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Transcript of Jury Trial - Day 11

Date: April 27, 2022
Case: Depp, II -v- Heard

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WORLDWIDE COURT REPORTING & LITIGATION TECHNOLOGY

25859

Transcript of Jury Trial - Day 11
Conducted on April 27, 2022

1 (2836 to 2839)

2836	2838
<p>1 VIRGINIA: 2 IN THE CIRCUIT COURT OF FAIRFAX COUNTY 3 -----x 4 JOHN C. DEPP, II, : 5 Plaintiff and : 6 Counterclaim Defendant, : 7 v. : Civil Action No.: 8 AMBER LAURA HEARD, : CL-2019-0002911 9 Defendant and : 10 Counterclaim Plaintiff. : 11 -----x 12 HEARING 13 BEFORE THE HONORABLE PENNEY AZCARATE 14 Fairfax, Virginia 15 Wednesday, April 27, 2022 16 10:00 a.m. EDT 17 TRIAL DAY 11 18 19 20 Job No.: 443892 21 Pages: 2836 - 3129 22 Reported by: Judith E. Bellinger, RPR, CRR</p>	<p>1 A P P E A R A N C E S 2 3 ON BEHALF OF THE PLAINTIFF AND COUNTERCLAIM 4 DEFENDANT: 5 BENJAMIN G. CHEW, ESQUIRE 6 BROWN RUDNICK LLP 7 601 Thirteenth Street NW 8 Suite 600 9 Washington, D.C. 20005 10 202.536.1700 11 12 SAMUEL A. MONIZ, ESQUIRE 13 CAMILLE M. VASQUEZ, ESQUIRE 14 BROWN RUDNICK LLP 15 2211 Michelson Drive 16 7th Floor 17 Irvine, CA 92712 18 949.440.0234 19 20 21 22</p>
2837	2839
<p>1 Held at: 2 3 4 CIRCUIT COURT OF FAIRFAX COUNTY 5 4110 Chain Bridge Road 6 Courtroom 5J 7 Fairfax, Virginia 22030 8 703.691.7320 9 10 11 12 13 14 15 16 17 18 19 20 21 22</p>	<p>1 A P P E A R A N C E S C O N T I N U E D 2 3 JESSICA N. MEYERS, ESQUIRE 4 BROWN RUDNICK LLP 5 7 Times Square 6 New York, NY 7 212.209.4938 8 9 REBECCA MACDOWELL LECARAZ, ESQUIRE 10 BROWN RUDNICK LLP 11 One Financial Center 12 Boston, MA 02111 13 617.856.8149 14 15 16 17 18 19 20 21 22</p>

	2844		2846
1 THE COURT: 428. Got it. 2 MS. BREDEHOFT: Defendant's 1650. 3 THE COURT: 1650. All right. 4 MS. BREDEHOFT: Defendant's 315. 5 THE COURT: 315. Okay. 6 MS. BREDEHOFT: Defendant's 758. 7 THE COURT: 758. No particular order, 8 huh? 9 MS. BREDEHOFT: Sorry about that. 10 756. 11 THE COURT: 756. 12 MS. BREDEHOFT: 757. I'm getting a 13 little bit better. 14 THE COURT: 757. Although, these are 15 probably going to be coming in later? 16 MS. BREDEHOFT: Yes. 17 THE COURT: Okay. 18 MS. BREDEHOFT: 759. 19 THE COURT: 759. 20 MS. BREDEHOFT: Then 730 came in. 21 THE COURT: Got that. I do need the 22 one with redactions.		1 THE COURT: Plaintiff's 325. I don't 2 have 325 in evidence. 3 So which one do you want in evidence? 4 MS. BREDEHOFT: Let's go with 5 Defendant's 686, then, Your Honor. 6 THE COURT: There's no objection to 7 686? 8 MS. LECAROZ: No, Your Honor. 9 MR. CHEW: No. 10 THE COURT: 680 -- actually 680 through 11 688 were in evidence. 12 MS. BREDEHOFT: Yeah. It was a video 13 question. 14 THE COURT: Okay. 15 MS. BREDEHOFT: And then the ones that 16 are pictures, Your Honor, and those would also be 17 subject to also coming back in, potentially. 715. 18 THE COURT: 715. 19 MS. BREDEHOFT: 707. 20 THE COURT: 707. 21 MS. BREDEHOFT: 717. 22 THE COURT: 717.	
	2845		2847
1 MS. BREDEHOFT: It was redacted. 2 THE COURT: I need a copy. 3 MS. BREDEHOFT: It's not redacted on 4 Your Honor's copy? 5 THE COURT: We'll check. We'll check. 6 Because I saw redactions. We'll check. 7 MS. BREDEHOFT: And then we had some 8 confusion yesterday, but Defendant's 686, which is 9 also Plaintiff's 325, wasn't played. It was the 10 building security video footage. But I think 11 everybody -- I think there was just confusion if 12 it was supposed to be played. 13 THE COURT: Okay. 14 MS. BREDEHOFT: So -- 15 THE COURT: Okay. 686. 16 MS. BREDEHOFT: Defendant's 686. 17 THE COURT: You want it in evidence? I 18 think it was already in. 19 MS. LECAROZ: I think it might be. 20 THE COURT: 686. 21 MS. BREDEHOFT: It might be Plaintiff's 22 325.		1 MS. BREDEHOFT: 708. 2 THE COURT: 708. 3 MS. BREDEHOFT: Oh, wait. Back up. 4 717 and 716. 5 THE COURT: 716. Okay. 6 MS. BREDEHOFT: And 709. 7 THE COURT: 709. 8 MS. BREDEHOFT: 710. 9 THE COURT: 710. 10 MS. BREDEHOFT: 711. 11 THE COURT: 711. 12 MS. BREDEHOFT: 712. 13 THE COURT: Okay. 14 MS. BREDEHOFT: 713. 15 THE COURT: Okay. 16 MS. BREDEHOFT: 701. 17 THE COURT: Okay. 18 MS. BREDEHOFT: 705. 697. 19 THE COURT: Okay. 20 MS. BREDEHOFT: And I think that's all. 21 And then Hadden would have some of the identical 22 ones. I'm assuming Your Honor is going to still	

2848	2850
<p>1 rule that we can put the pictures in front of him. 2 THE COURT: Okay. 3 MS. BREDEHOFT: But 730 is in, I've 4 spoken with people already on that. 5 And then, so, for Hadden, it's 715, 6 707, 717, 709, 710, 711, 712 and 713. 7 THE COURT: Okay. 8 MS. BREDEHOFT: And then we're trying 9 to work on Officer Gatlin. 10 THE COURT: So Hadden's first today? 11 All right. So we're good with that? 12 MR. CHEW: Yes. Thank you, Your Honor. 13 THE COURT: Thank you. 14 (Open court.) 15 THE COURT: All right. Are we ready 16 for the jury, then? 17 MS. BREDEHOFT: Yes, Your Honor. 18 MR. CHEW: Yes, Your Honor. 19 THE COURT: Okay. 20 (Whereupon, the jury entered the 21 courtroom and the following proceedings took 22 place.)</p>	<p>1 Q And how long have you been a police 2 officer with the City of Los Angeles? 3 A Approximately, five and a half years. 4 Q Did you serve in any law enforcement 5 capacity prior to coming to the LAPD? 6 A No. 7 Q When you said approximately five and a 8 half years, do you recall, approximately, when you 9 started employment with the LAPD? 10 A Approximately, November of 2015. 11 Q Did you attend the police academy prior 12 to November 2015, or did you attend it after you 13 became employed by the LAPD in November of 2015? 14 A I began the academy in 2015, that 15 November. 16 MS. BREDEHOFT: Your Honor, could we 17 turn that volume down? That volume's a little 18 loud. 19 THE COURT: Thank you. 20 Q And how long were you with the academy? 21 A Approximately, six months. 22 Q And when did you start as a patrol</p>
2849	2851
<p>1 THE COURT: All right. Good morning 2 ladies and gentlemen. Please be seated. 3 All right. Your next witness. 4 MR. CHEW: Yes. Good morning, Your 5 Honor. Mr. Depp calls Officer Tyler Hadden. And, 6 ladies and gentlemen of the jury, the first part 7 of the testimony you will hear is questioning by 8 Ms. Heard's counsel, and then we'll let you know 9 when Mr. Depp's counsel takes over the 10 questioning. 11 THE COURT: All right. Thank you. By 12 deposition. Thank you. 13 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 14 COUNTERCLAIM PLAINTIFF 15 BY MS. BREDEHOFT: 16 Q Please state your name and your 17 business address. 18 A Tyler Hadden, 1546 W. Martin Luther 19 King Jr. Boulevard, Los Angeles, California. 20 Q And what is your occupation? 21 A I'm a police officer for the City of 22 Los Angeles.</p>	<p>1 officer with the LAPD? 2 A Six months after November. 3 Q Do you recall your date when you 4 started patrol? 5 A I don't recall the exact date, no. 6 Q And that would be May, end of May of 7 2016? 8 A Correct. 9 Q And was the first training officer that 10 you worked with on patrol Melissa Saenz? 11 A Yes. 12 COURT REPORTER: Question: When did 13 you first have body-worn video assigned to you? 14 A I don't recall the exact date. 15 Q Approximately, when? 16 A Approximately, three months into 17 working patrol. So, maybe, during the summertime. 18 Q The summer of 2016? 19 A Correct. 20 Q When you started working with Melissa 21 Saenz as your training officer, did Officer Saenz 22 have body-worn video?</p>

<p>2852</p> <p>1 A Not at the time I worked with her.</p> <p>2 Q How much training did you have on</p> <p>3 domestic violence while you were at the academy?</p> <p>4 A I don't recall the exact amount of</p> <p>5 time.</p> <p>6 Q Approximately, how much?</p> <p>7 A 20 hours, approximately.</p> <p>8 Q Okay. So, just to make sure that I</p> <p>9 understand, we had a few disrupted questions and</p> <p>10 answers.</p> <p>11 So it's your understanding, as of</p> <p>12 May 2016, that if you answered a call for domestic</p> <p>13 violence and there was evidence of a crime, even</p> <p>14 if the victim did not want to press charges, that</p> <p>15 you had to take a report; is that correct?</p> <p>16 A If there's evidence of a crime, yes.</p> <p>17 Q So, your best recollection today is</p> <p>18 that you had been on patrol, as a probationary</p> <p>19 officer, somewhere between a week and three weeks</p> <p>20 before answering the May 21, 2016 domestic</p> <p>21 violence call at the Eastern Columbia Building; is</p> <p>22 that correct?</p>	<p>2854</p> <p>1 altercation was only verbal, would you -- would</p> <p>2 that require you to write a report?</p> <p>3 A No.</p> <p>4 Q Okay. Now, I'm going to ask you to</p> <p>5 take a look at the first page of what has been</p> <p>6 marked as Deposition Exhibit Number 1, Hadden</p> <p>7 Number -- it's actually Number 3, my apologies.</p> <p>8 And this is an incident recall.</p> <p>9 What is your understanding of what this</p> <p>10 document is, Officer Hadden?</p> <p>11 A It's essentially what is given to us on</p> <p>12 our computer.</p> <p>13 Q And what do you mean it's given to us</p> <p>14 on our computer?</p> <p>15 A In our car.</p> <p>16 Q Right. So what happens?</p> <p>17 A So, when we're assigned to radio call,</p> <p>18 the radio call comes to our computer in our car,</p> <p>19 and this is what we see on our screen. But in a</p> <p>20 different format.</p> <p>21 Q Now, how was this particular call</p> <p>22 characterized by the dispatch, at least initially?</p>
<p>2853</p> <p>1 A Correct.</p> <p>2 Q Do you recall any of the other</p> <p>3 incidents that you reported to that evening of</p> <p>4 May 21st, 2016?</p> <p>5 A No.</p> <p>6 Q At all? Any part of them?</p> <p>7 A Nope.</p> <p>8 Q So, this was new for you, working with</p> <p>9 Officer Saenz; is that correct?</p> <p>10 A Correct.</p> <p>11 Q And as a probationary officer, then,</p> <p>12 you would defer to Officer Saenz; is that fair?</p> <p>13 A Correct.</p> <p>14 Q And if you could just describe, to me,</p> <p>15 what your understanding of Officer Saenz's role</p> <p>16 was to you, as your training officer, in May 2016?</p> <p>17 A To teach me and guide me in how to</p> <p>18 become a -- complete the duties of being a law</p> <p>19 enforcement officer.</p> <p>20 Q Officer Hadden, under your</p> <p>21 understanding of the LAPD rules in 2016, if a</p> <p>22 victim of domestic violence said that the</p>	<p>2855</p> <p>1 A Initially, it was dispatched as a</p> <p>2 domestic radio call.</p> <p>3 Q And what does "domestic radio call"</p> <p>4 mean to you?</p> <p>5 A That there's some type of -- whether</p> <p>6 it's disagreement, all the way up to a violent</p> <p>7 crime that's occurred between two people that are</p> <p>8 in some type of relationship or have some</p> <p>9 involvement.</p> <p>10 Q So, Officer Hadden, this comes out into</p> <p>11 the system, and it's accessible by all of the LAPD</p> <p>12 black-and-whites that were on patrol that night,</p> <p>13 correct?</p> <p>14 A Yes. Whoever's logged in and working</p> <p>15 that night. I could look up any division's radio</p> <p>16 calls, if I wanted to.</p> <p>17 Q And then it has a DS, and then ER after</p> <p>18 stat. What does that mean?</p> <p>19 A DS means dispatched, ER means we're en</p> <p>20 route.</p> <p>21 Q So, at 8:46 and 37 seconds, p.m., your</p> <p>22 vehicle was en route to 849 S. Broadway, correct?</p>

2856	1 A Correct. 2 Q Do you recall how far away you were? 3 A I do not recall. 4 Q And then it says "Primary Unit: 5 PD1A1-W3." 6 What is that? 7 A That's my call assignment. So, the PD 8 is police department, 1A1 is my car assignment, W3 9 means I work watch 3. 10 Q Okay. And we have, at 20:57, which is 11 8:57 p.m., that AS. 12 What does that mean? 13 A At scene. We're there. 14 Q All right. So you arrived at the scene 15 at 8:57 p.m., correct? 16 A Correct. 17 Q What did you do then? 18 A We walked to the location. 19 Q Do you recall anything that you did 20 before you went up to the penthouse? 21 A We walked in and met with security, who 22 showed us where the elevator was.	2858	1 Q So, do you recall whether that was you 2 that wrote that or Officer Saenz? 3 A I don't recall who wrote it. 4 Q All right. And so, you were back in 5 your vehicle by 9:22; is that correct? 6 A Approximately, yeah. 7 Q Well, if you wrote this at 9:22, would 8 it be fair to say you were back in your vehicle 9 writing this? 10 A Yes. 11 Q All right. Now, did you take a report? 12 A We issued a business card. 13 Q I asked, did you take a report? 14 A No. 15 Q Why not? 16 A Because the victim didn't request a 17 report, and during our investigation, it didn't 18 reveal that we needed to take a report. 19 Q So who decided to use the words "victim 20 advised verbal dispute"? 21 A Whoever created the comments of the 22 call used the word "victim."
2857	1 Q Did you do anything else? 2 A Not that I recall. 3 Q But your best recollection is that you 4 went in, you talked to security, and then you went 5 on an elevator; is that right? 6 A Yes. 7 Q Do you recall what time you arrived at 8 the apartment, the penthouse? 9 A No, I don't. I don't recall. 10 Q All right. Then your next entry here 11 is 21:22. So that would be 9:22 p.m., and 12 57 seconds? 13 A Yeah. 14 Q Okay. Met with victim. Checked loc. 15 Verified husband left location. Victim advised 16 verbal. 17 Do you see that? 18 A Uh-huh. 19 Q Who wrote that? 20 A That's what we write -- when we put the 21 comments of the call of what happened in the radio 22 call, that's what we wrote.	2859	1 Whoever gave the comments of the call 2 used the word "victim." 3 So, I don't know who that was. 4 Q And I'm even more specifically asking, 5 who chose the language "advised verbal dispute"? 6 A It was either my partner or I. I don't 7 recall who. 8 Q Now, what is the significance of 9 writing down "verbal dispute"? 10 A We're writing what happened, what we 11 believe happened and what we -- our investigation 12 revealed. 13 Q But you were not present, at any time, 14 when Ms. Heard discussed whether there was any 15 type of verbal argument; is that correct? 16 A Was I there? Yes. Was I speaking to 17 her? No. 18 Q Was there any discussion of verbal 19 argument in your presence when you were up in the 20 penthouse investigating? 21 A Not that I recall. 22 Q You did not hear Ms. Heard say that it

<p style="text-align: right;">2860</p> <p>1 was only a verbal dispute, correct? 2 A I did not. 3 Q Now, I asked you a little earlier, if 4 it's a verbal dispute, whether that triggers 5 having to write a report. And you indicated that 6 it does not. 7 Am I accurately characterizing that? 8 A Correct. 9 Q Okay. Now, here, in addition to the 10 victim advised verbal dispute, says "and refused 11 to give any further information." 12 Do you see that? 13 A Yes. 14 COURT REPORTER: Question: Okay. So 15 if the victim does not want to press charges and 16 advises that it's a verbal dispute, then that 17 would not trigger you writing a report? Is that 18 your understanding about LAPD -- 19 BY MS. BREDEHOFT: 20 Q -- policies and procedures on domestic 21 violence at that time? 22 A Correct. There are other circumstances</p>	<p style="text-align: right;">2862</p> <p>1 Q Well, from a distance, Ms. Heard was in 2 tears, crying, and had a red face, correct? 3 A Correct. 4 Q Why did you issue a business card? 5 A It's part of our policy. We're 6 supposed to issue a business card, and it shows 7 that we were there and completed an investigation. 8 And if she would like us to come back, we offer 9 that assistance, that we can come back at another 10 time, if she feels like she needed us to come 11 back. 12 Q Did you take any notes at all? 13 A Notes of what? 14 Q Notes during the time that you were 15 investigating this call. 16 A No. 17 Q Did you take any notes after you got 18 back to your car, about the call? 19 A No. 20 Q Did you take any pictures? 21 A No. 22 Q Did you record anything?</p>
<p style="text-align: right;">2861</p> <p>1 that were also within this incident as well. 2 Q What do you mean by that? 3 A During our investigation, we had other 4 reasons to believe that this was true. 5 Q I'm sorry. During your investigation, 6 you had other reasons to believe what was true? 7 A That it was a verbal dispute. 8 Q And what would you have during your 9 investigation that created, in your mind, evidence 10 that it was only a verbal dispute? 11 A After discussing the investigation with 12 my partner at the scene, the -- Ms. Heard refused 13 any medical treatment and had no visible injuries. 14 There was no sign of struggle. And the victim -- 15 correction, the witness that was there, that I 16 spoke with, was uncooperative as well. 17 Q Anything else? 18 A At this time, that's all. 19 Q Okay. Now, you recall seeing that 20 Ms. Heard was in tears and was crying and 21 red-faced; would you agree? 22 A Correct. From a distance.</p>	<p style="text-align: right;">2863</p> <p>1 A No. 2 Q Would it be fair to say that on 3 5/21/2016, at 9:22 p.m., you and your training 4 officer, Saenz, considered this incident closed? 5 A I said, yes, that is correct. At that 6 time, we pressed enter and the call went off my 7 screen, meaning it was completed. 8 Q Did you ever have anything come up on 9 your screen, again, relating to this incident that 10 evening? 11 A Not that I recall. 12 Q All right. At the time that you closed 13 out this incident on your screen at 9:22 on 14 5/21/2016, did you know that this call involved 15 Johnny Depp? 16 A No. 17 Q Did you -- at the time that you closed 18 this out on your screen, were you -- did you 19 recognize Amber Heard? 20 A No. I had no idea who she was. 21 Q And is it fair to say that you 22 considered these people to be "just citizens"?</p>

<p style="text-align: right;">2864</p> <p>1 A That's correct.</p> <p>2 Q Did you have any communications, at</p> <p>3 all, with Officer Gatlin or his patrol partner the</p> <p>4 night of May 21st, 2016?</p> <p>5 A No, not that I recall.</p> <p>6 Q The next thing we're going to go to is</p> <p>7 the CAD summary, which is at page 12 of</p> <p>8 Exhibit Number 3. And this is a CAD summary</p> <p>9 report, and it also has the name "DFAR Report" at</p> <p>10 the top, and it's from 5/21/2016. And says,</p> <p>11 specifically, Officer Hadden and Officer Saenz.</p> <p>12 Do you see that?</p> <p>13 A Yes.</p> <p>14 Q Typically, when you would arrive for</p> <p>15 your shift, was there a period of time that you</p> <p>16 would do things, maybe, at the precinct or</p> <p>17 whatever before you get in your vehicle and log on</p> <p>18 and go forward?</p> <p>19 A Yes.</p> <p>20 Q What, typically, would you do back in</p> <p>21 2016?</p> <p>22 A I would change, put on my uniform, and</p>	<p style="text-align: right;">2866</p> <p>1 Q Okay. And what equipment were you</p> <p>2 checking out that night?</p> <p>3 A A shotgun, a less-lethal shotgun, mics</p> <p>4 for cameras inside the car, pouches for our mics,</p> <p>5 batteries for our radios, keys for the cars,</p> <p>6 taser. I think that's about it right now.</p> <p>7 Q Do you have a recollection of there</p> <p>8 being cameras inside your car back on May 21,</p> <p>9 2016?</p> <p>10 A Yes, I believe so.</p> <p>11 Q Now, when you arrived at the penthouse,</p> <p>12 you saw that there was a female holding and</p> <p>13 embracing Ms. Heard, correct?</p> <p>14 A I believe it was when I was leaving the</p> <p>15 location. When we were getting ready to leave.</p> <p>16 Q Okay. Now, you believed that Ms. Heard</p> <p>17 was uncooperative because she was being emotional,</p> <p>18 crying, was refusing that she was hurt, and she</p> <p>19 didn't know, initially, whether she wanted to file</p> <p>20 a report or not, and then she didn't want to file</p> <p>21 a report, correct?</p> <p>22 A Correct.</p>
<p style="text-align: right;">2865</p> <p>1 then I would have a roll call, where we would be</p> <p>2 given our assignments. And then we would stand in</p> <p>3 line and check out our equipment and check out our</p> <p>4 car. And then we have to go put our equipment in</p> <p>5 the car and then wash the car, vacuum the car, gas</p> <p>6 the car. And then go and find out if there's any</p> <p>7 radio calls pending.</p> <p>8 Q Okay. And so, how long would it</p> <p>9 typically take for you to do all those things,</p> <p>10 from putting your uniform on through the time you</p> <p>11 start checking for radio calls?</p> <p>12 A I'm not sure. Approximately, an hour.</p> <p>13 Q All right. How many people, how many</p> <p>14 police officers, patrol officers, were part of</p> <p>15 that roll call?</p> <p>16 A I don't know the exact number. I'd</p> <p>17 say, approximately, 30.</p> <p>18 Q Okay. And when you said you had to</p> <p>19 stand in line to check out your equipment, was it</p> <p>20 all 30 of those patrol officers that would get in</p> <p>21 line and check out their equipment?</p> <p>22 A Yes. And supervisors.</p>	<p style="text-align: right;">2867</p> <p>1 Q Now, you said that Officer Saenz told</p> <p>2 you, later, that Ms. Heard called the number on</p> <p>3 the business card.</p> <p>4 Do you recall when Officer Saenz told</p> <p>5 you that Ms. Heard called the number on the card?</p> <p>6 A No, I don't – I don't recall.</p> <p>7 Q Do you recall, approximately, how much</p> <p>8 time you spent at the penthouse speaking with</p> <p>9 either the male or with Ms. Heard or looking at</p> <p>10 the premises that night?</p> <p>11 A I don't recall right now.</p> <p>12 Q Do you recall, roughly, whether it was</p> <p>13 15 minutes, a half hour, hour?</p> <p>14 A I don't – I don't recall.</p> <p>15 Q I'm going to ask you to take a look at</p> <p>16 what has been marked as Deposition</p> <p>17 Exhibit Number 17. I'll just scroll down so you</p> <p>18 can see that. Hold on.</p> <p>19 Do you recognize the person in this</p> <p>20 photo?</p> <p>21 A I believe that's Ms. Heard.</p> <p>22 Q All right. Is this the same person you</p>

<p>2868</p> <p>1 saw on the night of May 21st, 2016, when you 2 arrived sometime after 9:04 p.m.? And do you 3 recall seeing the red marks that are reflected on 4 this Exhibit Number 17, on Ms. Heard? 5 A No, I was never this close to be able 6 to examine her face. 7 Q You were never close enough to 8 Ms. Heard to be able to examine her face; is that 9 what you're saying? 10 A Correct. 11 Q Okay. If you had seen these -- this 12 mark, close enough to be able to see it, would you 13 have believed you had an obligation to prepare a 14 report? 15 A No. Because I don't know what this is 16 from. L.. 17 Q Would you agree it's a red mark on her 18 face? 19 A From what I saw, it was red from her 20 crying. There was no red marks from any other 21 thing. It was consistent with her crying. 22 Q All right. Does this look like a red</p>	<p>2870</p> <p>1 A At this point, not that I recall. 2 Q And when you say, at this point, not 3 that you can recall, what do you mean by that? 4 A It's five years ago. I don't remember. 5 Q Officer Hadden, I'm going to show you 6 what has been marked as Hadden Exhibit Number 19. 7 Do you recognize the business card? 8 A Yes. 9 Q And tell me what you can recall of 10 that. 11 A Well, that's my handwriting, and those 12 are our LAPD business cards. 13 Q All right. The next thing on there is 14 "refused report." 15 Do you see that? 16 A Yes. 17 Q Okay. Was it your understanding that 18 Ms. Heard did not want to press charges? 19 A She spoke with my partner, and that's 20 what my partner advised me. 21 Q Okay. Were you ever in the room when 22 Ms. Heard either "refused report" or refused to</p>
<p>2869</p> <p>1 mark that's from crying? Officer Hadden, in 2 reviewing this picture, does it appear that 3 there's an injury on Ms. Heard's face in this 4 picture? 5 A No. 6 Q You would say that doesn't evidence an 7 injury? 8 A No. 9 Q Why not? 10 A Because I don't see an injury. 11 Q I'm going to show you what has been 12 marked as Deposition Exhibit Number 18. 13 And do you recognize this carpeting? 14 A No. 15 Q Officer Hadden, what do you see in this 16 picture? 17 A I see stripes with some type of thing 18 on the possible flooring. 19 Q Okay. Do you have a recollection of 20 seeing stains on the flooring outside of 21 Ms. Heard's penthouse that night of May 21st, 22 2016?</p>	<p>2871</p> <p>1 press charges? 2 A I believe we offered her one final 3 chance before we gave her the business card, if 4 she needed medical treatment or report, and she 5 declined at that time, and that's when we issued 6 the business card. 7 Q And what did you mean by "report"? 8 A An official investigative report. 9 Q Is that the victim's choice, to 10 write -- whether you write an official 11 investigative report? 12 A Yes. A citizen can ask for a report or 13 anything, essentially, with LAPD. 14 Q But do you have an obligation, as an 15 LAPD patrol officer, to write a report if you see 16 injuries or property damage? 17 A If there's evidence of a crime, yes. 18 Q And when you say "if there's evidence 19 of a crime," would injuries and property damage 20 constitute evidence of a crime? 21 A If there's evidence of a crime, yeah. 22 Q Okay. Is there something different</p>

