Q. Because, according to the rules of California, on divorce, a
 16 wife is entitled to 50% of the wealth accumulated by her
 17 husband during the course of the marriage?
 18 A. I suppose that is the reason for a pre-nup.
 19 Q. In fact, no pre-nup was signed before the marriage or indeed
 20 after the marriage?
 21 A. No, no, we tried for, since she was unwilling to sign a
 22 pre-nup, then we tried, my attorneys tried for Ms. Heard to
 23 sign a post nuptial agreement, which she had said she was fine
 24 to do. She had said she was fine to sign the pre-nup as well,
 25 but it did not happen.

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1 DEPP - WASS
 2 Q. She was fine to sign the pre-nup and the post nuptial, but it
 3 never happened?
 4 A. No, it did not happen.
 5 Q. Can we then move to Australia.
 6 A. Yes.
 7 Q. On 11th February 2015, so a week or so after your marriage,
 8 your wedding, you flew to Australia to film one of the series
 9 of the Pirates of the Caribbean films?
 10 A. Yes.
 11 Q. And you took a series of people with you, did you not, your
 12 employees?
 13 A. Yes, we all travelled together in the same plane, yes.
 14 Q. First of all, you took nurse Debbie Lloyd, did you not?
 15 A. Yes.
 16 Q. Can I call her the sobriety nurse; is that fair?
 17 A. Yes, sure. Well, she was maintaining -- yes, she was
 18 maintaining the fact that, you know, of ----
 19 MR. JUSTICE NICOL: It may be easier ----
 20 THE WITNESS: ---- recovering drug addicts.
 21 MR. JUSTICE NICOL: Let me interrupt. It may be easier to refer
 22 to her as Ms. Lloyd.
 23 MS. WASS: Ms. Lloyd.
 24 MR. JUSTICE NICOL: Ms. Lloyd?
 25 MS. WASS: Yes, Ms. Lloyd.

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1 DEPP - WASS
 2 MR. JUSTICE NICOL: Rather than delaying, discussing whether she
 3 could be called "the sobriety nurse".
 4 MS. WASS: Absolutely.
 5 MR. JUSTICE NICOL: It may be easier to refer to her as Ms. Lloyd.
 6 MS. WASS: I take that point. (To the witness) You went with
 7 Ms. Lloyd, you went with Stephen Deuters, you went with Kevin
 8 Murphy; yes?
 9 THE WITNESS: I am sorry, I do not recall Kevin Murphy on the
 10 flight, but it is possible.
 11 Q. Ben King?
 12 A. I do not recall Ben King on the flight. Were we flying
 13 from -- we were flying from Los Angeles?
 14 Q. Do not worry about the flight. We can come back to that.
 15 Ms. Heard was filming in London at the time, was she not, when
 16 you first went to Australia?
 17 A. Yes.
 18 Q. She was filming a film called London Fields?
 19 A. Yes.
 20 Q. With Billy Bob Thornton?
 21 A. Yes.
 22 Q. The plan was that she was going to fly out from London
 23 directly to Australia to join you?
 24 A. Yes.
 25 Q. Now, you are aware Ms. Heard has claimed that during that

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1 DEPP - WASS
 2 visit in early March to Australia, you subjected her to a
 3 three-day ordeal of assaults, during which you were drunk,
 4 under the influence of drugs, including MDMA, and you were
 5 violent; and you deny that?
 6 A. I vehemently deny it and will go so far as to say that it is
 7 pedestrian fiction.
 8 Q. It is fiction?
 9 A. All fiction.
 10 Q. Indeed, in your statement, you said: "I did not take any MDMA
 11 or any other drugs, in early March 201." Do you stand by
 12 that?
 13 A. When I arrived in Australia, I had marijuana waiting for me.
 14 There was a moment when I had spoken with Ms. Heard on the
 15 phone, as she was due to arrive in Australia relatively
 16 quickly, or within days, where she asked me over the phone if
 17 I thought I would be able to get my hands on MDMA, Ecstasy, as
 18 was her choice of drugs, MDMA and mushrooms. I texted
 19 Nathan Holmes, my other assistant at the time, and asked him
 20 if he could get hold of any Ecstasy and I also asked him if he
 21 could get cocaine for me.
 22 Q. Cocaine for you?
 23 A. Yes, ma'am.
 24 Q. So, you were planning -- may I make it plain, Ms. Heard never
 25 asked for any MDMA at all and you are saying, you are giving

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1 DEPP - WASS
 2 this account about taking drugs, because you are aware that
 3 about a week ago it emerged that there was a series of texts
 4 between yourself and Nathan Holmes in which you are clearly
 5 asking him to supply you, you, with drugs, not Ms. Heard.
 6 Shall we look at those in a little detail and take things one
 7 step at a time?
 8 A. If you like.
 9 Q. Now, Ms. Lloyd was there to try and keep you on the straight
 10 and narrow, to help you to stay on the straight and narrow?
 11 A. Ms. Lloyd was there to provide my meds, as it had not gone
 12 very well with Ms. Heard, so Ms. Lloyd travelled with me from
 13 that point on.
 14 Q. Could you go to file 4, it is the same tab, 138 and page 843.
 15 MR. JUSTICE NICOL: 843?
 16 MS. WASS: Yes. So, this was on 19th February -- sorry,
 17 20th February. Can you see in the middle of the two hole
 18 punches there is date 2/20/1100?
 19 THE WITNESS: Yes.
 20 Q. So, on 20th February, at 11 o'clock in the morning the note
 21 says "Went to patient's home to wait for him for a spray tan
 22 conference. The patient refused to wake up and after three
 23 hours or trying, the appointment was rescheduled." Were you
 24 back on controlled drugs at that stage?
 25 A. It would seem to me, if I was that far in, deep in sleep

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1 DEPP - WASS
 2 Ambien, which is a sleeping tablet and very effective, was
 3 part of the regime, if you will, as I have had bouts of
 4 insomnia all my life.
 5 Q. Can you go to file 10 now. It is only one tab, but if you
 6 look at the bottom the numbers are O, O264. (Pause)
 7 A. Yes, ma'am.
 8 Q. Now, give me one second. These texts are between you and
 9 Nathan Holmes, all right? You will remember that over the
 10 last two weeks, there was a court hearing, two court hearings,
 11 relating to the fact that these texts -- I will cut through
 12 this, there was a legal discussion about the fact that the
 13 defence had received these texts very late in the day. Do you
 14 remember that, do you accept that?
 15 A. I do not remember the -- sorry, the defence ----
 16 MR. JUSTICE NICOL: Well, Ms. Wass, I think you do not need to
 17 establish this through the witness.
 18 MS. WASS: All right.
 19 MR. JUSTICE NICOL: There was, as I recall, discussion about the
 20 issue as to whether these texts should have been disclosed.
 21 MS. WASS: Yes. I will not pursue that.
 22 (To the witness) These texts, I suggest, demonstrate
 23 that from 25th February, you were communicating with your
 24 assistant Nathan Holmes, first of all, allowing him to use
 25 your cocaine; and, secondly, asking for cocaine, and asking

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1 DEPP - WASS
 2 for what you describe as happy pills. What are happy pills?
 3 THE WITNESS: I am trying to find where you are.
 4 Q. Have you not looked at these at all? Can you see the numbers
 5 on the left-hand side?
 6 A. Yes. Which number?
 7 Q. If you look at 24.
 8 A. 24 is on the next page, yes.
 9 Q. 24 is a message to you from Nathan Holmes: "I panicked when
 10 you did not reply to my coal stealing text." At 26, it is an
 11 auto-correct, he said "coke", not "coal"; all right?
 12 A. Yes.
 13 Q. And he is asking you about using your, stealing as he calls
 14 it, your cocaine?
 15 A. Yes.
 16 Q. You had cocaine, you could not have stolen it otherwise,
 17 could you?
 18 A. I never took possession of cocaine in Australia. If
 19 Mr. Holmes had taken possession of it, then it would be easy
 20 for him to take it. But not if he had not given it to me.
 21 I do not recall that I was using cocaine. I know that we did
 22 not get either, the Ecstasy or the cocaine.
 23 Q. Let us go back to the message 19. This is a message to you
 24 from Mr. Holmes: "Yay, I left, hope you do not mind, I was
 25 about to die from tiredness, how's the stuff? ...(reads to the

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1 DEPP - WASS
 2 words)... so I'll bring some back." What stuff is he
 3 referring to?
 4 A. I do not know.
 5 Q. I suggest it is cocaine?
 6 A. Could be.
 7 Q. If it is cocaine ----
 8 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.
 9 MS. WASS: He is saying he took it off you. "I borrowed some off
 10 you before I left and tipped it into an envelope", so whatever
 11 he is talking about, it is the sort of thing you can tip into
 12 an envelope. He says: "Do you hate me?" Then you say:
 13 "Have you lost your tiny head. It's a joke." Do you see
 14 that?
 15 A. Yes, I see that, yes.
 16 Q. And then he says a little later: "I panicked when you did not
 17 reply to my coal stealing text", which you know is a coke
 18 stealing text?
 19 A. Yes, he corrects it.
 20 Q. We know now, going back 19, the stuff that is being referred
 21 to is coke?
 22 A. Well, then it is coke he is referring to.
 23 Q. That he got off you, "I borrowed some off you".
 24 A. There is no text here that says it is great, I have done it,
 25 I am using it, I have taken some. I have -- there is

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1 DEPP - WASS
 2 Mr. Holmes saying that he took some of my coke that he ----
 3 Q. Yes. "I borrowed some off you before I left", and then he
 4 says a little while later, "I panicked when you did not reply
 5 to my coke stealing text." He is talking about taking some of
 6 your cocaine.
 7 A. I cannot explain it. All I can say is that if he had made the
 8 connection, which he may have, if he had made the connection,
 9 is it possible that he brought it and put it somewhere and
 10 I was not aware that it was there yet?
 11 Q. He ----
 12 A. I am just asking the question that is a possibility.
 13 Q. It is a very simple exchange, he said: "I borrowed some
 14 cocaine off you, because I was very tired I tipped a little
 15 into an envelope. Do you hate me?" You do not reply. Then
 16 he said: "I panicked when you did not reply to my coke
 17 stealing text."
 18 A. Why did I not reply to his coke stealing text, because maybe
 19 I did not know it was there yet.
 20 Q. You are saying if Mr. Holmes is saying he has taken some of
 21 your coke, you did not even know you had any cocaine?
 22 A. My response to him was "Have you lost your tiny head".
 23 Q. Yes, and he said, "Maybe a little", and then he said,
 24 "I panicked when you did not reply to my coke stealing text."
 25 You said: "Why would I, you fucking retard." Then he

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1 DEPP - WASS
 2 corrects "coal" to "coke". Then you say: "I adore you, you
 3 goofy bastard. Hell no" -- that is to say hell no, I am not
 4 cross -- "we are in this together. Yay." You are both taking
 5 cocaine together?
 6 A. I do not recall that we were taking cocaine together and I do
 7 not see anywhere where I have admitted taking cocaine at that
 8 time.
 9 Q. Go to text 30, please. You send a text to him, saying: "We
 10 should have more happy pills." Then, he says: "Yeah, I am
 11 giving them to Stephen to give to you." What are happy pills?
 12 A. Happy pills are the medications that, some of the medications
 13 that Dr. Kipper prescribed to me were two very important, one
 14 was Xanax, for anxiety and sleep and also just to remain calm.
 15 The other was Adderall, which in cases of former junkies, the
 16 body has, the body gives up making dopamine and serotonin. It
 17 does not know how to do it any more, because the drug provides
 18 that. Having been on that drug for many years, my body is
 19 unable to produce the proper amount of serotonin and dopamine
 20 to where one can live a normal life. So, happy pills are
 21 Xanax, happy pills are Adderall. Because they are the
 22 replacement of the dopamine and the serotonin.
 23 Q. Ecstasy is often referred to as a happy pill, is it not? It
 24 has a little face with a smiley face on some of the pills.
 25 Have you never heard of that?

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1 DEPP - WASS
 2 A. I would say you are more familiar with it than I am.
 3 MR. JUSTICE NICOL: Well, Ms. Wass is simply putting the question
 4 to you.
 5 THE WITNESS: I do not know ---
 6 Q. Do you agree that Ecstasy is sometimes referred to as happy
 7 pills, or do you not know?
 8 A. I do not know that.
 9 MS. WASS: You do not know that.
 10 A. No.
 11 Q. Can I just ask you, this explanation you have given us about
 12 this happy pills being in relation to your medication, is
 13 there any reason why Nurse Lloyd, Ms. Lloyd was not dealing
 14 with this, why you were asking the assistant of yours who
 15 appeared to have been using cocaine about happy pills?
 16 A. Because my assistant -- Ms. Lloyd was not on set at all times.
 17 Q. So, you wanted them quite urgently, did you, these happy
 18 pills?
 19 A. Well, yes, because when you run out, you are in the same --
 20 well, you are in a similar situation to what you are when you
 21 are detoxing off of opiates, except these are benzodiazepine,
 22 so you are -- the danger is, well, unpleasant feelings, but
 23 also seizures. So, when you need those medications that you
 24 are on, you need them.
 25 Q. At text 31, Nathan Holmes says: "Yes", so you are saying, "we

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1 DEPP - WASS
 2 should have more happy pills", did Mr. Holmes require this
 3 medication as well?
 4 A. No, ma'am. It is just the royal "we", "we should have more
 5 happy pills", because I am looking in a bag where the
 6 medication is normally kept, "we should have more happy
 7 pills", it is basically saying if we do not have them, we need
 8 to get them.
 9 Q. Yes, it is the royal "we" you use with your assistants, is it?
 10 A. Yes, I was not sharing my medication with Mr. Holmes.
 11 Q. Mr. Holmes at text 31 says: "Yes, we can, I am giving them to
 12 Stephen to give to you", and if you can look at the text
 13 schedule, the one in file 6, is that still open.
 14 A. Yes, it is. No, it is not. Yes, it is.
 15 MR. JUSTICE NICOL: Just a moment. (Pause)
 16 MS. WASS: Sorry, file 6, tab 119.
 17 THE WITNESS: What page, sorry?
 18 Q. 57. The bottom of page 57, you text -- so, Mr. Holmes is
 19 saying "I can give them to Stephen", this important
 20 medication. And Stephen -- you then text Stephen Deuters:
 21 "Hello, Master D, I do believe that Ryan Munsons gave you a
 22 wee baggage for me. Where does it reside?" Mr. Deuters says:
 23 "It is in your green bag, sir, towards the left-hand corner."
 24 A. Yes.
 25 Q. So, this medication is passed from Mr. Holmes to Mr. Deuters

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1 DEPP - WASS
 2 to you, and Nurse Lloyd is nowhere around; is that your
 3 evidence?
 4 A. Sorry, what is the question?
 5 Q. I will move on, if I may, otherwise we are going to get drawn
 6 in. File 4, F757, before you look at it, can I just ask you,
 7 did Marilyn Manson see you, or did you see Marilyn Manson
 8 around this time in Australia?
 9 A. He had a concert in Melbourne, and I went and played one or
 10 two songs with him at the show.
 11 Q. Right. To remind ourselves, we saw yesterday the texts that
 12 took place in February 2014, when Ms. Heard believed that you
 13 had been on a 24-hour drugs binge with Marilyn Manson, the
 14 same person.
 15 A. The same Marilyn Manson, yes.
 16 Q. F757, please, bundle 4.
 17 MR. JUSTICE NICOL: This is 4?
 18 MS. WASS: 4.
 19 MR. JUSTICE NICOL: Did you say 757?
 20 MS. WASS: Yes. (Pause) Yes. It is tab, I should have said 131.
 21 THE WITNESS: I have it, yes.
 22 MR. JUSTICE NICOL: Just a moment. I am still getting there.
 23 THE WITNESS: Sorry. (Pause)
 24 MR. JUSTICE NICOL: Yes.
 25 MS. WASS: This was a text -- sorry, an e-mail, from Dr. Kipper

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1 DEPP - WASS
 2 and it includes someone called Alan (unclear), he is another
 3 doctor who was treating you; is that correct?
 4 A. He was the person I referred to as the Shrank, yes.
 5 Q. In the middle of the page: "Alan, I did get a message, you
 6 called but I thought it was in relation to something else.
 7 ...(reads to the words)... since his friend Marilyn Manson is
 8 there visiting." Amber was coming to be with you on
 9 Wednesday, all right? Do you remember Dr. Kipper flew out to
 10 Australia?
 11 A. Yes, I do.
 12 Q. On around 5th March. Could you go back to the schedule that
 13 you were looking at, at tab 10, the Nathan Holmes' texts.
 14 A. Yes, ma'am. Where would you like me to go?
 15 Q. The one that has numbers down the left-hand side.
 16 A. Yes.
 17 Q. Text number 43, you ask Mr. Holmes: "Where is the other one?"
 18 Was that a reference to drugs?
 19 A. I do not know. I do not know what I am talking about there.
 20 Q. Let us see what he says to you. "There were 2 G in that jar."
 21 Is that a reference to grams of cocaine?
 22 A. Mr. Holmes wrote the text. I do not know if he is referring
 23 to 2 G as in \$2,000, I do not know.
 24 Q. Let us read on. "Are you out?", I mean, you are not going to
 25 get out of money, are you?

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1 DEPP - WASS
 2 A. Could it also be, are you out ----
 3 Q. Out of the house, having walked?
 4 A. There are many ways to treat these questions.
 5 Q. Then he says this: "The guy only carried two a day and more
 6 tomorrow", so it does not look like money, does it?
 7 A. I -- no, I guess not, but that is Mr. Holmes' text.
 8 Q. It is to you. He said: "It's because if he's caught with
 9 more than two here, it is 20 years in prison."
 10 A. So, then he is obviously talking about drugs, yes.
 11 Q. Well, I would have thought so.
 12 A. Yes.
 13 Q. "I can try another guy and get one more for when you pick
 14 Malcolm up." Malcolm Connolly, he is one of your employees;
 15 yes?
 16 A. Yes, security.
 17 Q. Mr. Holmes carries on: "I'm going to meet the man tomorrow.
 18 You will have it when you get here." Then he carries on:
 19 "Then I am getting more in the morning." And you say: "Go",
 20 so whatever it is you are talking about, you say, go. He
 21 says: "Wish you would have told me that. I gave a bunch
 22 away", he says. Then, you said, at 52: "Fucking give me the
 23 Goddamn numbers. I'll take care of the shit. Don't bother."
 24 He says: "You are coming to pick Malcolm up. Go to the bar,
 25 if not I will get it and bring it up." This is all about him

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1 DEPP - WASS
 2 supplying drugs to you, is it not? You wanted to get hold of
 3 some drugs.
 4 A. Well, I clearly wanted to get hold of some drugs, yes, I said
 5 that.
 6 Q. You wanted to get ----
 7 MR. JUSTICE NICOL: Mr. Depp, I think yesterday we had confusion
 8 between prescribed medications and controlled drugs?
 9 THE WITNESS: Controlled substances, yes.
 10 MR. JUSTICE NICOL: I am going to ask Ms. Wass to make clear which
 11 drugs she was asking you about now.
 12 MS. WASS: (To the witness) You were trying to get hold of the
 13 sort of drugs that result in somebody who brings them into the
 14 country getting 20 years in prison; this was not medication,
 15 this was controlled drugs.
 16 THE WITNESS: I have already stated that I have asked Mr. Holmes
 17 if he could provide me with the cocaine and the MDMA at the
 18 time.
 19 Q. But we know that Ms. Heard never took cocaine, you said she
 20 rubbed some on her mouth once or twice.
 21 A. No, ma'am. I said she had asked if it was a possibility that
 22 I could acquire MDMA. I said earlier that the cocaine was for
 23 me.
 24 Q. The MDMA was for you?
 25 A. Well, the MDMA was for us.