2872	1 about what you're saying and what I'm asking? I'm 2 trying to understand, when I say "if you see 3 evidence of injuries and property damage," is that 4 evidence of a crime, in your mind? 5 A Yes. If the person didn't do it 6 themselves. I mean, I can damage my own property; 7 it's not a crime. 8 Q Okay. Did you have any reason to 9 believe that Amber Heard created any injuries to 10 herself or to her property at the time you were 11 there on May 21st, 2016? 12 A No. I don't recall seeing any damaged 13 property or her obtaining any injuries -- or 14 having visible injuries that I saw. 15 Q It says "advised can call at later time 16 if changes mind." 17 What, if any, discussion did you have 18 with Officer Saenz about what that meant? 19 A Well, that goes with what I said 20 earlier, was a citizen can make a report about 21 anything, at any time. It's called an 22 investigative report or an incident report. So if	2874	1 Building that evening? 2 A Correct. 3 Q All right. So let's go to 4 Exhibit Number 24. 5 And, do you -- what do you see in this 6 picture with respect to whether there's any injury 7 depicted on Ms. Heard? 8 A I see a female, light, fair-skinned, 9 with a pink cheek. 10 Q I'm sorry, with a what? 11 A Pink cheek and pink eyes. 12 Q All right. Do you recognize that as 13 potential injury on her face? 14 A Knowing what our investigation 15 revealed, no. That pink's consistent with crying. 16 Q What do you mean by what your 17 "investigation revealed"? 18 A That it was a verbal dispute and she 19 refused that she had any injury. 20 Q And just so we're clear, again, you 21 were never in the presence of Ms. Heard when she, 22 at any time, said it was only a verbal dispute,
2873	1 she wanted a report, then she'd call us back, and 2 we'll take a report. 3 Q But, at that point, you had already 4 written, into your system, that the victim advised 5 verbal dispute only, correct? 6 A Correct. 7 Q And you did not write a report or take 8 pictures or create any kind of record, did you, of 9 anything that transpired there? 10 A Just the business card. 11 Q I'm going to ask you, Officer Hadden, 12 to take a look at what has been marked as 13 Deposition Exhibit Number 24. 14 Do you recognize the person in this 15 picture? 16 A Ms. Heard. 17 Q Do you recognize her as Ms. Heard? 18 A No. I had no idea who she was. 19 Q Do you recognize the person in this 20 picture, on Hadden Exhibit Number 24, as the 21 person who was the subject of your and 22 Officer Saenz's reporting to the Eastern Columbia	2875	1 correct? 2 A Correct. 3 Q Now, when you, as a police officer, 4 investigating, if you saw this, what's depicted in 5 this picture, would you believe that you needed to 6 investigate further? 7 A Yeah, I would need additional 8 information, just because I see a female with pink 9 cheeks and pink eyes. Doesn't mean something 10 happened. 11 Q All right. 12 A Maybe she can be sad and crying that 13 their dog died. 14 Q Did you engage in any further 15 investigation? 16 A No. The only investigation I did was 17 part of speaking with my partner and then speaking 18 with the witness -- with the witness, the 19 next-door neighbor. 20 Q And what did you discuss with the 21 witness, the next-door neighbor? 22 A I tried to obtain information of what

2876	<p>1 occurred.</p> <p>2 Q What did you ask?</p> <p>3 A Who, what, when, where, why?</p> <p>4 Q And what did he say?</p> <p>5 A I don't remember his exact words, but</p> <p>6 he wasn't very coming with the information. Very</p> <p>7 vague information, as far as what he was telling</p> <p>8 me.</p> <p>9 Q What do you specifically recall the</p> <p>10 witness telling you?</p> <p>11 A I don't recall.</p> <p>12 Q You don't recall at all?</p> <p>13 A I don't recall specific words or</p> <p>14 sentences.</p> <p>15 Q Do you recall the witness taking you</p> <p>16 around and showing you property damage in the</p> <p>17 penthouse?</p> <p>18 A No. I recall my partner and I doing a</p> <p>19 protective sweep, and that's it.</p> <p>20 Q You don't recall Josh Drew being with</p> <p>21 you and taking you through?</p> <p>22 A I don't recall. I don't recall someone</p>	2878	<p>1 depicted on this picture?</p> <p>2 A No.</p> <p>3 Q I'm going to show you what has been</p> <p>4 marked as Exhibit Number 26.</p> <p>5 Do you recognize this as Ms. Heard?</p> <p>6 A Yes.</p> <p>7 Q Okay. Do you see any injuries in this</p> <p>8 picture, on Ms. Heard?</p> <p>9 A No.</p> <p>10 Q I'm going to ask you the same question,</p> <p>11 Exhibit Number 27.</p> <p>12 Do you recognize this as Ms. Heard?</p> <p>13 A Yes.</p> <p>14 Q And do you see any injuries in this</p> <p>15 picture, on Ms. Heard?</p> <p>16 A No.</p> <p>17 Q I'm going to ask the same questions.</p> <p>18 Officer Hadden, I'm going to ask you to look at</p> <p>19 Hadden Exhibit Number 28.</p> <p>20 Do you recognize this as Ms. Heard?</p> <p>21 A Yes.</p> <p>22 Q And do you see any injuries depicted on</p>
2877	<p>1 else being with us, no.</p> <p>2 Q Do you recall one way or the other?</p> <p>3 A I don't recall.</p> <p>4 Q All right. Now, you have a</p> <p>5 recollection of you and Officer Saenz going</p> <p>6 through the entire penthouse; is that correct?</p> <p>7 A We did a protective sweep of the</p> <p>8 location that she was at.</p> <p>9 Q And tell me what you mean by</p> <p>10 "protective sweep."</p> <p>11 A We walked through the general housing</p> <p>12 there, that she was at, to make sure there's no</p> <p>13 one else there that shouldn't be there or there's</p> <p>14 no one hurt.</p> <p>15 Q Do you recall how many rooms you went</p> <p>16 through?</p> <p>17 A No. No, I don't.</p> <p>18 Q Let me ask you, Officer Hadden, to take</p> <p>19 a look at Number 25.</p> <p>20 Do you recognize this as Ms. Heard?</p> <p>21 A Yes.</p> <p>22 Q All right. And do you see any injuries</p>	2879	<p>1 Ms. Heard's face in this picture?</p> <p>2 A No.</p> <p>3 Q Show you Exhibit Number 29.</p> <p>4 Do you recognize this as Ms. Heard?</p> <p>5 A Yes.</p> <p>6 Q Do you see any injuries on Ms. Heard in</p> <p>7 this picture?</p> <p>8 A No.</p> <p>9 Q Now, you indicated that you and</p> <p>10 Officer Saenz went through the apartment, correct?</p> <p>11 A Correct. We did a protective sweep.</p> <p>12 Q Protective sweep. And in doing the</p> <p>13 protective sweep, you did go into each room,</p> <p>14 correct?</p> <p>15 A Well, I mean, I don't know exactly</p> <p>16 where we went, but we walked around what she</p> <p>17 claimed was her living quarters.</p> <p>18 Q Would you agree that if Ms. Heard</p> <p>19 displayed injuries at the time that you reported</p> <p>20 to her residence, after the domestic violence</p> <p>21 call, that you would have had an obligation to</p> <p>22 prepare a report?</p>

<p style="text-align: right;">2880</p> <p>1 A If there was injuries or a complaint of 2 pain, yes. 3 Q I'm sorry; injuries or what? 4 A Complaint of pain. 5 Q Would you agree that if Ms. Heard 6 displayed injuries that you perceived to be 7 injuries at the time you reported to Ms. Heard's 8 residence, after the domestic violence call on 9 May 21st, 2016, you had an obligation to prepare a 10 report? 11 A If I perceived them to be injuries, 12 then, yes. 13 Q Okay. Would you agree that if there 14 was property damage present at the time you 15 reported to Ms. Heard's residence, after the 16 domestic violence call, you had an obligation to 17 prepare a report? 18 A No. Because if she's living there, 19 that's her property, and she's being uncooperative 20 and doesn't say that someone else did it or anyone 21 else did it, then, I have no other information to 22 go off of. She could have broken it herself.</p>	<p style="text-align: right;">2882</p> <p>1 Q Did you perceive in I -- did you have 2 any problems with your eyesight at that time? 3 A No. 4 Q Did you have 20/20 vision as of May 21, 5 2016? 6 A No. I wear contacts, though, so I can 7 see perfectly fine. 8 Q Were you wearing your contacts that 9 evening? 10 A Yes. 11 Q Did you have any trouble seeing the 12 contours of her face the first time you saw her 13 that evening? 14 A No. 15 Q Did you perceive any signs of injury on 16 her face or anywhere else on her body that was 17 visible to you? 18 A No. 19 Q For how long a period did you view her 20 face the first time you saw her that night? 21 A A few seconds. Not very long. 22 Q And how much later was the second time</p>
<p style="text-align: right;">2881</p> <p>1 Q Officer Hadden, did you provide any 2 pamphlets to Ms. Heard, you or Officer Saenz, 3 relating to domestic violence? 4 A I personally did not. 5 Q Do you know whether Officer Saenz did? 6 A I don't know. 7 MR. CHEW: And ladies and gentlemen, at 8 this point, counsel for Mr. Depp takes over the 9 questioning 10 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 11 COUNTERCLAIM DEFENDANT 12 BY MR. CHEW: 13 Q Did you see Ms. Heard's face on the 14 evening of May 21, 2016? 15 A Yes. 16 Q On how many occasions did you see her 17 face? 18 A I believe two. 19 Q And the first time you saw her face, 20 how close to her were you? 21 A I don't recall exactly. I think it 22 was, approximately, ten feet.</p>	<p style="text-align: right;">2883</p> <p>1 you saw Ms. Heard? 2 A Right before we left. 3 Q And how close to her were you when you 4 observed her face? 5 A Approximately ten feet. 6 Q Did you have a clear view of her face? 7 A Yes. 8 Q Did you still have your contacts in at 9 the time? 10 A I did. Yes. 11 Q Was there sufficient light that enabled 12 you to actually see her face? 13 A I believe so. I believe it was -- the 14 light was a little dimmer, but it was still lit. 15 Q Did you perceive any signs of injury to 16 her face on that second occasion? 17 A No. 18 Q Did you see any swelling, of any kind, 19 on her face, either during the first time you saw 20 her or the second time you saw her that night? 21 A No. 22 Q Did you see any marks on her face,</p>

<p style="text-align: right;">2884</p> <p>1 either the first time you observed her that night 2 or the second time you observed her? 3 A Just the redness, which was consistent 4 with her crying. 5 Q Did you see, anytime that night, any 6 indication of any bruising on her face? 7 A No. 8 Q Did you see, at any time that evening, 9 any indication or any sign, whatsoever, of any 10 injury to her face? 11 A No. 12 Q And going to your -- was it the 13 security -- what was the term you used, the 14 security sweep; is that correct? 15 A The protective sweep? 16 Q Protective sweep. 17 During your protective sweep, was your 18 access barred to any part of the penthouse? 19 A My access what? Sorry. 20 Q Did you have free access to the 21 penthouse? 22 A The witness that was there, he kind</p>	<p style="text-align: right;">2886</p> <p>1 some type of domestic altercation occurs between 2 two people. 3 Q Did you see any sign of any kind of 4 property damage or vandalism that evening? 5 A Not that I recall. 6 Q Did you see any signs of spilled wine 7 on the floor? 8 MS. BREDEHOFT: Objection. 9 A Not that I recall. If they were 10 visible or complained to me. 11 Q Do you recall some questioning from 12 Ms. Heard's counsel, Ms. Bredehoff, about a man 13 who led you through the penthouses on the evening 14 of May 21, 2016? 15 A Yes. 16 Q Did you describe him as 17 "uncooperative"? 18 A Yes. 19 Q Let me ask another question. Was he 20 cooperative with your inquiries that evening? 21 A No. 22 Q What do you mean by that?</p>
<p style="text-align: right;">2885</p> <p>1 of -- I believe he guided us kind of through the 2 place. I don't know, you know, where he guided us 3 through. 4 Q Did you see any broken glass anywhere 5 in the penthouse, where you did the protective 6 sweep? 7 A Not that I remember. 8 Q Were you looking for any signs of a 9 disturbance? 10 A Yes. 11 Q Why were you looking for signs of a 12 possible disturbance? 13 A Signs of -- or any evidence that a 14 crime has occurred. 15 Q Is that part of -- is that standard 16 procedure, police procedure? 17 A Yes. 18 Q And why do you look for potential signs 19 of vandalism or disturbance to property in the 20 course of a domestic violence allegation or 21 possibility? 22 A Just because that tends to happen when</p>	<p style="text-align: right;">2887</p> <p>1 A I attempted to gather information of 2 who the husband was and what occurred and where he 3 possibly went, so we could interview kind of all 4 the different parties, and he wouldn't give me a 5 name of who the husband was. 6 Q And how long did you interact with that 7 person, who, in fact, is Josh Drew? 8 A I'd say, approximately, five to 9 ten minutes. 10 Q Did he report to you, in words or 11 substance, that any domestic violence had 12 occurred? 13 A I don't recall any exact verbiage he 14 said. 15 Q Did he report to you, in words or 16 substance, any vandalism? 17 A No. Not that I recall. 18 Q On the evening that you and your 19 partner got a call to the penthouse on May 21, 20 2016, were you and your partner in a particular 21 hurry to close out this incident? 22 A No.</p>

2888	1 Q Were you willing to stay as long as was 2 necessary to resolve the matter? 3 A Yes. 4 Q Would you generally take notes for a 5 verbal dispute only? 6 A When we -- when we dispo the call and 7 we get rid of the call, we leave our comments of 8 what occurred and what we did in that call. 9 Q Would you generally write a report for 10 a verbal dispute only? 11 A No, unless it's at the request of one 12 of the parties. 13 Q When you were typing in your computer 14 to add text to a call, is it common to refer to 15 the focused individual in the call as a victim, 16 whether she -- whether a crime has been committed 17 or not? 18 A Yes. Because that's how the call was 19 broadcasted and created. 20 MR. CHEW: Ladies and gentlemen, at 21 this point, counsel for Ms. Heard completes the 22 questioning.	2890	1 on the couch with Ms. Heard? 2 A I'm unaware. 3 Q Okay. Now, let's go back to the 4 description that you gave, and you responded, 5 again, to it with Mr. Chew, that she had -- she 6 was crying and had a red face. And you said the 7 redness was consistent with crying. 8 Do you recall that? 9 A Yes. 10 Q Okay. Why was she crying? 11 A I don't know. That's a great question. 12 I don't know why she was crying. 13 Q Did you ask her? 14 A I personally did not because my partner 15 interviewed her. 16 Q Then when you downloaded with your 17 partner later, did you ask Officer Saenz why Amber 18 Heard was crying? 19 A No. My partner never advised me if she 20 spoke with her while I was speaking with the 21 gentleman. 22 Q Do you recall that you testified that
2889	1 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 2 COUNTERCLAIM PLAINTIFF 3 BY MS. BREDEHOFT: 4 Q Now, there was another woman that was 5 present as well, correct, that night? 6 A I believe so, yes. 7 Q Do you remember testifying earlier 8 that, at the end, she was holding and embracing 9 Ms. Heard? 10 A Yeah, I believe she was on -- sitting 11 on the couch with her when we left. 12 Q Did you interview that woman? 13 A No. She was with Ms. Heard when my 14 partner was speaking with her, I believe. I never 15 spoke to her. 16 Q Okay. I was going to say, did you ever 17 attempt to interview that woman that was on the 18 couch, who was embracing Ms. Heard? 19 A No. Because I was speaking with the 20 gentleman outside. 21 Q Do you know whether Officer Saenz ever 22 attempted to interview that woman who was sitting	2891	1 there was another woman who was embracing 2 Ms. Heard on the sofa at the end of your visit? 3 A Yes. 4 Q Do you recall asking why she was 5 embracing and holding Ms. Heard, why did you not 6 ask, either the other woman or Ms. Heard, why the 7 woman was embracing and holding Ms. Heard? 8 A Why I did not is because we were 9 trained, in the academy, to separate the parties 10 and to try and attempt to build a rapport with the 11 individual you're speaking with. Therefore, it 12 was two females, and my partner is female, so, 13 therefore, my partner spoke with the females. 14 Q Would it be fair to say that you 15 deferred to Officer Saenz to conduct any type of 16 investigation with both Ms. Heard and the other 17 woman who was embracing her? 18 A I know my partner spoke with Ms. Heard. 19 I am unaware, I cannot testify if she spoke with 20 the other female. 21 Q When you said you learned at the 22 academy divide up the parties, was it your

<p style="text-align: right;">2892</p> <p>1 understanding that "parties" meant the victim and 2 the suspect? 3 A All parties. 4 Q Do you know whether anyone made an 5 attempt to divide up the woman from Ms. Heard, the 6 woman that was embracing her? 7 A I'm unaware. 8 Q Okay. Now, the redness that you said 9 was on Ms. Heard's face when she was crying and 10 emotional, could it also have been consistent with 11 injury? 12 A I do not think so. I perceived it as 13 redness from crying. 14 Q Did you consider whether the redness on 15 the face might be from something in addition to 16 crying? 17 A No, I did not. 18 Q And you had never met Ms. Heard before, 19 correct? 20 A Never. Never even seen her. 21 Q And would it be fair to say that you 22 don't know what Ms. Heard's -- what her</p>	<p style="text-align: right;">2894</p> <p>1 out? 2 A Yes, we fill that out. 3 Q Okay. Do you recall whether you had 4 filled out this supplemental report, at any time, 5 prior to May 21st, 2016? 6 A I don't recall. 7 Q Now, if you look at the first column on 8 the domestic violence supplemental report, it has 9 a column that says "victim," and then there are a 10 number of descriptive words underneath those 11 boxes. 12 Do you see that? 13 A I do. 14 Q All right. Now the first one is 15 shaking. What, if any, observation did you make 16 of Ms. Heard shaking? 17 A I don't recall. 18 Q All right. What, if any, observations 19 did you make about Ms. Heard being unresponsive? 20 A The little time I dealt with her, yeah, 21 she was unresponsive and crying. 22 Q I'm sorry. I didn't catch the first</p>
<p style="text-align: right;">2893</p> <p>1 characteristics are for swelling, bruising, 2 redness, correct? 3 A Correct. 4 Q I'm going to ask you, Officer Hadden, 5 to look at what has been marked as Hadden 6 Exhibit Number 8. And it's from the office of the 7 Chief of Police, and it's dated November 24, 2014, 8 and the subject is "Domestic Violence Supplemental 9 Report, Form 15.40.02- Revised." 10 Do you see that? 11 A I do. 12 Q This was provided to us by the LAPD in 13 response to our document requests. 14 Did you have an understanding that 15 there was a domestic violence supplemental report 16 form that was in place as of May 21st, 2016? 17 A Yes. 18 Q I'm going to show you what is 19 Exhibit Number 9, and this is called "Domestic 20 Violence Supplemental Report." 21 And it is something -- is it your 22 understanding that the police officer fills this</p>	<p style="text-align: right;">2895</p> <p>1 part. She was unresponsive and crying, did you 2 say? 3 A Yes. 4 Q Okay. And I guess you've answered the 5 third one here, that she was crying, correct? 6 A Yes. 7 Q All right. And what, if any, 8 observations did you make whether Amber Heard was 9 scared? 10 A I didn't. 11 Q You didn't what? 12 A I did not observe. 13 Q I'm sorry. Are you finished with that 14 answer? It sounded like it was a half. I just 15 want to make sure you were finished. 16 A Yeah. I did not observe her being 17 fearful. 18 Q Okay. But Ms. Heard did not want to 19 file a report, correct? 20 A Correct. 21 Q She did not want to press charges, 22 correct?</p>

2896	1 A Correct. 2 Q And she did not want to tell you the 3 name of her husband, correct? 4 A I don't know because I didn't talk to 5 her. 6 Q Well, do you recall testifying earlier 7 that Ms. Heard was uncooperative? 8 A Yeah. She was uncooperative with my 9 partner. 10 Q All right. And do you recall 11 testifying that Ms. Heard was uncooperative 12 because she was emotional, she was crying, she 13 wasn't sure whether she wanted to file a report or 14 not, and she was not -- then she said she did not 15 want to? 16 A Yeah. That's what she had spoken to my 17 partner about. 18 Q Do you know why Ms. Heard did not want 19 to file a report, or did not want to press 20 charges? 21 A No, I do not. 22 Q Officer Hadden, I'm going to show you	2898	1 Q Did you or Officer Saenz ensure all the 2 evidence was gathered and preserved, including any 3 damaged property? 4 A I said, no. And all of these things 5 would have been documented if there was a report. 6 Q All right. Let's go to the next 7 bullet. It says "Ensure photographs are taken of 8 injuries or lack of injury to complainant and 9 accused, both the day of and a day or two after." 10 Did you take any photographs to show a 11 lack of injury? 12 A No. 13 Q Did you take any photos to show a lack 14 of damage? 15 A No. 16 Q All right. And then, this next one is, 17 "Ensure photographs are taken of the scene and 18 damaged property, et cetera." 19 So I've already asked you that one, so 20 let's go to the next one. 21 "Canvass location, interview all 22 witnesses, including children, neighbors, law
2897	1 what's been marked as Deposition 2 Exhibit Number 10, and I'm going to have you look 3 that -- it starts out with field notebook divider, 4 domestic violence laws, LAPD 18.30.02, and it has 5 the date. This is the date of January 31, 2010 at 6 the bottom, with the footnote. 7 I'm going to just direct your attention 8 here to case preparation, and this is relating to 9 domestic violence laws, case preparation says 10 "note the complainant's emotional and physical 11 condition." 12 Do you see that? 13 A Yes. 14 Q And then "Ensure all evidence is 15 gathered and preserved, e.g., bloodied clothing, 16 damaged phones, damaged property." 17 Do you see that? 18 A Yes. 19 Q Okay. Did you or Officer Saenz provide 20 any kind of notes relating to Ms. Heard's 21 emotional and physical condition on May 21, 2016? 22 A No.	2899	1 enforcement." 2 Did you do that in this instance? 3 A Yes. 4 Q Who did you interview? 5 A I spoke with the gentleman. 6 Q All right. Anyone else? 7 A No, that's it. 8 Q Now, there were two females present in 9 addition to Ms. Heard; were there not? 10 A Yes. Including her. I believe there 11 was two. 12 Q You don't recall the third woman there? 13 A No, I don't recall a third woman being 14 there. 15 Q All right. Did you ask if there was 16 anybody else that was present who had witnessed 17 any aspect of this? 18 A I don't recall exactly, but... 19 Q Let's go to Exhibit Number 11. 20 So what did you determine this call was 21 after your investigation? 22 A Dispute, a verbal dispute. It's not

2900	<p>1 against the law to argue. I argue with my wife.</p> <p>2 Q So you decided that there was only a</p> <p>3 verbal dispute, therefore, it didn't constitute</p> <p>4 domestic violence?</p> <p>5 A From the information or lack of</p> <p>6 information I was able to receive from the witness</p> <p>7 and the information my partner had gathered, yes.</p> <p>8 Q Is it your understanding that a police</p> <p>9 officer can be brought up on charges of misconduct</p> <p>10 if they engage in neglect of duty?</p> <p>11 A Yes.</p> <p>12 Q All right. Is it also your</p> <p>13 understanding that a police officer can be brought</p> <p>14 up on misconduct charges at the LAPD if they</p> <p>15 violate department policies, rules, or procedures?</p> <p>16 A Yes.</p> <p>17 Q And is it your understanding that a</p> <p>18 police officer can be brought up on charges of</p> <p>19 misconduct if they engage in conduct which may</p> <p>20 tend to reflect unfavorably upon the employee or</p> <p>21 the department?</p> <p>22 A Yes.</p>	2902	<p>1 deposition is next?</p> <p>2 (Whereupon, the jury entered the</p> <p>3 courtroom and the following proceedings took</p> <p>4 place.)</p> <p>5 MS. LECAROS: Officer William Gatlin,</p> <p>6 Your Honor.</p> <p>7 THE COURT: Officer Gatlin.</p> <p>8 MS. BREDEHOFT: We did redactions that</p> <p>9 we discussed.</p> <p>10 MS. LECAROS: I haven't seen it yet.</p> <p>11 THE COURT: Why don't we take the</p> <p>12 15 minutes. When I come back, we can figure it</p> <p>13 out.</p> <p>14 MS. BREDEHOFT: I don't think we're in</p> <p>15 disagreement with anything else.</p> <p>16 THE COURT: How long is this</p> <p>17 deposition?</p> <p>18 MS. LECAROS: I believe it's around</p> <p>19 35 minutes, Your Honor.</p> <p>20 THE COURT: So we'll be able to start</p> <p>21 the next one right after that.</p> <p>22 MS. LECAROS: Yes.</p>
2901	<p>1 THE COURT: All right. Thank you.</p> <p>2 Your next witness is by deposition</p> <p>3 also? I assume you need a few minutes to switch</p> <p>4 that out or are you ready to go?</p> <p>5 MS. BREDEHOFT: Actually, I think we</p> <p>6 still have exhibits from the first one.</p> <p>7 MS. LECAROS: I think that's right.</p> <p>8 THE COURT: Okay. Why don't we go</p> <p>9 ahead. It's early, but let's go ahead and take a</p> <p>10 morning recess for 15 minutes so we can take care</p> <p>11 of that, and we can get set up for the next</p> <p>12 deposition, okay?</p> <p>13 So don't talk to anybody, and don't do</p> <p>14 any outside research, all right?</p> <p>15 (Whereupon, the jury exited the</p> <p>16 courtroom and the following proceedings took</p> <p>17 place.)</p> <p>18 THE COURT: All right. Which exhibits?</p> <p>19 MS. BREDEHOFT: I think we're in</p> <p>20 agreement, Your Honor, just we have the</p> <p>21 redactions.</p> <p>22 THE COURT: Who's the next? Which</p>	2903	<p>1 THE COURT: Why don't you get the</p> <p>2 exhibits for the next one as well, and I'll come</p> <p>3 back at 11:20 and we'll do both of them, okay?</p> <p>4 MS. BREDEHOFT: Thank you, Your Honor.</p> <p>5 MS. LECAROS: Thank you, Your Honor.</p> <p>6 THE BAILIFF: All rise.</p> <p>7 (Recess taken from 11:01 a.m. to</p> <p>8 11:20 a.m.)</p> <p>9 THE BAILIFF: All rise.</p> <p>10 Please be seated and come to order.</p> <p>11 THE COURT: All right. So on the next</p> <p>12 deposition, which evidence do we have?</p> <p>13 MS. BREDEHOFT: May we approach?</p> <p>14 THE COURT: Okay.</p> <p>15 (Sidebar.)</p> <p>16 MS. BREDEHOFT: I think we are in</p> <p>17 agreement, Your Honor, but we need to move for the</p> <p>18 admission.</p> <p>19 THE COURT: Okay. Which ones are they?</p> <p>20 MS. LECAROS: Plaintiff's 200 and 201.</p> <p>21 THE COURT: Plaintiff's 200 and 201.</p> <p>22 MS. BREDEHOFT: I think the defendant's</p>