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1 DEPP - WASS
 2 Q. And text 77, after this, I will not go through each and every
 3 exchange, but at 77 you say to Mr. Holmes: "I'm a grown
 4 fucking man and I will not be judged", "NOT BE JUDGED" in
 5 capitals?
 6 A. Yes.
 7 Q. Then, at 84: "I'll do whatever I damn well please." You do
 8 whatever you damn well please, do you not?
 9 A. No. Not at the expense of others, no, I do not. In my work
 10 I do what I please.
 11 Q. So, when you said in your witness statement that you had not
 12 taken drugs in Australia, of any sort, that is clearly not the
 13 truth, was it?
 14 A. I do not recall taking any, taking possession, physically
 15 taking possession of any drugs that I was searching for.
 16 MR. JUSTICE NICOL: Just a minute. (Pause)
 17 THE WITNESS: That is what I am saying.
 18 MR. JUSTICE NICOL: Not recall taking physical possession of any
 19 drugs that you were looking for?
 20 THE WITNESS: Exactly. The controlled substances, your Lordship.
 21 I do not recall taking possession of those controlled
 22 substances.
 23 MS. WASS: Now, when Ms. Heard arrived, the plan was that the two
 24 of you were going to stay in a house.
 25 MR. SHERBORNE: My Lord, sorry to interrupt, I do not know whether

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1 DEPP - WASS
 2 this is a convenient moment for a mid-morning break.
 3 MR. JUSTICE NICOL: Yes. Ms. Wass, I will take a break in the
 4 middle of the morning. Is this a convenient point?
 5 MS. WASS: It is as convenient as any. Could I ask my Lord to be
 6 very strict about the length of the break.
 7 MR. JUSTICE NICOL: Well, Mr. Depp, we will take a break now, but
 8 it will be ten minutes and ten minutes only.
 9 THE WITNESS: Yes.
 10 MR. JUSTICE NICOL: Will you please be ready to resume your
 11 cross-examination in ten minutes' time.
 12 THE WITNESS: Yes.
 13 MR. SHERBORNE: My Lord, can I raise two very brief matters.
 14 I will not detain the court for more than a minute. First of
 15 all, it is just to remind your Lordship that you did say at
 16 the end of yesterday that Ms. Wass and I should consider if we
 17 could reach agreement on the amount of time tomorrow. As I
 18 understand it, Ms. Wass would like to have until lunchtime to
 19 see whether or not she can give a better indication as to how
 20 long she will be. I just wanted to flag that up because
 21 obviously, we will need to have a few moments before the lunch
 22 adjournment.
 23 The second matter is this, very briefly. Your Lordship
 24 will recall yesterday that we were played the sound of someone
 25 making a moaning noise. That was a tape, as I understand it,

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<p>1 DEPP - WASS</p> <p>2 disclosed by Ms. Heard, I think hours after your Lordship</p> <p>3 declined to give us third party disclosure in relation to</p> <p>4 that. This is not one of the tapes that we were seeking, but</p> <p>5 Ms. Heard provided it along with other material. What I would</p> <p>6 ask simply is that we be provided with the electronic file of</p> <p>7 that recording that we heard yesterday. There was some</p> <p>8 question as to it.</p> <p>9 MS. WASS: You have had it.</p> <p>10 MR. SHERBORNE: The electronic file, the raw file?</p> <p>11 MR. JUSTICE NICOL: Can I stop you, please, Mr. Sherborne, because</p> <p>12 I do not find it acceptable to have conversations across the</p> <p>13 court.</p> <p>14 MR. SHERBORNE: I am sorry.</p> <p>15 MR. JUSTICE NICOL: If this is a matter that can be usefully</p> <p>16 discussed between you and Ms. Wass, then it should be done</p> <p>17 outside court.</p> <p>18 MR. SHERBORNE: I understand. It is just a question of timing</p> <p>19 because, of course, Mr. Depp is in the middle of giving his</p> <p>20 evidence and we would like it as soon as possible.</p> <p>21 MR. JUSTICE NICOL: Well, if, when you have had your discussions,</p> <p>22 there is an outstanding issue, please raise it.</p> <p>23 MR. SHERBORNE: I am very grateful, my Lord.</p> <p>24 MR. JUSTICE NICOL: Ten minutes, then.</p> <p>25 (A short break)</p>	<p>1 DEPP - WASS</p> <p>2 A. ---- as security for me or us, Ms. Heard and I, while we were</p> <p>3 staying in the house.</p> <p>4 Q. Was there anybody else living at the house first of all before</p> <p>5 Ms. Heard arrived?</p> <p>6 A. Not that I recall.</p> <p>7 Q. No, and when Ms. Heard was there, the two of you had the use</p> <p>8 of the house exclusively?</p> <p>9 A. Yes.</p> <p>10 Q. And presumably the house was stocked with provisions?</p> <p>11 A. The house was stocked with provisions. It was on a daily</p> <p>12 basis. There would be the chef, or the man who prepared the</p> <p>13 meals, there was a house manager that we had brought with us</p> <p>14 from England as well, and on a daily basis, Mr. Deuters,</p> <p>15 Mr. Holmes, Jerry Judge, Malcolm Connolly, they would have</p> <p>16 been in and out all the time.</p> <p>17 Q. But my question was about the provisions of the house. That</p> <p>18 was presumably as a result of what either you asked for or</p> <p>19 your immediate staff would know that you would want?</p> <p>20 A. I suppose they would just -- the chef would ----</p> <p>21 Q. I am not talking about food, I am talking about alcohol now?</p> <p>22 A. Oh.</p> <p>23 Q. We know that Ms. Heard enjoyed drinking red wine?</p> <p>24 A. Yes.</p> <p>25 Q. You confirmed yesterday that she did not really drink spirits?</p>
<p>[Page 402]</p> <p>1 DEPP - WASS</p> <p>2</p> <p>3 MR. JUSTICE NICOL: Yes, Ms. Wass.</p> <p>4 MS. WASS: Mr. Depp, the plan was that you and Ms. Heard should</p> <p>5 have some time together in Australia; is that correct?</p> <p>6 A. Yes.</p> <p>7 Q. And there was a house that was rented. Is that where you had</p> <p>8 been staying normally or is that just for the time Ms. Heard</p> <p>9 was there?</p> <p>10 A. No, that was for the duration of the film.</p> <p>11 Q. For the whole film. So the plan was that you would be staying</p> <p>12 in the same house for the duration of the film which was to go</p> <p>13 on for some months?</p> <p>14 A. Many, many months, yes.</p> <p>15 Q. And the house was occupied by yourself and your guards and</p> <p>16 security, or not?</p> <p>17 A. I lived in the house when Ms. Heard was not there. There were</p> <p>18 two security guards just outside the front door of the house</p> <p>19 and then there were two other security guards at the gate, who</p> <p>20 would roam the property just to make sure that -- and they</p> <p>21 were on 24 hours a day, yes.</p> <p>22 Q. So the 24 hour guards were attached to the house. They were</p> <p>23 not your employees; is that correct?</p> <p>24 A. They were hired by the production ----</p> <p>25 Q. Yes.</p>	<p>[Page 404]</p> <p>1 DEPP - WASS</p> <p>2 A. No, she did not.</p> <p>3 Q. You had, when you had fallen off the wagon, hit the whisky, we</p> <p>4 know that?</p> <p>5 A. Yes.</p> <p>6 Q. And other spirits as well, had you not?</p> <p>7 A. Yes, when I fell off the wagon.</p> <p>8 Q. Did you ask your staff to supply or stock up the house with</p> <p>9 supplies of spirits?</p> <p>10 A. No. No, ma'am, because, as I said, at that time, I was -- the</p> <p>11 term is "sober" for someone who is not drinking.</p> <p>12 Q. Yes, so you would have specifically said to your staff, would</p> <p>13 you, "For goodness sake, do not bring any vodka, Malibu,</p> <p>14 whisky, spirits into the house"?</p> <p>15 A. I would not necessarily have said that to them as, if I was</p> <p>16 already opening the bottle of wine and pouring the glass of</p> <p>17 wine for Ms. Heard, I did not feel that I was in any danger of</p> <p>18 relapsing. So, the alcohol that was there was of no interest</p> <p>19 to me.</p> <p>20 Q. Well, we are going to hear that there were quite a few bottles</p> <p>21 of spirits in that house, you see. What do you say about</p> <p>22 that?</p> <p>23 A. I would have said that they came with the house.</p> <p>24 Q. For you to drink and smash up as you pleased?</p> <p>25 A. I do not believe that the owner of the house bought those for</p>

[14] (Pages 401 to 404)

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<p>1 DEPP - WASS</p> <p>2 me, for that purpose, no.</p> <p>3 Q. So you are saying that the house came with alcohol, but that</p> <p>4 was not a problem for you despite the fact that you were a</p> <p>5 recovering alcoholic?</p> <p>6 A. It was not a problem for me until, I believe the date was</p> <p>7 March 8th.</p> <p>8 Q. I am going to suggest that the house was stocked with spirits</p> <p>9 in particular because you had asked for spirits, and your</p> <p>10 suggestion that you had not had a drink for a year ---</p> <p>11 A. I believe it was 18 months.</p> <p>12 Q. Are you saying you had not had a drink for 18 months?</p> <p>13 A. I believe it was 18 months.</p> <p>14 Q. We are talking about March 2015 and you had not had a drink</p> <p>15 since 2013, if you are telling the truth about that?</p> <p>16 A. I am not clear that it was 18 months, but that is what I</p> <p>17 remember that it was. It was most assuredly a minimum of nine</p> <p>18 months to a year, at the minimum.</p> <p>19 Q. You see, yesterday, in answer to my Lord's question, you</p> <p>20 admitted drinking two bottles of champagne in March 2014,</p> <p>21 which was ten months before the time you were in Australia.</p> <p>22 Was it the blackout that made you forget that?</p> <p>23 MR. SHERBORNE: Ten months?</p> <p>24 A. I do not know what you are saying.</p> <p>25 Q. Do you remember yesterday the learned judge asked you about a</p>	<p>1 DEPP - WASS</p> <p>2 page 58.</p> <p>3 A. The text is 6, yes?</p> <p>4 Q. 6?</p> <p>5 A. Thank you, and at the bottom of ---</p> <p>6 Q. It is 58 at the bottom?</p> <p>7 A. Yes.</p> <p>8 Q. This is 6th March 2015, a text from you, the second one from</p> <p>9 the bottom, to Mr. Deuters, and you said this: "I will not</p> <p>10 again be doing anything that involves the discussion of</p> <p>11 furthering my embarrassment...(reads to the words)... when</p> <p>12 there was still room in my head to do such a thing." Is that</p> <p>13 a reference to the production that you were involved in at the</p> <p>14 time?</p> <p>15 A. Yes, it seems so.</p> <p>16 Q. The character you thought of as your legacy was presumably the</p> <p>17 pirate, Sparrow?</p> <p>18 A. I believe at the time I was talking about all the characters</p> <p>19 that I have played.</p> <p>20 Q. All of your characters, all right.</p> <p>21 A. I was discussing the fact that I was unhappy with the entire</p> <p>22 business of making films.</p> <p>23 Q. I understand. You were angry, were you not?</p> <p>24 A. Yes.</p> <p>25 Q. "I held my ugliness and rage deeper down." Mr. Deuters was a</p>
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<p>1 DEPP - WASS</p> <p>2 text that you had sent to Mr. Bettany about drinking two</p> <p>3 bottles of champagne?</p> <p>4 A. I do remember the moment, yes.</p> <p>5 Q. That took place in March 2014?</p> <p>6 A. Yes, ma'am, and this was March 8th, 2015.</p> <p>7 Q. Sorry, my fault, I have made a mistake. Can I correct myself.</p> <p>8 May 2014 was the two bottles of champagne. In March 2015, you</p> <p>9 were in Australia?</p> <p>10 A. Yes.</p> <p>11 Q. So it was not 18 months, it was not even a year since, on your</p> <p>12 own account, you had been drinking alcohol?</p> <p>13 A. If I made a mistake with the amount of days or months, or</p> <p>14 I was off in my calculation of how long I had been sober, then</p> <p>15 I was incorrect stating that it was 18 months. I could not</p> <p>16 definitively say 18 months, but I was most definitely sober,</p> <p>17 as I said, for at least nine months to a year.</p> <p>18 Q. Well, Mr. Depp, I am suggesting -- and I just ask you to say</p> <p>19 whether you agree or disagree -- that you were drinking</p> <p>20 regularly at that time in Australia when you were filming</p> <p>21 Pirates of the Caribbean and you were taking controlled drugs</p> <p>22 at that time, including cocaine and happy pills, which in</p> <p>23 fact, contrary to what you are saying, are MDMA?</p> <p>24 A. I respectfully disagree with your assumptions.</p> <p>25 Q. Thank you. Now, can you go to the text schedule at volume 6,</p>	<p>1 DEPP - WASS</p> <p>2 "yes" man, was he not? He knew how to placate you, just as</p> <p>3 you say you knew how to placate Ms. Heard?</p> <p>4 A. I would say that is a question for Mr. Deuters, in my opinion.</p> <p>5 MR. JUSTICE NICOL: Well, you are being asked, Mr. Depp, do you</p> <p>6 accept the characterisation of Mr. Deuters as a "yes" man?</p> <p>7 A. I do not accept that, my Lord. I am sorry I did not answer it</p> <p>8 that way.</p> <p>9 MS. WASS: All right. Well, Mr. Deuters, in answer to this text</p> <p>10 which you accept was a display of your anger, said this: "When</p> <p>11 I was a kid, I loved my writers, my directors, my musicians,</p> <p>12 but there was only one actor I loved, one actor whose film</p> <p>13 I would go and see every single one of at the cinema, and</p> <p>14 I was not alone, nor am I now. You are a maverick, an artist,</p> <p>15 a bona fide fucking legend, one of the all-time greats, all</p> <p>16 time. You are loved out there in the world and all anybody</p> <p>17 wants to see on that screen is the Johnny Depp they know and</p> <p>18 love. That said, you deserve to take a break. Take some time</p> <p>19 off, look after yourself for a while, and then we can discuss</p> <p>20 other stuff." I have only read half of it, I am not going to</p> <p>21 read more, but what he is saying is basically that you are</p> <p>22 wonderful, yes, and secondly, take a break, look after</p> <p>23 yourself?</p> <p>24 A. I believe what Mr. Deuters is saying to me there is based on</p> <p>25 the fact that I was miserable, simply miserable in my ----</p>

[15] (Pages 405 to 408)

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1 DEPP - WASS
 2 Q. And he was trying to cheer you up?
 3 A. Yes, he was trying to make me feel better about myself. I was
 4 not feeling great about myself and most of it was to do with
 5 the relationship with Ms. Heard.
 6 Q. Ms. Heard came from a film that she was filming in order to
 7 see you. Why did you not just say, "Why do we not have a
 8 break?" if that is how you felt about her?
 9 A. Why did I not ask Ms. Heard to have a break?
 10 Q. No, why did you specifically arrange that Ms. Heard should go
 11 out to Australia to see you if you were feeling that the
 12 relationship was making you feel not great about yourself?
 13 A. In order to try to make the relationship work, we needed to
 14 see one another.
 15 Q. Right, I understand. Now, just to finish Mr. Deuters' texts,
 16 at the last three lines, he said, "So as I have told you
 17 before, to call it an honour to work for you does not do my
 18 feelings on the topic...(reads to the words)... and by fuck
 19 does this business need you." That text made you feel better,
 20 presumably, with such adoration?
 21 A. Upon looking at it, I would say it was a very, very kind
 22 gesture and a wonderful attempt by a friend to pull me out of
 23 what felt like a constant tailspin, and of constantly being
 24 told that you are wrong and that you are, pardon the term, a
 25 fuck-up, and many things like that. Those are things that

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1 DEPP - WASS
 2 I can very easily go into, which is a depression, and so he
 3 was trying to take me out of it. I do not know that it would
 4 have worked to the degree that he had hoped.
 5 Q. What you are referring to, when you are talking about people
 6 accusing you of being a fuck-up -- your words, not mine -- is
 7 Ms. Heard. Is that a reference to Ms. Heard and the fact that
 8 she did not flatter you in the way that Mr. Deuters did?
 9 A. She did flatter me at times when it was in her favour to do
 10 so, but there were many, many times when it was a constant
 11 barrage of insults and demeaning footnotes and even
 12 accusations of things that never happened. It was a very
 13 frustrating situation and it was very complicated, as we said
 14 before.
 15 Q. The position, I think we can both agree, is that by the time
 16 Ms. Heard came to Australia, you were in rather an angry frame
 17 of mind?
 18 A. I do not know that it was just an angry frame of mind. I was
 19 unhappy with the production.
 20 Q. The Pirates of the Caribbean?
 21 A. The Pirates of the Caribbean, and I was unhappy in my
 22 relationship therefore. I was far away from my kids as well
 23 and I was unhappy with my life and my relationship with
 24 Ms. Heard.
 25 Q. I accept what you say, Mr. Depp, but your unhappiness

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1 DEPP - WASS
 2 demonstrated itself also in anger. You were angry about your
 3 work, were you not? The reference in the text demonstrates
 4 anger.
 5 A. I was angry or upset by the fact that we were working on the
 6 fifth Pirates of the Caribbean and on every other film of the
 7 Pirates series, overriding all the -- I had rewritten
 8 everything for the characters, so when you are in ----
 9 Q. My Lord, I do not want to unfairly stop this witness giving
 10 any relevant evidence, but perhaps an expose of his
 11 involvement with the character is not going to take this case
 12 any further. I would ask that we move on, without wishing to
 13 cause any offence.
 14 MR. JUSTICE NICOL: Mr. Depp, you were asked whether you were
 15 angry about your work. Do you agree or disagree whether you
 16 were angry about your work?
 17 A. Yes, my Lord, I was angry about my work, but we had already
 18 established that.
 19 MR. JUSTICE NICOL: All right.
 20 MS. WASS: Perhaps for the sake of trying to get through the
 21 questions, if possible, if possible, you could answer them yes
 22 or no and then if there is anything extra that you feel has to
 23 be said, then of course say it. So, were you angry about your
 24 work? Yes. Were you angry about your failure to kick your
 25 drug addiction?

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1 DEPP - WASS
 2 A. I had kicked my drug addiction.
 3 Q. You had kicked your drug addiction. Were you angry about
 4 Ms. Heard's disapproval of you in general? I think the answer
 5 to that is yes, is it not?
 6 A. Yes.
 7 Q. Were you angry about Ms. Heard's appearance in the film she
 8 was doing in London, London Fields, with Billy Bob Thornton?
 9 A. At that time, no.
 10 Q. Really?
 11 A. We had already been through what I thought was that entire
 12 argument of London Fields and I thought we were past it at
 13 that point.
 14 Q. Did you have any feelings of jealousy about Billy Bob
 15 Thornton?
 16 A. No.
 17 Q. Were you also angry about friends who had been advising you
 18 about whether you should have got a pre-nup when you married
 19 Ms. Heard?
 20 A. I was not angry about friends telling me that I should make
 21 sure that I get a pre-nup or a post-nup. It did not make me
 22 angry. What was frustrating is that Ms. Heard was avoiding
 23 the pre-nup and the post-nup and rushing the wedding.
 24 Q. You said in a text we looked at a little while ago to
 25 Nathan Holmes, "I'm a grown fucking man and I will not be

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1 DEPP - WASS
 2 judged. I will do whatever I damn well please." I suggest
 3 you were angry. You were in a house that you had exclusive
 4 occupancy of with Ms. Heard, a house with a large amount of
 5 alcohol in it, and what you described as your ugliness came to
 6 the fore very much in the three days that Ms. Heard stayed in
 7 that house.
 8 A. The three-day period that Ms. Heard speaks about, or alleges,
 9 was not a three-day ordeal at all. It happened in one day,
 10 on, I believe it was Sunday, March 8th. I think it was
 11 Sunday. That was the morning where she had started yelling at
 12 me because she had been forced to sign, asked to sign a
 13 pre-nup or a post-nup, excuse me.
 14 Q. I am going to suggest that the cause for the argument was
 15 nothing to do with that. She was upset and angry herself that
 16 you were drinking to excess and you were taking pills. There
 17 was a large bag of pills that you had been supplied with, that
 18 you told her was MDMA, and you said to her that MDMA was not
 19 on the list of drugs that you were prohibited from taking.
 20 MR. JUSTICE NICOL: Perhaps, Ms. Wass, we can take this in stages
 21 so that Mr. Depp can agree or disagree. Perhaps you could
 22 break up the question.
 23 MS. WASS: Yes. Mr. Depp, I am going to break up this question
 24 and, if possible, could you just say whether you agree or
 25 disagree with each segment of it?

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1 DEPP - WASS
 2 A. Yes.
 3 Q. The argument you had with Ms. Heard began because you were
 4 drinking and taking drugs?
 5 A. No, ma'am.
 6 Q. You had a large quantity of MDMA tablets in that house?
 7 A. No, ma'am.
 8 Q. That you were taking and she was not taking?
 9 A. No, ma'am.
 10 Q. You had a large quantity of alcoholic spirits that you were
 11 drinking?
 12 A. No, ma'am.
 13 Q. You were drinking from the bottle?
 14 A. No, ma'am.
 15 MR. JUSTICE NICOL: Just a minute. Yes.
 16 MS. WASS: A bottle of spirits, not wine.
 17 A. No, ma'am.
 18 Q. When she told you that she was unhappy about this, you made a
 19 point of putting a handful of pills straight into your mouth?
 20 A. No, ma'am.
 21 Q. You did this to make the point that you could do, as you said
 22 to Nathan Holmes, whatever you damn well pleased?
 23 A. No, ma'am.
 24 Q. And the more Ms. Heard became angry with you, you turned your
 25 anger into violence with her?

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1 DEPP - WASS
 2 A. No, ma'am.
 3 Q. You pushed her into the fridge, not inside the fridge but into
 4 the door of the fridge, and you slapped her across the face?
 5 A. Not true, ma'am.
 6 Q. And on the Friday night, sorry, on the Friday, you had a
 7 cigarette in your hand, as you do most of the time, and you
 8 threatened to put it out on your face?
 9 A. No, ma'am.
 10 Q. You were completely off your head on drink and drugs?
 11 A. I am sorry, what was the date you are saying?
 12 Q. Do not worry about the date. I am asking you whether this
 13 happened?
 14 A. Okay, it did not happen, no.
 15 Q. It did not happen?
 16 A. No.
 17 Q. May I say, before Mr. Sherborne springs up, that you are not
 18 saying, so that it is clear, "I did not do all of these things
 19 on the 6th, but it may have happened on the 8th." You are
 20 saying that it did not happen at all, are you not?
 21 A. The first time I had a drink of alcohol, a taste of alcohol in
 22 a very, very long time, was March 8th, during the altercation
 23 with Ms. Heard, that happened in a matter of hours, not three
 24 days.
 25 Q. There were times during the arguments when Ms. Heard stormed

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1 DEPP - WASS
 2 off upstairs. Do you remember that? Did that happen, leaving
 3 you downstairs?
 4 A. No.
 5 Q. And she stayed upstairs and barricaded herself in the bedroom
 6 so that you could not get into the bedroom. She pushed
 7 furniture against the bedroom door?
 8 A. No.
 9 Q. The first night when the argument started, you did not share a
 10 bed that night, did you?
 11 A. I do not recall.
 12 Q. Have a think.
 13 A. It is a long time ago and a lot has happened. I do not recall
 14 if we slept in the same bed or not.
 15 Q. I suggest you stayed up all night taking Ecstasy?
 16 A. No, ma'am.
 17 Q. And the following day, when Ms. Heard came down, she was in
 18 her nightdress. Do you remember she had a burgundy nightdress
 19 given to her by Dr. Kipper?
 20 A. I do not recall the costume.
 21 Q. Were you playing music very loudly, really, really loudly?
 22 A. I do not recall that.
 23 Q. You do not recall that either?
 24 A. No.
 25 Q. And in the morning, do you recall Ms. Heard trying to calm you

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1 DEPP - WASS
 2 down and suggested that you should both have some breakfast?
 3 A. No, ma'am.
 4 Q. Do you recall lines of cocaine on the breakfast bar?
 5 A. No, ma'am.
 6 Q. Do you recall drinking ----
 7 MR. JUSTICE NICOL: Just slow down, please. (Pause) Yes.
 8 MS. WASS: Do you recall drinking Jack Daniels from the bottle?
 9 A. No, ma'am, it did not happen.
 10 Q. And only a few pills left in the bag of pills on the breakfast
 11 bar?
 12 A. No, I do not recall that.
 13 Q. And do you remember a time when Ms. Heard tried to take the
 14 bottle off you and said you should not be drinking because of
 15 the medication you were on, the prescribed medication from
 16 Nurse Lloyd?
 17 A. No.
 18 Q. You do not remember her saying that to you?
 19 A. It did not happen.
 20 Q. You turned on her and you told her that everything your
 21 friends had told you about her was right, your friends all
 22 hated her, you did not love her, and you grabbed her by the
 23 throat and held her up against the fridge and you said to her
 24 that it would be easy to crush her neck?
 25 A. Fabricated and vicious.