2904	1 ones are already in, if you want to use those. 2 727 and 728. It doesn't matter. 3 THE COURT: Is it okay if I have Jamie 4 come over there? 5 Are we in agreement or not? 6 MS. LECARAZ: I haven't confirmed 7 they're the same. 8 THE COURT: So Plaintiff's 200 is in 9 evidence, and Plaintiff's 201 is in evidence. 10 MS. LECARAZ: Yes. Thank you, Your 11 Honor. 12 MS. BREDEHOFT: And then defendant's, 13 we have a question with that. 14 THE COURT: Okay. 15 MS. BREDEHOFT: 1246 with redactions. 16 We have the redactions there, up on the screen. 17 THE COURT: Okay. So 1246, with 18 redactions, so we need redactions. So that's in 19 evidence, okay? 20 MS. BREDEHOFT: And then Defendant's 21 1593. 22 THE COURT: 1593. Does that need	2906	1 THE COURT: You're welcome, Judy. 2 MS. VASQUEZ: We have 784 -- well, 3 actually, I don't know which one this is. Oh, 4 sorry. It's Depp 120. 5 THE COURT: Okay. Plaintiff's 120. 6 MS. VASQUEZ: Redacted. 7 THE COURT: I should have a C in it. 8 MS. VASQUEZ: 0004, maybe? 9 THE COURT: 120 -- I have C. 4 and 5? 10 There should be C. Yeah, . 4 and . 5? 11 MS. VASQUEZ: Yeah. 12 THE COURT: Okay. Got it. 13 MS. VASQUEZ: The next one is 14 Plaintiff's 120, 0040. 15 THE COURT: Yeah. That's 120B? 16 MS. VASQUEZ: Correct. 17 THE COURT: Okay. 18 MS. VASQUEZ: And then Plaintiff's 804, 19 redacted. First page is taken off. 20 THE COURT: 04? 804, everything except 21 the first page, right? 22 MS. VASQUEZ: And then signatures
2905	1 redactions? 2 MS. BREDEHOFT: No. 3 THE COURT: All right. That's in 4 evidence. 5 MS. BREDEHOFT: Defendant's 1594. 6 THE COURT: 1594 in evidence, okay? 7 All right. So that takes care of that 8 deposition. 9 MS. BREDEHOFT: Yes. 10 Who's the next deposition? That's 11 okay. Romero. 12 MR. ROTTENBORN: Just a few that we 13 have for the Court. This is from Mr. Depp. 195, 14 both sides agree the whole thing can come in. 15 THE COURT: Okay. Perfect. And that's 16 Defendant's 195, Plaintiff's -- Defendant's 272 17 and Defendant's 195. 18 MS. BREDEHOFT: Yep. 19 THE COURT: Do you want to come a 20 little closer for the court reporter, just so we 21 can get it on the record. 22 MS. VASQUEZ: Yes, of course.	2907	1 redacted. 2 THE COURT: 804. Is it 804? 3 Yes. The first page then the 4 signatures. 5 I don't know why I don't have 8, but 6 we'll figure it out. 7 Next one? Is that it? 8 MS. VASQUEZ: That's it. 9 THE COURT: All right. Thank you. 10 MS. BREDEHOFT: Romero, we have 666, 11 which is already in. 12 THE COURT: That's already in. So, 13 we're good. 14 MS. VASQUEZ: That should take us right 15 until about 12 something, 12:30, maybe, 12:40. 16 THE COURT: Those are two. What's 17 going to happen after? 18 MS. VASQUEZ: Then we have Carino and 19 Wasser, which we need somebody to talk about. So, 20 I don't know if you want to take an early lunch at 21 that time. 22 THE COURT: Is that what you would like

2908	1 to do, take an early lunch? 2 MS. VASQUEZ: I think so. 3 THE COURT: Okay. 4 MS. VASQUEZ: And then we'll be done 5 for the rest of the day with exhibits. 6 THE COURT: So after these two, you 7 want to take an early lunch around 12:15 to 1:15? 8 MS. VASQUEZ: Probably 12:30, 12:40. 9 THE COURT: Want to take it all the way 10 to 2 for the jury, so they can -- but I can come 11 back a little earlier and work through exhibits. 12 MS. VASQUEZ: We'll work that out. 13 THE COURT: You work that out over 14 lunch, and we'll have that set. 15 MS. VASQUEZ: And then Carino, Wasser, 16 Dougherty. 17 THE COURT: Say that again. 18 MS. VASQUEZ: Carino, Romero. 19 THE COURT: Romero. A lot of Os. 20 MS. VASQUEZ: And Dougherty. 21 THE COURT: And that will take us 22 through the day.	2910	1 whole day, and then I'll let them in. I can just 2 let them in through the -- 3 MS. BREDEHOFT: For timing purposes, 4 when do you think you're going to be done? 5 MS. VASQUEZ: We'll know tomorrow. 6 THE COURT: No tomorrow? 7 MS. VASQUEZ: We'll know tomorrow. 8 MS. BREDEHOFT: I'm trying to figure 9 out for next week. 10 THE COURT: I know. I appreciate it. 11 MS. VASQUEZ: We'll have some 12 indication. Tomorrow, after court, if we can meet 13 with Your Honor for ten minutes to discuss timing. 14 MR. CHEW: And rebuttal. 15 MS. VASQUEZ: And rebuttal. And things 16 like that. 17 THE COURT: Well, you know your timing. 18 MR. CHEW: Yeah. Yeah, we understand. 19 THE COURT: You've got a -- 20 MS. VASQUEZ: And we're keeping track. 21 Thank you. 22 MR. CHEW: Thank you, Your Honor.
2909	1 MS. LECAROZ: Romero's going before 2 lunch. Wasser will go up where she just said 3 Romero. 4 THE COURT: Wasser and then Dougherty, 5 which may go to the end of the day, or maybe into 6 tomorrow. 7 MS. BREDEHOFT: I thought it was 8 Gatlin, Romero, Carino -- 9 MS. LECAROZ: That's what we just said. 10 Carino, then Wasser, then Dougherty. 11 THE COURT: I didn't hear Gatlin, 12 though. 13 MS. LECAROZ: Gatlin, next one. 14 THE COURT: Tomorrow, I have to take 15 lunch between 1:30 and 2:20 tomorrow, so I don't 16 know if you have remote witnesses or depositions. 17 MS. VASQUEZ: We have a number of 18 remote witnesses. 19 THE COURT: So you can let them know 20 lunch will be between 1:30 and 2:30. But if I can 21 figure out remote witnesses today, from you, so we 22 can get those. Probably just do one Webex for the	2911	1 THE COURT: Thank you. 2 MS. VASQUEZ: Thank you, Your Honor. 3 MS. BREDEHOFT: Thank you. 4 (Open court.) 5 THE COURT: All right. Are we ready 6 for the jury, then? 7 MS. BREDEHOFT: Yes, Your Honor. 8 MS. LECAROZ: Yes, Your Honor. 9 (Whereupon, the jury entered the 10 courtroom and the following proceedings took 11 place.) 12 THE COURT: All right. Thank you. 13 Your next witness. 14 MS. LECAROZ: Your Honor, we call 15 Officer William Gatlin. 16 THE COURT: Okay. Officer Gatlin. Can 17 you spell the last name for me and for the court 18 reporter. 19 MS. LECAROZ: G-A-T-L-I-N. 20 THE COURT: Okay. Thank you. 21 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 22 COUNTERCLAIM PLAINTIFF

2912	1 BY MS. BREDEHOFT: 2 Q Name and business address for the 3 record. 4 A William Gatlin; business address, 251 5 E. 6th Street in Los Angeles, California 90014. 6 Q How long have you been an officer with 7 the LAPD? 8 A Eight years. 9 Q And what is your rank? 10 A Police Officer II. 11 Q Now, your partner, on May 21, 2016, was 12 Officer Diener; is that correct? 13 A Yes. 14 Q You were wearing your body cam -- 15 A Yes. 16 Q -- on May 21, 2016? 17 A Yes. 18 Q When were you first assigned a body 19 cam? 20 A Sometime in 2015, I think. You know, I 21 don't remember. 22 Q Officer Gatlin, I'm going to show you	2914	1 were on the scene? 2 A I do not believe there was. 3 Q Do you recall whether there was any 4 press on the scene? 5 A I do not believe there was. 6 Q Do you recall whether there was any 7 type of public gathering involved? 8 A No. 9 Q Was it relatively quiet? 10 A From my recollection, yes. 11 Q Did you see very many people in the 12 lobby when you came through? 13 A Not that I remember. 14 Q Okay. And then tell me what you recall 15 of this incident, once you got there and you were 16 shown to the elevator. 17 A I remember we went up the elevator, 18 exited the elevator, walked down the hallway until 19 we found the unit number, knocked on the door, a 20 male answered the door, and, at that point -- I 21 mean, at that point, I really didn't know whether 22 this guy is potentially the suspect, if this is
2913	1 what has been marked as Defendant's 2 Exhibit Number 6. And I'm going to go ahead and 3 go down to the second page, and this is the 4 incident recall for the two -- for you and 5 Officer Diener for May 21, 2016, in connection 6 with the call at the Eastern Columbia Building, 7 849 S. Broadway. 8 Now, Officer Diener indicated that he 9 believed that he was driving that night. 10 Is that your recollection as well? 11 A Yes. 12 Q When Officer Diener is driving, what 13 does that mean you're doing? 14 A That means I handle the computer. 15 Q Based on the incident recall, when did 16 you arrive at the scene, you and Officer Diener? 17 A We arrived at the scene, it looks like, 18 at 22:24. 19 Q And that is 10:24? 20 A Correct. 21 Q So when you arrived, do you recall 22 whether there were any other police officers that	2915	1 the guy involved in the altercation, or who this 2 guy was. So we kind of talked to him for a second 3 and he advised us that the police had already been 4 there, he had a business card from them. And we 5 told him that we still needed to step inside to 6 check on the subject or potential victim, just to 7 make sure she's okay, and that this was, indeed, 8 related to the previous incident and not a new 9 incident where the suspect had potentially 10 returned and caused -- or there was another new 11 issue at hand. 12 Q Do you recall that you already knew 13 that this had -- this place had -- another officer 14 had answered the call or other officers had 15 answered the call before you got there? 16 A Yes. I already knew there was a 17 previous call there. 18 Q And how did you know that? 19 A Just kind of keeping track. When 20 you're on the computer, you kind of are able to 21 keep track of the calls throughout the night and 22 where they're at and what's going on.

<p style="text-align: right;">2916</p> <p>1 Q And did you know that Officers Saenz 2 and Hadden had been the ones who had answered the 3 call earlier? 4 A I believe so. 5 Q Okay. Did you speak with Officer Saenz 6 or Officer Hadden before you went to the Eastern 7 Columbia Building? 8 A No. 9 Q I'm going to take you down to, on the 10 same exhibit, a page that's Bates-stamped LAPD 11. 11 And I'm going to ask you -- this TOMSG data log. 12 Do you recognize this document? 13 A I've never seen this before. I've 14 never seen one of these documents before. 15 Q All right. Do you have a recollection 16 of receiving an administrative message at 17 22:22:30, which would be 10:22:30, saying 18 "incident 4756 is the same incident as yours, 1A1 19 handled earlier. Doubt she called back. Probably 20 just delayed response"? 21 A I did not recall. I do not recall 22 getting that message.</p>	<p style="text-align: right;">2918</p> <p>1 A You know, sometimes we do, and 2 sometimes the other party's no longer at scene and 3 we would just take a report. 4 Q Okay. Are there times where they just 5 refuse to cooperate and you just left? 6 A Yeah, but -- yeah. There are times 7 like that. 8 Q You were going to say but what? 9 A I guess the totality of the 10 circumstance based on -- just because someone's 11 uncooperative doesn't automatically mean that 12 we'll just leave. You know, if we observe some 13 kind of injury or if there's a third-party witness 14 that's cooperative, you know, that could lean in, 15 where even if the victim is uncooperative, that 16 will still take some sort of action. 17 Q I'm going to ask you to turn to page 13 18 here. And this is the CAD summary report. 19 What, if any, involvement did you have 20 in this? 21 A So, I would be the one that kind of 22 closes out the incidents on the computer. So the</p>
<p style="text-align: right;">2917</p> <p>1 Q Right below it, at 22:23:22, which is 2 10:23 and change, it shows that your unit 3 responded with "rog," in other words, Roger, to 4 that message. 5 Do you see that? 6 A Yes. 7 Q Would that have been you who did that 8 or would that have been Officer Diener? 9 A Probably me. 10 Q And is that because you weren't driving 11 and officer Diener was? 12 A Yes. 13 Q Okay. So does this refresh your 14 recollection of what had been communicated to you 15 and why you knew that someone had already answered 16 this call earlier? 17 A Yes. 18 Q Are you familiar with the term "cycle 19 of violence"? 20 A Yes. 21 Q Typically, do you make arrests on 22 domestic abuse calls?</p>	<p style="text-align: right;">2919</p> <p>1 writings over to the right of the screen would be 2 how I would -- what I would type into the computer 3 to close out the call. 4 Q And so, you would have typed in 5 "related to previous incident. Verbal argument 6 only. Checked residence"? 7 A Yes. 8 Q Now, who told you that it was a verbal 9 argument only? 10 A Based on the knowledge I had of the 11 previous call, I'm able to see, potentially, how 12 they closed out the call, and I could have seen it 13 from there. 14 Q So you could have gotten this from A1A? 15 A 1A1. 16 Q 1A1, yeah. Their report, Officer Saenz 17 and Officer Hadden, and then just repeated it 18 here? 19 A Yes. 20 Q Do you have any recollection of anyone 21 in the apartment, up in penthouse 3, saying that 22 there had been a verbal argument only?</p>

<p style="text-align: right;">2920</p> <p>1 A Not to my recollection. 2 Q Well, let me just jump back to the 3 events of May 21 for a moment. 4 Were you aware that that was the 5 apartment of Johnny Depp and Amber Heard? 6 A No. 7 Q When did you first become aware of 8 that? 9 A I don't remember. 10 Q Are we talking months, days, hours? 11 A It was a couple days. 12 Q And do you remember how you learned of 13 it? 14 A No, I don't. 15 Q Did you know who Johnny Depp was at 16 that time? 17 A Yeah. 18 Q And were you a fan of Johnny Depp's as 19 of May 21, 2016? 20 A I guess I liked a couple of his movies. 21 I'm not, like, rushing out to go see them or 22 anything, I don't know.</p>	<p style="text-align: right;">2922</p> <p>1 Q Did you ask to see Amber Heard's face 2 in the light? 3 A No. 4 Q Did you ask Amber Heard whether she had 5 any injuries? 6 A No. 7 Q Did you interview any of the persons 8 present about what had taken place earlier that 9 night? 10 A No. 11 Q Why not? 12 A Because I was aware that there's a 13 previous call regarding the incident and the male 14 that answered the door kind of made it clear to us 15 that this is still left over from that same 16 incident and a new incident had not occurred. So 17 I didn't feel the need to at that time. 18 Q Did you go through and search the 19 entire apartment, including bedrooms, offices and 20 other areas? 21 A No. 22 Q And why not?</p>
<p style="text-align: right;">2921</p> <p>1 Q Are you a fan of Johnny Depp's today? 2 A I can't remember the last movie I saw 3 of his. 4 Q Did you know who Amber Heard was as of 5 May 21, 2016? 6 A I was aware that there was an actress 7 by the name of Amber Heard, but I had not -- was 8 not totally familiar with her or any of her work. 9 Q When you saw the name Amber Heard on 10 the incident recalls, did it register with you 11 that she was an actress? 12 A No. 13 Q Did you recognize Amber Heard when you 14 came to the apartment on May 21, 2016? 15 A No. 16 Q How close did you come to Amber Heard 17 while you were in the apartment? 18 A I'd have to say, probably, between 10 19 and 15 feet. 20 Q And what was the lighting like where 21 Amber Heard was sitting? 22 A It was pretty dim.</p>	<p style="text-align: right;">2923</p> <p>1 A Same as I explained earlier. And they 2 were all adamant that her husband was no longer at 3 scene. 4 Q Did you go into any of the other 5 adjoining apartments? 6 A No. 7 Q You asked where the husband was. Why 8 did you ask where the husband was? 9 A Because in the comments of the call, it 10 stated the husband and wife were arguing. 11 Q Okay. And it was also a domestic 12 violence -- 13 A Yeah, domestic violence call. And it 14 wouldn't be uncommon for, you know, the male to 15 answer the door to tell us he's not the husband, 16 and later it turns out that he is. So, you know, 17 we kind of have to talk to the other party 18 involved to make sure that that's not the male 19 that's involved in the argument. 20 Q Did any of the four people that were in 21 the apartment identify Johnny Depp as that male? 22 A No.</p>

<p>2924</p> <p>1 Q Was there any effort, by any of the 2 people in that apartment, to get you to press 3 charges or investigate further? 4 A No. 5 Q Would you say the people were reluctant 6 to even have you come into the apartment? 7 A It felt that way. 8 Q And what happened -- what occurred that 9 made you feel like that, to you, that they didn't 10 want you in the apartment? 11 A Just the way that the male was acting 12 that answered the door. He kind of just said, oh, 13 let me just go grab the business card from the 14 previous call. And then, even so, when we had 15 went inside, it didn't seem like anybody was 16 particularly eager to talk to us. 17 Q I'm going to ask you to take a look at 18 Exhibit 1, Defendant's Exhibit 1. 19 This is the Daily Mail, Mail Online, 20 July 3rd, 2020. And I'm going to go down to the 21 10th page. 22 What, if any, evidence did you observe</p>	<p>2926</p> <p>1 Q What, if any, efforts did Amber Heard 2 make to come over and no show you any evidence of 3 injuries? 4 A None. 5 Q And what, if any, effort did Amber 6 Heard or her friends make to try to show you any 7 type of property damage? 8 A None. 9 Q And what, if any, evidence do you have 10 that Amber or her friends placed a second call to 11 911? 12 A I don't have any evidence that it was 13 one of her friends. I just know that there was a 14 second call placed. Actually, if I can recall, I 15 think it said that her friend was on the phone 16 with her and heard her arguing with her husband. 17 Q Who said that? 18 A I believe that's what the incident 19 recall said. 20 Q Did you ever provide a sworn deposition 21 saying that you saw no evidence of a crime at the 22 penthouse, before today?</p>
<p>2925</p> <p>1 when you went to the penthouse on May 21, 2016, 2 that Amber Heard and her friends were attempting 3 to concoct an abuse hoax to set up Johnny Depp to 4 be accused of domestic violence? 5 A None that I can recall. 6 Q What, if any, evidence did you see 7 Amber and her friends spilling wine and roughing 8 the place up? 9 A None. 10 Q And what, if any, evidence did you see 11 that Amber and her friends were -- had concocted 12 and gotten their story straight and were relaying 13 them to you when you arrived? 14 A None. 15 Q Did Amber or her friends, at any time, 16 while you were at the apartment, on May 21, 2016, 17 claim that Johnny Depp had committed domestic 18 violence of Amber? 19 A Not to me they didn't. 20 Q Did you see them do that to 21 Officer Diener? 22 A No.</p>	<p>2927</p> <p>1 A No. 2 Q Are you aware of whether Officer Diener 3 provided a sworn deposition saying he saw no 4 evidence of a crime? 5 A He has not. 6 Q Now, this call came in at 20:30, which 7 is, approximately, 8:30, regular time, p.m., 8 right? 9 A Yes. 10 Q Okay. And then, a little bit further 11 down, just seven minutes later, comes a duplicate 12 call that appears to have come from the New York 13 Police Department? 14 A Yes. 15 Q Roughly, seven minutes of each other, 16 correct? 17 A Yes. 18 Q Did you see that when you were looking 19 back and trying to look at the history? 20 A I believe I saw all of this. 21 Q Did you see, in any of the incident 22 recalls or any of the documentation that you</p>

2928

1 reviewed, that the officers, Officers Saenz and
2 Hadden, reported to the scene, left the scene,
3 closed out, and then another call was made to come
4 to 849 S. Broadway?
5 **A Yes.**
6 Q What did you see?
7 **A The second call created was the one**
8 **that we had received.**
9 Q And it says -- is this 22:09, which
10 would be 10:09, right, roughly?
11 **A Yes.**
12 Q Says "teletype from NYPD ICAD. Female
13 stated she was on the phone with her friend and
14 she began screaming at her husband. Subject Amber
15 Heard, Husband Johnny Heard, male, 53 years old,
16 5-11, NFD, NFI."
17 Do you see that?
18 **A Yes.**
19 Q But that's New York Police Department,
20 and back here, it says "New York Police
21 Department," correct?
22 **A Correct.**

2929

1 Q Okay. But, after you communicated down
2 here, on the administrative text messages, and I'm
3 now on LAPD 11, this is 22:22, you now know it's
4 the same incident as yours and 1A1 handled
5 earlier, doubt she called back, probably just
6 delayed response, correct?
7 **A Yeah. This is just a message from**
8 **another unit, so, I mean, just because they're**
9 **telling -- they're basically just sending me a**
10 **message that it's related. You know, it doesn't**
11 **mean that it's exactly the same call.**
12 Q By the time you showed up at the door
13 of penthouse 3, at the Eastern Columbia Building,
14 you already knew that Officer Saenz had handled
15 this call and you were just double-checking to
16 make sure that the perpetrator wasn't there and
17 that everybody was okay, correct?
18 **A I was aware that Officer Saenz had**
19 **handled a call at that location earlier, but it**
20 **doesn't mean that I have to -- that I treat it as**
21 **if it's handled already. We still have to get**
22 **there and speak to them and make that**

2930

1 **determination that it's not a completely new**
2 **incident.**
3 Q Okay. And you did that, right?
4 **A Yes.**
5 Q And you put in the system, for this
6 call, 21 -- 20:46 to 21:42, "Met with victim,
7 checked location, verified husband left location,
8 victim advised verbal dispute and refused to give
9 any further information." Actually, that was
10 Hadden and Saenz, right?
11 **A That wasn't me. I didn't put that in.**
12 Q Then what you put in -- that's why I
13 couldn't find it. You put in for 3:17 -- and I'm
14 sure you weren't there until 3:01, but we talked
15 to Officer Diener about that. You put in "related
16 to previous incident, verbal argument only,
17 checked residence," correct?
18 **A Yes.**
19 Q Okay. And your putting "verbal
20 argument only" was based on what you had reviewed
21 with Saenz and Hadden, correct?
22 **A Yes.**

2931

1 Q I'm going to show you what has been
2 marked as Defendant's Exhibit Number 2, and it's a
3 picture. It's a portion of a video clip from the
4 ECB building. It has 5/21/2016 and the time is
5 22:28:14.
6 Do you recognize the person in this
7 picture?
8 **A Yes.**
9 Q And who is in this picture?
10 **A Officer Diener.**
11 Q I'm going to ask you to take a look at
12 Defendant's Exhibit Number 3, and that's
13 reflecting a video clip, again, and it's dated
14 5/21/2016 and says 22:28:15.
15 Do you recognize the person in this?
16 **A Yeah, that's me and Officer Diener.**
17 Q I'm going to show you, now, the video
18 cam footage of that, the two, from yours and from
19 Officer Diener. So, I'm going to go through and
20 show those to you.
21 (Whereupon, the following video was
22 shown.)

Transcript of Jury Trial - Day 11
Conducted on April 27, 2022

25 (2932 to
2935)

2932	2934
<p>1 POLICE OFFICER NUMBER 1: Coffee pot. 2 Burning up. We're en route to penthouse 3. 3 Be advised we're stepping out onto the 4 penthouse floor. 5 (Indiscernible). 6 Hello. 7 UNIDENTIFIED MALE SPEAKER: Officers. 8 How are you doing? 9 POLICE OFFICER NUMBER 1: All right. 10 Did you guys have somebody come out here earlier? 11 UNIDENTIFIED MALE SPEAKER: Yes, we 12 did. 13 POLICE OFFICER NUMBER 1: Oh, okay. 14 UNIDENTIFIED MALE SPEAKER: I can't 15 remember their name offhand, but I've got their 16 card inside. 17 POLICE OFFICER NUMBER 1: Saenz, maybe. 18 Yeah, we got another call. I don't know if it's 19 the same call from earlier or if somebody called 20 again. 21 UNIDENTIFIED MALE SPEAKER: Probably. 22 POLICE OFFICER NUMBER 2: We just need</p>	<p>1 POLICE OFFICER NUMBER 1: Can we 2 just -- yeah, we'll just come in and just check. 3 We'll make sure everybody in here is all right. 4 UNIDENTIFIED MALE SPEAKER: Apparently 5 (indiscernible) called the cops. 6 UNIDENTIFIED FEMALE SPEAKER: No shit. 7 UNIDENTIFIED MALE SPEAKER: Yeah. 8 POLICE OFFICER NUMBER 1: I don't know 9 if she called twice or whoever called, but we just 10 got another notification. 11 UNIDENTIFIED FEMALE SPEAKER: Must have 12 been a mistake. 13 POLICE OFFICER NUMBER 1: We'll just 14 come in, make sure everything's okay. Anybody 15 else in here? 16 UNIDENTIFIED FEMALE SPEAKER: The other 17 officers came by and checked, and the other 18 apartment as well. It must have been, like, a 19 double call. 20 POLICE OFFICER NUMBER 1: Okay. Who's 21 Amber? You? Okay. And Johnny? 22 UNIDENTIFIED MALE SPEAKER: He is</p>
2933	2935
<p>1 to check. 2 POLICE OFFICER NUMBER 1: Do any you 3 guys know someone in New York or something? 4 UNIDENTIFIED MALE SPEAKER: Yeah. She 5 probably called twice. 6 POLICE OFFICER NUMBER 1: Okay. 7 UNIDENTIFIED MALE SPEAKER: Yeah. 8 POLICE OFFICER NUMBER 1: Let me just 9 talk to your wife to make sure -- 10 UNIDENTIFIED MALE SPEAKER: Oh, it's 11 not my wife. Different conversation. 12 POLICE OFFICER NUMBER 1: (Indiscernibl 13 e due to cross talking). Well, whoever it is, can 14 they just step out. We have to check on them and 15 make sure they're okay, you know what I mean? 16 UNIDENTIFIED MALE SPEAKER: I'll go get 17 the business card from the cop, she -- 18 POLICE OFFICER NUMBER 1: Yeah, just 19 because we got another call, and we came again, we 20 just want to make sure. 21 UNIDENTIFIED MALE SPEAKER: Hang on a 22 second. Back up, please. Back up.</p>	<p>1 definitely not here. 2 POLICE OFFICER NUMBER 1: He's not 3 here? Okay. 4 UNIDENTIFIED FEMALE SPEAKER: He left, 5 probably, like, two hours ago. 6 POLICE OFFICER NUMBER 1: oh, Okay. 7 All right. Cool. Everything's all good, then? 8 UNIDENTIFIED FEMALE SPEAKER: Yeah, 9 we're good. 10 POLICE OFFICER NUMBER 1: All right. 11 UNIDENTIFIED FEMALE SPEAKER: Thank 12 you. 13 POLICE OFFICER NUMBER 1: If you guys 14 need anything else, just call us back. 15 UNIDENTIFIED FEMALE SPEAKER: Thank you 16 very much. 17 POLICE OFFICER NUMBER 1: Have a good 18 night. 19 BY MS. BREDEHOFT: 20 Q So this one is Defendant's 21 Exhibit Number 4. 22 (Whereupon, the following video was</p>

2936	2938
<p>1 shown.)</p> <p>2 POLICE OFFICER NUMBER 1: Coffee pot.</p> <p>3 Burning up. We're en route to penthouse 3.</p> <p>4 BY MS. BREDEHOFT:</p> <p>5 Q Before we go further I need to show you</p> <p>6 what we have you're watching video that says</p> <p>7 22:28:15.</p> <p>8 Do you recognize the person in this?</p> <p>9 A Yeah, that's me and Officer Diener.</p> <p>10 Q I'm going to show you, now, the video</p> <p>11 cam footage of that, the two, from yours and from</p> <p>12 Officer Diener, so I'm going to go through and</p> <p>13 show those to you.</p> <p>14 A Okay.</p> <p>15 Q So this one is Defendant's</p> <p>16 exhibit Number 4.</p> <p>17 (Whereupon, the following video was</p> <p>18 shown.)</p> <p>19 POLICE OFFICER NUMBER 1: Coffee pot.</p> <p>20 Burning up. We're en route to penthouse 3.</p> <p>21 POLICE OFFICER NUMBER 2: 547 we out</p> <p>22 onto the penthouse floor.</p>	<p>1 POLICE OFFICER NUMBER 2: We just need</p> <p>2 to check.</p> <p>3 POLICE OFFICER NUMBER 1: Do any you</p> <p>4 guys know someone in New York or something?</p> <p>5 UNIDENTIFIED MALE SPEAKER: Yeah. She</p> <p>6 probably called twice.</p> <p>7 POLICE OFFICER NUMBER 1: Okay.</p> <p>8 UNIDENTIFIED MALE SPEAKER: Yeah.</p> <p>9 POLICE OFFICER NUMBER 1: Let me just</p> <p>10 talk to your wife to make sure --</p> <p>11 UNIDENTIFIED MALE SPEAKER: Oh, it's</p> <p>12 not my wife. Different conversation.</p> <p>13 POLICE OFFICER NUMBER 1: (Indiscernibl</p> <p>14 e due to cross talking). Well, whoever it is, can</p> <p>15 they just step out. We have to check on them and</p> <p>16 make sure they're okay, you know what I mean?</p> <p>17 UNIDENTIFIED MALE SPEAKER: I'll go get</p> <p>18 the business card from the cop, she --</p> <p>19 POLICE OFFICER NUMBER 1: Yeah, just</p> <p>20 because we got another call, and we came again, we</p> <p>21 just want to make sure.</p> <p>22 UNIDENTIFIED MALE SPEAKER: Hang on a</p>
2937	2939
<p>1 POLICE OFFICER NUMBER 1: I think Saenz</p> <p>2 (indiscernible).</p> <p>3 BY MS. BREDEHOFT:</p> <p>4 Q Before we go further, can you tell</p> <p>5 whether this one is your video cam footage or</p> <p>6 Officer Diener's?</p> <p>7 A This appears to be Officer Diener's.</p> <p>8 Q So that's you over here (indicating)?</p> <p>9 A Yes.</p> <p>10 Q Can you tell whether it's you or</p> <p>11 Officer Diener that's saying "Officer Saenz"?</p> <p>12 A I cannot tell.</p> <p>13 Q Okay. How did you know that it was</p> <p>14 Officer Saenz who had been there?</p> <p>15 A Because I was aware when she had</p> <p>16 responded to the call there, and I knew she was</p> <p>17 working that unit.</p> <p>18 (Whereupon, the following video was</p> <p>19 shown.)</p> <p>20 POLICE OFFICER NUMBER 1: ...same call</p> <p>21 from earlier or if somebody called again.</p> <p>22 UNIDENTIFIED MALE SPEAKER: Probably.</p>	<p>1 second. Back up, please. Back up.</p> <p>2 BY MS. BREDEHOFT:</p> <p>3 Q Now, would you say -- and this is --</p> <p>4 I'll represent this is Josh Drew, and he's already</p> <p>5 provided testimony.</p> <p>6 Would you say that Josh Drew was</p> <p>7 discouraging you from even coming into the</p> <p>8 apartment or seeing Amber Heard?</p> <p>9 A Yes.</p> <p>10 (Whereupon, the following video was</p> <p>11 shown.)</p> <p>12 POLICE OFFICER NUMBER 1: I don't know</p> <p>13 if she called twice or whoever called, but we just</p> <p>14 got another notification.</p> <p>15 UNIDENTIFIED FEMALE SPEAKER: Must have</p> <p>16 been a mistake.</p> <p>17 POLICE OFFICER NUMBER 1: We'll just</p> <p>18 come in, make sure everything's okay. Anybody</p> <p>19 else in here?</p> <p>20 UNIDENTIFIED FEMALE SPEAKER: The other</p> <p>21 officers came by and checked, and the other</p> <p>22 apartment as well. It must have been, like, a</p>

Transcript of Jury Trial - Day 11
Conducted on April 27, 2022

27 (2940 to
2943)

2940	<p>1 double call. 2 POLICE OFFICER NUMBER 1: Okay. Who's 3 Amber? You? Okay. And Johnny? 4 UNIDENTIFIED MALE SPEAKER: He is 5 definitely not here. 6 POLICE OFFICER NUMBER 1: He's not 7 here? Okay. 8 UNIDENTIFIED FEMALE SPEAKER: He left, 9 probably, like, two hours ago. 10 POLICE OFFICER NUMBER 1: oh, Okay. 11 All right. Cool. Everything's all good, then? 12 UNIDENTIFIED FEMALE SPEAKER: Yeah, 13 we're good. 14 POLICE OFFICER NUMBER 1: All right. 15 UNIDENTIFIED FEMALE SPEAKER: Thank 16 you. 17 POLICE OFFICER NUMBER 1: If you guys 18 need anything else, just call us back. 19 UNIDENTIFIED FEMALE SPEAKER: Thank you 20 very much. 21 POLICE OFFICER NUMBER 1: Have a good 22 night.</p>	2942	<p>1 Q All right. And you believe that the 2 one to the left is Amber Heard? 3 A No. I believe that that's the one 4 that's doing most of the talking. 5 (Whereupon, the following video was 6 shown.) 7 UNIDENTIFIED FEMALE SPEAKER: The other 8 officers came by and checked, and the other 9 apartment as well. It must have been, like, a 10 double call. 11 POLICE OFFICER NUMBER 1: Okay. Who's 12 Amber? You? Okay. And Johnny? 13 UNIDENTIFIED MALE SPEAKER: He's -- 14 BY MS. BREDEHOFT: 15 Q Did you see anybody acknowledge that 16 they've identified themselves as Amber? 17 A Looks like it was the girl sitting 18 furthest away from me -- or furthest away from the 19 camera. 20 Q Okay. And how would you describe the 21 lighting in there? 22 A Pretty dim and dark.</p>
2941	<p>1 BY MS. BREDEHOFT: 2 Q All right. Officer Gatlin, can you 3 tell which one of these people is doing the 4 talking, of these three girls -- women? 5 A I can't tell for certain, but it 6 appears, to me, it's the girl in the middle, the 7 one that's leaning forward with the white shirt. 8 Q Do you know which one of these is Amber 9 Heard? 10 A From this view, I can't tell. 11 Q All right. Do you know what color hair 12 the person that's the most forward, that's in the 13 middle, has? 14 A I can't tell from this. 15 Q Okay. Can you tell what color hair the 16 woman furthest right is, that's in front? 17 A I can't tell. It looks like her head 18 is in a shadow. 19 Q Okay. Can you tell what color hair the 20 person that's middle, but in the back? 21 A No. Same. Everything looks like 22 they're -- the tops of their heads are in shadows.</p>	2943	<p>1 Q You said, earlier, you thought you were 2 ten to 15 feet away. How much would you estimate, 3 now that you're looking at this on body cam, how 4 far away are you from the three women? 5 A I would still say it's in that range. 6 Q Did you get a clear look at any of 7 these three women? 8 A I can't remember. 9 Q And did you ask to have any of them 10 come out into the lighting so that you could take 11 a better look at them to see if, potentially, they 12 might have injuries? 13 A No. 14 Q What perception did you have about the 15 level of cooperation of these four individuals 16 about your answering this call? 17 A Pretty low level of cooperation. 18 Q Okay. 19 MS. BREDEHOFT: Now, can we bring up 20 Exhibit Number 5. 21 Q It's the other video. I just want to 22 go through both of them because there's a little</p>

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25886

Transcript of Jury Trial - Day 11
Conducted on April 27, 2022

28 (2944 to
2947)

2944	2946
1 different angle between the two.	1 just want to make sure.
2 (Whereupon, the following video was	2 UNIDENTIFIED MALE SPEAKER: Hang on a
3 shown.)	3 second. Back up, please. Back up.
4 POLICE OFFICER NUMBER 1: Coffee pot.	4 POLICE OFFICER NUMBER 1: Can we
5 Burning up. We're en route to penthouse 3.	5 just -- yeah, we'll just come in and just check.
6 Be advised we're stepping out onto the	6 We'll make sure everybody in here is all right.
7 penthouse floor.	7 UNIDENTIFIED MALE SPEAKER: Apparently
8 (Indiscernible).	8 (indiscernible) called the cops.
9 Hello.	9 UNIDENTIFIED FEMALE SPEAKER: No shit.
10 UNIDENTIFIED MALE SPEAKER: Officers.	10 UNIDENTIFIED MALE SPEAKER: Yeah.
11 How are you doing?	11 POLICE OFFICER NUMBER 1: I don't know
12 POLICE OFFICER NUMBER 1: All right.	12 if she called twice or whoever called, but we just
13 Did you guys have somebody come out here earlier?	13 got another notification.
14 UNIDENTIFIED MALE SPEAKER: Yes, we	14 UNIDENTIFIED FEMALE SPEAKER: Must have
15 did.	15 been a mistake.
16 POLICE OFFICER NUMBER 1: Oh, okay.	16 POLICE OFFICER NUMBER 1: We'll just
17 UNIDENTIFIED MALE SPEAKER: I can't	17 come in, make sure everything's okay. Anybody
18 remember their name offhand, but I've got their	18 else in here?
19 card inside.	19 UNIDENTIFIED FEMALE SPEAKER: The other
20 POLICE OFFICER NUMBER 1: Saenz, maybe.	20 officers came by and checked, and the other
21 Yeah, we got another call. I don't know if it's	21 apartment as well. It must have been, like, a
22 the same call from earlier or if somebody called	22 double call.
2945	2947
1 again.	1 POLICE OFFICER NUMBER 1: Okay. Who's
2 UNIDENTIFIED MALE SPEAKER: Probably.	2 Amber? You? Okay. And Johnny?
3 POLICE OFFICER NUMBER 2: We just need	3 UNIDENTIFIED MALE SPEAKER: He is
4 to check.	4 definitely not here.
5 POLICE OFFICER NUMBER 1: Do any you	5 POLICE OFFICER NUMBER 1: He's not
6 guys know someone in New York or something?	6 here? Okay.
7 UNIDENTIFIED MALE SPEAKER: Yeah. She	7 UNIDENTIFIED FEMALE SPEAKER: He left,
8 probably called twice.	8 probably, like, two hours ago.
9 POLICE OFFICER NUMBER 1: Okay.	9 POLICE OFFICER NUMBER 1: Oh, Okay.
10 UNIDENTIFIED MALE SPEAKER: Yeah.	10 All right. Cool. Everything's all good, then?
11 POLICE OFFICER NUMBER 1: Let me just	11 UNIDENTIFIED FEMALE SPEAKER: Yeah,
12 talk to your wife to make sure --	12 we're good.
13 UNIDENTIFIED MALE SPEAKER: Oh, it's	13 POLICE OFFICER NUMBER 1: All right.
14 not my wife. Different conversation.	14 UNIDENTIFIED FEMALE SPEAKER: Thank
15 POLICE OFFICER NUMBER 1: (Indiscernibl	15 you.
16 e due to cross talking). Well, whoever it is, can	16 POLICE OFFICER NUMBER 1: If you guys
17 they just step out. We have to check on them and	17 need anything else, just call us back.
18 make sure they're okay, you know what I mean?	18 UNIDENTIFIED FEMALE SPEAKER: Thank you
19 UNIDENTIFIED MALE SPEAKER: I'll go get	19 very much.
20 the business card from the cop, she --	20 POLICE OFFICER NUMBER 1: Have a good
21 POLICE OFFICER NUMBER 1: Yeah, just	21 night.
22 because we got another call, and we came again, we	22

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25887

2948	1 BY MS. BREDEHOFT: 2 Q Now, showing you Defendant's Exhibit 3 Number 5. Let me stop you for a minute. Does 4 this appear to be the video cam from your video 5 cam? 6 A Yes. 7 (Whereupon, the following video was 8 shown.) 9 POLICE OFFICER NUMBER 1: Coffee pot. 10 Burning up. We're en route to penthouse 3. 11 Be advised we're stepping out onto the 12 penthouse floor. 13 (Indiscernible). 14 Hello. 15 UNIDENTIFIED MALE SPEAKER: Officers. 16 How are you doing? 17 POLICE OFFICER NUMBER 1: All right. 18 Did you guys have somebody come out here earlier? 19 UNIDENTIFIED MALE SPEAKER: Yes, we 20 did. 21 POLICE OFFICER NUMBER 1: Oh, okay. 22 UNIDENTIFIED MALE SPEAKER: I can't	2950	1 make sure they're okay, you know what I mean? 2 UNIDENTIFIED MALE SPEAKER: I'll go get 3 the business card from the cop, she -- 4 POLICE OFFICER NUMBER 1: Yeah, just 5 because we got another call, and we came again, we 6 just want to make sure. 7 UNIDENTIFIED MALE SPEAKER: Hang on a 8 second. Back up, please. Back up. 9 POLICE OFFICER NUMBER 1: Can we 10 just -- yeah, we'll just come in and just check. 11 We'll make sure everybody in here is all right. 12 UNIDENTIFIED MALE SPEAKER: Apparently 13 (indiscernible) called the cops. 14 UNIDENTIFIED FEMALE SPEAKER: No shit. 15 UNIDENTIFIED MALE SPEAKER: Yeah. 16 POLICE OFFICER NUMBER 1: I don't know 17 if she called twice or whoever called, but we just 18 got another notification. 19 UNIDENTIFIED FEMALE SPEAKER: Must have 20 been a mistake. 21 POLICE OFFICER NUMBER 1: We'll just 22 come in, make sure everything's okay. Anybody
2949	1 remember their name offhand, but I've got their 2 card inside. 3 POLICE OFFICER NUMBER 1: Saenz, maybe. 4 Yeah, we got another call. I don't know if it's 5 the same call from earlier or if somebody called 6 again. 7 UNIDENTIFIED MALE SPEAKER: Probably. 8 POLICE OFFICER NUMBER 2: We just need 9 to check. 10 POLICE OFFICER NUMBER 1: Do any you 11 guys know someone in New York or something? 12 UNIDENTIFIED MALE SPEAKER: Yeah. She 13 probably called twice. 14 POLICE OFFICER NUMBER 1: Okay. 15 UNIDENTIFIED MALE SPEAKER: Yeah. 16 POLICE OFFICER NUMBER 1: Let me just 17 talk to your wife to make sure -- 18 UNIDENTIFIED MALE SPEAKER: Oh, it's 19 not my wife. Different conversation. 20 POLICE OFFICER NUMBER 1: (Indiscernibl 21 e due to cross talking). Well, whoever it is, can 22 they just step out. We have to check on them and	2951	1 else in here? 2 UNIDENTIFIED FEMALE SPEAKER: The other 3 officers came by and checked, and the other 4 apartment as well. It must have been, like, a 5 double call. 6 POLICE OFFICER NUMBER 1: Okay. Who's 7 Amber? You? Okay. 8 BY MS. BREDEHOFT: 9 Q So I'm just stopping here, again, on 10 these three women. You had indicated before the 11 woman that's leaning forward here, that she's in 12 the middle; is that correct? 13 A It appears that way. 14 Q And you think she's the one who did 15 most of the talking, correct? 16 A Yeah. Right now, she is the one 17 talking. 18 Q Okay. And you believe that Amber's the 19 one in the back, behind her? 20 A Yes. 21 Q Are you able to see the right side of 22 Amber's face?

<p style="text-align: right;">2952</p> <p>1 A From this camera view, it looks like 2 she's kind of facing straight towards me, so I 3 would have been able to see the right side of her 4 face from there. 5 Q Would you have been able to see it 6 clearly? 7 A Due to the low lighting, probably not 8 very clearly. 9 Q Thank you. 10 (Whereupon, the following video was 11 shown.) 12 POLICE OFFICER NUMBER 1: And Johnny? 13 UNIDENTIFIED MALE SPEAKER: He is 14 definitely not here. 15 POLICE OFFICER NUMBER 1: He's not 16 here? Okay. 17 UNIDENTIFIED FEMALE SPEAKER: He left, 18 probably, like, two hours ago. 19 POLICE OFFICER NUMBER 1: oh, Okay. 20 All right. Cool. 21 BY MS. BREDEHOFT: 22 Q While we're still there, can you tell</p>	<p style="text-align: right;">2954</p> <p>1 night. 2 BY MS. BREDEHOFT: 3 Q Do you recall looking for any injuries 4 on the faces of the three women? 5 A No. 6 (Whereupon, the following video was 7 shown.) 8 POLICE OFFICER NUMBER 1: (Indiscernibl 9 e.) 10 BY MS. BREDEHOFT: 11 Q Now, Officer Gatlin, do you recall 12 seeing two dogs in the house? 13 A Yes. 14 Q They were running around pretty freely? 15 A Yes. 16 Q And when you say that, would you be 17 able to, sitting here today, say that the person 18 in these three photos, Defendant's 7, 8, and 9, is 19 the same person sitting on that sofa in the back? 20 Are you able to draw that connection? 21 A No. I don't recall. 22 Q Do you disagree with my description of</p>
<p style="text-align: right;">2953</p> <p>1 how much hair Amber has covering the right side of 2 her face, in these pictures? 3 A No. Looks like, from this camera view, 4 most of the time, like, half of her head is 5 blocked from the woman in front of her. 6 Q Can you tell whether she's wearing any 7 makeup? 8 A No. 9 (Whereupon, the following video was 10 shown.) 11 POLICE OFFICER NUMBER 1: Everything's 12 all good, then? 13 UNIDENTIFIED FEMALE SPEAKER: Yeah, 14 we're good. 15 POLICE OFFICER NUMBER 1: All right. 16 UNIDENTIFIED FEMALE SPEAKER: Thank 17 you. 18 POLICE OFFICER NUMBER 1: If you guys 19 need anything else, just call us back. 20 UNIDENTIFIED FEMALE SPEAKER: Thank you 21 very much. 22 POLICE OFFICER NUMBER 1: Have a good</p>	<p style="text-align: right;">2955</p> <p>1 what's in this picture? 2 A No. I'm stating that I didn't observe 3 that when I was standing inside the apartment. 4 Q Are you able to testify whether Amber 5 Heard was the victim of domestic violence by 6 Mr. Depp on May 21, 2016? 7 A Based on our investigation, it appeared 8 as if she was not. 9 Q Well, your investigation of what? 10 A Based on her refusing to give any 11 statement on what had occurred, and, at the time, 12 we did not observe any visible or verifiable 13 injuries to her. 14 Q Anything else? 15 A Not that I can recall. 16 Q So, did you interview any of three 17 other individuals in the apartment? 18 A No. 19 Q Did you ask any of the individuals to 20 give you a statement about what transpired? 21 A I believe the female that was sitting 22 in the middle of the three told us that everything</p>

<p style="text-align: right;">2956</p> <p>1 was fine and that the other officers had already 2 conducted an investigation on the incident prior 3 to our arrival. 4 Q Did you ask that individual to give you 5 a statement? 6 A Outside of that, no. 7 Q Did you take that individual aside and 8 try to interview her without the others present? 9 A No. 10 Q Why not? 11 A As I just stated, everybody there had 12 told us that the officers who had responded a 13 couple hours before us had conducted the 14 investigation and this is -- our call is still 15 stemming from that incident and there's been -- 16 there had been no change in the circumstance since 17 then. 18 Q Do you know whether Officer Saenz and 19 Officer Hadden took any of the individuals aside 20 and interviewed them? 21 A No. 22 Q Did you, at any point, ask Amber Heard</p>	<p style="text-align: right;">2958</p> <p>1 come and talked to everybody, and she told us they 2 checked the -- both the -- two apartments, so I 3 felt, at that time, it was sufficient. As I 4 stated, there was no change in the circumstance 5 from the previous call, so we did not go further 6 into the investigation. 7 Q And that's the extent of your 8 investigation, correct? 9 A Correct. 10 Q Did you do that, that night, on May 21, 11 2016? Did you do anything, other than what we 12 have looked at on the video camera, in connection 13 with investigating whether Johnny Depp committed 14 domestic violence of Amber Heard on May 21, 2016? 15 A No. 16 Q Do you know whether Johnny Depp 17 committed domestic violence of Amber Heard on 18 May 21, 2016? 19 A No. 20 THE COURT: Sorry, your next witness. 21 MS. LECAROS: Alejandro Romero. 22 THE COURT: Alejandro Romero.</p>
<p style="text-align: right;">2957</p> <p>1 to come forward and examine her in the light to 2 see if she had any injuries? 3 A No. 4 Q Did you take a flashlight, just to see 5 if she had any visible injuries to her face or her 6 body? 7 A No. 8 Q Did you ask Amber Heard if she had any 9 injuries? 10 A No. 11 Q I'm asking whether you're in a 12 position, as a police officer, to testify, under 13 oath, that Johnny Depp did not commit any abuse of 14 Amber Heard on May 21, 2016? 15 A I don't believe I'm in the position to 16 testify whether he did or did not because I was 17 not there when the incident potentially occurred. 18 Q Okay. And you didn't conduct your own 19 independent investigation, correct? 20 A Outside of the female telling us that 21 everything was fine and the male answered the door 22 and told us that the other officers had already</p>	<p style="text-align: right;">2959</p> <p>1 MS. LECAROS: If I might, Your Honor, 2 this is another one that begins with questioning 3 by counsel for Ms. Heard and later on switches to 4 counsel for Mr. Depp. 5 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 6 COUNTERCLAIM PLAINTIFF 7 THE COURT: Thank you. 8 BY MS. BREDEHOFT: 9 Q Mr. Romero, will you, please, state 10 your name and address for the record. 11 A My name is Alejandro Romero, I go by 12 Alex. 13 Q What is your current occupation? 14 A I work at the front desk of the Eastern 15 Columbia Building. 16 Q And is that for the Action Property 17 Management Company? 18 A That's correct. 19 Q How long have you been employed at the 20 Eastern Columbia Building? 21 A Approximately, 13 years. 22 Q And could you, please, describe what kind of work you do for the Eastern Columbia</p>

2960	1 Building? 2 A Most of all, it's just access control, 3 and I deal with a lot of residents regarding their 4 packages and food deliveries. 5 Q Okay. And have you done that pretty 6 much the whole ten years? 7 A That's correct. 8 Q I'm going to take you back to 2015 and 9 2016 for a moment. 10 A Okay. 11 Q How many people would you say would go 12 through the building on any particular day in that 13 time period? I'm talking tenants and visitors. 14 A I cannot say a number because there's 15 147 units in the building and there's – they have 16 visitors, guests, friends. Actually, we used to 17 send delivery people up. We don't send them 18 anymore because of the COVID. But I cannot tell 19 you a number. There's thousands of people, 20 probably. 21 Q Have you ever met Johnny Depp? 22 A I saw him a couple of times.	2962	1 around or be angry? 2 A No, I have never seen him like that. 3 Q I'm going to ask you some questions, 4 now, about Amber Heard. 5 When did you first meet Amber Heard? 6 A I believe she was passing in the lobby, 7 or maybe it was the front desk. Like, I interact 8 more with her sister, Whitney, I believe that's 9 her sister's name, and her good friend Raquel, 10 Rocky. But Amber, I've only seen, like, once in a 11 while when she was -- when she would get packages. 12 Q Do you recall whether Ms. Heard became 13 a resident sometime around March 2016? 14 A Don't remember. 15 Q Could you tell me one way or the other? 16 A I just can't remember. Like I said, 17 it's been so long. I just don't remember. And, 18 like, I know you guys sent me those papers to 19 review, and I've got to be honest, I didn't want 20 to review them because it's been so long. It's 21 like, I don't want to deal with this anymore. 22 Yes, I went through the witness
2961	1 Q Do you remember what Mr. Depp was 2 wearing on any of those occasions? 3 A No. 4 Q Do you remember what jewelry he had on? 5 A No. 6 Q Do you remember what headgear he was 7 wearing, was he wearing a scarf or a hat? 8 A No. 9 Q Do you remember whether Mr. Depp was 10 wearing any makeup or eyeliner? 11 A No, I don't remember. Nope. 12 Q You can't remember whether he had any, 13 right? 14 A No. 15 Q Do you know whether Mr. Depp had ever 16 been physically violent with Amber Heard? And by 17 this, I mean hitting, punching, throwing objects 18 at her, kicking her, headbutting her. Do you 19 know, one way or the other, whether Mr. Depp ever 20 did that to Ms. Heard? 21 A Nope. 22 Q Did you ever see Mr. Depp slam things	2963	1 statement and it's everything that is written 2 there, that's what I said. 3 Q Okay. 4 A That was correct. It was accurate. 5 Q Okay. 6 A That's why I signed it. 7 Q So during the time between 2015 and 8 2016, how many times would you say, total, that 9 you interacted with Amber Heard? 10 A For a whole year, I don't think I can 11 give you a number. Because it could be, like, 12 probably I see – probably saw Amber three times 13 in one day, probably I'd see her five times, and 14 probably I would never see her for a whole week. 15 So I don't have, like, there's never been a 16 routine. 17 Q Okay. How would you describe Amber 18 Heard's interactions with you? Were they 19 friendly? Did she smile at you? Did she talk to 20 you? 21 A She was really friendly. She always 22 smiled. But she – we never had, like, an