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1 DEPP - WASS
 2 Q. You held her by the hair, pulled her hair and slapped her
 3 face?
 4 A. Not true.
 5 Q. She tried to go upstairs so she could leave?
 6 A. Not true.
 7 Q. But you stopped her from leaving?
 8 A. No, ma'am.
 9 Q. And you carried on drinking and carried on berating her,
 10 telling her that you hated her?
 11 A. No, ma'am.
 12 Q. And you pushed her around and you actually spat in her face?
 13 A. No, ma'am.
 14 Q. You were all this time holding onto a bottle of spirits,
 15 drinking from it?
 16 A. Not true, ma'am.
 17 Q. And at one stage, you offered the bottle to Ms. Heard. You
 18 were goading her to take a drink from it?
 19 A. No, ma'am.
 20 Q. Ms. Heard took the bottle and she smashed it to the ground?
 21 A. No, ma'am.
 22 Q. And that gesture, Mr. Depp, set you off?
 23 A. No, ma'am.
 24 Q. You picked up another bottle and you threw it at the wall?
 25 A. No, ma'am.

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1 DEPP - WASS
 2 Q. And you were throwing bottle after bottle?
 3 A. Not true, ma'am.
 4 Q. Like you enjoyed smashing things on that clip we saw the day
 5 before yesterday?
 6 A. I do not enjoy smashing things. The accusations are untrue.
 7 Q. And all this time you were screaming at Ms. Heard that you
 8 hated her?
 9 A. I do not recall that, but I -- no, I do not think I did that.
 10 I do not know.
 11 Q. You broke the window of the house?
 12 A. No, ma'am.
 13 Q. You threw Ms. Heard against a ping-pong table which collapsed?
 14 A. Not true, ma'am.
 15 Q. And when Ms. Heard ran from ----
 16 MR. JUSTICE NICOL: Just a minute, please. (Pause) Yes.
 17 MS. WASS: When Ms. Heard ran from the ping-pong table to the
 18 kitchen, you ran after her and again held her up against the
 19 fridge?
 20 THE WITNESS: No, ma'am, not true.
 21 Q. And you were smashing her head, so the back of her head was
 22 hitting the fridge?
 23 A. No, ma'am, these are fabrications.
 24 Q. You were blaming her for your behaviour, you were saying, "You
 25 fucking do this to me every time, you fucking did this"?

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1 DEPP - WASS
 2 A. No, ma'am.
 3 Q. And you accused her of having affairs with her leading men?
 4 A. Possibly.
 5 Q. And at this time you were particularly fixated with Billy Bob
 6 Thornton?
 7 A. No, ma'am. No.
 8 Q. You were ----
 9 A. Until a certain point.
 10 Q. What point was that? Was it during this three days that I am
 11 talking about, or what you call the one day, or another time?
 12 A. After the incident where Ms. Heard threw the vodka bottle, the
 13 second vodka bottle at me, which severed the tip of my finger
 14 and crushed the bones, that is when I began what I feel was
 15 probably some species of a breakdown, a nervous breakdown, or
 16 something. And I had not realised that it had been cut off
 17 immediately, until I felt warmth in my finger and that is when
 18 I began to write things on the walls with my finger.
 19 Q. We will come to that in a minute, if we may. I will come back
 20 and let ----
 21 A. Sorry, I am not a professional witness, I am just trying to
 22 answer the question.
 23 Q. You are doing very well, if I may say so, in dealing with the
 24 allegations, very efficiently.
 25 A. Very kind of you.

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1 DEPP - WASS
 2 Q. You were saying to Ms. Heard that she had ruined your life.
 3 A. That is quite likely very true.
 4 Q. You said you were going to kill her and fuck her corpse?
 5 A. That is not true.
 6 Q. You remember those texts with Mr. Bettany: "Let's drown her
 7 before we burn her, I will fuck her burnt corpse afterwards to
 8 make sure she is dead", that was the sort of language you were
 9 using to Ms. Heard in Australia?
 10 A. That was a hideous sense of humour between Mr. Bettany and I.
 11 Q. There was nothing funny, was there, about what was going on in
 12 Australia?
 13 A. Not remotely funny, no.
 14 MR. JUSTICE NICOL: Just a minute, please. Yes.
 15 MS. WASS: At one stage, when you were in the kitchen, screaming
 16 at Ms. Heard, you picked up a wall-mounted telephone, do you
 17 remember a telephone in the kitchen?
 18 THE WITNESS: No, ma'am, I remember a telephone in the bar area.
 19 Q. And this telephone that you picked up was made of bakelite --
 20 do you know what I mean by that -- a retro telephone,
 21 wall-mounted but retro?
 22 A. It was a wall-mounted telephone, but it was not bakelite. It
 23 was modern phone, it was plastic.
 24 Q. A phone that was a wall-mounted phone that was picked up by
 25 you, held in your right hand, and you were repeatedly smashing

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1 DEPP - WASS
 2 it against the wall in your right hand?
 3 A. That is possible, but I do not, if that is the case I do not
 4 believe I spent very much time on the phone. I remember
 5 ripping the phone off the wall.
 6 Q. By this stage, you were really, really angry, were you not?
 7 A. I had just lost the tip of my finger. As a, as a human being,
 8 and as a musician, it is a little upsetting when you see the
 9 bone sticking out.
 10 Q. You see, after the divorce, after the domestic violence
 11 restraining order, you made public statements that Ms. Heard
 12 cut your finger off. But prior to that, you had always either
 13 not known how it was severed or you had said you had done it.
 14 MR. JUSTICE NICOL: Just a minute. (Pause) Do you agree with
 15 that?
 16 THE WITNESS: No, your Lordship. My Lord, I do not agree that
 17 I -- I, after the event, since I was scheduled to work the
 18 next morning, I went to the hospital, there was going to be no
 19 work. I am sorry, what was your point again?
 20 MR. JUSTICE NICOL: I will ask Ms. Wass to repeat the question.
 21 THE WITNESS: Would you mind?
 22 MS. WASS: I am trying to remember what it was.
 23 MR. JUSTICE NICOL: Can I tell you what my note is and you can
 24 tell me if I have misunderstood your question. I think the
 25 question that I have noted was this, Mr. Depp, that you made

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1 DEPP - WASS
 2 public statements after your divorce.
 3 A. Yes.
 4 Q. Saying that Ms. Heard had cut your finger off. But prior to
 5 the divorce -- I think by the divorce we are meaning a year or
 6 so after these events -- you said that you did not know how
 7 your finger had been cut off.
 8 A. I see.
 9 Q. Or you said that you had done this; in other words, that you
 10 had been responsible for cutting off your finger.
 11 A. Indeed, I understand now. Thank you.
 12 Q. The question is, do you agree with that description?
 13 A. At the time that I had to give a, give the news to the
 14 production company that I would not be working the next day,
 15 I told, they asked what happened, and I lied to production and
 16 to anyone who had anything to do with production. I told them
 17 that I had slammed it in a very large accordion door, so that
 18 I did not have to -- to protect Ms. Heard from ----
 19 MS. WASS: I will come back to the finger and allow you to say
 20 more about that. Can I suggest what I say happened and you
 21 can agree or disagree with it. On the day, the last day that
 22 Ms. Heard was in the house, she came downstairs in the
 23 morning, you had not been upstairs to the bedroom all night
 24 and the music was still blaring really loud, and the house was
 25 completely destroyed. Everything was broken and shattered,

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1 DEPP - WASS
 2 the televisions, the window, there was paint everywhere, and
 3 it was clear at that stage, at that stage, that you had very
 4 seriously damaged your finger.
 5 A. So, the claim is that Ms. Heard was not there when my finger
 6 was severed?
 7 Q. The claim, as you call it, was that Ms. Heard came downstairs
 8 to find that you had very seriously damaged your finger; so
 9 she was not there, no.
 10 A. That is not true.
 11 Q. The damage to your finger was very serious, was it not?
 12 A. Yes.
 13 Q. And very painful?
 14 A. Yes.
 15 Q. And was bleeding profusely?
 16 A. Yes, ma'am.
 17 Q. Can you help us with why you did not call for immediate
 18 medical help to have that injury seen to?
 19 A. I called Jerry Judge, as I think the first call I made was
 20 Jerry Judge.
 21 Q. It may well have been.
 22 A. Or possibly Mr. Deuters.
 23 Q. Mr. Deuters?
 24 A. Possibly.
 25 Q. Okay.

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1 DEPP - WASS
 2 A. I do not recall, I do not recall exactly who I called.
 3 Q. It was hours and hours before you called for any help as a
 4 result of that injury to your finger?
 5 A. No. No.
 6 Q. And could you take bundle 6, which are some photographs.
 7 A. Yes.
 8 MR. JUSTICE NICOL: Which tab, then?
 9 MS. WASS: It is tab 148, it is B, there is a separate tab B.
 10 MR. JUSTICE NICOL: 148B.
 11 THE WITNESS: 148B, thank you. (Pause)
 12 MS. WASS: Now, these are some photographs taken at the house that
 13 had you rented.
 14 A. Yes.
 15 Q. If we look at the first photograph, behind tab B, you had
 16 written on a mirror; do you agree?
 17 A. Yes, ma'am.
 18 Q. You had written in paint, but you had used your finger, your
 19 injured finger, in place of a paint brush, so you had dipped
 20 your injured finger in paint and then used your finger to do
 21 the graffiti that we see here?
 22 A. Yes, ma'am. At first I was using my blood that was coming out
 23 of my finger. That is what the heart is that you see in that,
 24 NBU(?), at the bottom. I cannot tell what it says.
 25 MS. WASS: We can see that. Has my Lord got that?

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1 DEPP - WASS
 2 THE WITNESS: On the right-hand side.
 3 MS. WASS: There is some lipstick, a message in lipstick, which
 4 I presume is, "Call Carly, she said better babe" or something,
 5 is that something different?
 6 A. "Call Carly Simon, she said it better, babe", and there is a
 7 little smiley face with ----
 8 Q. Was that a message written on a different occasion, or the
 9 same occasion?
 10 A. That is Ms. Heard.
 11 Q. Yes.
 12 A. I never saw that.
 13 MR. JUSTICE NICOL: Just a minute, "Call Carly babe"?
 14 THE WITNESS: Carly Simon, sir, it is a reference to the song
 15 "You're so vain", I believe.
 16 Q. You say that had been written on a previous occasion?
 17 A. No. The "Call Carly Simon, she said it better, babe",
 18 I believe was written after I had left the house to go to the
 19 emergency room.
 20 MS. WASS: Why do you think that?
 21 A. That is not my handwriting. It is at best an attempt to write
 22 like me.
 23 Q. The black, which is your handwriting.
 24 A. That is me, yes.
 25 Q. It seems to cover the words "call", can you see that, covers

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1 DEPP - WASS
 2 the A of "Carly" and "said", it was that after. The black
 3 goes on after the lipstick.
 4 A. In this photograph, it may look like that, but I -- or maybe
 5 she wrote it then, I do not recall seeing it.
 6 Q. Maybe you just do not know, because you were so off your head?
 7 A. I see what you are saying, but that is not the case.
 8 Q. Let us look at the graffiti that did you do. The black in
 9 that picture, you are responsible for; yes?
 10 A. Yes.
 11 Q. The red on the right, which is a slightly different red from
 12 the "Call Carly Simon" message, you say is your own blood?
 13 A. Yes, ma'am.
 14 Q. That was bleeding from your injured finger?
 15 A. Yes. My ----
 16 Q. And over the page, please, 2546.
 17 MR. JUSTICE NICOL: Just a minute, yes.
 18 MS. WASS: Does that say "Starring Billy Bob"?
 19 THE WITNESS: Yes.
 20 MR. JUSTICE NICOL: Just a minute, please.
 21 MS. WASS: Sorry. (Pause)
 22 MR. JUSTICE NICOL: Did you write what we see on the page 2546,
 23 Mr. Depp?
 24 THE WITNESS: Yes. "Starring Billy Bob", "easy Amber", at the
 25 bottom, yes, I did, yes.

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1 DEPP - WASS
 2 MS. WASS: And this painting exercise of yours was going on all
 3 over the house, was it not? On the floors, on the walls, on
 4 the sofas, everywhere?
 5 A. No. I recall the mirror. I recall a wall, I recall a
 6 lampshade.
 7 Q. Go to file 9, tab 87.
 8 MR. JUSTICE NICOL: Just a minute. 9?
 9 MS. WASS: Yes.
 10 THE WITNESS: Tab which, 87?
 11 MS. WASS: Hang on a second, 87H(ii). (Pause)
 12 MR. JUSTICE NICOL: I have that reference at page number J1.4B.
 13 THE WITNESS: Yes.
 14 MR. JUSTICE NICOL: You have the right page.
 15 THE WITNESS: Thank you.
 16 MS. WASS: We are all on the same page. That is a screenshot of a
 17 lamp bearing similar graffiti to the graffiti we see on the
 18 mirror.
 19 A. Yes.
 20 Q. We have a date, March 8th, 12.52 p.m.
 21 A. Yes.
 22 Q. March 8th, 2015. And you did that as well?
 23 A. Yes, ma'am.
 24 Q. This was at a time when you were severely injured?
 25 A. Yes, ma'am.

[20] (Pages 425 to 428)

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1 DEPP - WASS
 2 Q. Somebody who was sober and not under the influence of drugs
 3 would have realised, would have felt considerable pain; do you
 4 agree?
 5 A. Yes, ma'am, I did feel considerable pain.
 6 Q. You did not know what you were doing at this stage?
 7 A. That is not true. I knew exactly what I was doing.
 8 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.
 9 MS. WASS: What were you doing?
 10 THE WITNESS: For me, at the time, it was the end, and it was the
 11 end end.
 12 Q. The end of your relationship?
 13 A. For sure. I was convinced that it was never going to get any
 14 better, only worse, and worse meant death and I was -- so,
 15 this is a message to her, "Good luck and be careful", at the
 16 top, in reference to her ambition to be a big star.
 17 Q. What you called, in another text, "her actress bullshit and
 18 fucking ambition"? You did not like that, did you?
 19 A. I did not like ----
 20 Q. Her ambition?
 21 A. Unfortunately, ambition, for me, is one of those words that
 22 is, that has become ugly in a sense that ambition to be a star
 23 or to be an actress or to be an actor without having done the
 24 work, when all you want is the recognition or the fame, you
 25 are interested in the result and not the journey. That is why

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1 DEPP - WASS
 2 ambition, the word "ambition", to me, is one that I dislike as
 3 a rule, simply because I believe that hungry or passionate or
 4 driven is the way to approach one's work. That is my feeling.
 5 Q. So, that is why you said, "Good luck", at the top. The more
 6 important question, Mr. Depp, is not why you felt it was the
 7 end of your relationship, but why you felt it was more
 8 important to paint graffiti all over a house that was not your
 9 house and it must have taken some considerable time, because
 10 we will hear evidence that there was a lot of this paint
 11 smeared around the house. Do you remember how long it took
 12 you?
 13 A. I do not remember exactly how long it took me, but it was not
 14 -- no, it was not a long and drawn out process. It was not
 15 long before security was notified and help arrived.
 16 Q. Because, you see, when Ms. Heard came down and saw what
 17 I suggest was a state of complete carnage in the house, you
 18 held up your right hand, showed her your finger which was
 19 bleeding profusely and said, "Look what you made me do", and
 20 she was the one who told you to phone security?
 21 A. I am afraid that is not true, it is incorrect.
 22 Q. You were saying, "Is this good enough for you? This is what a
 23 fucking idiot I am for loving you".
 24 A. What was I supposed to have said?
 25 Q. "Is this good enough for you? This is what a fucking idiot

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1 DEPP - WASS
 2 I am for loving you".
 3 A. Possibly I could have said that, it was certainly what I was
 4 feeling. But as I stated earlier, when I realised that the
 5 tip of my finger was missing and was pouring blood profusely
 6 and the bone is sticking out, I believe that was, I went into
 7 some kind of breakdown, some species of nervous breakdown.
 8 I was at the end of, I could not live, did not want to live at
 9 that time.
 10 Q. Your security came and, at one stage, a record button was
 11 pressed on a telephone, was it not, on a mobile phone?
 12 A. I have recently, relatively recently found out that, yes,
 13 someone did push a record button on a telephone.
 14 Q. Somebody pressed it on but did not press it off, so it taped
 15 for about five hours?
 16 A. For about five hours? Not that I am aware of.
 17 Q. What I am going to ask you to is listen to just a bit of that
 18 tape, near the beginning.
 19 MR. JUSTICE NICOL: Not five hours, I hope!
 20 MS. WASS: No. About a minute. Then we will look at the
 21 transcript of the tape itself.
 22 MR. JUSTICE NICOL: Is the transcript available in printed form?
 23 MS. WASS: Yes, it is in the bundle.
 24 MR. JUSTICE NICOL: If you could tell me where it is, then I could
 25 follow it as I am listening to the tape.

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1 DEPP - WASS
 2 MS. WASS: Yes, you will not need to do that. Yes, I will do
 3 that. The transcript is in file 5, 156B. We need to ask for
 4 assistance to play the tape.
 5 THE WITNESS: 156.
 6 MR. JUSTICE NICOL: 156B, March 8th, 2015, Australia. Have I got
 7 the right page?
 8 MS. WASS: You have, and it should say 978.62.
 9 MR. JUSTICE NICOL: Yes. Ms. Wass, I have 156B, F156B; is that
 10 the right one?
 11 MS. WASS: I am sorry I turned my back, my Lord. The copy I am
 12 going to ask everybody to work from, it may be it should have
 13 been 156A, which is in fact the claimant's. There were
 14 discrepancies, my Lord has two versions, but for the avoidance
 15 of any confrontation at this stage I am going to be working
 16 from the claimant's copy, which is 156A.
 17 THE WITNESS: Would this be at the bottom of the page, on the
 18 right, F978.63?
 19 MS. WASS: No, 62. It is 63 when it actually starts, it says
 20 "indistinct voices".
 21 A. Okay.
 22 Q. 62 is the frontis page, and 63 is where the speaking starts
 23 and it is actually 33 minutes into the tape.
 24 A. Okay.
 25 MR. JUSTICE NICOL: So, just help me at what point in the

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<p>1 DEPP - WASS</p> <p>2 transcript you are going to ask us to start?</p> <p>3 MS. WASS: At the very beginning, because as my Lord sees, the</p> <p>4 transcript starts at 33 minutes into the recording.</p> <p>5 MR. JUSTICE NICOL: I see.</p> <p>6 MS. WASS: That is page 978.63. If we can play it, please.</p> <p>7 MR. JUSTICE NICOL: I do not know if we need assistance?</p> <p>8 MS. WASS: We are getting assistance.</p> <p>9 MR. JUSTICE NICOL: Good. All right. Thank you.</p> <p>10 (Recording played to the court)</p> <p>11 MS. WASS: That is you, Mr. Depp, is it not?</p> <p>12 THE WITNESS: It is indeed, yes.</p> <p>13 Q. Well, you were taken to hospital at some stage, and your staff</p> <p>14 came to the house, Jerry Judge, and ----</p> <p>15 A. Malcolm Connolly.</p> <p>16 Q. Malcolm Connolly. Ben King?</p> <p>17 A. Ben King, Dr. Kipper, Nurse Debbie.</p> <p>18 Q. And at some stage, Debbie Lloyd?</p> <p>19 A. Debbie Lloyd, yes, and Dr. Kipper.</p> <p>20 Q. I am just going to ask you about a few passages -- my Lord</p> <p>21 I will not be doing five hours of this. If my Lord would give</p> <p>22 me a moment to find the reference. (Pause) Go to page 18,</p> <p>23 can you see not the F numbers but the actual printed</p> <p>24 page within the box itself, Mr. Depp?</p> <p>25 A. Yes.</p>	<p>1 DEPP - WASS</p> <p>2 or anything like that, during the time you were with her?</p> <p>3 A. No. No.</p> <p>4 Q. It should not have been a difficult question for you to</p> <p>5 answer, but she has not been ----</p> <p>6 A. I just had to think about it for a second. Sorry, I am not in</p> <p>7 a race.</p> <p>8 Q. Then, at the bottom of page 19, Mr. Judge is saying: "He has</p> <p>9 a small burn on the right-hand side of his face, which she</p> <p>10 says, 'I've seen that yesterday', but she did not say, she</p> <p>11 said 'On Friday, he put a cigarette and burnt his own face</p> <p>12 with a cigarette'. He's not well. We need to help him out."</p> <p>13 This is your employee, Mr. Judge?</p> <p>14 A. Yes.</p> <p>15 Q. Go to page 24. In fact, could you start the page before.</p> <p>16 MR. JUSTICE NICOL: The numbers are disappearing.</p> <p>17 MS. WASS: Mine have disappeared as well. Can we start at</p> <p>18 F978.86. Have you got that, Mr. Depp?</p> <p>19 THE WITNESS: Yes, I do, sorry.</p> <p>20 Q. Right at the bottom, there is a lot of undiscernible material,</p> <p>21 but right at the bottom there is a discussion of money, and</p> <p>22 \$75,000. I am going to suggest that that sum related to the</p> <p>23 amount of damage you had done to that house. Do you know</p> <p>24 anything about this?</p> <p>25 A. I do not, no.</p>
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<p>1 DEPP - WASS</p> <p>2 Q. Can you see page 18?</p> <p>3 A. Yes, ma'am, I have it.</p> <p>4 MR. JUSTICE NICOL: I think the file reference is F978.80.</p> <p>5 MS. WASS: Exactly. For the avoidance of doubt, this is your</p> <p>6 solicitor's version of this tape, there are two versions but</p> <p>7 I am using the one that has been agreed by your solicitors.</p> <p>8 Do you understand?</p> <p>9 A. Yes, I do.</p> <p>10 Q. And at the bottom, we see JJ, would that be Jerry Judge?</p> <p>11 A. Yes, ma'am.</p> <p>12 Q. He said: "I hear what you're saying, I've seen him and I've</p> <p>13 not seen him be this bad. Honestly, he wrecked this place,</p> <p>14 I mean, it's wrecked. Windows broken, the TV, she did it,</p> <p>15 there was a cup thrown, it missed" -- over the page, please --</p> <p>16 "there's bottles thrown. She admits she threw the first, she</p> <p>17 threw a bottle. She wants" -- and then there is possibly a</p> <p>18 word, "settlement" -- "she says she refuses to do, and he was</p> <p>19 shouting at her and screaming at her. She has scratches on</p> <p>20 her left arm." And then Mr. Judge said that as far as he was</p> <p>21 concerned, Ms. Heard's scratches were self-inflicted. Now,</p> <p>22 Mr. Depp, you can confirm that Ms. Heard has never been</p> <p>23 engaged in self-harm, has she?</p> <p>24 A. I do not know that.</p> <p>25 Q. You have never seen her inflict harm on herself, on her arms</p>	<p>1 DEPP - WASS</p> <p>2 Q. You do not know?</p> <p>3 A. About the 75?</p> <p>4 Q. Do you know that the house was very badly damaged, does it</p> <p>5 come as a surprise to you what Jerry Judge was saying about</p> <p>6 "He has wrecked the place"?</p> <p>7 A. It does not come as a surprise to me, it is what Jerry was</p> <p>8 thinking at the time.</p> <p>9 Q. What Jerry was thinking?</p> <p>10 A. What he said is what he was thinking, I believe, yes.</p> <p>11 Q. He said, we do not have to repeat it again.</p> <p>12 A. Jerry Judge was not there during the altercation.</p> <p>13 Q. Jerry Judge had worked for you for a very long time, had he</p> <p>14 not?</p> <p>15 A. Yes.</p> <p>16 Q. He had seen you wreck places before?</p> <p>17 A. He had seen some damages.</p> <p>18 Q. So, he knew exactly what had happened when he went into that</p> <p>19 house. As he said at the bottom of page 18 ----</p> <p>20 MR. SHERBORNE: Was that a question, sorry. Was that a question,</p> <p>21 when you said he knew exactly?</p> <p>22 MR. JUSTICE NICOL: Yes. Ms. Wass, I think you do need to give</p> <p>23 Mr. Depp a chance to answer.</p> <p>24 MS. WASS: Understood. (To the witness) Going back to F978.56,</p> <p>25 sorry, 86, that is my fault. 978.86, which is where we were,</p>

[22] (Pages 433 to 436)

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1 DEPP - WASS
 2 the sum of \$75,000 is mentioned. The speaker says: "There's
 3 blood everywhere. She" -- and then there is something
 4 indiscernible -- "tears, and these two are covered in blood.
 5 The bedroom upstairs" -- something indiscernible -- "down the
 6 bar", are you following this all right?
 7 A. Yes. I am fine, thank you.
 8 Q. "He drank everything in the past week"?
 9 MR. JUSTICE NICOL: Just a moment. Now, where is "he drank
 10 everything in the past week"?
 11 MS. WASS: 978.88.
 12 MR. JUSTICE NICOL: Yes.
 13 MS. WASS: Now, your security was with you before Ms. Heard
 14 arrived, I mean before, in Australia, in the weeks before
 15 Ms. Heard arrived?
 16 A. Yes, ma'am.
 17 Q. And Ms. Heard had not been there a week, had she?
 18 A. I do not know how long she had been there at that point.
 19 Q. "You drank everything in the past week", I suggest, is an
 20 indication that you were drinking before Ms. Heard arrived in
 21 Australia to meet you?
 22 A. I would submit that Jerry Judge was basing it on Amber Heard's
 23 words. I believe that Ms. Heard explained to Mr. Judge that
 24 I had been drinking it all week, I had been doing this and
 25 I had been doing that, which is in continuity with her

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1 DEPP - WASS
 2 actions.
 3 Q. Mr. Judge was with you before Ms. Heard arrived, was he not?
 4 A. Yes, he was.
 5 Q. He would have known what you had been doing for the past week?
 6 A. No. Not necessarily, no.
 7 Q. He may well have known what you were doing for the past week?
 8 A. He did not see me drink. He may have assumed that I had
 9 broken my sobriety again, but I believe that the context of
 10 this comes from Ms. Heard's story.
 11 Q. If the context is different and if the context is -- it is my
 12 paraphrasing -- Mr. Depp has been drinking solidly for the
 13 last week, before Ms. Heard arrived, then your statement
 14 contains yet another lie, does it not, because you did not
 15 break your sobriety because of Ms. Heard's shrewish behaviour;
 16 you had broken your sobriety already?
 17 A. No, ma'am, that is not true. I am sorry, I broke my sobriety
 18 on March 8th.
 19 Q. Then it goes on, "He drank everything in the last week, and
 20 she" -- and this is what Ms. Heard must have told Mr. Judge --
 21 "and within two hours, he had taken ten Ecstasy tablets"?
 22 A. Yes.
 23 Q. Now, can you think of any reason why Ms. Heard would say that
 24 to Mr. Judge if it was not correct?
 25 A. I can only say that I believe it is a wonderful addition to

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1 DEPP - WASS
 2 her dossier that she had been building for a number of years
 3 now.
 4 Q. Part of the hoax was to invent a scenario that you had taken
 5 Ecstasy whereas you had not taken Ecstasy?
 6 A. Part of the hoax was to dismiss me as a wet brain, as a
 7 savage, as an uncontrollable maniac, as a monster, et cetera,
 8 et cetera, because they do keep going on.
 9 Q. Carrying on with what has been written down there, "If someone
 10 keeps supplying him, he is going to OD on this."
 11 A. Yes.
 12 Q. And then we have got a lot of indiscernibles. "She has,
 13 talking about tequila and vodka, because she said he did not
 14 want you to smell it"; yes? Were you drinking tequila and
 15 vodka?
 16 MR. JUSTICE NICOL: Remind me who this is speaking.
 17 MS. WASS: I do not think it is clear, other than it is ---
 18 A. I believe it is Jerry Judge, my Lord.
 19 Q. I think it is. Mr. Depp is correct. If one looks at 978.84,
 20 that is where it is attributed to JJ.
 21 A. As I said previously, on 8th March, I drank, I went down to
 22 the bar in another attempt -- there were many -- to escape
 23 Ms. Heard's violent and rage-filled rant. After hiding in
 24 bathrooms for hours, I went downstairs to the bar and decided
 25 to break my sobriety because I felt -- I did not care any

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1 DEPP - WASS
 2 more. I just decided I needed to numb myself.
 3 Q. You needed to numb yourself?
 4 A. Yes.
 5 Q. According to Mr. Judge, he says at line 20, "She" -- that must
 6 be a reference to Ms. Heard -- "is stone-cold sober"?
 7 MR. JUSTICE NICOL: Where are we now?
 8 MS. WASS: Line 20.
 9 MR. JUSTICE NICOL: This is page?
 10 MS. WASS: The same page we were on, "He drank everything in the
 11 past week". It is the top line.
 12 MR. JUSTICE NICOL: This is now 978.88.
 13 MS. WASS: Exactly, and it is line 19/20.
 14 A. Yes, "indiscernible (unclear), but yesterday she is stone-cold
 15 sober, she does not smell of booze, so him or" -- right.
 16 Q. Go ahead -- sorry, is there something else you want to say?
 17 A. No.
 18 Q. Could you go ahead to F978.105 or 104.
 19 MS. WASS: This is now a conversation between JJ (that is Jerry
 20 Judge) and Ben (Ben King).
 21 MR. SHERBORNE: My Lord, I am sorry to interrupt Ms. Wass, but it
 22 is coming close to five past one.
 23 MS. WASS: I can stop now.
 24 MR. JUSTICE NICOL: If that is a convenient point. You clearly
 25 have not finished this section of what you want to deal with,

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1 DEPP - WASS
 2 but if it is going to take longer than a minute or two,
 3 I think that would be a convenient point to break.
 4 MR. SHERBORNE: Before your Lordship rises, I did anticipate
 5 Ms. Wass was not going to finish. I would not have stopped
 6 her if I thought she was coming close to the end. We do reach
 7 the point where we need your Lordship's assistance, I think,
 8 in relation to how far we have got and what is going to happen
 9 tomorrow. We have not yet finished Australia incident, which
 10 is incident 8 of the 14. We have done four incidents through
 11 the course of the three hours this morning.
 12 I am very concerned about this. I do not think I need
 13 to develop it any more at this stage. What I do not want to
 14 happen, as your Lordship will appreciate, is that reach
 15 4 o'clock or 4.30 and then Ms. Wass says, "I still have to do
 16 X" and I am put in a position where, given your Lordship has
 17 said that lunchtime is the absolute maximum tomorrow, my
 18 re-examination, which yesterday I said was, I thought, just
 19 over the hour, an hour and a bit, that was before we were due
 20 to have seven hours' more cross-examination. At the moment,
 21 that does not give me any additional time.
 22 I am acutely aware that the court does not want to take
 23 up time arguing about how much time there is, but in my
 24 submission, it does really need to be considered early so that
 25 Ms. Wass, to be fair to her, has time to sort out her

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1 DEPP - WASS
 2 cross-examination this afternoon to get through what she needs
 3 to get through. That is why I thought it was sensible to
 4 raise it now as opposed to waiting until 2 o'clock, by which
 5 time it will be a bit late.
 6 MR. JUSTICE NICOL: What is your present estimate as to how long
 7 you need for re-examination?
 8 MR. SHERBORNE: At the moment, I would say about an hour and
 9 three-quarters, something like that, an hour and a half to an
 10 hour and three quarters, but there are still three hours this
 11 afternoon and time tomorrow morning. There are only three
 12 hours that we are playing with tomorrow. I am sure Ms. Wass
 13 will not mind me saying that she suggested that we divide it
 14 in half, but given that I was, as I say, over an hour already
 15 by this morning, probably an hour and ten minutes roughly,
 16 that gives me only another 20 minutes to deal with seven hours
 17 of cross-examination. I want to be fair to Ms. Wass, but we
 18 have only covered four episodes this morning.
 19 MR. JUSTICE NICOL: Ms. Wass, I have said that Mr. Sherborne must
 20 have a reasonable amount of time to re-examine and I have said
 21 I want to finish Mr. Depp, all of his evidence, by lunch time
 22 tomorrow. What is your proposal as to when you should
 23 conclude your cross-examination?
 24 MS. WASS: Well, my Lord, my proposal ----
 25 MR. JUSTICE NICOL: I put it that way because I deliberately did

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1 DEPP - WASS
 2 not say, "When do you want to conclude your
 3 cross-examination?"
 4 MS. WASS: I appreciate it is separate matters. I entirely
 5 understand that. I think I will finish, if I am given an hour
 6 and a half tomorrow, which is why I made the proposal to
 7 Mr. Sherborne that we should split the morning in two.
 8 MR. JUSTICE NICOL: There is no neat way of doing this. I am
 9 going to trim you by 15 minutes and say that you must conclude
 10 by ----
 11 MS. WASS: 11.15.
 12 MR. JUSTICE NICOL: An hour and a quarter into tomorrow.
 13 Mr. Sherborne, that will give you an hour and three-quarters.
 14 I have said to Ms. Wass that I deliberately was not asking her
 15 how much time she wanted to conclude her cross-examination
 16 and I realise that things need to be divided fairly between
 17 the parties. Doing the best I can, I will say that she has an
 18 hour and a quarter tomorrow morning and you will have the
 19 remainder of the morning.
 20 MR. SHERBORNE: My Lord, I am just trying to calculate how long
 21 that is. I understand what your Lordship is saying. That
 22 I think gives me, if you take the morning break, an hour and a
 23 half, an hour and 35 minutes. I am flagging it because
 24 your Lordship will understand that ----
 25 MR. JUSTICE NICOL: Mr. Sherborne, I have said a couple of times

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1 DEPP - WASS
 2 now that I have deliberately phrased it not what you want, but
 3 how fairly to divide the time that is available. I do
 4 appreciate that in an ideal world you would require longer, as
 5 would indeed Ms. Wass require longer, but this is not an ideal
 6 world. We have to deal with practicalities and the
 7 practicalities are that we need to finish Mr. Depp's evidence
 8 by lunchtime tomorrow.
 9 MR. SHERBORNE: My Lord, yes, and I understand that. All I would
 10 say is this, and it is simply so your Lordship understands our
 11 position. In the context of what will have been then close to
 12 17 hours of cross-examination, an hour and a half of
 13 re-examination, in my submission, is not so much a want as a
 14 need. Your Lordship knows what we say and I have heard what
 15 your Lordship says. I will do my best to do it within that
 16 time, but I hope your Lordship will give me some tolerance if
 17 I am unable to do it exactly within that time. I will do my
 18 absolute best.
 19 MR. JUSTICE NICOL: Well, Mr. Sherborne, you were also reminding
 20 me that on Friday afternoon, we are due to have video-linked
 21 witnesses. I cannot now remember where they are from, but
 22 they are attending via video link, and if you were to go into
 23 the afternoon, then that would cause disruption for them.
 24 MR. SHERBORNE: My Lord, yes, but the problem we face is because
 25 the defendants are seeking far more time than was previously

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1 DEPP - WASS
 2 timetabled. With the greatest respect, that is not the
 3 claimant's fault.
 4 I am not trying to argue blame. All I am saying is that
 5 I understand why we have to finish at lunchtime. I am just,
 6 as your Lordship will appreciate, wanting to ensure that I am
 7 giving your Lordship the time estimate when I have not even
 8 heard the rest of the cross-examination. There are another
 9 four hours and 15 minutes left. I have said all, your
 10 Lordship will understand, what I have to say and I have heard
 11 what your Lordship has said.
 12 MR. JUSTICE NICOL: All right. We will say 2.15.
 13 (Adjourned for a short time)
 14
 15 MR. JUSTICE NICOL: Ms. Wass.
 16 MS. WASS: Mr. Depp, we were looking at the transcripts. Do you
 17 still have those open in front of you?
 18 A. I do, ma'am, yes.
 19 Q. The transcripts of the Australian recording?
 20 A. Yes.
 21 Q. What page do you have at the bottom?
 22 A. F978.104.
 23 Q. Lovely. We can take it up when Mr. Judge appears to be
 24 saying, "The television can be replaced, the carpets they are
 25 gone", and then he goes on to say, "Change the TV, put it back

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1 DEPP - WASS
 2 the way it was, it was clean", sorry, "Put it back the way it
 3 was, clean the place up and then move out and we will see what
 4 the damage is." Then, Ben (Ben King) said, "Yeah, it's going
 5 to cost a lot though."
 6 Over the page at page 36, F978.105, the middle of the
 7 page, "The French settee, at least two of them need to be
 8 re-covered. I've got a lot of blood off the floor, I have
 9 scrubbed every bit of the paint off to bring it back, and all
 10 the shit first to see where we are and how bad it is." It
 11 then goes on, but before I ask any more, these security people
 12 of yours, some of whom are your witnesses in this case, did
 13 they tell you afterwards about the damage to the house?
 14 A. Not in terms of financial, they did not explain to me
 15 monetarily, but of course the house was quite damaged, yes.
 16 Q. You accept that the house was -- I am going to use the word
 17 "wrecked". Would you accept that is an accurate word or not?
 18 A. Yes, it was somewhat wrecked.
 19 Q. The house was wrecked. Let us not quibble over the odd
 20 \$10,000, but we are talking five-figure sums; yes?
 21 A. I do not know.
 22 Q. This is what your people are saying in this transcript. We
 23 will look at another transcript in a minute. The damage, I am
 24 going to suggest, it would have taken quite a while to do that
 25 amount of damage. What do you say about that?

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1 DEPP - WASS
 2 A. I disagree.
 3 Q. You did the damage. How long did it take you?
 4 A. I was a party to the damage.
 5 Q. Let us take it in stages. Amber Heard broke one bottle?
 6 A. Well, in fact she threw two bottles at me. The first vodka
 7 bottle went whizzing past my head and the second larger bottle
 8 with the handle, that is what smashed my finger and cut the
 9 tip off, so that is two bottles.
 10 Q. I understand. Your account is that she broke two bottles.
 11 The window was broken by you, the window to the house?
 12 A. No, ma'am.
 13 Q. Do you remember the window breaking?
 14 A. There was a glass door behind me where I was sitting at the
 15 bar.
 16 Q. Do you remember the television breaking?
 17 A. That was upstairs in the kitchen.
 18 Q. I did not ask you where it was. Do you remember it breaking?
 19 A. No, I do not.
 20 Q. You do not remember the television breaking?
 21 A. No.
 22 Q. Do you remember the window breaking?
 23 A. No, I do not.
 24 Q. Do you remember the damage to the floors and the sofas?
 25 A. Yes, I remember there was quite a lot of blood everywhere.

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1 DEPP - WASS
 2 Q. So that was you?
 3 A. That was me bleeding, yes.
 4 Q. Of the damage that was done to the house, who did the most of
 5 it?
 6 A. I would say that it was -- I am sorry, but I would have to say
 7 Ms. Heard.
 8 Q. That is completely untrue, Mr. Depp?
 9 A. Thank you, but it is not.
 10 Q. What exactly is your recollection of all of this?
 11 A. My recollection of all of this?
 12 Q. All of this, yes.
 13 A. Ms. Heard was very upset about this pre-nup, excuse me,
 14 post-nup meeting that she had told me that she had had with an
 15 attorney who was selected by my attorney at the time, to show
 16 her a sample of what a postnuptial agreement would look like.
 17 Ms. Heard, in tears and quite riled up, said to me that the
 18 woman had kind of psychologically tortured her in the sense of
 19 saying, you know, "This is it, you have to sign this", and
 20 Ms. Heard said, "Johnny would never agree to me signing this",
 21 and she said that the woman lawyer then laughed at her and
 22 said, "Oh, he is well aware of this, what this is."
 23 Q. Can I summarise this by saying that your account is that this
 24 disagreement between you and Ms. Heard was over the
 25 post-nuptial agreement, or it started as a result of the

[25] (Pages 445 to 448)

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1 DEPP - WASS
 2 post-nuptial agreement?
 3 A. That is pretty much where it started, yes, and then I called
 4 my attorneys.
 5 Q. You have just said that Ms. Heard was responsible for most of
 6 the damage done to this house?
 7 A. Yes.
 8 Q. You said earlier this morning there were guards patrolling
 9 24/7?
 10 A. There were two security guards ten feet outside the front
 11 door.
 12 Q. Yes, and nobody came in as a result of the sound of smashing
 13 glass or anything like that, did they?
 14 A. I would say that it would be difficult to hear from outside.
 15 It was quite a sturdy big house.
 16 Q. You were talking about shouting, screaming, a window to the
 17 outside of the house being smashed. We know that happened.
 18 Could you be mistaken about security guards being there the
 19 whole time?
 20 A. No, ma'am.
 21 Q. Are you sure about that?
 22 A. Quite sure.
 23 Q. Let us go back to page 36 and at line 22, "She says he drank
 24 at least a bottle of vodka and a bottle of Malbec. She
 25 reckons he took ten Ecstasy tablets ----

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1 DEPP - WASS
 2 MR. JUSTICE NICOL: Which page now?
 3 MS. WASS: I am sorry, the same page we were on.
 4 A. 36 or ----
 5 Q. That is entirely my fault. I do apologise. The
 6 page afterwards, I think we dealt with the TV and the French
 7 settee. No, it was the page I was dealing with. "I have
 8 scrubbed every bit of it", Mr. Judge had said; yes?
 9 MR. JUSTICE NICOL: Give us the number, please.
 10 MS. WASS: 978.105. I thought I had been on that page, my Lord.
 11 MR. JUSTICE NICOL: Yes, "I scrubbed every bit of the paint off to
 12 bring that back".
 13 MS. WASS: Yes, ".... all the shit first to see where we are and
 14 how bad it is. She said he drank at least a bottle of vodka
 15 and a bottle of Malbec. She reckons that he took 10 Ecstasy
 16 tablets. She has made it quite clear she wants to go."
 17 Then on page 978.107, there is a discussion about how
 18 this is all going to be kept quiet, "How can we keep this
 19 quiet? How can...." Okay, let us deal with that. One of the
 20 functions of your people, people you employ, is to manage your
 21 public image, is it not?
 22 A. I would say that, yes, they had a concern for my public image,
 23 yes.
 24 Q. Yes, and wanting things to be kept out of the press which are
 25 bad for you and to stay in the press which are good for you?

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1 DEPP - WASS
 2 A. Well, I think that they would rather not have bad things show
 3 up in the press. I have always been quite a private person.
 4 Q. And if you go over to page 978.111, this is still Jerry Judge
 5 speaking. At line 17, he says, "What I am most concerned with
 6 now is that if the owner sees the house, he will kick us out
 7 and go to the newspapers." This was something that you wanted
 8 to -- I say "you", this is something that your people wanted
 9 to really underplay, was it not?
 10 A. Yes, I am sure they did, as did I when I said that I had
 11 crushed my finger in a door.
 12 Q. You said a number of things and we will come to those in a
 13 minute. Just finally, before we leave this transcript, did
 14 you deface a painting?
 15 A. Did I deface a painting? I cannot recall defacing a painting.
 16 Q. Is that something you are likely to forget?
 17 A. As I said, my state of a mind, I was in a bit of a breakdown.
 18 Q. You are not using the word "breakdown" to describe blackouts,
 19 are you?
 20 A. No, ma'am, I am pretty aware of the difference.
 21 Q. Let me ask you, is defacing a painting something that you are
 22 likely to have forgotten?
 23 A. I recall a painting on a lampshade, on a wall, on a mirror.
 24 I remember dunking my finger into paint thinner and using
 25 paint when I had run out of blood to paint with. And I could

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1 DEPP - WASS
 2 have defaced the painting, I suppose, but I do not remember a
 3 painting specifically.
 4 Q. Page F978.112, this is again Mr. Judge still talking about
 5 everything that had happened, line 5: "There's paint all over
 6 the floor. We can't scrape it because we'll scrape the floor,
 7 which means the whole floor has to be completely sanded back."
 8 Then they say at line 13: "The television, they tell me the
 9 TV is about ten grand, fifteen grand on its own." At line 15:
 10 "There are two pictures here standing, very sexy, the same
 11 picture in a bikini with her hands on her breasts. What did
 12 he do with one of them he painted, he drew or painted a faked
 13 dick on her pussy." Do you remember doing that?
 14 A. No, I do not remember that.
 15 Q. So, there are parts of this episode that you do not remember
 16 at all, because that would be quite a big thing, would it not,
 17 painting a penis on a picture?
 18 A. It would be quite a big thing, I do not recall ----
 19 Q. It is not something you would do by accident, is it, you do
 20 not accidentally ----
 21 A. No, I would say not.
 22 Q. You have no recollection?
 23 A. I am sorry, I am not 100% sure that I can say I did that.
 24 I did not remember doing that to a painting. It is possible.
 25 Q. All right. Can we then go to the next tab, the tab F157, and

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1 DEPP - WASS
 2 this is another tape that exists at the time of this.
 3 MR. JUSTICE NICOL: Just a minute. (Pause) So, this is tab 157?
 4 MS. WASS: Yes, it is another transcript in a similar layout.
 5 MR. JUSTICE NICOL: Yes.
 6 MS. WASS: Again, here, if we look at this on page F9874.
 7 THE WITNESS: At F9874, yes.
 8 Q. "I mean, we estimate at the moment, we estimate to the
 9 accountant about between 100,000 and 150,000 worth of damage."
 10 That is recorded as Mr. Judge. I mean, is he a reasonable
 11 man?
 12 A. Hard to answer. He was, he could be reasonable, yes. I would
 13 say that his estimate is his estimate. I would not begin to
 14 know if that were correct or not.
 15 Q. No, but he is not likely to say it is more, it is a greater
 16 sum than the reality, because of course they would be looking
 17 to you to pay for it. He is not going to under-estimate, is
 18 he?
 19 A. No, I am sure not.
 20 MR. JUSTICE NICOL: Did you mean under-estimate?
 21 MR. SHERBORNE: Over-estimate?
 22 MR. JUSTICE NICOL: Ms. Wass, or did you mean he is not likely to
 23 over-estimate. It is a question to you rather than the
 24 witness.
 25 MS. WASS: I understand, I am just thinking. (To the witness) He

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1 DEPP - WASS
 2 is not likely to say that the damage was more -- my Lord is
 3 absolutely right -- he is not likely to say that the damage
 4 was more than it really was, because it would mean you would
 5 have to pay more than the damage you had actually done?
 6 A. No, I believe under the circumstances it is very likely that
 7 he would estimate it to be more.
 8 Q. Why would he do that?
 9 A. Well, why would he do that? As was his way, he would, as
 10 I said, was he a reasonable man? Yes, he was, in ways. In
 11 others, situations could get a little blown out of proportion.
 12 So, he could be correct, but I am, I do not know.
 13 Q. Could you go to F9879 .
 14 A. Yes, ma'am.
 15 Q. Again, this appears to be Mr. Judge speaking, and he is
 16 recounting a conversation that he says he had with Ms. Heard,
 17 and he says: "She said I slapped him in the face, that's what
 18 started him off." She then says, it was then reported this,
 19 and it is lined 13 and 14: "This house, if we did not step in
 20 today either you would be dead or he would be dead", and there
 21 is something indiscernible; yes?
 22 A. Yes, I see that.
 23 Q. So, it appears Mr. Judge is saying that if they had not come
 24 along when they did, either you would be dead or Ms. Heard
 25 would be dead?