2964	<p>1 interaction of – that's really close</p> <p>2 relationship, like I do with some of the other</p> <p>3 residents. She never told me any of her problems.</p> <p>4 She never stopped by and talk about her personal</p> <p>5 life. She never did that.</p> <p>6 Q They're asking you about a date that</p> <p>7 you recall seeing Amber Heard on May 25th, 2016.</p> <p>8 Do you see that?</p> <p>9 A Yes, I do.</p> <p>10 Q And you said, "Probably. I just can't</p> <p>11 remember the days. I've got a really bad memory</p> <p>12 for dates."</p> <p>13 Do you see that?</p> <p>14 A Yep.</p> <p>15 Q So, Mr. Romero, would you, at any time,</p> <p>16 be able to remember what type of clothing Amber</p> <p>17 Heard was wearing from one of her events?</p> <p>18 A Nope. I don't remember.</p> <p>19 Q Would you remember, on any daily basis,</p> <p>20 what type of hairstyle she was wearing?</p> <p>21 A Nope.</p> <p>22 Q Would you remember, on any type of</p>	2966	<p>1 Q How about eyebrow pencil or lip pencil?</p> <p>2 A No.</p> <p>3 Q Do you have any memories of Amber Heard</p> <p>4 wearing a particular type of makeup with a type of</p> <p>5 outfit?</p> <p>6 A No.</p> <p>7 Q If you were asked to describe any</p> <p>8 characteristics of Amber Heard from two days</p> <p>9 earlier, without knowing you were going to be</p> <p>10 asked, would you be able to testify to any of</p> <p>11 those, what she was wearing, what her makeup was,</p> <p>12 what her hairstyle was?</p> <p>13 A No, I won't -- probably won't remember.</p> <p>14 Q When was the first time that you recall</p> <p>15 anyone saying anything to you about the police</p> <p>16 being called at the EC Building because of a</p> <p>17 domestic dispute between Mr. Depp and Amber Heard?</p> <p>18 A Well, to answer your question, whatever</p> <p>19 happened, it happened on a Saturday. I don't work</p> <p>20 Saturdays. When I got there on Monday, they asked</p> <p>21 me, oh, you heard what happened? I said, no, what</p> <p>22 happened? So that's how I find out.</p>
2965	<p>1 basis, what type of bag she was -- Amber Heard was</p> <p>2 carrying?</p> <p>3 A No.</p> <p>4 Q Would you be able to say whether she,</p> <p>5 Amber Heard, was dressed up or casual on any</p> <p>6 certain day?</p> <p>7 A No.</p> <p>8 Q Would you be able to say whether she</p> <p>9 was -- what type of makeup Amber Heard was wearing</p> <p>10 on any given day?</p> <p>11 A No.</p> <p>12 Q Would you be able to say, for example,</p> <p>13 whether Amber Heard had on concealer or foundation</p> <p>14 on any given day?</p> <p>15 A No.</p> <p>16 Q Would you be able to say whether Amber</p> <p>17 Heard had on blush or powder on any given day?</p> <p>18 A No.</p> <p>19 Q Would you be able to say whether Amber</p> <p>20 Heard had any mascara or eyeliner on, on any given</p> <p>21 day?</p> <p>22 A No.</p>	2967	<p>1 Q Okay.</p> <p>2 A Then I went to the cameras to see what</p> <p>3 was going on. Then as soon as I saw Johnny Depp</p> <p>4 on the camera and the elevator, just walking back</p> <p>5 and forth on the camera in the elevator, I said,</p> <p>6 okay, I know that was him, and that's all I knew.</p> <p>7 But I was never -- I was never -- I was</p> <p>8 not there on that Saturday when that happened. I</p> <p>9 believe that whenever that happened, they say it</p> <p>10 happened, when they called the police, I believe</p> <p>11 it was on a Saturday, and I was not there.</p> <p>12 Q Okay. Do you recall who told you that</p> <p>13 on that Monday following Saturday?</p> <p>14 A Okay. As a matter of fact, I think it</p> <p>15 was one of the residents. They approached me and</p> <p>16 they said there was a lot of noise, and the person</p> <p>17 was working out on the gym that's next to the</p> <p>18 penthouse. They heard of bunch of noise and</p> <p>19 that's it. That's why I checked the cameras.</p> <p>20 When I looked at the cameras and I saw Johnny,</p> <p>21 like I said, just walking back and forth at the</p> <p>22 elevator, I said, okay, all right, okay. I'll try</p>

<p style="text-align: right;">2968</p> <p>1 to figure it out. I didn't say anything more. I 2 turned off the camera, and that's it. 3 Q So, the first part of that, who's -- 4 somebody was working out and heard noises? 5 A Somebody was working out in the gym and 6 heard the noise, they heard a lot of noise in the 7 hallway. It's really rare to hear anything 8 because, most of the time, the penthouse level is 9 really quiet. 10 Q Okay. Do you remember who the person 11 was in the gym, that heard a lot of noise in the 12 penthouse that night? 13 A That's correct. I do remember the 14 person. 15 Q Who is it? 16 A I remember the person has been a 17 resident of the building for a long time, I just 18 don't remember their -- I don't remember her name. 19 Q And where is the gym in comparison to 20 the penthouse that's owned by Mr. Depp? 21 A Like I said, Johnny Depp owns the 22 penthouse below the clock, and the gym at the</p>	<p style="text-align: right;">2970</p> <p>1 Just noise. And that she was just surprised 2 because, like I said, it's always really quiet. 3 Q Okay. And so, she wanted to know what 4 happened. And so, you went to the video cameras 5 to look at a video. 6 How did you know when to look for them? 7 A Because she had the time. She had the 8 time that she was working out. That's why I 9 figured out to track the time on the camera and 10 looked. And then when I saw, as soon as I saw, 11 like I said, Johnny Depp walking back and forth in 12 the elevator, I turned off the camera, and I 13 figured out, okay, this is what happened. I 14 figured out, one and two together, okay. 15 Q When you said you figured out what 16 happened after you saw Johnny Depp in the 17 elevator, what did you figure out had happened? 18 A I figured that's why they called the 19 cops, the police. 20 Q Because why? 21 A Approximate because of the noise that 22 was on the penthouse level.</p>
<p style="text-align: right;">2969</p> <p>1 Eastern Columbia Building is just in front of one 2 of the penthouses. You actually can see it 3 through the window. 4 Q You can see the gym through a window of 5 the penthouse or you can see the penthouse through 6 a window of the gym? 7 A You can see the gym through one of the 8 windows of the penthouse, and they have a patio 9 that leads to the gym. Penthouse has a patio that 10 leads to the gym. 11 Q Okay. And this tenant, if you think of 12 her name while, you know, even if we're asking 13 another question, please, let me know. This 14 tenant is a resident there, right, that saw this? 15 A Yeah. I believe her name is Shauna 16 (phonetic). 17 Q And, so, she told you she heard a lot 18 of noise? 19 A That's correct. 20 Q Did she describe anything, voices, any 21 objects, anything like that? 22 A No. She just said there was a noise.</p>	<p style="text-align: right;">2971</p> <p>1 Q Mr. Romero, I'm going to ask you to 2 look at this. This is a video clip marked as 3 Romero Exhibit Number 8. 4 (Whereupon, a video is played.) 5 BY MS. BREDEHOFT: 6 Q It shows the date and timestamp near 7 the bottom. 8 Do you recognize this as the elevator 9 at ECB building? 10 A That's correct. 11 Q Mr. Romero, you're nodding. Is this 12 the video that you remember looking at after 13 Shauna told you she heard the noise that night? 14 A That's correct. 15 Q And that's Mr. Depp? 16 A Correct. 17 Q Do you recognize the other two men in 18 the elevator? 19 A I recognize the guy in front of the 20 elevator button. That's his personal bodyguard. 21 The other guy, I've seen him before, but I never 22 interact with him. If I did, I don't remember.</p>

<p style="text-align: right;">2972</p> <p>1 Q You said he looked --</p> <p>2 A Yeah, he looked agitated. Like, he was</p> <p>3 walking back and forth. He had his jacket. His</p> <p>4 body language was different than before. Most of</p> <p>5 the time, he's really calm. He's just, like, a</p> <p>6 really happy person. This is the first time I saw</p> <p>7 him like that.</p> <p>8 Q And then you go to the next -- so then</p> <p>9 you say Wednesday, May 25th, at approximately</p> <p>10 10:30, Ms. Heard walked into the lobby accompanied</p> <p>11 by Ms. Raquel Pennington.</p> <p>12 That's the person you called Rocky</p> <p>13 earlier; do you remember her?</p> <p>14 A Yes, that's correct.</p> <p>15 Q And you said that Ms. Heard approached</p> <p>16 you to ask you for the key to her unit, which you</p> <p>17 gave her. And you said you did not discuss</p> <p>18 anything else at that time.</p> <p>19 A Correct.</p> <p>20 Q Ms. Heard stood approximately three</p> <p>21 feet away from you. I did not notice any bruises,</p> <p>22 cuts, swelling, red marks or any other injuries of</p>	<p style="text-align: right;">2974</p> <p>1 care of that. I was not trying to say, oh, let me</p> <p>2 see your face, no.</p> <p>3 Q So -- and that's where I'm going to</p> <p>4 follow up.</p> <p>5 Do you remember what Ms. Heard was</p> <p>6 wearing that night?</p> <p>7 A Nope.</p> <p>8 Q Do you remember whether she was dressed</p> <p>9 up?</p> <p>10 A No.</p> <p>11 Q Do you remember where she was coming</p> <p>12 from that she was coming home at 10:30 at night</p> <p>13 with Ms. Pennington?</p> <p>14 A No, I don't remember. They didn't</p> <p>15 mention to me. Actually, she was on the phone.</p> <p>16 She was with Raquel, in front of me. We were</p> <p>17 talking about it, and then she left to the lobby,</p> <p>18 where she was still on the phone. I was focusing</p> <p>19 more on Raquel because I was telling her about her</p> <p>20 dog.</p> <p>21 Q Okay. Do you remember what hairstyle</p> <p>22 Ms. Heard had that night?</p>
<p style="text-align: right;">2973</p> <p>1 any kind on Ms. Heard's face.</p> <p>2 Do you see that?</p> <p>3 A Correct.</p> <p>4 Q Okay. But you weren't looking for</p> <p>5 bruises, cuts, red marks or any other injuries on</p> <p>6 Ms. Heard's face that night, were you?</p> <p>7 A I was not looking for any marks or</p> <p>8 bruises or anything. But something like that, it</p> <p>9 would be really noticeable. But, I guess, you</p> <p>10 know, I was not looking. I was more focusing on</p> <p>11 what my job duties were, like getting the key and,</p> <p>12 also, I gave her the key and they were talking</p> <p>13 about -- I told her, you know what, your dog -- I</p> <p>14 was talking with Raquel because her dog got out of</p> <p>15 her unit. That was one of my concerns. I told</p> <p>16 her, you know what, I saw your dog was outside.</p> <p>17 You didn't want me to get too close to it, so it's</p> <p>18 still out there. In the penthouse area, the dog</p> <p>19 will be fine because it's not -- like I said, it's</p> <p>20 always really quiet and Mr. Depp owns everything</p> <p>21 up there, so he'll be fine. So that was one of my</p> <p>22 concerns. That was my job, and I was just taking</p>	<p style="text-align: right;">2975</p> <p>1 A Nope.</p> <p>2 Q Do you know what type of makeup Amber</p> <p>3 Heard was wearing that night?</p> <p>4 A No.</p> <p>5 Q Can you tell me whether she was wearing</p> <p>6 any concealer or foundation?</p> <p>7 A No.</p> <p>8 Q Can you tell me whether she was wearing</p> <p>9 blush?</p> <p>10 A No.</p> <p>11 Q Could you tell me whether she was</p> <p>12 wearing any type of -- any kind of eye makeup.</p> <p>13 A No.</p> <p>14 Q So, who wrote the sentence "I did not</p> <p>15 notice any bruises, cuts, swelling, red marks, or</p> <p>16 any other injuries of any kind on Ms. Heard's</p> <p>17 face"?</p> <p>18 A I'm pretty sure if I would have seen</p> <p>19 something like that, I would have said something.</p> <p>20 Q Mr. Romero.</p> <p>21 A I didn't saw any marks or bruises on</p> <p>22 her face. I just don't recall. I don't saw</p>

<p style="text-align: right;">2976</p> <p>1 anything. She was just standing in front of me. 2 Q I'm asking, specifically, "I did not 3 notice any bruises, cuts, swelling, red marks or 4 any other injuries of any kind to Ms. Heard's 5 face," who wrote that? 6 A That's what I said. I didn't saw any 7 marks or bruises on her face. That's what I said. 8 Q But -- 9 A Because they asked me, they asked me if 10 I remember seeing anything, and I just don't 11 recall seeing any marks or bruises because she was 12 just standing in front of me. I just don't 13 remember anything, anything. I just don't 14 remember. If it would have been so obvious, like, 15 someone had, like, a black eye, I would have, 16 like, whoa, you know. I would have seen that, and 17 I would have remembered because it's something 18 that you will see. You know, like, so none of 19 them were like, oh, you will remember. But when I 20 was there talking to her, she was, like, three 21 feet away from me, she was right in front of me. 22 I just don't remember seeing any marks, bruises,</p>	<p style="text-align: right;">2978</p> <p>1 injuries that day, on the 25th? 2 A I don't remember. 3 Q Okay. 4 A Like I said, I would probably remember 5 the swollen, but I never saw anything. I just 6 don't remember. 7 Q And you don't remember seeing anything, 8 right? But do you remember even looking? 9 A I remember -- I remember I was -- okay, 10 I'm really sorry, but I remember -- I've got to 11 tell the whole story, probably, to get there. 12 Before the guy went and got the key, they come 13 down. They said somebody tried to get into my 14 unit. There's scratches on my door. And, like, 15 I'm really sorry, but who would think they get 16 into the unit because there's some scratches on 17 the door, like, what, four inches above the door? 18 Because the dog was scratching the door, was 19 trying to get in, and they thought that someone 20 was trying to break into their unit. In my head, 21 I was like, you really think somebody's trying to 22 get into your unit? There's scratches, like, four</p>
<p style="text-align: right;">2977</p> <p>1 or anything. 2 Q But you don't know whether she was 3 wearing makeup to cover it, do you? 4 A No, I don't -- no. If she was wearing 5 any makeup to cover it, probably, you know -- 6 probably would you -- probably you would cover any 7 bruise, but you cannot cover the swelling. 8 Q Were you looking for swelling? 9 A No. Like I said, I was not looking for 10 anything. 11 Q In fact, you were spending more time 12 talking to Rocky about her dog; were you not? 13 A That's correct. But I got a habit, 14 when I'm talking to someone, I look into their 15 eyes. And when I was talking to Amber and Rocky, 16 I always look into their eyes. 17 Q Okay. 18 A And I probably would have noticed, 19 like, any swelling or bruise, like I said. I 20 probably would notice. 21 Q Fair to say, Mr. Romero, that you can't 22 say that Amber Heard had injuries or did not have</p>	<p style="text-align: right;">2979</p> <p>1 inches above the floor on your door. That was 2 your dog trying to get into the unit. They were 3 so afraid. Oh, someone's trying to get into my 4 unit. Oh, come on, really? And I actually went, 5 they asked me to go inside the unit to check room 6 by room, to make sure no one was there. So I did 7 that, part of my job, make sure they're safe, but 8 I was, like, really? I didn't understand why they 9 want me to do that. Like, I don't know. 10 Just so stressed out because of this. 11 I just don't want to deal with this anymore. I'm 12 tired. I don't want to deal with this court case. 13 Everybody's got problems and I don't want to deal 14 with it no more. I don't want to put any more 15 words. 16 Q The interaction you just testified 17 about with Amber Heard and Rocky Pennington and 18 talking about the dog and going up and checking 19 about the penthouse, none of that was on video 20 footage, correct? 21 A That's correct. We don't have cameras 22 in the video -- sorry, we don't have cameras in</p>

2980
1 the hallways. We don't have cameras in the
2 hallways.
3 Q I'm going to show you what has been
4 marked as Romero Exhibit Number 1, the deposition
5 that was taken of you on July 19, 2016. Now,
6 that's, approximately, two months after the
7 May 21, 2016 incident.
8 Do you recall giving that deposition?
9 A '16? Probably. I don't remember.
10 Q I'm going to take you to page 35. And
11 you were asked, this is the same incident that
12 you're talking about now, okay? And it's talking
13 about, okay, you spoke with Amber at the front
14 desk, later saw her in the lobby, later went
15 upstairs with her.
16 It says the question, at line 6, "I
17 just want to go back for a second here. You said
18 several times, in answer to my questions, that you
19 didn't recall seeing any marks on Amber's face.
20 "When you say you didn't recall seeing
21 any of those marks, any marks, did you mean that
22 you didn't see any marks on her face?"

2981
1 And your answer, then, was, "I say that
2 because when I saw Amber, I was not looking to see
3 anything on her face. I was not looking to see
4 anything."
5 Do you recall giving that testimony,
6 under oath, back at that time, two months after
7 the incident?
8 A Yes. I remember. Because, like I
9 said, I was -- I always make eye contact with
10 someone that I'm talking to, but I'm not looking
11 to find something, like, oh, your makeup is wrong,
12 you haven't change your eyebrows, or your
13 eyelashes are not even. I'm not looking for
14 anything. I'm just looking at their eyes. I'm
15 not looking for anything else.
16 But, if I see something, I would --
17 probably would remember.
18 Q If you saw something, right?
19 A Yeah. I would have probably seen,
20 like, if she had a swollen, like if she was
21 wearing makeup, probably would still seen the
22 swollen. I probably would remember that. But I

2982
1 have not looking for anything. I was like, oh,
2 you know.
3 Q How swollen was Amber on the 25th of
4 May? How swollen was her cheek?
5 A According to the pictures I've been
6 seeing right now, that you're showing me, it was
7 pretty swollen. I probably would remember that.
8 Q How many days later did you see her
9 from that swelling?
10 A That was on a Wednesday. That was from
11 Saturday to Wednesday.
12 Q Right.
13 A Correct.
14 Q Would it be fair to say that you cannot
15 testify, one way or the other, whether Amber Heard
16 was domestically abused by Johnny Depp on May 21,
17 2016?
18 A I cannot say that. I would not agree
19 to testify against anyone of domestic violence
20 because I was not there. I didn't see anything.
21 I didn't hear anything. I was not there. I was
22 never there. I was probably hundreds of miles

2983
1 away and had no idea what happened that day.
2 Q And do you remember that there were
3 pictures of wine, a glass of wine and a bottle of
4 wine, wine stains on the floor outside of the --
5 in the hallway of the penthouse from May 21st,
6 2016?
7 A I remember seeing a mark. I'm not
8 going to say it was wine.
9 Q All right. Well --
10 A I'm not an expert.
11 MS. LECAROS: Ladies and gentlemen, the
12 next portion of this deposition contains questions
13 asked by counsel for Mr. Depp.
14 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND
15 COUNTERCLAIM DEFENDANT
16 BY MR. PRESIADO:
17 Q Sitting here today, when you saw her at
18 the front desk on March 25th, you didn't see any
19 bruising, correct?
20 A Correct.
21 Q And you didn't see any marks, correct?
22 A That's correct. I didn't see any marks

2984	<p>1 or bruises.</p> <p>2 Q You didn't see any swelling, did you,</p> <p>3 Mr. Romero?</p> <p>4 A That's correct. No swelling.</p> <p>5 Q And she was only three or four feet</p> <p>6 away from you, correct?</p> <p>7 A Correct.</p> <p>8 Q And you were looking right into her</p> <p>9 face, squarely, correct?</p> <p>10 A Correct.</p> <p>11 Q And the lighting was good at the front</p> <p>12 desk, correct?</p> <p>13 A Correct.</p> <p>14 Q It was so good that had she had any</p> <p>15 bruises, swelling, or marks on her face, you would</p> <p>16 have noticed that, correct?</p> <p>17 A Correct.</p> <p>18 Q And then later that -- later that same</p> <p>19 day, and you testified to this already today,</p> <p>20 later that same day, you went up the elevator with</p> <p>21 Ms. Heard and Ms. Pennington in connection with</p> <p>22 their request for you to check the penthouse,</p>	2986	<p>1 A No marks at all.</p> <p>2 Q And, again, just to repeat, when you</p> <p>3 were at the front desk looking at her face, did</p> <p>4 you see any swelling on her face?</p> <p>5 A No.</p> <p>6 Q Did you see any bruises on her face?</p> <p>7 A No.</p> <p>8 Q Did you see any marks, of any kind, on</p> <p>9 her face?</p> <p>10 A No marks at all.</p> <p>11 Q And how was the lights down when you</p> <p>12 were at the reception and you were looking at her</p> <p>13 and you didn't see any of this? How was the</p> <p>14 lighting?</p> <p>15 A The lighting was pretty good. It was</p> <p>16 not dark at all.</p> <p>17 Q How far away was she?</p> <p>18 A Three to four feet apart.</p> <p>19 Q Were you looking her square in the</p> <p>20 face?</p> <p>21 A Correct.</p> <p>22 Q Okay. And when you were up in the</p>
2985	<p>1 correct?</p> <p>2 A That's correct.</p> <p>3 Q And during that entire period of time,</p> <p>4 taking them up to the penthouse, walking through</p> <p>5 the penthouse, and then finally you leaving and</p> <p>6 going back to your desk, you did not -- you looked</p> <p>7 at Ms. Heard during that time period, correct?</p> <p>8 A That's correct.</p> <p>9 Q And you looked her in the face,</p> <p>10 squarely in the face, correct?</p> <p>11 A Correct.</p> <p>12 Q And you didn't notice any swelling,</p> <p>13 correct?</p> <p>14 A Correct.</p> <p>15 Q I'm sorry?</p> <p>16 A Correct. I never saw anything.</p> <p>17 Q Did you see any swelling?</p> <p>18 A No.</p> <p>19 Q Did you see any bruises?</p> <p>20 A Nope.</p> <p>21 Q Did you see any evidence on her face of</p> <p>22 any kind?</p>	2987	<p>1 penthouse and you were looking her square in the</p> <p>2 face, how far apart were you from her then?</p> <p>3 A We actually were pretty close to each</p> <p>4 other. She was probably just next to me. She was</p> <p>5 telling me, like, go into this room. So I need to</p> <p>6 pack right in front of her.</p> <p>7 Q And do you recall seeing any bruises,</p> <p>8 swelling, redness, or any marks on Ms. Heard's</p> <p>9 face on May 24th, 2016?</p> <p>10 A I don't recall seeing anything.</p> <p>11 MS. LECAROZ: Ladies and gentlemen, at</p> <p>12 this point, the remainder of this deposition of</p> <p>13 this witness contains questions by counsel for</p> <p>14 Ms. Heard.</p> <p>15 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND</p> <p>16 COUNTERCLAIM PLAINTIFF</p> <p>17 BY MS. BREDEHOFT:</p> <p>18 Q I'm going to talk a little bit about</p> <p>19 the video clips that Mr. Depp's attorney showed</p> <p>20 you. I'm going to ask you, first of all,</p> <p>21 Mr. Presiado showed you a number of video clips</p> <p>22 from May 24th.</p>

2988	1 Do you recall that? 2 A May 24th? 3 Q Yes. 4 A That's Tuesday. 5 Q But, in fact, you don't recall seeing 6 Amber Heard on May 24th, correct? 7 A I don't remember. I don't even 8 remember what I got for breakfast. 9 Q Okay. Well, let's pull up 10 Exhibit Number 1. Let's stay on page 17, that's a 11 good place. This is your deposition from July 19, 12 2016. 13 Do you recall that? 14 A 19th? Yeah. 15 Q Okay. And that's -- 16 A That was 3:00 in the morning. 17 Q Okay. And it says here, "So Saturday 18 was the 21st. Did you work that day?" 19 "No." 20 "Did you work Sunday, May 22nd?" 21 "No." 22 "Did you work May 23rd?"	2990	1 Heard was wearing in any of those videos? 2 A No. I can't -- I can't tell. 3 Q You can't tell me? 4 A I don't even know if she was wearing 5 any lipstick. 6 Q Can you tell -- 7 A I don't know. 8 Q Can you tell me whether Amber Heard was 9 wearing concealer in any of those videos? 10 A No. 11 Q Can you tell me whether Amber Heard was 12 wearing any foundation in any of those videos? 13 A No. I can't tell you. 14 Q Can you tell me whether Amber Heard was 15 wearing any blush in any of those videos? 16 A No. 17 Q Can you tell me whether Amber Heard was 18 wearing any powder in any of those videos? 19 A No. But she looked pretty pale. 20 Q Well, do you know what shade of 21 concealer or foundation or powder Ms. Heard uses 22 or used at that time?
2989	1 "Yes." 2 "On May 23rd, when you were working, 3 did you see Amber at any time?" 4 "I don't recall seeing her." 5 "Question: Did you work on Tuesday, 6 May 24th?" 7 "Yes, I did." 8 "On Tuesday, May 24th, at any time, did 9 you see Amber?" 10 "I don't recall seeing her." 11 Do you recall that being your testimony 12 two months after the events? 13 A Yeah. I just don't recall. I don't 14 remember. 15 Q Okay. Then while we're here -- now, 16 Mr. Presiado had you go through a number of video 17 clips and asked you a bunch of questions about 18 whether you saw swelling, whether you saw red 19 marks, whether you saw all other kinds of things. 20 But, in fact, I'm going to ask you, and tell me if 21 you need me to bring up the videos and replay 22 them, can you tell me what type of makeup Amber	2991	1 A No. 2 Q Okay. So you don't know whether 3 Ms. Heard was wearing makeup in every one of those 4 video clips, correct? 5 A Correct. 6 Q I'm trying to move along. 7 So, the incident was May 21st, 2016. 8 You saw her the night of May 25th, correct? 9 A Correct. 10 Q So you saw Amber Heard hundreds of 11 times while she was -- did she treat you well and 12 was she friendly to you these hundreds of times? 13 A Yes, yes. I'm not going to say no, 14 because she was really always nice. She would be 15 nice. 16 Q All right. This is my last question. 17 You testified, in response to Mr. Presiado's 18 questions, that you testified truthfully in all of 19 these occasions. Did you testify truthfully to 20 everything that you testified in response to my 21 questions today? 22 A That's correct.