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1 DEPP - WASS
 2 A. That is what he says, yes.
 3 Q. That would be an odd thing to say if it was Ms. Heard who was
 4 the violent partner, the only violent partner; do you agree or
 5 not?
 6 A. "Either you would be dead or he would be dead".
 7 Q. Either Ms. Heard would be dead or Mr. Depp would be dead; you
 8 do not understand the point I am making?
 9 A. I do understand the point you are making. There are several
 10 times when I have spoken to Ms. Heard and said, "Listen, we
 11 are a crime scene waiting to happen".
 12 Q. Yes. We can possibly look at that later today. Finally on
 13 that transcript, page F987.11, Mr. Judge says, at line 24:
 14 "She's got a bruise here, she's got a bruise underneath", and
 15 then he finished it off by saying, "She hit him, she slapped
 16 him yesterday", we have heard him say that already. But the
 17 point is, Mr. Depp, that Mr. Judge, your loyal employee ---
 18 A. Yes.
 19 Q. --- said he noticed cuts in Ms. Heard's arm, do you remember
 20 we looked at before we broke off for lunch?
 21 A. Yes.
 22 Q. Which we can exclude self-harm as far as that is concerned.
 23 MR. SHERBORNE: My Lord, is that a question or a comment?
 24 MR. JUSTICE NICOL: Yes. Ms. Wass, I think please keep to the
 25 questions, please.

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1 DEPP - WASS
 2 MS. WASS: So, Mr. Judge saw two separate injuries on Ms. Heard,
 3 cuts to the forearm and bruises. Are you able to say how
 4 those bruises came on Ms. Heard and how those cuts came on to
 5 Ms. Heard?
 6 THE WITNESS: No. I would imagine that when you are in a
 7 situation where someone confronts you with aggression, with
 8 violence, with an object, if you are trying to save your head
 9 from being split open by something, you might want to try to
 10 control that person, so that you do not end up with one eye,
 11 or something hideous of that nature.
 12 Q. You see, when your staff arrived, they tried to take you to
 13 hospital, did they not?
 14 A. They did take me to the hospital.
 15 Q. You did not go straightaway, did you?
 16 A. No, I did not go straightaway.
 17 Q. You went outside the front door and said, "I need to take a
 18 fucking piss, it's my house". Do you remember saying that?
 19 A. No, ma'am.
 20 Q. No? And you urinated outside the front door.
 21 A. I do not believe that happened.
 22 Q. You do not believe that happened. Then you came into the
 23 house and you did the same thing in the house?
 24 A. I do not believe that happened, especially since I had a
 25 severed finger on my right hand. I do not believe that

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1 DEPP - WASS
 2 happened.
 3 Q. All right. Could you go to file 4.
 4 MR. JUSTICE NICOL: Can we put 5 away?
 5 MS. WASS: Yes.
 6 MR. JUSTICE NICOL: File 4, which tab, please?
 7 MS. WASS: It is tab 137, page F845.
 8 THE WITNESS: Sorry, F?
 9 MS. WASS: I was going to check my reference for that. Forgive
 10 me. It is 844.
 11 A. Yes, ma'am.
 12 Q. This is what Dr. Kipper's notes say about this incident. "At
 13 11.30, ND receives a text message that from a client that he
 14 has been arguing with wife and that he has cut his finger.
 15 According to patient, his assistant in security were on their
 16 way to pick him up", yes?
 17 A. Yes.
 18 Q. Suggesting that you sent the text to Dr. Kipper before the
 19 security had reached the house?
 20 A. Yes.
 21 Q. Then, at 1300: "Patient was having a hard time leaving the
 22 house, so security suggested that MD and RN go to the house
 23 to see the patient."
 24 A. Yes, I see that.
 25 Q. What hard time were you having leaving the house?

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1 DEPP - WASS
 2 A. I do not recall, but I seem to have some memory of, once Jerry
 3 and everyone had gotten there, I have some slight memory of
 4 just going to sleep for a little while.
 5 Q. Because we heard the rather angry voice on the tape earlier,
 6 you went to sleep after that, do you say?
 7 A. No, I believe that was right before I went to the ----
 8 Q. To the hospital?
 9 A. ---- to the hospital. So, I was asleep just prior to that.
 10 It was not a long, drawn out sleep; a nap, let us say.
 11 Q. Can you go to tab 7 now.
 12 MR. JUSTICE NICOL: Just a minute. (Pause) You say that between
 13 your security people arriving and going to the hospital, you
 14 took a nap?
 15 THE WITNESS: Yes, my Lord.
 16 MR. JUSTICE NICOL: Thank you.
 17 THE WITNESS: Sorry, file 7?
 18 MS. WASS: File 7, tab 5B. (Pause) Have you got that, Mr. Depp?
 19 A. I believe I do.
 20 Q. That document is in landscape format.
 21 A. Yes.
 22 Q. If you go to H30.6, this is a document a compilation document
 23 of texts provided by your solicitors, and I am using this
 24 document.
 25 MR. JUSTICE NICOL: Just a moment. (Pause) Yes. I have it now.

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1 DEPP - WASS
 2 Thank you.
 3 MS. WASS: Yes. It is a long text, not the bottom one, but the
 4 one up from the bottom; do you see that?
 5 THE WITNESS: The one up from the bottom, the long one?
 6 Q. The long one.
 7 A. Yes.
 8 Q. That is a text from you to Dr. Kipper, and it says this: "Hi,
 9 am fucked man, had another one, I just cannot live like this,
 10 she is as full of shit as a Christmas goose." You are talking
 11 about Ms. Heard?
 12 A. Yes.
 13 Q. "I'm done, no more. The constant insults, the demeaning,
 14 belittling, most heartbreaking spew that is only released from
 15 a malicious, evil and vindictive cunt. You know what, far
 16 more hurtful than her venomous and degrading endless
 17 educational ranting is her hideously and purposely hurtful
 18 tirades and her god damn shocking treatment of the man she was
 19 meant to love above all. Here's the real deal mate, her
 20 obsession with herself, it's far more important, she is so
 21 fucking ambitious she's is so desperate for success and fame,
 22 that's probably why I was acquired, mate. Although she has
 23 hammered me with what a sad old man has been I am, Cowan has
 24 done me the most cruel favours, so I am very sad." That is a
 25 reference to Dr. Cowan, the doctor who was treating Ms. Heard

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1 DEPP - WASS
 2 for anxiety; agreed?
 3 A. Yes.
 4 Q. "I am so very sad. I cut the top of my finger off. What
 5 should I do, except of course go to hospital. I'm so
 6 embarrassed for jumping into anything with her." Would you
 7 agree you were not painting Ms. Heard in flattering terms in
 8 that text to Dr. Kipper?
 9 A. I would agree with that, yes.
 10 Q. It would have been the perfect opportunity for you to say to
 11 Dr. Kipper that in fact Ms. Heard had cut off your finger?
 12 A. If I had been very specific about the incident I would have
 13 said that, I did not say I cut off my own finger -- what does
 14 it say, "I cut the top of my middle finger off, what should
 15 I do?" It is, I would say it is more a question of just,
 16 language, you just say "look, I cut my finger off", that does
 17 not mean to say I myself did it.
 18 Q. Are you serious?
 19 A. I am sorry, can you repeat that question?
 20 Q. You are insulting Ms. Heard in this text to Dr. Kipper?
 21 A. Yes.
 22 Q. No holds barred, if I may say so, and this would have been the
 23 perfect opportunity for you to say, "Not only is she all these
 24 expletives you are using, but guess what, she threw a bottle
 25 at me and it has resulted in her cutting off my finger",

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1 DEPP - WASS
 2 something like that. You are not unable to express yourself
 3 in this text, are you?
 4 A. No, I am not unable to express myself. I do not know why
 5 I did not put in great detail, she has cut my finger off with
 6 a vodka bottle, or thrown it, I cannot tell you why I did not
 7 say that, but it was pretty clear when they got there what had
 8 commenced and what had happened.
 9 Q. It would have been pretty clear, it would not have needed any
 10 explanation, instead of "I cut the top of my middle finger
 11 off", "she cut the top of my middle finger off". Two more
 12 letters of text, and yet you chose to say, "I cut the top of
 13 my middle finger off"?
 14 A. I believe this is semantics.
 15 Q. All right. The very next text that you seem to send is to
 16 Nathan Holmes: "Need more whitey stuff, ASAP, brother man,
 17 and the E business. Please, I'm in bad bad shape, say nothing
 18 to nobody."
 19 A. Yes, I see that.
 20 Q. We can go back to the Nathan Holmes texts but that is to
 21 Nathan Holmes from you at a time when you have just written a
 22 very long text to Dr. Kipper. "Whitey stuff" is cocaine, is
 23 it not?
 24 A. "Whitey stuff" is cocaine, yes.
 25 Q. You did not just need "whitey stuff", you needed more "whitey

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1 DEPP - WASS
 2 stuff"?
 3 A. "Need more whitey stuff", yes, that is what it seems to imply,
 4 but ----
 5 Q. It also seems -- carry on. Did you want to say something
 6 else?
 7 A. By this time, this is 1.05 in the morning, March 8th 2015,
 8 1.05 in the morning, March 8th 2015, this is prior to the
 9 argument.
 10 Q. It is obviously not prior to the argument, because this is a
 11 document prepared by your solicitors; all right?
 12 A. I believe that -- well ----
 13 Q. Forgive me, this will help you. The text sent to Dr. Kipper
 14 "I cut the top of my finger off" was sent before the
 15 Nathan Holmes text, which suggests that you were asking for
 16 cocaine and the E business, which I am going to say is
 17 Ecstasy, straight after telling Dr. Kipper that had you cut
 18 your finger off. It was not before at all. Let us go over,
 19 because it might ----
 20 MR. JUSTICE NICOL: Just a minute. Let Mr. Depp answer that.
 21 Mr. Depp, do you agree that looking at this sequence of texts,
 22 the one to Mr. Holmes follows the one to Dr. Kipper, and the
 23 one to Dr. Kipper refers to you already having cut your finger
 24 off?
 25 THE WITNESS: Yes, indeed it does. However, the time is 1 o'clock

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1 DEPP - WASS
 2 in the morning, on both of these texts, the argument or the
 3 altercation only took place in the, from probably 11 or 10, 9,
 4 10, to roughly noon or something. So, this is prior to the
 5 argument.
 6 MR. SHERBORNE: There is a time issue.
 7 MR. JUSTICE NICOL: I was going to ask whether that might be the
 8 explanation. You have pointed out that the time of the text
 9 is recorded as 1.05 a.m.
 10 THE WITNESS: Yes, my Lord.
 11 Q. I do not know if you are able to say, from your knowledge,
 12 whether that time would have been affected by this being in
 13 Australia?
 14 A. I suppose it could be. But, if I am on Australia time, we
 15 were on Australia time, I am guessing the phone was not
 16 correct or set weird, I do not know. All I am saying is that
 17 the argument or the nasty interaction between Ms. Heard and
 18 myself happened on the, in terms of this time, it happened far
 19 later, it happened ----
 20 MS. WASS: Mr. Depp, what I am asking you about, and I think your
 21 barrister, Mr. Sherborne agrees, the times we have to factor
 22 in -- it may be we can put in an agreed local Australian
 23 time -- but what is important, do you see, is the order that
 24 your finger, you have cut your finger off and straightaway,
 25 after telling your doctor that you cut your finger off, you

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1 DEPP - WASS
 2 are asking for cocaine and Ecstasy.
 3 A. Yes. That is what it ----
 4 Q. That is what it looks like.
 5 A. ---- appears to be, and it is entirely possible that I was, in
 6 the state that I was in.
 7 Q. Can you turn the page over. Nathan Holmes said "okey-dokey"
 8 at the top of that page?
 9 A. Yes.
 10 Q. We have a series of texts from Malcolm Connolly, he is another
 11 one of your assistants, security, is he?
 12 A. Security, yes.
 13 Q. He is saying be there in 20 minutes ----
 14 MR. JUSTICE NICOL: 30 minutes, is it?
 15 MS. WASS: Sorry, yes. Then Nathan says: Be there in 20 minutes,
 16 stay calm, 15 minutes, 10 minutes", he is giving you a
 17 countdown as he is coming over to you; yes?
 18 A. Yes, ma'am.
 19 Q. So, clearly, your security was about 30 minutes away, would
 20 you agree that is the obvious conclusion from that?
 21 A. Malcolm Connolly was, yes, it seems, 20 minutes, 30 minutes,
 22 15 minutes, yes.
 23 Q. At the bottom of that page, we see a text, we can work out, is
 24 to Christie because we see it in another document as Christie,
 25 second from the bottom: "Hi, cancel the post nuptial. More

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1 DEPP - WASS
 2 likely we should investigate an annulment. Beyond that
 3 I would really like to speak for 10 minutes wherever we get a
 4 chance." This was you to your sister, effectively saying, "My
 5 marriage is over, get me out of this marriage", I paraphrase,
 6 but do you agree?
 7 A. Yes, ma'am.
 8 Q. That would have been another opportunity for you to say, "She
 9 has now gone and cut off my finger" or words to that effect?
 10 A. I believe I would really love to speak to you for ten minutes
 11 ----
 12 Q. Was about that?
 13 A. About speaking to her, so that I could explain. It is kind
 14 of, I felt it might be a little abrupt ----
 15 Q. To say it in the text?
 16 A. To say it in the text, also there was a part of me that was
 17 thinking of protecting Ms. Heard from having chopped another
 18 person's finger off.
 19 Q. You are not protecting her; you are saying get an annulment?
 20 A. I wanted a divorce, there was no question. But I was still
 21 protecting her from the fact that she had severed the tip of
 22 my finger, by throwing an enormous vodka bottle at me, which
 23 took it off.
 24 Q. That would have helped you enormously in a divorce, to suggest
 25 you had been attacked by your wife?

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1 DEPP - WASS
 2 A. Yes, it probably would have.
 3 Q. But ----
 4 A. When I spoke to Amber about a divorce, which will come up at
 5 some point, I had explained to her that we can do this very
 6 peacefully and end it and make it nice. So ----
 7 Q. Okay, I understand what you are saying. You are protecting
 8 Ms. Heard and you did not want to shock your sister by telling
 9 her that you had a nasty accident in a text?
 10 A. Yes, I did not want to worry her saying my finger has been
 11 chopped off.
 12 Q. So, you sent a text saying, this is the last one on that page:
 13 "Fucked up my finger pretty nasty. Also can you see if we can
 14 a plane for tomorrow, I'm gagging to be back." Yes?
 15 A. Yes.
 16 Q. Two opportunities you had to tell people that Ms. Heard had
 17 cut your finger off, if indeed that had happened, and you did
 18 not take either of those opportunities?
 19 A. No, I did not.
 20 Q. Could you go to file 4, F759, and I will give you the
 21 reference, it is tab 132.
 22 A. Yes.
 23 Q. This was an e-mail, it appears just above -- does my Lord have
 24 it?
 25 MR. JUSTICE NICOL: I do.

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1 DEPP - WASS
 2 MS. WASS: Above the top hole punch, it is from Professor
 3 Sauni(?), the consultant, and it is to Dr. Kipper, and he is
 4 saying, he is attaching the notes about your finger, and it
 5 says: "Re Robert Wells" -- you gave an anonymous name, to
 6 protect your identity in Australia, you used an alias?
 7 A. Yes, ma'am.
 8 Q. "51M, right ring finger injury ...(reads to the words)...
 9 right hand dominance", you are right-handed?
 10 A. Yes.
 11 Q. "Unclear history of traumatic event and no witnesses".
 12 A. Yes.
 13 Q. You would have said, would you, to the doctor treating you
 14 that you had no recollection of what happened; you were
 15 unclear about it?
 16 A. The emergency room doctor that I saw first was told that it
 17 was a -- I believe that Mr. Judge wanted to go with the story
 18 about me chopping the tip of my finger off with a knife.
 19 I thought that that would not work exactly, for production and
 20 such. That is when I suggested that we use the accordion
 21 door, which was very, very large and very heavy, and say that
 22 I got it trapped in the accordion door. So I told that to the
 23 attendant physician at the emergency room and he did not
 24 believe my story.
 25 Q. He is not saying, "I have been told some absurd story about it

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1 DEPP - WASS
 2 being trapped in an accordion door", he is saying, "Unclear
 3 history of traumatic event"?
 4 A. I think he is trying to be discreet in terms of me giving him
 5 one story and him knowing that it is not possible.
 6 Q. You are just imagining this, Mr. Depp. This is a doctor who
 7 had a duty to write down the history of what you, the patient,
 8 said had happened to his finger and he said "Unclear history".
 9 He is not part of your PR team trying to protect your
 10 reputation. Anyway, if you cannot explain it, you cannot
 11 explain it ----
 12 A. I can explain what the doctor said to me. He looked at me and
 13 said, "It is not, this was not done, your finger was not
 14 injured by a door. What actually happened?" I said, "It
 15 was", and he said, "It is impossible because this is a wound
 16 of velocity", is how he put it, as the bones in the tip of my
 17 finger were crushed and all over the place within the finger
 18 and the tip of the finger was gone.
 19 Q. So you have a clear recollection of your conversation with
 20 this doctor, do you, despite ----
 21 A. Yes, ma'am, because I do not believe this is the emergency
 22 room doctor.
 23 Q. What it also says is, "Patient under the influence and not
 24 coherent, nor sure of mechanism." Is that also incorrect?
 25 A. "Patient under the influence" -- no, patient was definitely

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1 DEPP - WASS
 2 under the influence at that time.
 3 Q. "Not coherent"?
 4 A. This is the -- is this the emergency room doctor or the -- it
 5 sounds like the emergency room doctor, but it says March 9th
 6 on it.
 7 Q. Yes.
 8 A. Yes.
 9 Q. "Not sure of mechanism". That, in English, means not sure how
 10 it happened?
 11 A. "Not sure of mechanism". "Not coherent, nor sure of
 12 mechanism."
 13 Q. Anyway, you do not know; is that the answer?
 14 A. Patient was definitely under the influence. As to my
 15 coherency, it was probably iffy, but that would have been at
 16 the emergency room. The next day, when I saw a finger
 17 specialist or a surgeon, that was the doctor who told me that
 18 I was not being truthful, that it was an injury of velocity.
 19 Q. Go, please, to the following tab, page F761. This is a
 20 hospital record from a Dr. Stephen Grant?
 21 A. I am sorry, I have 762.
 22 MS. WASS: Does my Lord have a copy ----
 23 MR. JUSTICE NICOL: Yes, I do.
 24 THE WITNESS: Okay, yes, I see it. Yes, it is on the second page.
 25 MS. WASS: This is a document prepared by Dr. Stephen Grant from

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1 DEPP - WASS
 2 the Gold Coast University Hospital. He says this: "Thank you
 3 for seeing and treating this patient. He sustained an injury
 4 to his right middle finger tonight after accidentally cutting
 5 it with a kitchen knife ...(reads to the words)... more
 6 proximately suggested of a crushing mechanism." That is what
 7 this doctor has said, a crushing mechanism, having looked at
 8 the X-rays.
 9 A. Yes.
 10 Q. That does not include the words "injury of velocity" which you
 11 have suggested was said by the doctors?
 12 A. This is dated March 8th, 2015, which is the day of the
 13 incident. So, this presumably -- yes, it is, I see at the
 14 bottom, "He will be followed up tomorrow by Dr. Sauni(?) and
 15 surgical ----
 16 Q. Yes, he is the doctor I read first.
 17 A. Exactly, so that was March 9th and this is March 8th. This is
 18 the emergency room doctor.
 19 Q. You see, the emergency doctor is suggesting that there were
 20 two fractures. Can I just ask you this. You have, in the
 21 past, given a demonstration about your hand being on a surface
 22 where you were hit, at high speed, with a bottle?
 23 A. My ----
 24 Q. I do not need you to repeat it again.
 25 A. My right hand was here.