2992	2994
<p>1 Q All right. 2 A I did. 3 THE COURT: Ladies and gentlemen, this 4 is a good time to break for lunch. We're going to 5 break a little early, so don't talk to anybody, 6 don't do any outside research, and we'll see you 7 at 2:00, okay? Thank you. 8 (Whereupon, the jury exited the 9 courtroom and the following proceedings took 10 place.) 11 THE COURT: All right. That was a 12 first. I'm sorry. 13 MS. BREDEHOFT: I will say, Your Honor, 14 that is the most bizarre episode. 15 THE COURT: I was going to say, I've 16 never seen that before. I've seen a lot of 17 things, but I've just never seen -- 18 MS. BREDEHOFT: When he started 19 driving -- 20 THE COURT: I get it. So we will come 21 back at 2. 22 Is there anything preliminary before we</p>	<p>1 Wasser, Your Honor. 2 THE COURT: All right. Wasser, okay. 3 MS. LECAROZ: So we have an agreement 4 on moving in Defendant's 782. 5 THE COURT: 782 Defendant's, okay. All 6 right. 782 in evidence. 7 MS. LECAROZ: And then we have a 8 dispute on Plaintiff's 618. 9 THE COURT: 618. All right. What's 10 618? Give me a little bit of background about 11 deposition. 12 MS. LECAROZ: This is Laura Wasser. 13 She's a divorce attorney. 14 THE COURT: Divorce attorney. 15 MS. LECAROZ: And 618 is the judgment 16 for the parties' divorce. 17 THE COURT: Okay. 18 MS. LECAROZ: I understand there's an 19 objection on relevance and hearsay grounds. 20 MS. BREDEHOFT: Correct. 21 THE COURT: So why are you getting the 22 judgment of the divorce in? What's the relevance</p>
2993	2995
<p>1 get to the next deposition? 2 MS. BREDEHOFT: We'll -- 3 THE COURT: You'll work through them, 4 and if I come back at 2, we should be able to take 5 care of them fairly quickly? 6 MS. BREDEHOFT: Yes. 7 THE COURT: All right. We'll come back 8 at 2. Thank you. 9 THE BAILIFF: All rise. 10 (Recess taken from 12:49 p.m. to 11 2:00 p.m.) 12 THE BAILIFF: All rise. Please be 13 seated and come to order. 14 THE COURT: Are we ready for the jury? 15 That's right. Your exhibits, that's fine, yes. 16 (Sidebar.) 17 MS. BREDEHOFT: Which one are we doing 18 first? Are we doing Carino first? 19 MS. LECAROZ: Do you want to do Wasser 20 first? 21 THE COURT: Okay. 22 MS. BREDEHOFT: We'll start with</p>	<p>1 of this? 2 MS. LECAROZ: The relevance is that it 3 includes a provision that dismisses the 4 restraining order allegations that were filed, so 5 it goes to, you know, the sort of resolution of 6 that issue. 7 THE COURT: I think she testifies to 8 that. Does she say that it was dismissed? 9 MS. LECAROZ: Who, Ms. Heard? 10 THE COURT: No, Ms. Wasser in the 11 deposition. 12 MS. LECAROZ: Yes. Yeah, I believe so. 13 THE COURT: Okay. I remember reading 14 that. 15 MS. LECAROZ: And so otherwise it goes 16 to generally sort of the resolution of the -- 17 THE COURT: I'll sustain the objection 18 then. She can testify to it, but it doesn't come 19 into evidence, okay? 20 MS. BREDEHOFT: And then I have this 21 one, Defendant's Exhibit 1455. 22 THE COURT: Defendant's 1455, right.</p>

2996	1 Doing this the old-fashioned way. 2 MS. LECAROZ: We may need one of my 3 colleagues on this one. There are a few 4 objections: Relevance, hearsay, and with this 5 particular witness a lack of foundation. 6 THE COURT: Okay. 7 MS. LECAROZ: This is an email exchange 8 that doesn't include Ms. Wasser in any way, shape, 9 or form. 10 THE COURT: Okay. 11 MS. BREDEHOFT: Yeah. And it's true. 12 It would otherwise come into -- I mean... 13 THE COURT: There's no battle, not a 14 big fight here, Ms. Bredehofs, I understand. 15 MS. BREDEHOFT: I think instead we can 16 argue it with Carino. 17 THE COURT: Okay. I'll sustain the 18 objection to it. That's it for Wasser? 19 MS. LECAROZ: That's it for Wasser, 20 yeah. 21 THE COURT: Okay. Then you have 22 Carino.	2998	1 MS. VASQUEZ: And then -- 2 MS. BREDEHOFT: -- then he turned into 3 Mr. Depp's agent. 4 THE COURT: Depp's agent. 5 MS. BREDEHOFT: And he was the person 6 who brokered a mediation between them while they 7 were getting a divorce. 8 THE COURT: All right. Okay. All 9 right. So which deposition are we looking at? 10 MS. VASQUEZ: So first one, Your Honor, 11 well, the first one is Plaintiff's Exhibit 1 12 that's already been admitted; it's the op-ed. 13 THE COURT: No objection. 14 MS. BREDEHOFT: Great. That's already 15 admitted. 16 MS. VASQUEZ: No issue there. So the 17 next one that we have a disagreement about is 571, 18 Plaintiff's 5-7-1. 19 THE COURT: 571, okay. 20 MS. VASQUEZ: And if you'll indulge me, 21 Your Honor, I'm sorry I didn't have these printed, 22 but they are text messages between Christian
2997	1 MS. BREDEHOFT: Yeah. We could -- we 2 have different lawyers on this side. 3 THE COURT: Okay. 4 MS. BREDEHOFT: So I'll just come back 5 up. I'll go grab my stuff and come back up. 6 THE COURT: Okay. Gotcha. 7 Sure. This is Dougherty, right? 8 MS. BREDEHOFT: No. This is Carino. 9 MS. VASQUEZ: Carino, Christian Carino. 10 MS. BREDEHOFT: I'm having trouble 11 keeping up too, Your Honor. 12 THE COURT: Carino, okay. 13 MS. VASQUEZ: Your Honor, if I may use 14 my computer... 15 THE COURT: That's fine. Who is Carino 16 again? 17 MS. VASQUEZ: A friend of both Mr. Depp 18 and Ms. Heard, and he served as an agent for 19 Mr. Depp. 20 THE COURT: Okay. 21 MS. BREDEHOFT: He was actually 22 Ms. Heard's agent first and --	2999	1 Carino and Amber. 2 THE COURT: Okay. 3 MS. VASQUEZ: And we're happy to redact 4 Mr. Carino's text messages -- 5 THE COURT: Okay. 6 MS. VASQUEZ: -- if counsel would 7 prefer, but these are clearly text messages 8 between Ms. Heard, produced by Ms. Heard, and we 9 are offering them, so it's, therefore, not 10 hearsay. 11 MS. BREDEHOFT: Relevance. And then -- 12 and hearsay. 13 THE COURT: What do they say? 14 Relevance? 15 MS. VASQUEZ: It's scheduling the 16 meetings that Ms. Bredehofs just cited between 17 Mr. Depp and Ms. Heard after the TRO. 18 THE COURT: Okay. Why is that 19 relevant? 20 MS. VASQUEZ: Because she asked him to 21 set up the meeting after she had the TRO entered 22 against him to breach the temporary restraining

3000	1 order -- 2 THE COURT: All right. I see. 3 MS. VASQUEZ: -- to meet with him. 4 MS. BREDEHOFT: They testified to that. 5 THE COURT: I'll overrule the 6 objection. It's all right. 7 MS. VASQUEZ: The next one -- 8 THE COURT: Did you want the other 9 texts redacted from him? 10 MS. BREDEHOFT: Can you enlarge it? 11 MS. VASQUEZ: Sorry. 12 THE COURT: No, I understand. I've got 13 some readers if you need them. 14 MS. BREDEHOFT: And I should have 15 brought my glasses. 16 MS. VASQUEZ: It's 571, 17 Plaintiff's 571. 18 MS. BREDEHOFT: So most of this -- 19 MS. VASQUEZ: Based on my 20 (indiscernible), please let me know Johnny's 21 travel schedule, she's already overruled the 22 objection.	3002	1 him? 2 MS. VASQUEZ: Text messages between 3 Mr. Carino and Ms. Heard, again talking about the 4 meeting and her expressing her love for Mr. Depp. 5 So she is in gray, and he is in blue and that is 6 all authenticated in the transcript. 7 THE COURT: Okay. What number is this? 8 MS. VASQUEZ: I'm sorry. 576. 9 THE COURT: 576. 10 MS. VASQUEZ: Plaintiff's 576. Again, 11 I'm happy to redact Mr. Carino's messages. But, 12 again, you know, this was Ms. Heard. She 13 authenticates them in the transcript. 14 MS. BREDEHOFT: Can you scroll up? 15 MS. VASQUEZ: Sure. 16 MS. BREDEHOFT: I don't think these -- 17 these are a later date. I've got a relevance 18 objection and foundation because she doesn't -- 19 MS. VASQUEZ: This is '16. 20 MS. BREDEHOFT: 2017, it's a year 21 later. 22 THE COURT: So why is this relevant?
3001	1 MS. BREDEHOFT: Yeah. I get you. So 2 I'm just making sure so the whole thing is coming 3 in? 4 THE COURT: Right. That's what I'm 5 asking you. Do you, if they can redact his texts 6 and just have her texts, or do you want to have 7 the context? 8 MS. BREDEHOFT: Okay. All right. 9 We'll leave it in. 10 MS. VASQUEZ: You're fine with 11 Mr. Carino's messages? 12 MS. BREDEHOFT: Yeah. 13 THE COURT: Okay. 571 comes in without 14 redactions. 15 MS. BREDEHOFT: Well, identifiers. 16 MS. VASQUEZ: Thank you, Your Honor. 17 The next one, Your Honor, these were produced by 18 Mr. Carino. He authenticates them on the 19 transcript. It has his Bates stamp, CC. They do 20 not have -- they have unknown contacts, 21 unfortunately, above. 22 THE COURT: Okay. These are texts from	3003	1 MS. VASQUEZ: It's relevant because 2 Ms. Heard is continuing to talk about how she 3 wants to reach out to Mr. Depp, again, despite the 4 divorce and -- 5 THE COURT: But the TRO is not in place 6 anymore then? 7 MS. BREDEHOFT: No, it's not. 8 MS. VASQUEZ: But that fact that she's 9 still trying to reach out to him to try to get 10 back together with him. 11 THE COURT: I'll sustain the objection 12 to 576. 13 MS. VASQUEZ: The next one I have, Your 14 Honor, is 577. 15 THE COURT: 577. 16 MS. VASQUEZ: Date on these also 2017, 17 so based on Your Honor's prior ruling -- 18 THE COURT: Okay. I'll sustain the 19 objection. 20 MS. VASQUEZ: -- I assume you're 21 sustaining the objection on relevance. 22 And then 578 is the last one. Again,

Transcript of Jury Trial - Day 11
Conducted on April 27, 2022

43 (3004 to
3007)

3004	3006
<p>1 2018, asking -- 2 THE COURT: I'll sustain the objection 3 to 578. Okay. Anything else for Mr. Carino? 4 MS. VASQUEZ: Anything for you? 5 MS. BREDEHOFT: You also said 179. Not 6 like I'm helping you, but -- 7 MS. VASQUEZ: Okay. Thank you, 8 Ms. Bredehoft. 9 MS. BREDEHOFT: And then with 10 Mr. Carino, then I was going to give it a shot 11 here. 12 THE COURT: Give it a shot. Still 13 sustained, but thank you. I think we've got 14 everything else. And all these depositions are, 15 like, in a regular place, like we're not at a 16 circus or smoking cigars or anything else? 17 MR. MONIZ: As far as we know. 18 THE COURT: Okay. Please let me know 19 ahead of time for that. 20 MS. VASQUEZ: I think -- 21 THE COURT: Okay. Thank you. 22 Appreciate it. All right. Thank you.</p>	<p>1 discuss that. 2 MS. BREDEHOFT: Because we don't need 3 to show this. I'm just objecting to all of these 4 on hearsay because they're email exchanges -- 5 THE COURT: You're withdrawing that 6 one? 7 MS. MEYERS: We're withdrawing this. 8 THE COURT: What number, just for the 9 record? 10 MS. MEYERS: It is Plaintiff's Exhibit 11 6. 12 THE COURT: 6 you're withdrawing, okay. 13 MS. BREDEHOFT: I don't have an 14 objection to Plaintiff's 7. 15 THE COURT: 7 is in. Does it need to 16 be redacted? 17 MS. MEYERS: Identifiers? 18 MS. BREDEHOFT: Identifiers. 19 THE COURT: Identifiers, you'll get 20 that for me, okay. 7 is in with identifiers. 21 Okay. Plaintiff's... 22 MS. MEYERS: So Exhibit 11, Your Honor,</p>
3005	3007
<p>1 MS. BREDEHOFT: We have one more. We 2 have Dougherty. 3 THE COURT: Okay. What's your -- 4 MS. BREDEHOFT: Dougherty is after 5 this. 6 THE COURT: Thank you. Okay. 7 MS. VASQUEZ: So we'll get you that 8 exhibit, Your Honor. 9 THE COURT: Okay. Thank you. 10 We're doing these exhibits now on 11 Fridays, so we won't have to do this after. This 12 might be our last set of depositions that we have 13 to do this like this. 14 Okay. Dougherty. And Dorothy is? 15 MS. MEYERS: This is the corporate 16 representative of the ACLU. 17 THE COURT: Okay. ACLU corporate 18 representative, got it. 19 MS. MEYERS: So first is the op-ed, 20 which is already in. 21 THE COURT: Already in, okay. 1. 22 MS. MEYERS: So we don't have to</p>	<p>1 here I have a copy for you. 2 THE COURT: Okay. 3 MS. MEYERS: It doesn't have the 4 redactions. 5 THE COURT: I gotcha. 6 MS. MEYERS: The top email is from 7 Ms. Heard. I don't think there's a hearsay 8 objection there. We just would like the bottom 9 email included for context. 10 THE COURT: Any objection to the bottom 11 email? 12 MS. BREDEHOFT: Yeah, actually, I do 13 for hearsay. But also relevance. 14 THE COURT: To the top one? 15 MS. BREDEHOFT: Yeah. And it contains 16 some hearsay as well. 17 MS. MEYERS: It's just asking the 18 question about where they can -- where they can -- 19 "Can you point me in the right direction to get a 20 statement out?" And this is Ms. Heard responding 21 to that inquiry. 22 THE COURT: Okay. So what is the</p>

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3008	1 relevance of her responding? 2 MS. MEYERS: Her response is she's 3 commenting about her concern about the publicity 4 regarding the donations. 5 MS. BREDEHOFT: Why is that relevant? 6 MS. MEYERS: Well, this portion of this 7 deposition has already been admitted, so... 8 THE COURT: All right. I'll allow it, 9 not this bottom part. You don't want the bottom 10 part coming in; is that correct, Ms. Bredehoff? 11 MS. BREDEHOFT: Right. 12 MS. MEYERS: I think it's necessary 13 just for the context of what she's responding to. 14 And I don't think there's any statements of fact. 15 THE COURT: Isn't it testified -- he 16 testifies to it, doesn't he? 17 MS. BREDEHOFT: He testified to a lot 18 of that, but yeah, he does testify to it. 19 THE COURT: He testifies to it, so I 20 think that's fine. 21 MS. BREDEHOFT: And then we have to 22 redact the identifiers as well?	3010	1 THE COURT: Okay. I know. That's 2 fine. All right. 3 MS. MEYERS: Your Honor, this is 4 communications including Ms. Heard about editing 5 the op-ed, and so -- 6 THE COURT: This is Exhibit 16? 7 MS. MEYERS: Yes. 8 So this isn't being offered for the 9 truth of the contents, but just to reflect how the 10 op-ed was edited. 11 MS. BREDEHOFT: I don't think it's 12 relevant, and it's also hearsay, Your Honor. This 13 is not -- 14 THE COURT: How it was edited, how is 15 that not the truth of it? I'm just trying to 16 figure it out. 17 MS. MEYERS: So there's not really 18 statements of fact that we're offering for the 19 truth just showing how the op-ed was changed. We 20 would -- so to the extent there's emails where 21 they said -- 22 THE COURT: Right.
3009	1 MS. MEYERS: Yes. 2 THE COURT: Got it. 11 with the 3 redactions. Okay. 4 MS. BREDEHOFT: And then -- go ahead. 5 MS. MEYERS: This one, I think -- this 6 one I think we can withdraw. 7 THE COURT: What number? 8 MS. MEYERS: I'm sorry. This is 9 Plaintiff's Exhibit 13. 10 THE COURT: 13 withdrawn, okay. 11 MS. MEYERS: We're going to -- this is 12 Plaintiff's Exhibit 14, Your Honor, and I would 13 just note that they're commenting about what 14 Ms. Heard told them with respect to the op-ed, and 15 I believe that the contents of this email are in 16 the admitted testimony from Mr. Dougherty, 17 already. 18 MS. BREDEHOFT: Hearsay, Your Honor. 19 THE COURT: All right. I'll sustain 20 the objections to this. 21 MS. MEYERS: Okay. 22 So it's just going to come in --	3011	1 MS. MEYERS: -- make comments other 2 than that, I think we'd be willing to redact it, 3 but where they're talking about revisions made to 4 the op-ed, I think that's relevant to the -- 5 THE COURT: And where is that at? I 6 want to make sure I'm reading what you want to put 7 in. 8 MS. MEYERS: In particular, this email 9 here. 10 THE COURT: On December 11th? 11 MS. MEYERS: Yes. 12 THE COURT: Okay. 13 MS. MEYERS: And it's also talking 14 about what Amber would like to do, and this is 15 talking what language they're trying to put back 16 into the op-ed which ultimately did end up in the 17 op-ed. 18 MS. BREDEHOFT: Still hearsay, Your 19 Honor, and relevance because the only thing that's 20 at issue in this case is what ultimately was 21 published and whether that was defamatory. 22 MS. MEYERS: Right. And this is the

<p>3012</p> <p>1 statement that was ultimately published that 2 Ms. Heard supposedly asking to be included in the 3 op-ed. 4 MS. BREDEHOFT: Well, we already have 5 the op-ed. 6 THE COURT: But I mean, that's for the 7 truth of the matter asserted then it is hearsay, 8 correct? 9 MS. MEYERS: Well, it's reflecting that 10 Ms. Heard wanted this statement in there, and so 11 that's -- 12 THE COURT: But it's not a statement 13 from her, so I'm going to sustain the objection. 14 Okay. That's number 16. 15 All right. Next one. 16 MS. MEYERS: Your Honor, this is them 17 pitching the op-ed to the Washington Post, and 18 it's not so much the -- I mean, the part we're 19 interested in is they say, "This is a piece by 20 Amber Heard who you may recall was beaten up back 21 during her marriage with Johnny Depp." It's not 22 for the truth of that, obviously. It's for the</p>	<p>3014</p> <p>1 action. 2 THE COURT: All right. 3 MS. BREDEHOFT: Still hearsay, Your 4 Honor. 5 THE COURT: All right. Next one. 6 MS. MEYERS: This one, Your Honor, this 7 is a, I think, a present-tense impression of how 8 they understood the op-ed -- coverage of the op-ed 9 after it was published. 10 MS. BREDEHOFT: And it's hearsay, Your 11 Honor. Amber's not even... 12 THE COURT: Amber said... 13 MS. MEYERS: They're making a comment 14 that the coverage is referencing Mr. Depp. 15 THE COURT: Okay. So this is how it 16 came out? 17 MS. MEYERS: Yeah. So this is USA 18 covering the op-ed, and their comment is "So much 19 for not mentioning JD." So it's a present-tense 20 impression of this article covering the op-ed. 21 MS. BREDEHOFT: It's offered to prove 22 the truth of the matter, so --</p>
<p>3013</p> <p>1 fact that that's how they were pitching the op-ed 2 to the Washington Post. 3 THE COURT: I'll sustain the objection. 4 What number is that? 5 MS. BREDEHOFT: 17, Plaintiff's 17. 6 THE COURT: 17, thank you. 7 MS. MEYERS: I would just point out, 8 these are all read in, in the... 9 THE COURT: I understand. That's why I 10 don't -- but I don't think they -- you already 11 have them in there. I don't think you get the 12 hard copy too. 13 MS. MEYERS: Yeah. My one concern, I 14 don't want to backtrack, is just that on the one 15 where they're saying she wants this piece back 16 in -- 17 THE COURT: Right. 18 MS. MEYERS: -- that part is read in, 19 but the actual piece is reflected in the document. 20 THE COURT: Okay. 21 MS. MEYERS: And it's the statement 22 that's in the op-ed. That is the subject of this</p>	<p>3015</p> <p>1 THE COURT: 21, I'll sustain the 2 objection. All right. Next one. 3 MS. MEYERS: Your Honor, I think this 4 is the same, and I would, again, argue that it's 5 a present-tense impression. 6 THE COURT: Kind of amazing they just 7 grabbed the entire op-ed and rewrote it using... 8 MS. BREDEHOFT: Again, this is somebody 9 from the ACLU writing, but Amber's not part of it. 10 It's still hearsay. 11 THE COURT: All right. I mean, I can't 12 remember the definition. They say that they just 13 heard about it or is this coming over or is this 14 later? I mean, a present-tense impression has to 15 be -- 16 MS. MEYERS: This is the day they sent 17 the article, and then the response is that same 18 day. So it circulated internally at the ACLU. 19 THE COURT: I'll sustain the objection. 20 22 is out. 21 MS. MEYERS: Your Honor, this is the 22 pledge form that was provided to Ms. Heard.</p>

3016	<p>1 THE COURT: Okay.</p> <p>2 MS. MEYERS: It's just a cover letter,</p> <p>3 but the pledge form, that's the unsigned pledge</p> <p>4 form that they provided to Ms. Heard,</p> <p>5 Mr. Dougherty establishes that.</p> <p>6 THE COURT: All right. Any objection</p> <p>7 to the pledge form? You don't want the top</p> <p>8 letter?</p> <p>9 MS. BREDEHOFT: Actually, I have no</p> <p>10 objection to the top letter. I have an objection</p> <p>11 to the pledge form because of foundation,</p> <p>12 relevance, and hearsay.</p> <p>13 MS. MEYERS: Well, the foundation was</p> <p>14 laid --</p> <p>15 THE COURT: In deposition. Okay. I'll</p> <p>16 allow 23. Does it need to have redactions? Or</p> <p>17 can I take the 23 I have?</p> <p>18 MS. BREDEHOFT: I don't think it has</p> <p>19 identifiers.</p> <p>20 MS. MEYERS: I don't -- I don't believe</p> <p>21 this has any identifiers.</p> <p>22 MS. BREDEHOFT: It has a telephone</p>	3018	<p>1 have a problem with --</p> <p>2 THE COURT: I think that's what they</p> <p>3 want is just the --</p> <p>4 MS. BREDEHOFT: Yeah, if they want to</p> <p>5 just redact everything except for that particular</p> <p>6 section...</p> <p>7 THE COURT: I think they probably want</p> <p>8 the two above it, but I don't know. Are you okay</p> <p>9 with this?</p> <p>10 MS. MEYERS: That's --</p> <p>11 MS. BREDEHOFT: That's hearsay. That's</p> <p>12 hearsay. And it's -- in fact, it's talking</p> <p>13 about --</p> <p>14 MS. MEYERS: These are communications</p> <p>15 internally about the contents of this and where</p> <p>16 the information came from.</p> <p>17 MS. BREDEHOFT: It's got Elon laced in</p> <p>18 here. They have me laced in here, you know, they</p> <p>19 have -- if they're offering it to prove their</p> <p>20 records and what they have for the donations,</p> <p>21 that's fine, but that middle section, there's no</p> <p>22 reason for them to have the other parts of this.</p>
3017	<p>1 number.</p> <p>2 THE COURT: It has a phone number.</p> <p>3 Well, that's the phone number of Greenberg Glusker</p> <p>4 Fields, somebody. We'll take a look at because it</p> <p>5 looks like everything's fine on it. But take a</p> <p>6 look, if you see anything on it that you want.</p> <p>7 I'll keep it open for redactions just in case,</p> <p>8 okay?</p> <p>9 MS. MEYERS: And then, this is, Your</p> <p>10 Honor, this is internal communications concerning</p> <p>11 the donations.</p> <p>12 THE COURT: Okay.</p> <p>13 MS. MEYERS: I think the key portion</p> <p>14 that we would like in is --</p> <p>15 THE COURT: Just the second page?</p> <p>16 MS. MEYERS: Well, and their</p> <p>17 understanding about the contents of that. I think</p> <p>18 this is a business record.</p> <p>19 THE COURT: All right. For the record</p> <p>20 this is Exhibit 24?</p> <p>21 MS. BREDEHOFT: So there's a lot of</p> <p>22 this I have objections to, Your Honor. I don't</p>	3019	<p>1 MS. MEYERS: The other portions, I</p> <p>2 believe, are --</p> <p>3 MS. BREDEHOFT: There's even an email</p> <p>4 from me in there.</p> <p>5 THE COURT: I understand. So which</p> <p>6 parts would you want other than just that middle</p> <p>7 part?</p> <p>8 MS. MEYERS: I would like -- I would</p> <p>9 like up through here, Your Honor, because it's</p> <p>10 providing explanation for what's reflected in</p> <p>11 here. And then --</p> <p>12 MS. BREDEHOFT: That's hearsay, Your</p> <p>13 Honor, and it's not relevant. They're trying to</p> <p>14 inject Elon into this.</p> <p>15 MS. MEYERS: It's under -- there was a</p> <p>16 business records foundation laid.</p> <p>17 THE COURT: Well, I understand it's a</p> <p>18 business record foundation, but just the email</p> <p>19 itself is still hearsay. So is there an exception</p> <p>20 to hearsay you've got for me?</p> <p>21 MS. BREDEHOFT: And relevance for the</p> <p>22 rest of it, and prejudice. They're trying to --</p>

3020	1 they're trying to inject me in here. They're 2 trying to inject Elon in here. 3 THE COURT: How much she's giving. 4 MS. BREDEHOFT: What are they offering 5 them for? 6 MS. MEYERS: I mean, most of these are 7 actually inquiries about Ms. Heard. 8 THE COURT: I'll sustain as to hearsay, 9 but if you want to agree that's the part that you 10 want to put in, that's fine. 11 MS. BREDEHOFT: So this section right 12 here? 13 THE COURT: This section in the middle 14 of page 2, that's Exhibit 24 with redactions, 15 okay? 16 MS. BREDEHOFT: And then the 17 identifiers, because there's identifiers in that 18 too. So it's just this section, right? 19 MS. VASQUEZ: Yeah. 20 MS. BREDEHOFT: Okay. 21 THE COURT: All right. What else we 22 got?	3022	1 THE COURT: All right. Do you have 2 any -- 3 MS. MEYERS: And then this last one 4 is -- 5 THE COURT: You said this was the last 6 one. 7 MS. BREDEHOFT: She did, Your Honor. 8 THE COURT: I can have Judy read it 9 back. 10 MS. MEYERS: This is truly the last 11 one. 12 THE COURT: Okay. 13 MS. MEYERS: And I believe this one is 14 a business record. This was pulled from their 15 system, and Mr. Dougherty testifies to that. It's 16 just the portion reflecting her -- 17 THE COURT: Okay. Any objections or 18 redaction? 19 MS. BREDEHOFT: No. Just messy, but I 20 guess -- 21 THE COURT: Okay. 27's in. 22 MS. MEYERS: Is it redacted?
3021	1 MS. MEYERS: Then this last one is 2 communications about a statement concerning 3 Ms. Heard. 4 THE COURT: This is Exhibit 25? 5 MS. MEYERS: Yes. And this is 6 really -- 7 MS. BREDEHOFT: That's hearsay, Your 8 Honor, and relevance. 9 MS. MEYERS: This is reflecting that 10 the comment about the donations is not accurate. 11 So it's not -- the statements themselves are not 12 being offered for their truth. 13 THE COURT: What's the relevance? 14 MS. MEYERS: Internal communications 15 about the donation. 16 THE COURT: What's the relevance of it? 17 MS. MEYERS: This goes to the fact that 18 Ms. Heard did not complete the donation that she 19 said she would. 20 THE COURT: He testified to that, 21 right? I'll sustain the objection to 25. 22 MS. VASQUEZ: Okay.	3023	1 THE COURT: It's already redacted to 2 what you need, right? 3 MS. MEYERS: Yes, I believe so. They 4 had only provided that. 5 THE COURT: All right? Do you have any 6 other ones, or is that it? 7 MS. BREDEHOFT: No. I decided all of 8 mine were hearsay. 9 THE COURT: Okay. Good. Thank you for 10 helping me. Have a good day. All right. Thank 11 you. Thanks for playing. 12 MS. BREDEHOFT: No problem. 13 MS. MEYERS: I'm sorry there were so 14 many. 15 THE COURT: That's okay, Ms. Meyers, I 16 appreciate it. I'm glad we just got them all 17 done. That helps. 18 (Open court.) 19 THE COURT: Are we ready for the jury? 20 MS. BREDEHOFT: We are, Your Honor. 21 THE COURT: Okay. Thank you. 22 (Whereupon, the jury entered the

<p style="text-align: right;">3024</p> <p>1 courtroom and the following proceedings took 2 place.) 3 THE COURT: All right. Thank you for 4 your patience, ladies and gentlemen. 5 All right. Your next witness. 6 MS. LECAROZ: Plaintiff calls Christian 7 Carino, Your Honor. 8 THE COURT: Christian Carino. 9 MS. LECAROZ: And as with a number of 10 the other depositions, this one will start with 11 questions by Ms. Heard's counsel and at some point 12 switch over to questioning by counsel for 13 Mr. Depp. 14 THE COURT: All right. And how do you 15 spell the last name just for me? 16 MS. LECAROZ: C-A-R-I-N-O. 17 THE COURT: Thank you. 18 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 19 COUNTERCLAIM PLAINTIFF 20 BY MS. BREDEHOFT: 21 Q -- name and address for the record. 22 Use your business address if you feel more</p>	<p style="text-align: right;">3026</p> <p>1 A I represent multiple clients and brands 2 in transactions in the entertainment space. 3 Q And when you say "in the entertainment 4 space," what are you including? 5 A Just the different genres of 6 entertainment, everything from motion picture to 7 television, to books to licensing to modeling, all 8 of the different areas that the agency is -- 9 operates in. 10 Q As a talent agent representing multiple 11 clients, what types of services do you perform for 12 them? And what is the objective? 13 A Okay. Yep. I conduct business 14 transactions on behalf of clients and brands in 15 the entertainment space. 16 Q And what does that mean? 17 A It means -- it means I organize, pitch, 18 transact in contractual agreements between talent 19 and studios, talent and brands, entertainment 20 platforms and individuals, brands and individuals. 21 Q Do you represent any actors? 22 A I do work with every different group of</p>
<p style="text-align: right;">3025</p> <p>1 comfortable. 2 A Sure. Christian Carino, and the work 3 address is 2000 Avenue of Stars in Century City. 4 Q And that is in California? 5 A Correct. 6 Q And what is your current occupation? 7 A I'm a talent agent. 8 Q And could you give me just a very brief 9 description of your educational background and 10 work experience? 11 A Sure. I have a BA from the University 12 of Massachusetts, and my work background is I've 13 been a TA for approximately 16 years. And before 14 that, I had a 12-year run with two different 15 advertising agencies in New York. 16 Q And what are those advertising agencies 17 in New York? 18 A Ogilvy & Mather and McCann Erickson. 19 Q Right. Now, you indicated that you 20 were a talent agent. 21 Can you please describe what that 22 means?</p>	<p style="text-align: right;">3027</p> <p>1 talent within the agency, and for each person, 2 it's different, the business that I personally 3 oversee for them. So in some cases I am 4 negotiating contractual agreements for a music 5 artist to go to Las Vegas. In some cases, I'm 6 transacting an agreement for an artist to have a 7 relationship with a brand. In some cases, it's 8 a -- an artist with a platform, like Netflix. It 9 spans the general platform capabilities that the 10 agency has overall. 11 Q Is one of the objectives of your 12 representation to build the careers of the 13 individuals you represent? 14 A Yes. 15 Q Did you have any conversations with 16 Mr. Waldman in which you expressed any thoughts or 17 opinions on how you believed any litigation was 18 having an effect on Mr. Depp's reputation or 19 career? 20 A Yes. 21 Q How many times? 22 A One that I can recall.</p>

<p>3028</p> <p>1 Q And when was that?</p> <p>2 A I have no idea. Years ago.</p> <p>3 Q If you expressed to Mr. Waldman that</p> <p>4 the sooner the litigation was over, the better for</p> <p>5 Mr. Depp, what were you thinking when you said</p> <p>6 that? Why did you think that?</p> <p>7 A I think anytime somebody is in</p> <p>8 litigation publicly, it is, at a minimum, a</p> <p>9 distraction to that person's career. And in a lot</p> <p>10 of cases, it negatively impacts that person</p> <p>11 because there's attention drawn from that it is</p> <p>12 outside of what people want to know about that</p> <p>13 person.</p> <p>14 Q And what do you mean by it distracts</p> <p>15 from the career?</p> <p>16 A I mean that with somebody who is well</p> <p>17 known, people don't want to hear they're in a</p> <p>18 lawsuit with anybody about anything.</p> <p>19 Q Why not?</p> <p>20 A Because that's just not what they want</p> <p>21 to know or hear news about people.</p> <p>22 Q And why do you believe that?</p>	<p>3030</p> <p>1 that -- your opinion that the sooner the</p> <p>2 litigation is over for Mr. Depp, the better, what</p> <p>3 did Mr. Waldman say?</p> <p>4 A To be honest, I don't recall exactly</p> <p>5 what he said, but something to -- something like</p> <p>6 "We're gonna get this over with as fast as we</p> <p>7 can."</p> <p>8 Q Mr. Carino, I'm going to ask you to</p> <p>9 take a look at what has been marked as</p> <p>10 Carino Exhibit Number -- exhibit labeled 4.</p> <p>11 Do you believe that the Mandel lawsuit</p> <p>12 posed a distraction to Mr. Depp's career?</p> <p>13 A I don't know.</p> <p>14 Q I'm going to show you what has been</p> <p>15 marked as Carino Deposition Exhibit Number 5. As</p> <p>16 you can see here, it's an article June 21st, 2017,</p> <p>17 by the Hollywood Gossip.</p> <p>18 Do you recall that coming up during</p> <p>19 that time frame, that issue?</p> <p>20 A No.</p> <p>21 Q Have you read or heard of the Rolling</p> <p>22 Stone?</p>
<p>3029</p> <p>1 A Based on my experience in this world</p> <p>2 for the past 16 years.</p> <p>3 Q And when you say "it negatively</p> <p>4 impacts," what do you mean by that?</p> <p>5 A People don't want to hear that the</p> <p>6 people that they look up to are in litigation.</p> <p>7 Q Do you also believe that that impacts</p> <p>8 career decisions by producers, directors,</p> <p>9 companies with brands, things of that nature?</p> <p>10 A Yes.</p> <p>11 Q And in what way?</p> <p>12 A Because the general public doesn't want</p> <p>13 to hear that people that they look up to are in</p> <p>14 litigation. And when it -- the more oxygen it</p> <p>15 takes up in the overall news or coverage of an</p> <p>16 individual and the less focused it is on that</p> <p>17 person's career, the less interested studios,</p> <p>18 brands, the general public, becomes in that</p> <p>19 person.</p> <p>20 Q And, therefore, less opportunities?</p> <p>21 A Yes.</p> <p>22 Q When you expressed to Adam Waldman</p>	<p>3031</p> <p>1 A Yes.</p> <p>2 Q Have you read or heard of GQ?</p> <p>3 A Yes.</p> <p>4 Q Mr. Carino, I'm going to ask you to</p> <p>5 take a look at what has been marked as Carino</p> <p>6 Deposition Exhibit Number 2, and it's a Rolling</p> <p>7 Stone publication of June 21, 2018.</p> <p>8 Do you see that?</p> <p>9 A Yes.</p> <p>10 Q Did you ever read this article?</p> <p>11 A Parts of it.</p> <p>12 Q Are you aware of whether this article</p> <p>13 in the Rolling Stone, June 2018, as reflected in</p> <p>14 Carino Exhibit Number 2, impacted in a negative</p> <p>15 way Mr. Depp's reputation or career?</p> <p>16 A Elaine, I don't think it's possible to</p> <p>17 ask anybody that question without having done</p> <p>18 research among the people who read a specific</p> <p>19 article.</p> <p>20 If you're asking my opinion about</p> <p>21 whether an article like this, or this particular</p> <p>22 article, in my opinion, would have a positive or</p>

3032	<p>1 negative effect on somebody's, you know, career, I 2 could potentially answer that. 3 But as to definitively whether an 4 article has or has not had an impact on somebody's 5 career, nobody can answer that question without 6 research specifically. 7 Q Mr. Carino, I think we were just going 8 to start looking at the Carino Exhibit Number 3. 9 This is an article that was published in November 10 of 2018. 11 Do you recall reading this at some 12 point? 13 A What publication is that? 14 Q This is GQ. 15 A I probably read part of it, but I don't 16 remember. 17 Q Have you had any direct contact with Ed 18 White or his company? 19 A Yes. 20 Q And what is the nature of your contact 21 with Ed White and his company? 22 A Payment on deals where Johnny was owed</p>	3034	<p>1 A Yes. 2 Q Do you know whether Mr. Bloom ever 3 represented Mr. Depp? 4 A Yes. 5 Q And what was your understanding of the 6 nature of that representation? 7 A He was his lawyer. 8 Q Did you ever talk to Jake Bloom? 9 A Yes. 10 Q On how many occasions did you speak 11 with Jake Bloom relating to Mr. Depp? 12 A I have no idea. 13 Q Was it pretty frequently? 14 A What does that mean? 15 Q Well, is it more than ten? 16 A Are you asking me if I had 17 approximately ten conversations with Jake over the 18 duration of our relationship? 19 Q Yes. I actually asked if you had more 20 than ten. I wasn't asking you if it was exactly 21 ten. 22 A Okay. I mean, I'm guessing that it was</p>
3033	<p>1 money, bill collecting. 2 Q When you say "bill collecting," was it 3 collecting on your behalf? Or was it trying to 4 collect from studios or companies? 5 A The latter. 6 Q And so what would your involvement be 7 in those circumstances? 8 A Ed, on occasion, reached out to me to 9 ask about the timing of a payment that was owed to 10 Johnny. 11 Q All right. And were you able to answer 12 those questions? 13 A I think in all cases, I just referred 14 him to somebody who worked for me to find out what 15 the payment schedule was. 16 Q Other than these occasions where Ed 17 White would reach out to you to ask the timing of 18 payment, did you have any other connections or 19 communication with Ed White or his company in 20 connection with Johnny Depp? 21 A No. 22 Q Were you familiar with Jake Bloom?</p>	3035	<p>1 probably less than ten in total. 2 Q Was Mr. Bloom still representing 3 Mr. Depp when you started representing Mr. Depp? 4 A I believe so, but I'm not sure. 5 Q And when did you start representing 6 Mr. Depp? 7 A I believe it was in 20 – late 2016. 8 Q Mr. Carino, are you looking at 9 something to be able to refresh your recollection? 10 A I am. 11 Q What do you have in front of you? 12 A A note that I made to myself of the 13 date of when Johnny was a client. And I think I 14 wrote down "October 2016." 15 Q Do you have a recollection of the 16 context of your discussions with Mr. Bloom? 17 A Yes. My recollection of the 18 conversations I had with Jake were in regard to 19 getting Johnny and Jake to meet and work out 20 whatever the issues were around their 21 disagreement. 22 Q So you were trying to broker, if you</p>

<p>1 will, a discussion between them to try to resolve 2 their issues? 3 A Correct. 4 Q Were you successful in that? 5 A I don't remember whether they ever got 6 together and met about it, to be honest. 7 Q Now, I'm going to show you what has 8 been marked as deposition -- Carino Deposition 9 Number 7, and this is the lawsuit that was filed 10 on October 17, 2017. Were you aware of this 11 litigation being filed by Mr. Depp, on his behalf, 12 against Bloom Hergott Diemer, et cetera? 13 A Yes. 14 Q And were you involved in any way in 15 this litigation? 16 A No. 17 Q Do you know one way or the other 18 whether the filing of and the ongoing litigation 19 associated with this lawsuit had any negative 20 impact on Mr. Depp's reputation and career? 21 A I said no, Elaine. 22 Q Do you recall whether there was any</p>	3036	<p>1 A I don't know. I'd have to -- I don't 2 know. I'm sure I've read at least part of it, if 3 it's the original document that caused The Sun 4 legal issues. 5 Q Now, the date on this one is April 27, 6 2018. 7 Do you see that on there? 8 A Yep. 9 Q Mr. Carino, I'm going to ask you what 10 has been marked as deposition -- Carino Deposition 11 Exhibit Number 11, and it's dated June 13, 2018. 12 You can see that little stamp there, but it was 13 filed on June 13, 2018, and it's Mr. Depp filing 14 The Newsgroup -- The Newspaper Limited, The Sun, 15 and Dan Wootton. 16 Were you aware that Mr. Depp brought 17 this lawsuit in the U.K. between The Sun and 18 Mr. Wootton? 19 A Yes. 20 Q Mr. Carino, I'm going to ask you to 21 take a look at what has been marked now as Carino 22 Exhibit Number 12. This is a -- this was</p>	3038
<p>1 publicity surrounding this litigation that's 2 reflected in the complaint that's Carino Number 7? 3 A Are you asking me if I'm aware if the 4 Jake Bloom litigation was made public? 5 Q Yes. 6 A Yes. 7 Q And in addition to being made public, 8 do you recall whether there was publicity 9 surrounding the Jake Bloom litigation? 10 A Yes. 11 Q And do you recall whether there was 12 publicity surrounding the Mandel litigation? 13 A Yes. 14 Q Mr. Carino, I'm going to ask you what 15 has been marked as Deposition Exhibit Number 10, 16 and this particular one, we have -- this is the 17 article that was written in The Sun Times that is 18 the beginning, if you will, of the U.K. lawsuit. 19 Do you have a recollection of seeing 20 that? 21 A No. 22 Q Did you ever read it?</p>	3037	<p>1 published in the Washington Post on December 18, 2 2018. 3 Are you aware of this article? 4 A Yes. 5 Q This op-ed? 6 A Yes. 7 Q Mr. Carino, when I asked you if you 8 were aware one way or the other whether this 9 lawsuit that's reflected in Exhibit Number 11 had 10 a negative impact on Mr. Depp's reputation and 11 career, you answered no. 12 What did you mean by that? 13 A I meant that there isn't a way for any 14 individual to know whether the filing of a 15 document had an impact on somebody's career, 16 positive or negative, without specific research 17 conducted in exactly that case. 18 Q The same as in the facts, because you 19 haven't researched it, you don't know whether it 20 impacted Mr. Depp's reputation and career, 21 correct? 22 A I believe I stated that unless someone</p>	3039

<p style="text-align: right;">3040</p> <p>1 had done research specifically about the filing of 2 this document and its impact one way or the other, 3 it's impossible to answer the question. 4 Q Let me show you what has been marked as 5 Carino Number 14. This is the lawsuit that 6 Mr. Depp filed against Ms. Heard. 7 Do you believe that the filing of this 8 lawsuit reflected in Carino Deposition 9 Exhibit Number 14 and the attendant publicity has 10 had a negative impact on the reputation and career 11 of Mr. Depp? 12 A No. 13 Q And why not? 14 A Because I've stated previously it's not 15 about the filing of a lawsuit; it's about the 16 coverage. 17 I mean, you're asking me what my 18 opinion is of what Johnny's reputation is today. 19 Is that what you're asking? 20 Q Yeah. 21 A My opinion of what Johnny's reputation 22 today is one of the finest actors of his</p>	<p style="text-align: right;">3042</p> <p>1 generation, that he is known for, that has changed 2 between October 2016 and the present? 3 A The only way I can answer that is as it 4 relates to his professional capabilities, that has 5 not changed. 6 Q Is there something that has changed 7 that doesn't relate to his professional 8 capabilities? 9 A I don't know how to answer that, 10 Elaine. 11 Q Using your definition of reputation, 12 which is "what a person is known for," is there 13 any aspect of what Mr. Depp is known for that has 14 changed between October 2016 and the present? 15 A It's -- I've stated what I think his 16 reputation is, and I've stated that in my opinion, 17 his professional reputation as it relates to the 18 quality of his acting abilities has remained 19 unchanged. 20 Q Do you make any distinction between 21 personal and professional reputation? 22 A Yes.</p>
<p style="text-align: right;">3041</p> <p>1 generation. 2 Q Has -- in your opinion, has Mr. Depp's 3 reputation changed at any point from October 2016 4 to the present? 5 A If you're asking me if what I define as 6 his reputation has changed in terms of his being 7 viewed as one of the best actors of his 8 generation, I would say no. 9 Q Just so I'm clear that I understand 10 your answer, in your opinion, Mr. Depp's 11 reputation is that he is one of the finest actors 12 of his generation, and that has been his 13 reputation since you started representing him in 14 October 2016, it still is today, and it hasn't 15 changed during that time frame; is that correct? 16 A The view on his acting ability has not 17 changed. 18 Q Well, I'm taking your definition of 19 reputation. You said, "What they are known for." 20 So I'm taking that specific definition, 21 and I'm asking is there anything other than that 22 Mr. Depp is one of the finest actors of his</p>	<p style="text-align: right;">3043</p> <p>1 Q And what is that distinction? 2 A The difference between what somebody 3 does on screen and off screen. 4 Q What is your opinion of what Mr. Depp 5 was known for off screen when you started 6 representing him in October of 2016? 7 A I think what he was known for off 8 screen was a shroud of mystery of who he was 9 because he was not visible to the public. 10 Q And that was back in October 2016? 11 A I don't have a specific date for that. 12 Q All right. But when you started 13 representing him, that was your sense? 14 A Yes. 15 Q Okay. Did that change over time? 16 A Yes. 17 Q And in what way did it change? 18 A It changed with the exposure of -- that 19 came with the lawsuits. 20 Q And the lawsuits that we're talking 21 about are the ones that we've already taken a look 22 at, Exhibit 4, 7, 8, 9, 11, and 15 -- no, I mean</p>

<p>1 14? 2 A I'm not talking about any one or two 3 specifically. In general. 4 Q Do you believe that Mr. Depp is still a 5 shroud of mystery not visible to the public? 6 A No. 7 Q And when did that change? 8 A I don't know exactly when. 9 Q Would you say it was cumulative over 10 the period of time as a result of all of the 11 litigation and the publicity ensuing? 12 A Probably. 13 Q Is there any one specific litigation 14 that you believe most significantly impacted on 15 Mr. Depp's personal reputation no longer being a 16 shroud of mystery, not visible to the public? 17 A My opinion is that Amber's accusations 18 would have had the most dramatic impact on his 19 off-screen reputation. I'm not talking about any 20 one specific accusation. 21 Q When you say "Amber's accusations," 22 what do you mean by that?</p>	<p>3044 3046 1 off-screen reputation. 2 Q Mr. Carino, we were talking about 3 Amber's accusations and your view that those would 4 have the most dramatic impact on Mr. Depp's 5 off-screen reputation. And we were talking about 6 her accusations of domestic abuse and violence, 7 correct? 8 A Yes. 9 Q Were you aware that the Dan Wootton 10 article published in The Sun included specific 11 accusations by Amber Heard of domestic violence 12 and abuse by Mr. Depp? 13 A The Sun case, is that what you're 14 asking about? 15 Q Well, first, the article itself that 16 was in the paper, the "Why is JK Rowling genuinely 17 happy about employing Mr. Depp, the wife beater?" 18 A Yes. 19 Q And you're aware that the litigation, 20 the lawsuit including the particulars of the claim 21 brought by Mr. Depp included the accusations by 22 Amber Heard of domestic violence and abuse by</p>
<p>3045 1 A I mean the things that she's accused 2 Johnny of doing, both in -- that have been made 3 public. 4 Q Now, those accusations were made public 5 in the divorce back in 2016, correct? 6 A I don't know exactly how or when they 7 were made public. 8 Q Given that you believe Amber's 9 accusations would have had the most dramatic 10 impact on Mr. Depp's off-screen reputation, would 11 Amber have been -- filing the divorce action and 12 obtaining a domestic violence restraining order 13 have had an impact on Mr. Depp's off-screen 14 reputation? 15 A I think the only way I can answer that 16 is by saying I don't think filing for divorce 17 would have any impact whatsoever. And I'm 18 actually not familiar with the lawsuit to get the 19 restraining order, so I don't know exactly what's 20 in there. But if that was based on claims of -- 21 or accusations of abuse, then that, in my opinion, 22 would have a negative impact on Johnny's</p>	<p>3047 1 Mr. Depp, correct? 2 A Yes. 3 Q Given that the Mandel lawsuit moved 4 forward, accusations by Amber Heard of domestic 5 violence by Mr. Depp against her, are you able to 6 say how much of Mr. Depp's off-screen reputation 7 was impacted by the Mandel lawsuit? 8 A No. 9 Q Now, you were aware that the op-ed by 10 Dan Wootton in The Sun included accusations by 11 Amber of domestic violence against Mr. Depp, 12 correct? 13 A Yes. 14 Q Are you aware one way or the other how 15 much Mr. Depp's off-screen reputation was impacted 16 by the complaint that was filed in this case that 17 contained Amber Heard's accusations of domestic 18 violence and abuse by Mr. Depp? 19 A No. 20 Q Are you aware of how much Mr. Depp's 21 off-screen reputation was impacted as a result of 22 the op-ed in the Washington Post from Amber Heard?</p>

<p>3048</p> <p>1 A No.</p> <p>2 Q Are you aware of how much Mr. Depp's</p> <p>3 off-screen reputation was impacted by the</p> <p>4 accusations included in the Waldman tweet on</p> <p>5 May 2020 of the op-ed?</p> <p>6 A No.</p> <p>7 Q Are you aware of any role or</p> <p>8 opportunity that Mr. Depp lost as a result of the</p> <p>9 op-ed by Dan Wootton in The Sun?</p> <p>10 A No.</p> <p>11 Q Are you aware of any role or -- and</p> <p>12 when I said "opportunity," I'm talking business</p> <p>13 opportunity -- that Mr. Depp lost as a result of</p> <p>14 the particulars claims that Mr. Depp filed?</p> <p>15 A No.</p> <p>16 Q Are you aware of any roles or business</p> <p>17 opportunities that Mr. Depp lost as a result of</p> <p>18 the op-ed by Amber Heard in the Washington Post?</p> <p>19 A No.</p> <p>20 Q Are you aware of any roles or business</p> <p>21 opportunities that Mr. Depp lost as a result of</p> <p>22 the Waldman tweet from late 2020 relating to</p>	<p>3050</p> <p>1 studio execs.</p> <p>2 Q I'm sorry. I didn't quite hear you.</p> <p>3 A Conversations with studios and other</p> <p>4 executives, both internal and external.</p> <p>5 Q When you say "related to the</p> <p>6 accusations that were made by Amber Heard against</p> <p>7 Mr. Depp," are you talking about accusations of</p> <p>8 domestic violence and abuse by Mr. Depp?</p> <p>9 A Yes.</p> <p>10 Q How many conversations have you had</p> <p>11 with studios and other executives?</p> <p>12 A I have no idea.</p> <p>13 Q More than five? More than ten?</p> <p>14 A I don't know about more than ten.</p> <p>15 Probably between five and ten.</p> <p>16 Q Who do you recall speaking with at</p> <p>17 studios or other executives?</p> <p>18 A Jerry Bruckheimer. I think mostly</p> <p>19 Jerry and then colleagues at CAA.</p> <p>20 Q When did you first have any</p> <p>21 conversations with Jerry Bruckheimer about</p> <p>22 Pirates 6 and Mr. Depp?</p>
<p>3049</p> <p>1 Amber's op-ed?</p> <p>2 A No.</p> <p>3 Q Is there any other role or business</p> <p>4 opportunity that Mr. Depp has lost since you</p> <p>5 started representing him in October 2016? And I'm</p> <p>6 saying --</p> <p>7 A I would say his -- I would say yes.</p> <p>8 Q And what?</p> <p>9 A The Pirates, the next Pirates movie.</p> <p>10 Q Do you remember which one that was?</p> <p>11 A Six, seven, I'm not sure what the</p> <p>12 number is.</p> <p>13 Q It's 6. I think Pirates 6 is the one</p> <p>14 that's yet to come out.</p> <p>15 And why -- what is your understanding</p> <p>16 of why Mr. Depp lost Pirates 6?</p> <p>17 A My opinion is that it was related to</p> <p>18 the accusations that Amber has made.</p> <p>19 Q And what is your opinion based on?</p> <p>20 A Excuse me?</p> <p>21 Q What is your opinion based on?</p> <p>22 A Conversations with colleagues and</p>	<p>3051</p> <p>1 A I have no idea.</p> <p>2 Q Do you recall whether it was in 2016,</p> <p>3 2017, 2018, 2019?</p> <p>4 A I don't.</p> <p>5 Q When did you have any conversations</p> <p>6 with colleagues at CAA?</p> <p>7 A It would have been whenever the</p> <p>8 decisions were being made about how to cast that</p> <p>9 movie. I don't -- honestly, I don't know what</p> <p>10 10 year that was.</p> <p>11 Q Do you recall who you spoke with at</p> <p>12 CAA?</p> <p>13 A I spoke with Jack Whigham. I spoke</p> <p>14 with Brian Lourd.</p> <p>15 Q What do you recall Jerry Bruckheimer</p> <p>16 telling you?</p> <p>17 A I don't recall the specific</p> <p>18 conversations, but the nature of it was that the</p> <p>19 studio was having difficulty employing him.</p> <p>20 Q And did Mr. Bruckheimer tell you why</p> <p>21 the studio was having difficulty employing</p> <p>22 Mr. Depp?</p>

<p>3052</p> <p>1 A No. Not specifically, but it was 2 understood. 3 Q Did you ask? 4 A I didn't need to. 5 Q Why did you think you didn't need to? 6 A Because everyone was aware of what was 7 garnering the attention of the studios in 8 determining whether or not he could be employed. 9 Q When you say "everyone was aware," how 10 do you know that? 11 A I don't know. I just knew. 12 Q Can you tell me who "everyone" is? Can 13 you tell me who anyone is? 14 A The people who would have been involved 15 in making that decision. 16 Q Well, if I'm understanding you 17 correctly, and please correct me if I'm wrong, the 18 only person at Disney that you spoke with about 19 Pirates and employing Mr. Depp was Jerry 20 Bruckheimer, correct? 21 A Yes. 22 Q And you spoke between five and ten</p>	<p>3054</p> <p>1 Jerry regularly, but probably not that many on 2 this topic. 3 Q Okay. And was there anyone else at 4 Disney that you spoke with at any point about 5 Johnny Depp being considered for Pirates or not 6 being employable by Disney? 7 A No. 8 Q And is that true to the present? 9 A Yes. 10 Q Okay. And whatever discussions that 11 you've had, those were all with executives at CAA? 12 A Yes. 13 Q And that was Brian Lourd and Jack 14 Whigham, correct? 15 A Yes. 16 Q Anyone else? 17 A Not that I can recall, no. 18 Q Okay. Do you -- you had indicated that 19 you believe that everybody -- everyone was aware 20 that the impact of Amber's allegations were at the 21 heart of this. I just want to make sure that 22 we're clear, since we were talking about this</p>
<p>3053</p> <p>1 times with Mr. Bruckheimer, and he did not say in 2 any of those conversations, "The reason we're not 3 employing Mr. Depp is because of Amber Heard's 4 accusations of domestic violence and abuse by 5 Mr. Depp," correct? 6 A That's correct. 7 Q Mr. Carino, when we went off for the 8 break, we were talking about your discussions with 9 Jerry Bruckheimer and other executives at CAA, 10 respecting Mr. Depp not being employed further at 11 Disney and likely not being in Pirates. And I 12 think a question came up right before the break, 13 so I just want to make sure that I have clear did 14 you talk with anyone, other than Jerry Bruckheimer 15 at Disney, about Mr. Depp not being employed again 16 at Disney or Pirates? 17 A No. 18 Q Okay. And was I correct in 19 understanding you had somewhere between five and 20 ten conversations with Mr. Bruckheimer relating to 21 this topic? 22 A Probably less than that. I talk to</p>	<p>3055</p> <p>1 before the break. 2 Jerry Bruckheimer did not say 3 specifically what it was that caused Disney to 4 decide not to continue with Johnny Depp in 5 Pirates 6 or in other matters, correct? 6 A Correct. 7 Q Well, and I'm trying to reach that it 8 was understood. I'm trying to discover any facts 9 that would have led you to believe it was 10 understood. And if I'm understanding, I'll use 11 the same word, Mr. Bruckheimer didn't tell you 12 that, correct? 13 A Again, it was understood. So I don't 14 recall whether either of us ever said anything 15 specific about why, but it is something within the 16 industry that is understood. 17 Q Can you tell me whether any other 18 actors did not receive roles or were unemployable 19 because of the #MeToo movement allegations? Other 20 than Mr. Depp, I'm asking. 21 A Not that I work with directly, no. 22 Q In any of your discussions with</p>