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1 DEPP - WASS
 2 Q. Yes. You say Ms. Heard threw the bottle at you from a
 3 distance of a couple of feet, several feet?
 4 A. I would say it was around eight feet.
 5 Q. Eight feet. What she did not do is get the bottle and crush
 6 your finger with it like that (indicating), like beating a
 7 piece of meat?
 8 A. No, she threw it quite hard at me.
 9 Q. And the bottle was not broken at the time?
 10 A. No, not until it hit my finger.
 11 Q. Then it hit your finger ----
 12 A. And exploded.
 13 Q. Exploded?
 14 A. Yes.
 15 Q. Yet you had no glass splintering on your hands at any time,
 16 did you?
 17 A. I really do not know about glass.
 18 Q. No one has mentioned that in any of the reports?
 19 A. I do not know. I did not inspect my finger all that well.
 20 Q. Could you go to the text schedule that we have been working on
 21 behind divider 6, 119?
 22 MR. JUSTICE NICOL: Volume 6.
 23 MS. WASS: Volume 6, sorry. 119, volume 6.
 24 A. Yes.
 25 Q. Go to page 64 at the bottom. Four texts down, there is a text

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1 DEPP - WASS
 2 from you to Mr. Bettany; yes? Mr. Depp?
 3 A. I am looking for it. Oh, yes, I see.
 4 Q. Mr. Bettany, I think you told us yesterday, did not think very
 5 much of Ms. Heard?
 6 A. No, he did not.
 7 Q. And what you say to him is this: "I love you so very much, my
 8 Pauly, my brother, my friend. So, just had the tip of me
 9 finger lopped off, as it happens. My all. J." So you chose
 10 deliberately, did you, not to tell Mr. Bettany that it was in
 11 fact Ms. Heard, who he disliked, who had cut the top of your
 12 finger off?
 13 A. I did not say that to Mr. Bettany in that text, no.
 14 Q. So, so far, we have you did not tell the hospital, you did not
 15 tell Dr. Kipper, you did not tell your sister, and you did not
 16 tell Mr. Bettany?
 17 A. Not exactly correct. I did tell Dr. Kipper. Dr. Kipper was
 18 well aware of what happened, as was Nurse Lloyd.
 19 Q. You told Dr. Kipper after Ms. Heard got a domestic violence
 20 restraining order against you, and we will come and look at
 21 that text?
 22 A. I told Dr. Kipper when he arrived at our house.
 23 Q. That is entirely untrue. You have reinvented the account of
 24 how this happened?
 25 A. No, ma'am.

[31] (Pages 469 to 472)

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1 DEPP - WASS
 2 Q. Just finally, your nail was not actually damaged, it was the
 3 other side of your finger that was missing, was it not, the
 4 fleshy side?
 5 A. The nail was taken from -- well, at the nail all down through
 6 here is what was gone.
 7 Q. The underneath of the finger?
 8 A. The front of the finger.
 9 Q. I am calling it the underneath because if your fingers are on
 10 a surface, the underneath part, which has contact with the
 11 surface, was the part that was damaged, was it not?
 12 A. This was all gone. This is the angle, and Ms. Heard is there
 13 about eight feet away, roughly, and that is where the impact
 14 was, on this side of the finger. It was not pointing towards
 15 her; it was in this, sorry, in this position, again on a
 16 marbled bar, and that is what did the damage, if you will.
 17 Q. I am going to ask you about one more text from Dr. Kipper, and
 18 it is in file 9. What I am going to do, Mr. Depp, rather than
 19 look it up, I am going to read it out to you and ask you
 20 whether you agree you sent it?
 21 A. I would almost rather look at it while you are reading it.
 22 Q. Then let us get it out. File 9?
 23 A. Thank you.
 24 Q. File 9, tab 110?
 25 A. Tab 110? (Pause) Yes, ma'am.

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1 DEPP - WASS
 2 Q. It should say K107. Does my Lord have it?
 3 MR. JUSTICE NICOL: Yes.
 4 MS. WASS: K107 at the bottom. K107 has the Christmas goose text
 5 in it. K108, at the top, says: "Thank you for everything.
 6 I have chopped off my left middle finger as a reminder that
 7 I should never cut my finger off again."
 8 MR. JUSTICE NICOL: Just a minute, K108.
 9 MS. WASS: Yes.
 10 MR. JUSTICE NICOL: I see. You are reading not from the beginning
 11 of the text.
 12 MS. WASS: No.
 13 MR. JUSTICE NICOL: What was your question about that text,
 14 please?
 15 MS. WASS: Did he send it?
 16 A. Yes, I did. I am sure I did.
 17 Q. Right, you can put that away now. We can go on to the next
 18 incident which took place in LA a few weeks later.
 19 A. I did not chop my left finger off, in case you were concerned.
 20 Q. That is very good to know. By 23rd March, you and Ms. Heard
 21 were both back in the USA. You can put the texts away.
 22 A. Sorry, I thought you were looking for another one.
 23 Q. No.
 24 A. Okay, continue. I am sorry.
 25 Q. I was going to another incident, not another text. By 23rd

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1 DEPP - WASS
 2 March, you and Ms. Heard were both back in the USA and she was
 3 based in the Eastern Columbia Building?
 4 A. Yes. That is where we lived, yes.
 5 Q. You had a number of places where you could live other than
 6 that. You had your Sweetzer house as well?
 7 A. Yes.
 8 Q. But where you lived together was in the penthouse suite of the
 9 Eastern Columbia Building?
 10 A. Yes.
 11 Q. I think you had bought five penthouses on that floor?
 12 A. Yes.
 13 Q. They are called PH1-5, are they not? That is how people refer
 14 to them.
 15 A. Yes.
 16 Q. PH1 was occupied by Ms. Heard's friend, somebody called Raquel
 17 Pennington, known as Rocky?
 18 A. Yes.
 19 Q. And her fiancee at the time, Josh Drew?
 20 A. Yes.
 21 Q. PH2 was occupied by your friend Isaac Baruch?
 22 A. Yes.
 23 Q. Who was an artist. You and Ms. Heard lived in PH3?
 24 A. Yes.
 25 Q. You used PH5 as an area for keeping clothes. It was a

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1 DEPP - WASS
 2 wardrobe and you used to store your possessions there?
 3 A. Ms. Heard had the two top, there are two bedrooms in penthouse
 4 5, on the top upper floor. Those were her closets.
 5 Q. Her wardrobes?
 6 A. Yes, they were not mine.
 7 Q. All right. There was not any wardrobe space in PH3, was
 8 there?
 9 A. Not to accommodate Ms. Heard's collection.
 10 Q. All right. PH4 was occupied at the time we are talking about,
 11 in March 2015, by Ms. Heard's sister, Whitney, who we know you
 12 called Sis?
 13 A. Yes. I do not recall if she was living there still then at
 14 that point or not. She lived there for quite a long time.
 15 Q. And there were connecting doors that you had put in between
 16 PH3, PH4 and PH5 on the upper floors?
 17 A. That is correct.
 18 Q. So it presumably was not there when these were self-contained
 19 flats, but since you owned all of them, it was something that
 20 was done under your ownership, was it?
 21 A. Yes, ma'am.
 22 Q. Again, we have established that you had the property in
 23 Sweetzer. Do you remember I asked you yesterday about
 24 Rochelle Hathaway?
 25 A. Yes.

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1 DEPP - WASS
 2 Q. In March 2015, after the Australian incident, the relationship
 3 between you and Ms. Heard was not great, but it was still
 4 going ahead, was it not? You did not file for divorce,
 5 contrary to your feelings in your texts that we have seen?
 6 A. I did not file for divorce, but I did not have much hope for
 7 our future.
 8 Q. Right. Were you living at PH3 with Ms. Heard at the time or
 9 not?
 10 A. She left Australia, I think, the day after the incident. So I
 11 left and went back to Los Angeles, and I am pretty sure that
 12 I went and stayed at Sweetzer, my other house.
 13 Q. On the 23rd, you and Ms. Heard had an argument because she
 14 found out that you were having an affair with Rochelle?
 15 A. Well, she was quite jealous of Rochelle, and several other
 16 people. So I do not know that she found out that I was having
 17 an affair. I do not recall having an affair ----
 18 Q. That is what the argument was about. You remember that
 19 argument. Whitney was involved in that argument, at the top
 20 of the staircase.
 21 A. I do not recall that that argument was about Rochelle.
 22 Q. About Rochelle; all right?
 23 A. No, I do not.
 24 Q. And you arrived at penthouse 3 with one of your security team,
 25 Travis McGivern; yes?

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1 DEPP - WASS
 2 A. Yes. Travis McGivern was there, yes.
 3 Q. Was there anybody else apart from Travis McGivern there?
 4 A. Debbie Lloyd was there.
 5 Q. Debbie Lloyd was the nurse, was she not?
 6 A. Yes.
 7 Q. And again, I suggest that you had been drinking, you were
 8 extremely angry, and you were very angry that Ms. Heard had
 9 the temerity to suggest that you had been having an affair
 10 with someone else. She was very cross, was she not, that day?
 11 A. She was very cross.
 12 Q. You do not like being told what to do by other people.
 13 A. I do not like being screamed at and demeaned and treated like
 14 some sort of, something less than the person in front of me.
 15 Q. And you went into PH5, where Ms. Heard kept her clothing, kept
 16 her wardrobe, and started knocking over all the items and
 17 smashing things?
 18 A. What I recall of Ms. Heard's wardrobe was that there are
 19 photographs of it all knocked down.
 20 Q. Yes, there are.
 21 A. I think it is very easy for her to say that I did it.
 22 MR. JUSTICE NICOL: Well, whether it is easy for her to say or not
 23 ----
 24 A. I did not do it.
 25 Q. Did you do it?

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1 DEPP - WASS
 2 A. I did not do it.
 3 MS. WASS: So this must be another aspect of the hoax, that she
 4 destroyed her own clothes in order to photograph them, in
 5 order to store that up so she could accuse you of that when
 6 she got divorced over a year later? That is how that would
 7 work, is it not?
 8 A. In my estimation, again she was building a wonderful dossier
 9 and insurance policy for when we did break up.
 10 Q. And you had been drinking and I suggest you were doing the
 11 smashing up of her possessions. Ms. Heard ran over to her
 12 sister through the connecting door. Whitney was in PH4 at the
 13 time, Ms. Heard was shouting that you had cheated on her, and
 14 Whitney came out and came to the top of the stairs at PH5.
 15 A. We were in PH5 and we were at the top of the stairs, that
 16 I recall.
 17 Q. That you do agree with?
 18 A. Yes.
 19 Q. You had an empty bottle of whisky in your hand?
 20 A. No, ma'am.
 21 Q. As you said, Debbie Lloyd was there too and you were speaking
 22 rather incoherently, rather like we heard on that tape in
 23 Australia before lunch today, and you were denying having an
 24 affair, and then, on the other hand, you were saying that
 25 Ms. Heard made you do it, so two completely conflicting

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1 DEPP - WASS
 2 accounts you were giving, do you remember that?
 3 A. What is the question?
 4 Q. I am suggesting -- again, it is one of these situations,
 5 Mr. Depp, where you either accept or you agree with what I say
 6 or you say it did not happen -- that Ms. Heard was accusing
 7 you of having an affair. Do you remember that or not?
 8 A. I do not recall that argument in particular was about that.
 9 She did that quite a lot.
 10 Q. And this was the occasion when she accused you of having an
 11 affair with Rochelle, just for the avoidance of doubt. You do
 12 not recall that?
 13 A. No.
 14 Q. You denied having an affair with Rochelle.
 15 A. I did not have an affair with Rochelle.
 16 Q. Did you deny having an affair with Rochelle?
 17 A. I deny having an affair with Rochelle.
 18 Q. Did you also say, in the next breath, that it was Ms. Heard
 19 who had made you have an affair with Rochelle?
 20 A. I do not recall. I do not recall that. I do not recall ever
 21 seeing Rochelle at that time.
 22 Q. Ms. Heard was on the mezzanine level of the stairs and she was
 23 shouting abuse at you, saying "Fuck you", and you responded,
 24 did you not?
 25 A. I am pretty sure that her dialogue was a little bit more

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1 DEPP - WASS
 2 expressive than just those words. I do not know what else to
 3 say. Yes, she was out of control and she was looking for a
 4 physical fight.
 5 Q. She was shouting at you and you were shouting back calling her
 6 a whore and an ugly old cunt?
 7 A. I do not recall using those words, but it does not sound
 8 extraordinarily outside of ----
 9 Q. Whitney came up to the mezzanine level to try and calm her
 10 sister down?
 11 A. I remember Whitney there, yes.
 12 Q. You were screaming "Fuck you bitches, you cunts" to both
 13 Whitney and to Ms. Heard?
 14 A. No.
 15 Q. You started coming to the staircase, the part of the staircase
 16 where Ms. Heard and her sister were standing, Whitney was
 17 standing at the edge of the staircase and you pushed Whitney
 18 out of the way so that you could hit Ms. Heard, and you struck
 19 Whitney in the arm in an attempt to hit Ms. Heard?
 20 A. Untrue.
 21 Q. Untrue. Ms. Heard then shouted "Don't hit my sister", and
 22 Ms. Heard then hit you?
 23 A. Yes.
 24 MR. JUSTICE NICOL: Just a moment. (Pause) Yes.
 25 MS. WASS: That was the first time that Ms. Heard had ever caused

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1 DEPP - WASS
 2 injury to you, physical injury?
 3 THE WITNESS: That is not true. And I -- Travis McGivern was in
 4 the room, as was Ms. Lloyd.
 5 Q. Travis McGivern of course on your payroll?
 6 A. So was Debbie Lloyd, by the way.
 7 Q. You have explained, when you were in Australia, it would be
 8 quite, it would not be unusual for you and your security team
 9 to decide what you were going to say, as you did with this
 10 story about the accordion door and your finger injury. You
 11 gave us an account of all of you are putting your heads
 12 together and deciding what story to come up with?
 13 A. No, I came up with the story of crushing my finger in the
 14 door, everything else Jerry Judge suggested that I say I cut
 15 my finger off with a knife.
 16 Q. Let us move on from the finger, I think we have covered that.
 17 A. I am sorry, I thought you wanted me to explain.
 18 Q. No. What I am suggesting is that Mr. Travis McGivern is on
 19 your payroll, I think you have agreed, and you said so was
 20 Debbie Lloyd?
 21 A. Therefore, a former police officer is lying for me?
 22 MR. JUSTICE NICOL: Mr. Depp ----
 23 THE WITNESS: I am sorry.
 24 MR. JUSTICE NICOL: That is all right, I understand. We will
 25 progress a bit quicker if you can keep yourself to answering

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1 DEPP - WASS
 2 the questions.
 3 THE WITNESS: Yes, it becomes difficult. I am sorry.
 4 MS. WASS: You grabbed Amber Heard by the hair and then you hit
 5 her in the head.
 6 THE WITNESS: No.
 7 MR. SHERBORNE: My Lord, can I ask, sorry, there is a point in
 8 this, is Ms. Wass putting to Mr. Depp that he conspired with
 9 Mr. McGivern to lie about this? Because that is what was put,
 10 that is what Mr. Depp was answering, with respect to
 11 your Lordship. So, if it is going to be put, then it should
 12 be put and Mr. Depp can answer it.
 13 MS. WASS: All right. Mr. Depp, can I just finish this episode
 14 and then I will put all of the episodes about Mr. McGivern.
 15 MR. JUSTICE NICOL: At the moment, I have a note that you asked
 16 Mr. Depp whether he grabbed Ms. Heard by the hair.
 17 MS. WASS: Yes.
 18 MR. JUSTICE NICOL: I have not got an answer to that.
 19 THE WITNESS: Sorry. No, I did not grab her.
 20 MS. WASS: Then you hit her in the head.
 21 A. No, ma'am, I did not.
 22 Q. Then Whitney took Ms. Heard back to PH3 and at that stage you
 23 were smashing things, more things in PH5, the wardrobe area,
 24 shouting "Fucking cunts, fucking whores, I hate you"?
 25 A. If think were in penthouse 3 they could not ----

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1 DEPP - WASS
 2 Q. Did that happen or not?
 3 A. It did not happen.
 4 Q. We have photographs of PH5 ransacked. Is your answer you did
 5 not do it, they must have done it as part of this insurance
 6 policy?
 7 A. Yes.
 8 Q. That is very helpful. Thank you. Go to the text messages,
 9 please, page 64.
 10 MR. JUSTICE NICOL: This is volume 6, tab 119, page 64.
 11 MS. WASS: Mr. Depp, do you say that you did nothing violent at
 12 all on that staircase incident?
 13 THE WITNESS: I did nothing violent. I made no -- no, I did
 14 nothing violent, but possibly tried to protect myself, if that
 15 is considered violent.
 16 Q. Because, the second from the bottom of those texts, there is a
 17 text to Debbie Lloyd -- from Debbie Lloyd, thank you -- to
 18 Mr. Deuters; do you see that?
 19 A. I do.
 20 Q. Dated 23rd March: "Bad night last night. They got into it
 21 and it got violent again. I had to separate them and we are
 22 at 80" -- that is Sweetzer Avenue?
 23 A. Yes.
 24 Q. "Jerry aware".
 25 A. Yes.

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1 DEPP - WASS
 2 Q. She said, six minutes later: "I was there at 1.30 to given
 3 him a shot. He said she was trying to start. He took his
 4 meds and went to bed. But then she found text to Rochelle and
 5 all hell broke loose. He and Travis get me back there around
 6 four ----"
 7 MR. JUSTICE NICOL: "He had Travis get me ----"
 8 MS. WASS: Thank you. "He had Travis get me back there around
 9 four. Good thing he called or they would have hurt each
 10 other. We had to physically restrain the both of them."
 11 A. Yes, ma'am.
 12 Q. Can you explain why there is any reason you know of that
 13 Debbie Lloyd would have suggested that both of you were being
 14 violent on that occasion?
 15 A. That would have been an occasion that had escalated to a
 16 rather ugly point, and there was quite a lot of screaming and
 17 the throwing of things, such as a Red Bull, a TV remote, or
 18 something, and other things that hit me in the head and in the
 19 back, thrown by Ms. Heard.
 20 MR. SHERBORNE: I do not know if that is a convenient moment for
 21 the afternoon break. I just raise that.
 22 MR. JUSTICE NICOL: Previously, I have said that we will go
 23 through without a break, unless, Mr. Depp, you feel in need of
 24 one?
 25 THE WITNESS: To be perfectly honest, I would nearly do Snoopy

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1 DEPP - WASS
 2 dances to step out of the box for a moment.
 3 MR. JUSTICE NICOL: Does that mean you would like a break?
 4 THE WITNESS: I would love one, sir, if possible.
 5 MR. JUSTICE NICOL: We will take one for ten minutes, then.
 6 THE WITNESS: Thank you. Much obliged.
 7 (A short break)
 8
 9 MR. JUSTICE NICOL: Ms. Wass, you may go through till 20 to five.
 10 MS. WASS: Thank you very much. Mr. Depp, would you go to file 5,
 11 tab 149, please. File 9, tab 146 -- 140.
 12 MR. JUSTICE NICOL: Did you say 140 or 146?
 13 MS. WASS: I said 146 but I should have said 140.
 14 MR. JUSTICE NICOL: Just a minute. (Pause) 140 appears to be the
 15 transcript of an audio recording.
 16 MS. WASS: Exactly. I am afraid Mr. Sherborne does not have it.
 17 MR. SHERBORNE: I have the front page, but not the ----
 18 MS. WASS: Mr. Depp, do you have that?
 19 THE WITNESS: I do, is it M1 ----
 20 Q. 1.1. This was an audio recording made on 26th March 2015,
 21 between yourself and Ms. Heard. Do you agree?
 22 A. I do not know about it; but yes.
 23 Q. You were in the habit of recording discussions that you had
 24 with each other, you have told my Lord that already.
 25 A. Yes.

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1 DEPP - WASS
 2 Q. It is something you did when you were having discussions about
 3 your relationship; yes?
 4 A. Yes, when something was going to be, have to be discussed
 5 later about what was said.
 6 Q. So, on 26th March, you and Ms. Heard have a discussion, and
 7 you are discussing, on this tape, your drug use; all right?
 8 A. Yes.
 9 Q. What Ms. Heard says on the first page, the very long answer,
 10 second from the bottom: "I see someone who is changing always
 11 into different versions of a person that I recognise for a
 12 brief moment and then who then slips away and he disappears.
 13 ...(reads to the words)... so it's Adderall junkie ----"
 14 A. "If it's Adderall junkie".
 15 Q. Sorry. "So, if it's Adderall junkie ...(reads to the words)
 16 ... that's the guy who's on a bunch of fucking speed." So,
 17 the discussion really is about your drug use. But I would
 18 like you to go to M1.13. (Pause)
 19 A. Yes.
 20 Q. Let us just take it up at the bottom of M1.12, the last
 21 statement Ms. Heard makes at the bottom of M1.12: "I have
 22 never seen you go on a binge without being addicted to
 23 somebody, I mean something", do you see that answer? Then you
 24 said: "When?" She said, the top of page 1.13: "I am sorry
 25 I have never seen somebody go on a four-day bender not even

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1 DEPP - WASS
 2 know that their finger was broken ...(reads to the words)...
 3 sorry, but this is shit crazy." That is a reference to
 4 Australia, is it not?
 5 A. It seems to be combination that a broken finger ----
 6 Q. And "writing on walls, lampshades, addressing co-stars I have
 7 no relationship with"?
 8 A. Well, I was pretty sure that my finger was broken as the tip
 9 of it was gone.
 10 Q. Do not worry about the niceties, this is a reference to
 11 Australia, is it not?
 12 A. I am terribly sorry, this is my life, and I need to explain
 13 that my finger was not a broken finger, as referred to by
 14 Ms. Heard.
 15 Q. Mr. Depp, are you trying to drag this out so that it is not
 16 possible for me to finish my cross-examination?
 17 A. No, ma'am, that is not what I am doing at all.
 18 Q. Perhaps I can ask you to concentrate on answering the
 19 questions in a way that allows us to move on. All right?
 20 A. Sure.
 21 Q. Do you agree that this was about Australia?
 22 A. I agree that Ms. Heard is talking about Australia.
 23 Q. When she said this to you, you go, "Yeah, it is", that is your
 24 answer.
 25 A. "Sorry, but that shit is crazy", me, "Yeah, it is".

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1 DEPP - WASS
 2 Q. As April came in 2015, your relationship with Ms. Heard
 3 improved, did it not, for a while?
 4 A. There were always periods of good and periods of bad, yes.
 5 Q. You both went back to Australia?
 6 A. Yes.
 7 Q. You took the dogs, and you did not drink or take recreational
 8 drugs for a while. Do you agree?
 9 A. Yes.
 10 Q. I want to ask you, please, about a text at page 70 in the
 11 bundle 6 bundle.
 12 A. Which page would you like?
 13 Q. 70. In the middle -- does my Lord have it?
 14 MR. JUSTICE NICOL: Yes.
 15 MS. WASS: In the middle of that page, there is a text from
 16 Jerry Judge to you. Do you have that? "Hi boss" it starts.
 17 THE WITNESS: Yes, I do.
 18 Q. That is dated 26th April, so this is just after a month after
 19 that staircase incident. "Hi boss, just wanted to say if you
 20 and Amber need anything, just let me know, I will be there in
 21 20 minutes. Johnny, it is lovely to see how you and Amber are
 22 so happy...(reads to the words)... love to you and Amber,
 23 kiss kiss, Jerry." And you reply back: "Thank you my dear
 24 Jerry, very, very kind, mate. We have been perfect. All
 25 I had to do was send the monster away and lock him up. We

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1 DEPP - WASS
 2 have been happier than other. Love you, brother." Do you
 3 remember that period when you two were happy together in April
 4 in Australia?
 5 A. I do indeed, yes. I remember the incident he is speaking
 6 about.
 7 Q. Unfortunately, your sobriety did not continue. Do you agree?
 8 A. My sobriety did not continue? At that point I do not
 9 recollect, but probably did not.
 10 Q. No. You arranged a honeymoon in late summer with Ms. Heard to
 11 go on the Eastern Oriental train, did you not?
 12 A. Yes, ma'am and, I am sorry, I did answer incorrectly. I did
 13 not go back to alcohol or substances at this point, as
 14 I wanted everything to work out with Ms. Heard.
 15 Q. Yes. You wanted the relationship to work, you knew that the
 16 relationship would only work if you stayed off the alcohol and
 17 the booze?
 18 A. I knew that the relationship would have a better chance of
 19 working if I resigned myself to doing the things that would
 20 please Ms. Heard.
 21 Q. One of those was putting the monster away?
 22 A. I referred to it as "the monster", as I was referred to as a
 23 monster for such a long time, that you start to feel like you
 24 are the monster.
 25 Q. Yes. Can we move on to the honeymoon that you arranged on the

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1 DEPP - WASS
 2 Eastern Oriental train?
 3 A. Yes.
 4 Q. That ended up with violence, did it not? It became physical,
 5 I think, was the way you have described it.
 6 A. On the train?
 7 Q. Yes.
 8 A. There was one incident of, in our cabin.
 9 Q. Yes. I suggest, on that incident, you hit her around the
 10 face, tried to choke her, and tore off her T-shirt, and you
 11 eventually calmed down once the monster had gone away. What
 12 do you say about that?
 13 A. I say it is not at all what happened.
 14 Q. Can I move forward, then, to December 2015. Now, Mr. Depp, by
 15 December 2015, you were routinely using violence against
 16 Ms. Heard when you were intoxicated and when you were angry.
 17 What do you say about that?
 18 A. I say that is incorrect, most of the time I tried to get away
 19 from her.
 20 Q. During episodes when you would start by punching walls or
 21 destroying property or shattering glass objects, that very
 22 quickly escalated into a slap or pushing her over, or worse on
 23 some occasions?
 24 A. No, that is incorrect. Most of the time, Amber's, Ms. Heard's
 25 problem was that I would run away from fights and I was then

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1 DEPP - WASS
 2 called a coward, and a pussy, for trying to avoid an
 3 escalation of the fight. I would try to go -- I suggested
 4 that we go to our own corners, and she had a great deal of
 5 anger at those suggestions.
 6 Q. On 15th December 2015, you destroyed property and you hurt
 7 Ms. Heard. You were in the Eastern Columbia Building
 8 downstairs in PH3, that is the flat that you shared with
 9 Ms. Heard, where you lived, and you lost your temper for no
 10 reason whatsoever, you threw a decanter at Ms. Heard, you
 11 punched the walls and ----
 12 MR. JUSTICE NICOL: Ms. Wass, what I need to know is the
 13 defendant's responses to your questions, and it may just be
 14 easier if you give him the chance to do it bit by bit.
 15 MS. WASS: All right. What I am going to then ask you, Mr. Depp,
 16 is, do you remember this morning I said could you tell me in
 17 answer to each of these if you deny it or accept it. Do you
 18 remember?
 19 A. Yes.
 20 Q. We got along swimmingly, and we made some progress. Can we
 21 try that again.
 22 A. Yes, I actually remember and I will do my best.
 23 Q. You were in the Eastern Columbia Building downstairs in PH3 on
 24 15th December.
 25 A. I recall the argument that you are referring to, and I

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<p>1 DEPP - WASS</p> <p>2 remember it as beginning in the bedroom upstairs in</p> <p>3 penthouse 3.</p> <p>4 Q. You lost your temper during the course of the argument?</p> <p>5 A. I tried to walk away from Ms. Heard, as was my usual pattern</p> <p>6 to try to avoid any physical violence.</p> <p>7 Q. You threw a decanter at Ms. Heard?</p> <p>8 A. No, ma'am.</p> <p>9 Q. You punched the walls?</p> <p>10 A. Possibly.</p> <p>11 Q. You slapped Ms. Heard?</p> <p>12 A. No, ma'am.</p> <p>13 Q. You grabbed her by the hair?</p> <p>14 A. No, ma'am.</p> <p>15 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>16 MS. WASS: Ms. Heard ran to the upstairs of the flat to get away</p> <p>17 from you, and you chased after her?</p> <p>18 THE WITNESS: No, ma'am.</p> <p>19 Q. And you grabbed her by the hair before she got to the top of</p> <p>20 the stairs, and pulled her up by her hair, to the upper level</p> <p>21 of PH3?</p> <p>22 A. Not so, ma'am. Not true.</p> <p>23 Q. And at one stage you smacked the back of her head and shoved</p> <p>24 her when she was near the top of the stairs?</p> <p>25 A. No, ma'am.</p>	<p>1 DEPP - WASS</p> <p>2 A. No, ma'am.</p> <p>3 Q. And she went through your office at the top of PH3, you have a</p> <p>4 little office up there?</p> <p>5 A. Yes, ma'am.</p> <p>6 Q. She went through the interconnecting door to PH4, that is</p> <p>7 where Whitney used to live, but was not living there at the</p> <p>8 time?</p> <p>9 A. Yes, ma'am.</p> <p>10 Q. In the bedroom of PH4, where you chased Ms. Heard, you grabbed</p> <p>11 her by the throat and pushed her on to the bed?</p> <p>12 A. No, ma'am.</p> <p>13 Q. You slapped her across the face saying you were going to kill</p> <p>14 her?</p> <p>15 A. No, ma'am.</p> <p>16 Q. You threw her on the bed and threw all of your weight on top</p> <p>17 of her?</p> <p>18 A. No, ma'am.</p> <p>19 Q. You were in an uncontrollable rage?</p> <p>20 A. No, ma'am.</p> <p>21 Q. You were actually smothering Ms. Heard at the time?</p> <p>22 A. No, ma'am.</p> <p>23 Q. All this time, you were screaming at her that you were going</p> <p>24 to kill her and that you hated her?</p> <p>25 A. No, ma'am.</p>
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<p>1 DEPP - WASS</p> <p>2 Q. You completely lost your self-control?</p> <p>3 A. No, ma'am.</p> <p>4 Q. By this time, Ms. Heard was not simply quiet, she was standing</p> <p>5 up to you, and she would look you straight in the eye as you</p> <p>6 were in one of your rages, and she would try to goad you,</p> <p>7 saying things like -- sorry, and you would try and goad her</p> <p>8 when she was staring at you, saying, "You think you're a</p> <p>9 fucking tough guy"; did that happen?</p> <p>10 A. I have used that phrase before.</p> <p>11 Q. With Ms. Heard?</p> <p>12 A. Yes, when she got physical. But I did not use it as a reason</p> <p>13 to square off with her, if you will.</p> <p>14 Q. When you got to the drawing room on the upper level of PH3,</p> <p>15 you headbutted Ms. Heard using the top of your head to hit her</p> <p>16 between the eyes?</p> <p>17 A. No, ma'am.</p> <p>18 Q. And Ms. Heard fell backwards and her nose started to bleed</p> <p>19 straightaway.</p> <p>20 A. No, ma'am.</p> <p>21 Q. But she told you she wanted to leave -- she told you that she</p> <p>22 wanted you to leave?</p> <p>23 A. That is quite possible.</p> <p>24 Q. And she said she was going to call the police if you ever hit</p> <p>25 her again.</p>	<p>1 DEPP - WASS</p> <p>2 Q. And the bed broke. The bed frame broke under the force of</p> <p>3 your weight?</p> <p>4 A. No, ma'am.</p> <p>5 Q. And you pulled out clumps of Ms. Heard's hair?</p> <p>6 A. No, ma'am.</p> <p>7 Q. And then you left her on the bed and walked out of the</p> <p>8 building?</p> <p>9 A. No, ma'am.</p> <p>10 Q. Now, your account of this incident in your witness statement,</p> <p>11 set out, my Lord, at paragraph 78, is, "I was at the penthouse</p> <p>12 in which I live with Ms. Heard on 15th December 2015, but</p> <p>13 I was not violent toward Ms. Heard in any way. In fact, on</p> <p>14 this date, Ms. Heard violently attacked me, leaving me with a</p> <p>15 number of scratches and a swelling around my face. Ms. Heard</p> <p>16 has fabricated these allegations, including falsely claiming</p> <p>17 that the blonde hair on the floor was hers and had been pulled</p> <p>18 out by me." That is the account you gave in your witness</p> <p>19 statement; all right?</p> <p>20 A. Yes, but I did not see any hair pulled out or any of that. I</p> <p>21 did not know anything about that until I had read her witness</p> <p>22 statement.</p> <p>23 Q. I understand, but you say that ----</p> <p>24 A. It did not happen.</p> <p>25 Q. ---- it had not been pulled out by you?</p>

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<p>1 DEPP - WASS</p> <p>2 A. It did not happen.</p> <p>3 Q. That is what you say in your witness statement. Now, if you</p> <p>4 are telling the truth about that, there would be no damage to</p> <p>5 any of the apartments, PH4 or PH3, would there?</p> <p>6 A. I do not know if there could have been damage ----</p> <p>7 Q. I mean, you have seen photographs, have you not, of damage to</p> <p>8 the apartment?</p> <p>9 A. I have seen photographs of damage to various things in the</p> <p>10 apartment, yes.</p> <p>11 Q. You have seen damage -- shall we have a look at it?</p> <p>12 A. Yes, please.</p> <p>13 Q. Bundle 6, not the text schedule this time, divider C. (Pause)</p> <p>14 A. Bundle 6, divider C. Page?</p> <p>15 Q. Let us start at the beginning.</p> <p>16 A. Yes.</p> <p>17 Q. These are photographs taken on 15th December and then on 16th</p> <p>18 December; all right? There are three photographs of you taken</p> <p>19 by Mr. Betts; is that right?</p> <p>20 A. Yes.</p> <p>21 Q. And the date is 12/15/15?</p> <p>22 A. Yes.</p> <p>23 Q. Where do you say you were injured?</p> <p>24 A. Where was I injured?</p> <p>25 Q. Yes, is there any injury that I am supposed to see here?</p>	<p>1 DEPP - WASS</p> <p>2 Q. And what sort of mood were you in when you were defacing the</p> <p>3 kitchen?</p> <p>4 A. Not my best, and I was asking, it was a very important</p> <p>5 question for me to ask why be a fraud of such bullshit, pardon</p> <p>6 my language.</p> <p>7 Q. That is quite all right. You were under the influence of</p> <p>8 drink and drugs were you not, to start writing that sort of</p> <p>9 message on a kitchen island?</p> <p>10 A. No, ma'am. It is sometimes the way that I do things.</p> <p>11 Q. Okay. On the opposite page, there are several photographs of</p> <p>12 blonde hair?</p> <p>13 A. Yes.</p> <p>14 Q. Not attached to anyone's head, clumps of blonde hair?</p> <p>15 A. Yes.</p> <p>16 Q. That is Ms. Heard's hair?</p> <p>17 A. Is it?</p> <p>18 MR. JUSTICE NICOL: Well, if you are not able to tell us, then you</p> <p>19 can say, "I do not know".</p> <p>20 A. I am sorry, I do not know that that is Ms. Heard's hair.</p> <p>21 MS. WASS: All right. Over to the following page, please?</p> <p>22 A. Thank you, your Honour. Yes, ma'am.</p> <p>23 Q. That looks like a bookshelf. There are several items that</p> <p>24 have been knocked over and what is that green object on the</p> <p>25 floor between the two hole punches? Is that a light fitting</p>
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<p>1 DEPP - WASS</p> <p>2 A. I believe it is the injuries to the face, scratches, and ----</p> <p>3 Q. Can you point any of them out to me?</p> <p>4 A. There is a scratch or some sort of, something just under my</p> <p>5 left eye. There is a bit of a scratch on the nose.</p> <p>6 MR. JUSTICE NICOL: Which particular photograph are you looking</p> <p>7 at, Mr. Depp?</p> <p>8 A. The one on F894.092, sir.</p> <p>9 Q. What injury do you say that shows?</p> <p>10 A. I believe there is a bit of an abrasion and a swelling under</p> <p>11 the left eye and there are some scratches, it looks like, on</p> <p>12 my nose in that photograph.</p> <p>13 MS. WASS: If you go past the photographs of you, there is a</p> <p>14 photograph of a worktop in the kitchen.</p> <p>15 A. Yes.</p> <p>16 Q. Which you have graffitied with some sort of gold paint?</p> <p>17 A. It is a gold pen, yes.</p> <p>18 Q. A gold pen, okay, and you did that?</p> <p>19 A. I did.</p> <p>20 Q. And it says "Why be a fraud? All is such bullshit"?</p> <p>21 A. Yes.</p> <p>22 Q. All over the kitchen work surface?</p> <p>23 A. On the island in the kitchen.</p> <p>24 Q. On the island in the kitchen?</p> <p>25 A. Yes.</p>	<p>1 DEPP - WASS</p> <p>2 of some sort?</p> <p>3 A. It is a light fixture, yes. It is a reading light.</p> <p>4 Q. So you broke that reading light?</p> <p>5 A. No, it was clearly pulled off the bed. It hangs on the bed</p> <p>6 frame behind.</p> <p>7 Q. Yes, but it is not where it is supposed to be. It is not</p> <p>8 helping somebody to read in bed; it is on the floor?</p> <p>9 A. Indeed it is, along with a lot of other things. That is my</p> <p>10 side of the bed with my books down at the bottom.</p> <p>11 Q. And you caused the damage that we see in that photograph?</p> <p>12 A. No, ma'am.</p> <p>13 Q. Over the page, we see the bed in PH5?</p> <p>14 MR. JUSTICE NICOL: Just a minute.</p> <p>15 THE WITNESS: Yes, ma'am.</p> <p>16 MS. WASS: The bed frame is broken.</p> <p>17 A. The bed frame looks like it has, yes, it has a strip of wood</p> <p>18 missing from it. The bed was made of very, very heavy oak. I</p> <p>19 I do not know how that particular edge of wood came off, but</p> <p>20 that is an oak bed. I could not take off its ----</p> <p>21 Q. It would have taken considerable force, if you are right, to</p> <p>22 cause that damage; do you agree?</p> <p>23 A. I would say it would have taken someone some degree of work to</p> <p>24 get a splinter -- it looks like it is about yay big -- off of</p> <p>25 that bed.</p>

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1 DEPP - WASS
 2 Q. It is something that happened when you threw your weight on to
 3 Ms. Heard when you were assaulting her on the bed?
 4 A. No, ma'am.
 5 Q. Over the page, please. Do you know what that is?
 6 A. It is hard to tell. It looks like a -- actually, it is a DVD
 7 and a candlelabra.
 8 Q. On the floor?
 9 A. Okay.
 10 Q. Is it a light fitting?
 11 A. It is a candelabra, it looks like, is it not?
 12 Q. A candelabra that has been knocked over on the floor?
 13 A. Yes, okay.
 14 Q. You did that?
 15 A. I am sorry?
 16 Q. You did that, do you agree?
 17 A. I do not agree.
 18 Q. Over the page, please. This is a photograph taken on 16th
 19 December of Ms. Heard with the sign of two black eyes coming?
 20 A. That is what it appears to be, yes.
 21 Q. And some injuries around her nose and mouth. Do you agree
 22 that is what the photograph shows?
 23 A. It is not the greatest quality. I am having difficulty seeing
 24 the injuries on her mouth.
 25 Q. But you can see the eyes.

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1 DEPP - WASS
 2 A. Yes, I see the eyes very well.
 3 Q. Sorry?
 4 A. The eyes I see very well.
 5 Q. You see the eyes very well?
 6 A. Yes.
 7 Q. It is the beginning of two black eyes. You caused that
 8 injury?
 9 A. No, ma'am.
 10 Q. If you go two pages ahead, the eyes are there again. These
 11 were taken on the 16th, the following day?
 12 MR. JUSTICE NICOL: Just a minute. (Pause)
 13 MR. SHERBORNE: Sorry, you showed him some photographs on the 16th
 14 and then you have shown him some more photographs and said
 15 that they were taken on the following day, the 16th.
 16 MS. WASS: The following day from the day on which I suggest you
 17 assaulted Ms. Heard; all right?
 18 MR. SHERBORNE: They are all on the same day, these photos.
 19 MR. JUSTICE NICOL: I think if one looks at the reverse, in other
 20 words, at 104, the date appears to be 16th December 2015, and
 21 similarly, on 106. (Pause)
 22 MS. WASS: Can you go, Mr. Depp, to slightly ahead to F894.116?
 23 A. Yes, ma'am.
 24 Q. Do you see that Ms. Heard has an injury to her lip as well?
 25 MR. JUSTICE NICOL: Just a minute, 116?

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1 DEPP - WASS
 2 MS. WASS: Yes.
 3 THE WITNESS: I see a bit of a, sort of a cold sore. I see
 4 chapped lips, which she often had.
 5 MS. WASS: You think that is a cold sore? Do you really?
 6 A. It is a guess. I should not guess. If you are asking if I am
 7 responsible for it, I am not.
 8 Q. I am asking you not whether you have given her cold sores.
 9 I am going to suggest that is a cut and you were responsible
 10 for that?
 11 A. I did not give her that cut on her lip.
 12 Q. Can you take file 4 up, please?
 13 A. Yes, ma'am.
 14 Q. And I am just going to have to find the reference?
 15 MR. JUSTICE NICOL: Just a moment, I am reaching for file 4. Yes,
 16 which tab, please?
 17 MS. WASS: I am sorry, my Lord, I am just trying to find it.
 18 (Pause) Can my Lord give me a minute? I have lost my file 4.
 19 (Pause) Sorry, my Lord.
 20 MR. JUSTICE NICOL: That is all right. (Pause)
 21 MS. WASS: Tab 139, thank you. Have you got that?
 22 A. I do.
 23 MS. WASS: Thank you. Has my Lord got that?
 24 MR. JUSTICE NICOL: I do.
 25 MS. WASS: In the middle of that page, there is an entry of 16th

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1 DEPP - WASS
 2 December, 2015. These are Ms. Heard's medical notes; all
 3 right? We have looked at yours before. These are
 4 Ms. Heard's. "Try and contact RN via phone", so that is
 5 registered nurse by phone, "and states she had an argument
 6 with her husband, JD, previous night. Client states husband,
 7 JD, has left home and she's unaware of his location. Client
 8 reports getting into a verbal disagreement with her husband at
 9 their home in downtown LA. She states husband, JD, was
 10 inebriated. Client states disagreement escalated and states
 11 husband, JD, used his forehead to hit her head. Client denies
 12 loss of consciousness. States she has a headache and a
 13 bruised eye. RN encouraged client to notify Dr. Kipper and/or
 14 to go to the emergency room if she was injured or if she felt
 15 she was in danger. Client declined and stated friend Rocky is
 16 with her and that husband, JD, will not return to the house."
 17 A. "Will not be able to re-enter".
 18 MR. JUSTICE NICOL: "Will not be able to re-enter the house."
 19 Q. "Will not be able to re-enter the house"; all right?
 20 A. Yes.
 21 Q. Are you suggesting -- all right, that is what the medical
 22 notes say. Could you now go to ----
 23 MR. SHERBORNE: My Lord, is there a question in there other than
 24 just reading it out?
 25 MS. WASS: Are you able to explain the account that Ms. Heard gave

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1 DEPP - WASS
 2 to a nurse on the day straight after she says you assaulted
 3 her? Are you able to offer any reason why she would want to
 4 give an account to a nurse that is not true?
 5 A. I can give you the account of what happened.
 6 Q. I am asking you not that question, Mr. Depp. I am asking you
 7 if you can think of any reason why Ms. Heard would give an
 8 account to a nurse who was looking after her which was not a
 9 true account?
 10 A. I would say very simply that Ms. Heard, as I have stated
 11 before, can never be wrong, and she is not going to admit to
 12 her nurse or to anyone who is not very, very close to her, if
 13 at all. She is not going to reveal the truth to them. She
 14 will not.
 15 Q. She contacted the nurse: "Client contacts RN via phone and
 16 states she has had an argument with her husband."
 17 A. Yes, ma'am, again it is my belief that this is another
 18 wonderful thing to put in her, the kaleidoscope of her dossier
 19 that she was building for insurance policy ----
 20 Q. Right ----
 21 A. ---- against me.
 22 Q. So this is the hoax, effectively. That is your account; yes?
 23 A. It is a lie and it is indeed a hoax, yes.
 24 MR. JUSTICE NICOL: Mr. Depp.
 25 A. Yes, sir.

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1 DEPP - WASS
 2 Q. We see from the nurse's report that Ms. Heard is reporting to
 3 her that she has suffered injuries?
 4 A. Yes, sir.
 5 Q. You have accepted you were with Ms. Heard that evening. Did
 6 she suffer any injury at all while you were with her?
 7 A. If she suffered any injuries, I can explain why, but this
 8 injury that she would have suffered is not consistent with the
 9 photographs that she has given to the court. She was swinging
 10 wildly at me and from behind, as I was walking away from the
 11 argument to my office, she is hitting me in the neck, ear,
 12 back, head, everything. I turned, covering my head, and she
 13 is swinging quite wildly so the only thing I could do in that
 14 situation was to either run or try to get my arms around her
 15 to stop her from flailing and punching me. So, I did so.
 16 When I did so, it seems that there was a collision as when you
 17 are in close contact, and she is kicking and moving. It is
 18 very close contact. That is the only collision, the only
 19 potential injury that Ms. Heard could have had. There was no
 20 way that I did as she claimed and broke her nose. Blood did
 21 not start pouring out. She ran immediately to her -- to
 22 Penthouse 5 to her bathroom.
 23 MS. WASS: I read out the account that you said in your witness
 24 statement. You said, "In fact, on this date, Ms. Heard
 25 violently attacked me, leaving me with a number of scratches.

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1 DEPP - WASS
 2 Ms. Heard has fabricated these allegations including falsely
 3 claiming the blonde hair on the floor was her hair that had
 4 been pulled out." There is no mention whatsoever that you
 5 accidentally headbutted her.
 6 A. She immediately said, "You headbutted me". In that moment,
 7 when I tried to grab her around her arms and her body to
 8 control the violence, she immediately said, "You headbutted
 9 me" and screamed and then ran away, or "You headbutted me, you
 10 broke my nose", and she ran to Penthouse 5.
 11 Q. From Penthouse 4?
 12 A. No, from the entranceway into my office. That is where the
 13 ---
 14 Q. The headbutt took place, the accidental headbutt?
 15 A. Yes. Yes, there was no intentional headbutt.
 16 Q. I understand exactly what you are saying. What I would like
 17 your help with, please, is this. You prepared your witness
 18 statement, a very detailed witness statement, as a result of
 19 seeing Ms. Heard's allegations; do you agree?
 20 A. My attorneys prepared the witness statements. I did not write
 21 these. I did not put them all together. I gave them the
 22 information and whatever went in them was written by my
 23 representatives.
 24 Q. They could only have got the information from you, could they
 25 not? They do not just make up stuff?

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1 DEPP - WASS
 2 A. No, they do not.
 3 Q. And you knew that Ms. Heard had made an allegation that on
 4 15th December, amongst other things, you headbutted her?
 5 A. She did make the allegation.
 6 Q. And yet, in your reply, nowhere do you say, "Actually, I did
 7 headbutt her, but it was entirely an accident, I was just
 8 trying to calm her down", or anything like that?
 9 A. I cannot account for what is or is not in the witness
 10 statement that was prepared.
 11 MR. JUSTICE NICOL: Now, just a minute. Mr. Depp, right at the
 12 beginning of the trial, you confirmed to Mr. Sherborne that
 13 the witness statements that you had made were true.
 14 I appreciate that these are statements that are drafted by
 15 lawyers, but they are statements that the witness is making
 16 and you have confirmed that they were true.
 17 A. I do not think I said anything untrue in my witness statement,
 18 I am sure I did not, but if you are saying that I left out the
 19 explanation for the collision, or the headbutt, if you will,
 20 I can only say that that has always been a part of my
 21 statement. It is the truth. I do not know what else to say.
 22 MS. WASS: Do you agree that the headbutt, or your admission,
 23 which many people in this court will have heard for the very
 24 first time, your admission that there was indeed a headbutt,
 25 albeit accidental, is a very important detail when it comes to

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1 DEPP - WASS
 2 your explanation as to what happened?
 3 A. It is very important.
 4 Q. Very important.
 5 A. Yes, it is.
 6 Q. And did you never think, when you read your witness statement,
 7 that this should be in there?
 8 A. Had I read the entire statement after the lawyers had drafted
 9 it, I would have found that missing piece. I did not read all
 10 of these things as it was just altogether too much
 11 information, and I trusted that my attorneys had taken my
 12 statement and put it on the record.
 13 Q. Mr. Depp, you said in answer to me earlier this afternoon,
 14 when I tried to cut you short, "This is my life". Those were
 15 your words, "This is my life."
 16 A. Yes.
 17 Q. It is terribly important to you. When you read that witness
 18 statement -- did you read the witness statement before signing
 19 it?
 20 A. I am sure that I read some of it. I do not know that I read
 21 it all. I cannot say that I read it all. I am sorry,
 22 I trusted my attorneys.
 23 MR. SHERBORNE: My Lord, I am sorry, but this is being put to
 24 Mr. Depp without actually showing him what his witness
 25 statement says. Therefore, it is going off -- I can leave

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1 DEPP - WASS
 2 this to re-examination, if your Lordship would rather I did,
 3 but it is being slightly mis-characterised when you look at
 4 actually his statement.
 5 MR. JUSTICE NICOL: Let us look at the statement, please,
 6 Ms. Wass.
 7 MR. SHERBORNE: Your Lordship will find it in ----
 8 MS. WASS: File 2, Mr. Depp.
 9 MR. JUSTICE NICOL: File 2, tab 38.
 10 MR. SHERBORNE: It is paragraph 77, my Lord. That is where it
 11 begins.
 12 MS. WASS: It says D43 at the bottom.
 13 A. D43?
 14 Q. Yes. Can you see at paragraph 77, which Mr. Sherborne rightly
 15 says is the beginning of this incident, that you start by
 16 saying, "I understand from my solicitors that it is alleged
 17 that on 15th December" and then you quote huge swathes of
 18 Ms. Heard's statement, including, on the top of page D44, at
 19 three lines down, an allegation that you headbutted her in the
 20 face, bashing her nose -- not breaking her nose, but bashing
 21 her nose -- which began bleeding? Do you see that?
 22 A. Yes.
 23 Q. And the rest of paragraph 77 simply deals with what Ms. Heard
 24 says and not your explanation for it. Is that wrong or right?
 25 MR. SHERBORNE: My Lord, what is set out there, at length, is all

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1 DEPP - WASS
 2 the various allegations ----
 3 MR. JUSTICE NICOL: Now, Mr. Sherborne, I think this is probably
 4 something better dealt with by you in re-examination.
 5 MS. WASS: My Lord, I agree.
 6 MR. JUSTICE NICOL: Unless there is anything further that Ms. Wass
 7 wants to ask about the witness statement.
 8 MS. WASS: No. Mr. Depp, we can put that away. Mr. Sherborne
 9 will deal with it. Can I just ask you this. Now that
 10 I understand your case that there was a headbutt, albeit
 11 accidentally, do you accept that you caused the injuries that
 12 we see in the photograph that we looked at, the two black
 13 eyes, the beginnings of the black eyes to Ms. Heard?
 14 A. No, ma'am. The collision was head to head, forehead to
 15 forehead, or maybe side of head to forehead. There was even a
 16 moment where she says, "I cannot believe", in another tape, "I
 17 cannot believe you headbutted me." I said, "I headbutted you
 18 in the forehead. How does that break your nose?" I used the
 19 word "headbutt" because that is how she referred to it. The
 20 collision was up here (indicating) and she had said that I had
 21 broken her nose. I do not see how that could break a nose.
 22 Q. You understand what a headbutt is, do you not? If you
 23 headbutt someone and make contact with their nose ----
 24 A. Their eyes will swell ----
 25 Q. Their eyes will get injured even though the contact need not

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1 DEPP - WASS
 2 necessarily be with the eyes, so either side of the point of
 3 impact on the nose. Do you agree with that?
 4 A. Either side of the impact -- I agree that a headbutt would
 5 break a nose.
 6 Q. Forget breaking, just contact with the nose, forcible contact
 7 with the nose can cause injury to both eyes bilaterally?
 8 A. Yes. I am sure, yes.
 9 Q. What we see is bilateral bruising to Ms. Heard's eyes in the
 10 photographs we have looked at; yes?
 11 A. From the photographs, I see what you are saying, yes.
 12 Q. That is consistent with having been headbutted?
 13 A. That would be consistent with being headbutted or punched or
 14 anything in that area.
 15 Q. Or headbutted? Headbutting is what I am interested in.
 16 A. Yes, I know.
 17 Q. You say you did headbutt her, but did not cause those
 18 injuries?
 19 A. I used the word "headbutt" in a later conversation, much
 20 later, in fact, after we were well apart, and the divorce was
 21 imminent. I repeated the word that she used, "headbutt" ----
 22 Q. Let us listen to that ----
 23 A. ---- and I said, "How does that break -- I headbutted you in
 24 the forehead. How does that break a nose?" So, what I am
 25 saying is headbutt as a collision.

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1 DEPP - WASS
 2 Q. I understand. I am going to ask to you listen to it.
 3 A. Yes, ma'am, I have heard it. (Recording played to the court)
 4 Q. So in that conversation, Ms. Heard accuses you of headbutting
 5 her. You accept there was a headbutt, but you deny breaking
 6 her nose. Do you agree?
 7 A. I used the word "headbutt" as that was how Ms. Heard referred
 8 to it. I said, "I headbutted you in the forehead. That does
 9 not break a nose."
 10 Q. Yes.
 11 A. Yes, but it was not intentional headbutt.
 12 Q. I understand your account. You say this was an accident.
 13 When did you first hear or learn about that recording?
 14 A. Very recently.
 15 Q. Very recently, and very recently, I suggest, you have changed
 16 your account about this headbutt to deal with this recording?
 17 A. I am going to say that you are wrong, ma'am. Sorry.
 18 Q. Mr. Depp, I am going to try and finish this topic so could you
 19 go to file 7, tab 17?
 20 A. Yes, ma'am. Tab 17?
 21 Q. 17. I think there is 17A and 17. It is just plain 17.
 22 A. Yes.
 23 Q. Tab 17. This is a series of texts between Ms. Heard and her
 24 friend, iO Tillet Wright, and it is dated 16th December.
 25 Ms. Heard says to Mr. Tillet Wright, "I need you, J beat me up

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1 DEPP - WASS
 2 pretty good, Rock is on the couch with me now, when are you
 3 back, I'm hurt, I don't know what to do." Is that part of
 4 this elaborate hoax, do you say?
 5 A. Yes.
 6 Q. Go back to tab 16. This is a series of texts between Rocky,
 7 that is Raquel Pennington, who is referred to in
 8 Mr. Tillet Wright's e-mails, and it is difficult to read
 9 these. Can I help you where I am looking. At the top hole
 10 punch, can you see where it says "FA 2400279727"?
 11 A. Yes, ma'am.
 12 Q. "Rock, hey girl, so sorry Amber had a shit day yesterday and
 13 we were doing some emotional damage control. I'll call you
 14 later." So, another person involved in this conspiracy, is
 15 that right, this hoax?
 16 MR. JUSTICE NICOL: I think you need to go a little bit further in
 17 the question.
 18 MS. WASS: Can you think of any reason why other people may have
 19 considered that Rocky -- that Ms. Heard had been damaged
 20 emotionally or otherwise after an encounter on the 15th?
 21 THE WITNESS: I believe that Ms. Heard needed to build a team
 22 around her of her dedicated followers who were all scared to
 23 death of her.
 24 Q. Scared of her?
 25 A. Yes.

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1 DEPP - WASS
 2 MR. JUSTICE NICOL: Just a minute.
 3 THE WITNESS: Yes, scared of her.
 4 Q. Just let me make a note of the answer.
 5 A. Sorry, sir. (Pause)
 6 Q. Now, was there more that you wanted to say in response to that
 7 question or have you finished, Mr. Depp?
 8 A. Just to make the point that Ms. Heard is, can be quite
 9 manipulative, and Ms. Heard also requires constant attention.
 10 So, yes, I believe that she would take something and stretch
 11 it out as far as she possibly could. Tell it to her friends
 12 so that they would all hate me and she, again, has another
 13 piece for her collection. It is quite a collection.
 14 MS. WASS: Can you keep this bundle open, if possible, and return
 15 to bundle 4, F880, behind divider 139, the nurse's note that
 16 we have already looked at.
 17 A. Yes.
 18 MR. JUSTICE NICOL: F?
 19 MS. WASS: 880. Behind divider 139. We looked at the entry on
 20 16th December, and I want to draw your attention to 17th
 21 December at 11 o'clock at night. Have you got that?
 22 THE WITNESS: 2300, yes, ma'am.
 23 Q. Yes?
 24 A. Yes.
 25 Q. "RN in contact with client to notify her that she'll be able

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1 DEPP - WASS
 2 to deliver medication to her home. ...(reads to the words)...
 3 RN encouraged client to be seen by a physician, Dr. Kipper, or
 4 go to the emergency room for an assessment." All right? This
 5 bleeding that is described, is that part of the hoax, the
 6 rebleeding of a lip or the bleeding of an injury that will not
 7 heal, more hoaxing?
 8 A. Yes.
 9 Q. I asked you to keep file 5 open -- sorry, file 7 open. Did
 10 you keep that open?
 11 A. Yes.
 12 Q. Thank you very much. Could you go to tab 19, please. Do you
 13 have that? Does my Lord have that?
 14 MR. JUSTICE NICOL: I do.
 15 MS. WASS: These are texts between Ms. Heard and her mother, Paige
 16 Heard.
 17 THE WITNESS: Yes, ma'am.
 18 Q. Starting on 17th December, and you can see there is a message
 19 saying "I can be there tomorrow", there are three attached
 20 files or links, and I suggest they are photographs and they
 21 are photographs we have looked at of Ms. Heard's injury to her
 22 face; yes?
 23 A. Umm ---
 24 MR. JUSTICE NICOL: Well, you say "yes", but I do not know whether
 25 Mr. Depp is actually able to confirm that.

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1 DEPP - WASS
 2 MS. WASS: All right. (To the witness) I am going to suggest that
 3 Amber sent, Ms. Heard sent her mother photographs of the
 4 injuries that were taken on the 16th?
 5 THE WITNESS: I will take your word for it, yes.
 6 Q. It says: "Yes, send the pictures and nothing else. I love
 7 you so damn much I will do anything for you." This is
 8 Mrs. Heard to her daughter. "Your dad sent Steve a scathing
 9 text message ...(reads to the words)... your dad's blood is
 10 boiling." Ms. Heard said: "Did dad see the pictures? (A)
 11 Yes, he went through my messages to you, his e-mail was very
 12 good and I will send it to you as he is on his phone.
 13 Finishes its update. It is a good reaction. J immediately
 14 texted back." All right? Do you remember texting back to
 15 David Heard?
 16 A. I do.
 17 Q. What do you remember about that text?
 18 A. It has been quite a while. I will have to see it.
 19 MR. JUSTICE NICOL: If we have the text, perhaps it is easiest to
 20 go to it.
 21 MS. WASS: We have Mr. Heard's text at 126 in the text bundle. It
 22 is a few days later. But I will be corrected if I am wrong,
 23 we do not have your text to him. We are going to check that,
 24 all right, because if I am wrong, I do not want to take that
 25 point. But Mr. Heard contacted you, and there was a

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1 DEPP - WASS
 2 discussion about you and your relationship with his daughter.
 3 Do you remember that?
 4 THE WITNESS: Yes, that is about as much as I remember.
 5 Q. Have you got the text message schedule?
 6 A. File 6. Where would you like me to turn to?
 7 Q. 126, please. (Pause) This is a few days later. If we can
 8 locate the text you sent, we will do so, but this is what he
 9 said to you on 21st December: "JD, I understand a little more
 10 about what is going on than I did ...(reads to the words)...
 11 even though it is not one-sided, she is not blameless and I
 12 know that, but she's my kid and I love her unconditionally,
 13 and I think that you do too." Did you tell Mr. Heard senior
 14 that you had been mixing alcohol and drugs on that occasion,
 15 on 15th December?
 16 A. No, ma'am.
 17 Q. Did you tell David Heard that you had hit Ms. Heard in anger
 18 on the 15th?
 19 A. No, ma'am.
 20 Q. Did you tell her[sic] that Amber had hit you too, did not give
 21 an account of the argument at all?
 22 A. No, I explained to both David and Paige, her parents, that
 23 again it was another situation where it hot out of control and
 24 she began to get violent, and that is basically, that was my
 25 response to them.

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1 DEPP - WASS
 2 Q. Did you tell David Heard at a slightly later date, "Yes,
 3 I fucked up and went too far in our fights"? Do you remember
 4 saying something like that?
 5 A. That is very possible, as things would get heated, very
 6 heated, verbal, verbally argumentative, just yelling
 7 obscenities at one another and it was horrific. But I never
 8 ever spoke once to Paige or David where I said, "I have hit
 9 your daughter and I am sorry". I have said to them that I am
 10 sorry that things escalate to the point that they do.
 11 Q. We have now located what must be the immediate text you sent
 12 to David Heard. Can you go to bundle 10, 0124. (Pause) Text
 13 131. Have you got that, Mr. Depp?
 14 A. Yes, I do.
 15 Q. Right. The reason it is a bit complicated -- sorry.
 16 MR. JUSTICE NICOL: Mr. Sherborne, were you asking for help in
 17 locating the document?
 18 MR. SHERBORNE: Yes, but I had heard two different numbers come
 19 from different directions, I am sorry.
 20 MR. JUSTICE NICOL: I think it is volume 10.
 21 MR. SHERBORNE: Yes, 124, 0124.
 22 MR. JUSTICE NICOL: 0124, and the tab is 147A.
 23 MR. SHERBORNE: Yes.
 24 MR. JUSTICE NICOL: And text 131.
 25 MR. SHERBORNE: Is that 30th December?

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1 DEPP - WASS
 2 MS. WASS: Yes, and I will explain why Mr. Sherborne is raising an
 3 eyebrow at that.
 4 What you have done, Mr. Depp, you have sent a text on
 5 30th December to David Heard, do you agree, looking at
 6 text 131?
 7 A. Yes.
 8 Q. You said: "We're back tomorrow afternoon, brother, can't wait
 9 to see you guys, been great spending time with the kiddies.
 10 Also below is a text that I never hit send on from a week or
 11 so again, it was in response to you." What you are saying
 12 there is, this is something that you believe you had not sent
 13 and you are sending it now; yes?
 14 A. Yes.
 15 Q. "Hey brother, I love you too, more than you can ever imagine.
 16 ...(reads to the words)... I can promise you with all
 17 confidence that it will never happen again. My most sincere
 18 apologies if I have let you down, love you brother." Do you
 19 remember sending that text to?
 20 MR. SHERBORNE: Which text does he remember sending?
 21 THE WITNESS: It is 131 on page 0124.
 22 MR. JUSTICE NICOL: 131, what is being put to you, Mr. Depp, is
 23 that at 131 you were saying, do you see where it says, "Below
 24 is a text that I never hit send on from a week or so again"?
 25 What Ms. Wass has read out to you is what appears in that

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1 DEPP - WASS
 2 unsent text, or unsent original text .
 3 A. Yes, exactly, yes.
 4 Q. I think Ms. Wass is going to ask you a question about that
 5 text.
 6 MS. WASS: Well, do you remember sending that text?
 7 A. Yes, I do.
 8 Q. Does it express your genuine views about what happened?
 9 A. It expresses to Mr. Heard that I was sorry for my part in the
 10 argument. I have sent many texts of the same to Mr. Heard and
 11 to Mrs. Heard, but there is nowhere in there that I say "I hit
 12 your daughter".
 13 Q. There is not. You are absolutely right. The way you put it,
 14 you said, "Yes, I fucked up and went too far in our fight"?
 15 A. Yes, these are verbal, when things get too far, and they begin
 16 to escalate, you start screaming. When you are being screamed
 17 at, you react and you scream back. And these hideous
 18 exchanges did happen and they happened quite often. So, this
 19 was a text that I forgot to hit send on.
 20 Q. That is what you said, that is why we could not find the date,
 21 you understand that, yes, that is why Mr. Sherborne may have
 22 got the wrong text.
 23 A. Yes, this is a text that I forgot to hit send on and I am
 24 apologising for in any way upsetting him, upsetting Paige,
 25 upsetting Amber. No -- one cannot fly with one wing, so in

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1 DEPP - WASS
 2 every argument there are two involved. One can escalate the
 3 situation or one can de-escalate the situation. And it just
 4 depends on the moment, and I, again, I was being as honest
 5 with Mr. Heard as I can be. Never do I say "I have punched or
 6 hit or smacked or hurled your daughter across a room", or
 7 anything of that nature.
 8 Q. You also never say anywhere, "I did injure her by accident, by
 9 headbutting her, I was trying to calm her down".
 10 A. No, I did not say that. I, again, the -- no, I did not say
 11 that.
 12 MR. JUSTICE NICOL: Ms. Wass, I am seeing the time.
 13 MS. WASS: Yes.
 14 MR. JUSTICE NICOL: We have gone rather further than the ten
 15 minutes that I said you had, but I think now we need to stop.
 16 MS. WASS: Yes, that is the end of the headbutting incident. So,
 17 that is a very convenient time. I am very grateful to your
 18 Lordship for staying late.
 19 MR. JUSTICE NICOL: You will have until the break tomorrow
 20 morning. Mr. Sherborne will have after the break to finish to
 21 go through his re-examination.
 22 MS. WASS: Yes.
 23 MR. JUSTICE NICOL: Right. Is there anything else anybody needs
 24 to raise with me this evening?
 25

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1 DISCUSSION
 2 MR. WOLANSKI: My Lord, yes. This time it is not the matter
 3 I raised yesterday, which I am very much hoping we do resolve.
 4 We do need your Lordship's approval for an arrangement that
 5 has to be made in respect of video link evidence that is due
 6 to be heard tomorrow. The reason why we need your Lordship's
 7 approval for this arrangement is because the US attorneys who
 8 are involved need to know if your Lordship has (unclear) and
 9 the parties are agreed that this should occur. The
 10 arrangement is that if they wish to have an attorney present
 11 when ----
 12 MR. JUSTICE NICOL: This is of the witness?
 13 MR. WOLANSKI: The witness and the parties in the proceedings for
 14 that (unclear due to banging of bundles) wish to have an
 15 attorney present when the witness is giving evidence (unclear)
 16 I am told that a room has been kept (unclear). As I say, the
 17 claimant and defendant are agreed (unclear).
 18 MR. JUSTICE NICOL: Have you got a document that I can sign?
 19 MR. WOLANSKI: I do not (unclear due to Mr. Wolanski is not near a
 20 microphone) communicate it to America.
 21 MR. JUSTICE NICOL: Mr. Sherborne, anything you want to say?
 22 MR. SHERBORNE: My Lord, no. There is agreement that has been
 23 reached between the parties.
 24 MR. JUSTICE NICOL: Good, I will make the order that you are
 25 asking for when I see it.

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1 DISCUSSION
 2 MR. WOLANSKI: I am grateful.
 3 MR. JUSTICE NICOL: All right. Now, tomorrow morning, then,
 4 10 o'clock.
 5 MR. SHERBORNE: My Lord, yes.
 6 MR. JUSTICE NICOL: All right. Thank you.
 7 (Adjourned till 10 p.m. tomorrow morning)
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