<p>3056</p> <p>1 Mr. Bruckheimer, did you ask him what Mr. Depp 2 could do to become employable by Disney again or 3 to get any part of any Pirates franchise going 4 forward? 5 A No. 6 Q Why not? 7 A Because there – in cases like this, 8 there is nothing anybody can do. It is the 9 directive of the studio, and they have the sole 10 right to make the judgment whether they can 11 continue to employ somebody or not. 12 Q And your understanding from your 13 discussions with Mr. Bruckheimer is that Disney 14 had made the judgment to decide that they could no 15 longer employ Mr. Depp; is that correct? 16 A Yes. But not solely based on 17 conversations with Mr. Bruckheimer. It was 18 cumulative with the internal and external 19 conversations. 20 Q What did Mr. Lourd say that led you to 21 believe that, that Disney had made a decision, the 22 judgment that they were not going to employ</p>	<p>3058</p> <p>1 deal with it. 2 Q Working around Mr. Depp? 3 A Yes. 4 Q Do you know whether there was anyone on 5 the set of Pirates 5 who wasn't willing to deal 6 with it and was quite irritated? 7 A No. 8 Q Were you aware that the filming had to 9 be shut down for a period of time after Mr. Depp 10 injured his finger? 11 A Yes. 12 Q Were you aware of any disagreements 13 between Mr. Depp and Disney, including Mr. Bailey 14 and others who were on the project, about artistic 15 differences? In other words, when Mr. Depp 16 thought something should be this way or something 17 should be that way, and they didn't agree. 18 A Yes. 19 Q What is your understanding of that? 20 A There was a difference of opinion on 21 how the film was edited. 22 Q And what is your understanding of what</p>
<p>3057</p> <p>1 Mr. Depp at Disney? 2 A Just that a decision had been made. 3 Q What did Mr. Whigham say about -- 4 A The same. 5 Q -- making the judgment of whether they 6 would not be able to employ Mr. Depp further? 7 A Same thing. 8 Q Okay. Just that they had made the 9 decision? 10 A Correct. 11 Q Were you aware of any problems on the 12 set with Mr. Depp during the filming of Pirates 5? 13 Are you aware of Mr. Depp engaging in 14 alcohol, drug use, being tardy, any of those 15 issues during the filming of Pirates 5? 16 A I'm aware of him being tardy, but he's 17 been tardy on everything his entire life. 18 Q Were you aware of whether that was 19 troublesome to Disney during the filming of 20 Pirates 5? 21 A I think it's troublesome to everybody, 22 but everyone has learned how to produce a film to</p>	<p>3059</p> <p>1 Mr. Depp thought it should be edited to? 2 A I don't know how to describe the 3 difference between the Disney edit and Johnny's 4 preferred edit. I think Johnny told me about it, 5 talked about it a little bit. 6 Q Do you know how well Pirates 5 did at 7 the box office? 8 A Not exactly. 9 Q Do you know whether it was more 10 successful or less successful than earlier Pirates 11 franchise films? 12 A I think it was slightly less than – it 13 wasn't the most successful installment of that 14 franchise. 15 Q Do you know whether Mr. Depp has a pay 16 or play clause that would pay him even if he was 17 not in the subsequent Pirates 6? 18 A In 6? 19 Q Yes. 20 A I don't think he does. 21 Q Have you or anyone at CAA on behalf of 22 Mr. Depp made any efforts with Disney to find any</p>

<p style="text-align: right;">3060</p> <p>1 roles for Mr. Depp since he filmed Pirates 5? 2 A My efforts were probably primarily 3 around Houdini which, at one point, was a film, 4 but other people at CAA for sure did, yes. 5 Q And who were they? 6 A I would start with Jack Whigham. 7 MS. LECAROZ: We'll now play volume 2 8 of Mr. Carino's deposition at which -- 9 THE COURT: Okay. It may be time for 10 our afternoon -- 11 MS. LECAROZ: Sure. 12 THE COURT: -- at least close enough to 13 it. 14 MS. LECAROZ: Absolutely, Your Honor. 15 THE COURT: All right. Before we get 16 to volume 2, let's go ahead and take a 15-minute 17 break. Please do not talk to anyone about the 18 case, and don't do any outside research. Thank 19 you. 20 (Whereupon, the jury exited the 21 courtroom and the following proceedings took 22 place.)</p>	<p style="text-align: right;">3062</p> <p>1 look at it though, that's fine. 2 MS. VASQUEZ: I think Mr. White's going 3 to testify in person. 4 THE COURT: Okay. 5 MS. VASQUEZ: So I think that to the 6 extent -- 7 MS. BREDEHOFT: This is a business 8 record. 9 MS. VASQUEZ: Of Mr. White. 10 MS. BREDEHOFT: And they did tell 11 you -- he sent this to you and Mr. Dougherty 12 testified to it as an exhibit in there, I just 13 missed it when I was flipping through. 14 MS. VASQUEZ: No. We're going to 15 maintain our objections: Unfair prejudice, 16 hearsay, lack of authentication. This is a 17 communication from Mr. White, who is Mr. Depp's 18 business manager, to the ACLU. 19 THE COURT: Okay. 20 MS. VASQUEZ: And like I just said, 21 Mr. White will be testifying in person. 22 MR. CHEW: Live.</p>
<p style="text-align: right;">3061</p> <p>1 THE COURT: All right. Then we'll come 2 back at 3:30 then, okay? Thank you. 3 MS. LECAROZ: Thank you, Your Honor. 4 (Recess taken from 3:14 p.m. to 5 3:30 p.m.) 6 THE BAILIFF: All rise. Please be 7 seated and come to order. 8 THE COURT: Ready for the jury? 9 MS. BREDEHOFT: One moment, please. 10 THE COURT: Okay. Sure. 11 (Sidebar.) 12 MS. BREDEHOFT: I made a mistake in 13 Dougherty. I did have one exhibit that I wanted 14 to admit. 15 THE COURT: Okay. Which objection? 16 MS. LECAROZ: I'm not sure actually, 17 Your Honor. She just handed this to us. 18 THE COURT: All right. You can look at 19 it. It's Exhibit 1639 for defendant's. 20 MS. LECAROZ: I need the text. I don't 21 know that we're going to get to Dougherty today. 22 THE COURT: But if you want to take a</p>	<p style="text-align: right;">3063</p> <p>1 THE COURT: Live. 2 MR. CHEW: Tomorrow. Tomorrow. 3 MS. BREDEHOFT: Still a business 4 records exception, Your Honor. 5 THE COURT: I'm going to sustain the 6 objection. 7 MR. CHEW: Thank you. 8 MS. BREDEHOFT: So we should just do it 9 tomorrow with Mr. White? 10 THE COURT: Yeah. I'll keep it open 11 because that sounds like we're not to going have 12 any problems getting to the witness. 13 MR. CHEW: Thank you, Your Honor. 14 MS. VASQUEZ: Thank you, Your Honor. 15 (Open court.) 16 THE COURT: Okay. Let's get the jury. 17 (Whereupon, the jury entered the 18 courtroom and the following proceedings took 19 place.) 20 THE COURT: All right. 21 Do you want to continue with this 22 witness, then?</p>

<p>3064</p> <p>1 MS. LECAROZ: Yes, thank you, Your 2 Honor. We'll now play volume 2 of Mr. Carino's 3 deposition which is the questioning from counsel 4 for Mr. Depp. 5 THE COURT: Okay. Thank you. 6 CHRISTIAN CARINO, 7 Being first duly sworn, was examined 8 and testified as follows: 9 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 10 COUNTERCLAIM DEFENDANT 11 BY MR. PRESIADO: 12 Q -- dispute between Johnny Depp and 13 Amber Heard, correct? 14 A Correct. 15 Q And you know both of those individuals, 16 correct? 17 A Correct. 18 Q Who did you meet first? 19 A Amber. 20 Q When did you meet her? 21 A I don't know exactly when, but probably 22 within those first few years of being at CAA.</p>	<p>3066</p> <p>1 Q And at some point in time, you did 2 consider her a friend in addition to you two 3 working together; is that right? 4 A Yes. 5 Q And in that regard, did you and her do 6 anything social? 7 A Yes. 8 Q And can you describe for me generally 9 what types of activities you two would do together 10 as friends? 11 A We will go to dinner, go to events 12 together, hang out at each other's residences. 13 Q And at some point in time, did you 14 consider Mr. Depp a friend? 15 A Yes. 16 Q And how did that relationship evolve? 17 And I'm just talking about you and Mr. Depp 18 becoming friends. 19 A I spent a fair amount of time with both 20 of them together and at some point started to 21 spend time with him on my own as well. 22 Q I see. And at some point in time, did</p>
<p>3065</p> <p>1 Q Okay. So can we, as an estimate, say 2 2005, 2006 time frame? 3 A Sure. I don't exactly know, but sure. 4 Q But it was pretty early on in your 5 career at CAA? 6 A Correct. 7 Q And describe for me the events of your 8 meeting her. 9 A She was represented theatrically at the 10 time by an agent named Warren Zavala, who has 11 since left CAA, and he brought her down to my 12 office because he wanted me to represent her with 13 him specifically in the commercial space. 14 Q And what do you mean by "represent her 15 in the commercial space"? 16 A Help identify business opportunities 17 for her with brands. 18 Q So not as an actor? 19 A Correct. 20 Q And did you take on that 21 representation? 22 A I did.</p>	<p>3067</p> <p>1 Mr. Depp become as good a friend to you as 2 Ms. Heard? 3 A Yeah. 4 Q Let me re-ask that also. 5 Did you consider -- at some point in 6 time, did you consider Mr. Depp a friend to the 7 same degree that you considered Ms. Heard a 8 friend? 9 A Yes. 10 Q And at some point -- let me ask you, at 11 some point in time, did you represent Mr. Depp 12 professionally? 13 A Yes. 14 Q And can you explain to me how it came 15 to you representing Mr. Depp professionally? 16 A Johnny asked me to represent him. 17 Q And when you began representing 18 Mr. Depp, did you continue representing Ms. Heard? 19 A Yes. 20 Q And do you recall who Mr. Depp's agent 21 was prior to you? 22 A He was represented at another talent</p>

<p>3068</p> <p>1 agency, UTA. 2 Q Do you still work for Mr. Depp? 3 A I do not. 4 Q Do you recall when you stopped working 5 for Mr. Depp? 6 A Within the past two years. 7 Q And can you describe the circumstances 8 of you no longer working for Mr. Depp? 9 A He left CAA to follow an agent who left 10 CAA to become part of a founding group in a new 11 management company. 12 Q And who is that person? 13 A Jack Whigham. 14 Q Was Mr. Whigham ever affiliated with 15 CAA? 16 A Yes. 17 Q And you say that when Jack Whigham 18 departed CAA, Johnny went with him? 19 A Yes. 20 Q And when Mr. Depp left CAA, did you 21 remain -- did you remain friends with him? 22 A No.</p>	<p>3070</p> <p>1 Q Okay. So you remained friends with 2 both of them through their divorce; is that 3 accurate? 4 A Yes. 5 Q Although you're no longer friends with 6 Mr. Depp, do you have any animosity towards him? 7 A I do not. 8 Q And same question with respect to 9 Ms. Heard, although you're not friends with her 10 any longer, do you have any animosity towards her? 11 A I do not. 12 Q Do you recall when it is the last time 13 you spoke with Ms. Heard? 14 A I do not. 15 Q Would it have been around the same time 16 that your friendship ended with her? 17 A I would assume so. 18 AV TECHNICIAN: Exhibit 16. 19 Q Mr. Carino, you'll see at the bottom 20 here, I don't know if you can see it. Do you see 21 at the bottom, it has a Bates stamp number under 22 the yellow tag, CC00070?</p>
<p>3069</p> <p>1 Q Okay. I should probably first ask, at 2 some point in time, did your friendship with 3 Mr. Depp end? 4 A Yes. 5 Q And when was that? 6 A I would say at the time that he left 7 CAA. 8 Q And did him leaving CAA have something 9 to do with the end of the friendship? 10 A I don't know. 11 Q Are you still friends with Ms. Heard? 12 A No. 13 Q And when did that friendship end? 14 A Probably when the legal disputes 15 started. 16 Q And what legal dispute are you 17 referring to? This one? 18 A I'm not sure which one was first, but 19 one of the disputes between Johnny and Amber. 20 Q Okay. But your friendship with -- 21 you're not referring to their divorce, correct? 22 A Correct.</p>	<p>3071</p> <p>1 A Yes. 2 Q Do you recognize this document? Take 3 your time if you need to review it. 4 A Yes. 5 Q Okay. And do you understand this to be 6 a true and authentic copy of an email exchange in 7 which you were involved? 8 A I believe so. 9 Q Okay. And you'll see it's dated 10 January 11th, 2018, and the subject is "WME." 11 Do you know what -- what is your 12 understanding of what WME is? 13 A William Morris Endeavor. 14 Q And what is that? 15 A It's another talent agency. 16 Q Okay. And you've read this email from 17 Ms. Heard to you, correct? 18 A Correct. 19 Q So at this point in time, was she a 20 close friend of yours? 21 A Yes. 22 Q And ultimately, did she leave CAA?</p>

<p style="text-align: right;">3072</p> <p>1 A Yes. 2 Q And it was at this time? 3 A Yes. 4 Q During the entire time you represented 5 Ms. Heard, did Mr. Depp ever interfere with your 6 representation of Ms. Heard? 7 A No. 8 Q Did he ever ask you to do anything with 9 respect to her career? 10 A Not that I can recall. 11 AV TECHNICIAN: Exhibit 17. 12 Q Now, Mr. Carino, this particular 13 document was not produced by you. You will see 14 that at the bottom here, the Bates stamp indicates 15 ALH; that means it was produced by Ms. Heard. And 16 this appears to be a text exchange between you and 17 her. It's about a page and a half. 18 If you could take the time to read it, 19 and then I will ask you questions about it. 20 A I read it. 21 Q You'll see at the top, Mr. Carino, it's 22 dated July 14th, 2016.</p>	<p style="text-align: right;">3074</p> <p>1 Q Did you have anything to do with Laurel 2 seeing either Ms. Heard or Mr. Depp? 3 A Yes. 4 Q And can you explain that to me, please? 5 A I introduced them all. 6 Q What was the purpose of you introducing 7 her to them? 8 A They needed help. 9 Q And can you explain to me in more 10 detail what you mean by that? 11 A I think it was at a time when they 12 needed somebody to help mediate the difficulties 13 they were having. 14 Q And what do you mean by "difficulties"? 15 A The strains on their relationship. 16 Q And in that regard, did you have 17 conversations with Ms. Heard about the state of 18 her relationship with Mr. Depp? 19 A Yes. 20 Q I'm trying to determine for how long a 21 period of time did Ms. Heard have conversations 22 with you about the state of her relationship with</p>
<p style="text-align: right;">3073</p> <p>1 Based on that date and based on reading 2 this text exchange, at this point in time, were 3 you close friends with both Mr. Depp and 4 Ms. Heard? 5 A Yes. 6 Q And having read the text exchange, do 7 you believe this to be a true and correct 8 representation of the exchange? 9 A Yes. 10 Q And to be authentic in that regard? 11 A Yes. 12 Q Now, you started the text exchange by 13 indicating "JD just surfaced." What does the "JD" 14 reference? 15 A Johnny Depp. 16 Q And she said, "I saw Laurel yesterday." 17 Who is Laurel? 18 A Laurel's a therapist. 19 Q Do you know her full name? 20 A Laurel Anderson. 21 Q Did you independently know Laurel? 22 A Yes.</p>	<p style="text-align: right;">3075</p> <p>1 Mr. Depp. Can you give me a time frame? 2 A I would say she talked to me about the 3 state of their relationship from the beginning 4 until the end. 5 Q The entire time you knew her? I'm 6 sorry. The entire time you considered her a 7 friend? 8 A Yes. 9 Q And how about Mr. Depp? Would you -- 10 how would you -- did you have conversations with 11 him about the state of his relationship with 12 Ms. Heard? 13 A Yes. 14 Q And were those ongoing during the 15 entire time you were friends with him? 16 A Yes. 17 Q Would you say they both confided in you 18 in that regard? 19 A Yes. 20 Q So back to this text exchange, where my 21 cursor is, Ms. Heard said to you, "Yeah. She said 22 that Johnny and I need to talk directly."</p>

<p>1 Do you know who she is -- do you know 2 who Ms. Heard is referring to there? 3 A Laurel. 4 Q That is your understanding after 5 reading this? 6 A Yes. 7 Q And then you asked her, "Do you want to 8 do something tomorrow?" 9 And she says, "Yeah." She says, "IDP, 10 I do. Please say, ah, okay." 11 And then you say, "What is safe to do? 12 Do you want to come to my place for dinner?" 13 What did you mean by "What is safe to 14 do?" 15 A It meant avoiding paparazzi. 16 Q Okay. And then she says, "It's so 17 fucked up. I just want to tell him that what they 18 are telling him isn't true." 19 What was your understanding what she 20 meant by that sentence? 21 A I don't recall. 22 Q Mr. Carino, while she's doing that, at</p>	<p>3076</p>	<p>1 had made. 2 Q And what I'm about to show you, 3 Mr. Carino, is an article in the Washington Post 4 authored by Ms. Heard. You're going to notice 5 that the article will be presented sideways, so 6 you'll have to tilt your head a bit to review it. 7 AV TECHNICIAN: Exhibit 19. 8 Q First, Mr. Carino, why don't you take 9 control and just scroll through the document. 10 It's just a couple pages. 11 A Is this the top of the next page? 12 Q Yeah. When there's a jump like that, 13 it's just the top of the next page. 14 A Okay. 15 Q Mr. Carino, have you seen this document 16 before? 17 A Yes. 18 Q Do you know who wrote this document? 19 A Yes. 20 Q Who wrote this document? 21 A Amber. 22 Q Amber Heard?</p>	<p>3078</p>
<p>1 the outset of this deposition, I asked you if you 2 recalled being deposed about a year ago in this 3 case, and you said yes. 4 Is that accurate? 5 A Yes. 6 Q Okay. What I'm going to show you now 7 is the transcript -- a portion of the transcript 8 from that deposition. 9 And who is Mr. Bruckheimer? 10 A Jerry Bruckheimer is the producer of 11 the Pirates franchise. 12 Q And who is Mr. Whigham? 13 A Jack Whigham was an agent at CAA who 14 worked with Johnny. 15 Q Okay. And who is Mr. Lourde? 16 A Brian is one of the managing partners 17 of CAA and also worked on Johnny Depp. 18 Q And what was your understanding of why 19 the Pirates 6 job was not offered to Mr. Depp? 20 A You're asking my opinion? 21 Q Yes. 22 A Because of the accusations that Amber</p>	<p>3077</p>	<p>1 A Yes. 2 Q And do you see there on the first page 3 of the document, it actually indicates that it's 4 written by Amber Heard on December 18th, 2018? 5 A Yes. 6 Q And you understand that this document 7 was authored by Ms. Heard and published on 8 December 18th, 2018? 9 A Yes. 10 Q And do you recall reading it at the 11 time it was published? 12 A No. 13 Q Mr. Carino, I'm showing you an email 14 exchange in which you were involved. It's just 15 this one page. I'll blow it up so you can review 16 it. 17 Take a second to review it, please. 18 A Okay. 19 Q And let's start at the bottom of 20 this -- well, do you see at the top that the email 21 re line is entitled "Johnny Depp's Jack Sparrow 22 won't return in the new Pirates of the Caribbean</p>	<p>3079</p>

3080	1 movie"? 2 A Yes. 3 Q And this email exchange was on 4 December 20th, 2018, correct? 5 A Correct. 6 Q And do you recall that the article you 7 just read published by Ms. Heard was published on 8 December 18th, 2018, two days before this? 9 A Yes. 10 Q Now, if you go to the bottom of this 11 email, do you see there's this link to an article? 12 A Yes. 13 Q And it says URL defense -- I'm sorry. 14 It says movieweb.com. 15 A Yes. 16 Q Mr. Carino, what I put up next to the 17 email exchange that we've been discussing is an 18 article that is dated December 20th, 2018. 19 A Okay. 20 Q So this article is dated December 20th, 21 2018, and the email sent to you by Robin Braun is 22 that same day, December 20th, 2018, correct?	3082	1 A Yes. 2 AV TECHNICIAN: Exhibit 22. 3 Q Did you ever see Mr. Depp physically 4 abuse Ms. Heard? 5 A No. 6 Q Did Ms. Heard ever tell you that she 7 had been physically abused by Mr. Depp? 8 A No. 9 Q Did Mr. Depp ever tell you that he had 10 physically abused Ms. Heard? 11 A No. 12 Q Did you ever witness any injuries on 13 Ms. Heard that would indicate that she was 14 physically abused? 15 A No. 16 Q Now, again, this is a few months after 17 the filing of the divorce papers and the TRO. And 18 Ms. Heard states to you, "I'll call you right 19 back. Sorry." 20 And you say, "K." 21 She says, "Is it too late to call?" 22 And you say, "Just finishing dinner.
3081	1 A Yes. 2 Q Who is Ms. Braun? 3 A Johnny's publicist. 4 Q And she's sending this article to you; 5 is that right? 6 A Yes. 7 Q And then in response you say, "Were we 8 told this officially from Disney?" 9 And she responds -- I'm sorry -- Jack 10 Whigham responds, "No." 11 Is that accurate? 12 A Yes. 13 Q Sure. So you testified just a few 14 minutes ago that it was your opinion that Mr. Depp 15 lost the Pirates 6 movie because of Ms. Heard's 16 allegations; is that accurate? 17 A Yes. 18 Q Allegations of abuse, correct? 19 A Yes. 20 Q And is this a demonstration of when 21 Disney made that decision to not hire Mr. Depp for 22 Pirates 6?	3083	1 Will call you as soon as we walk out, within 20." 2 And she says, "Please tell him I love 3 him." 4 Is that an accurate reading of the text 5 exchange so far? 6 A Yes. 7 Q Do you know if at this time, based on 8 your relationship with Ms. Heard and Mr. Depp, 9 whether Ms. Heard wanted to reconcile with 10 Mr. Depp? 11 A Yes. 12 Q It's your understanding that she did? 13 A Yes. 14 Q Did Ms. Heard, based on your personal 15 friendship with Ms. Heard, close personal 16 friendship with Ms. Heard, would you say that she 17 confided in you? 18 A Yes. 19 Q And what about Mr. Depp? 20 A Yes. 21 Q Mr. Carino, at some point in time after 22 Ms. Heard filed those divorce papers in May of

<p style="text-align: right;">3084</p> <p>1 2016, did she make any request of you to intervene 2 in the relationship between her and Mr. Depp? 3 A What do you mean by "intervene"? 4 Q Let's start with assist in 5 communications between the two of them. 6 A Yes. 7 Q Can you explain to me what transpired 8 in that regard, walk me through? 9 A At some point around that time, she 10 wanted me to arrange for them to get together in 11 person. 12 Q And what did you do after that was 13 requested of you by Ms. Heard? 14 A I talked to Johnny about it. 15 Q What happened after that? 16 A He was reluctant at first and then 17 agreed. 18 Q And then what happened after that? 19 A I mean, this is a long time ago. But I 20 remember there was a fair amount of discussion 21 about the TRO and how we would deal with that 22 because nobody wanted Johnny accused of violating</p>	<p style="text-align: right;">3086</p> <p>1 exactly, there were conversations with both sides, 2 legally, I believe at the time, that make it 3 transparent to everybody that this was happening. 4 Q Okay. And then what happened next? 5 A I arranged the meeting. Johnny was in 6 San Francisco on tour, and I arranged to borrow a 7 friend's house. And Amber and I flew to 8 San Francisco and drove to the house, and Johnny 9 showed up a few hours later. 10 Q And did the two of them meet? 11 A Yes. 12 Q In the same room? 13 A They sat outside. 14 Q Okay. How close to each other were 15 they? 16 A Inches away from each other. 17 Q And how long were they out there 18 talking? For how long were they out there 19 talking? 20 A Several hours. 21 Q Did you -- although you weren't out 22 there, did you seat yourself in a position where</p>
<p style="text-align: right;">3085</p> <p>1 a TRO as an outcome of that meeting. And I don't 2 remember exactly what we did, but Amber, at some 3 point, warranted that she would never accuse him 4 of violating the TRO to do the meeting. And I 5 set the meeting up. 6 Q So just so I understand, you set the 7 meeting up at the request of Ms. Heard? 8 A Yes. 9 Q And as part of you setting it up, she 10 told you that it didn't matter? What I'm trying 11 to understand is what was the issue with respect 12 to the TRO? 13 A My understanding of a restraining 14 order, at least at the time, was that he couldn't 15 go within a certain distance of her. 16 Q Okay. And what was her suggestion with 17 respect to that issue in connection with her 18 wanting to meet with him? 19 A She promised me and told me to relay to 20 him that she would never accuse him of violating 21 the restraining order as a result of agreeing to 22 meet her. And I believe, but I don't recall</p>	<p style="text-align: right;">3087</p> <p>1 you could see them through a window or otherwise? 2 A Yes. 3 Q At some point in time, the conversation 4 ended, correct? 5 A Correct. 6 Q And what happened after that? 7 A I received a call or a text from Steve, 8 whose house it was, and he notified me that he 9 would be coming back to the house within the next 10 hour or so. And I told Johnny and Amber, and we 11 decided to rent the hotel room in San Francisco so 12 that they could continue to talk. 13 Q And did that in fact happen? 14 A Yes. 15 Q And at some point in time, you left 16 that house, correct, to go to San Francisco? 17 A Yes. 18 Q And was it the three of you? 19 A No. Johnny had security with him, and 20 we talked about the fact that they -- it wouldn't 21 be a good idea for them to be seen together there. 22 So Johnny left with his security in his car, and I</p>

<p>3088</p> <p>1 believe Amber and I took an Uber. 2 Q And what happened after that? 3 A We all met at the hotel room. 4 Q And do you know what happened after 5 that? 6 A They started arguing. 7 Q And do you recall any details of the 8 argument? 9 A No. 10 Q And for how long were they -- was this 11 argument had in a hotel room? 12 A Yes. 13 Q Did you witness the entire discussion? 14 Or did you leave at some point? 15 A I left the next morning at 5:00 in the 16 morning or 6:00 in the morning. 17 Q And, Mr. Carino, I'm showing you emails 18 that were produced by you. First, the bottom of 19 the first page, it starts at the bottom of the 20 first page, the string of emails was redacted. 21 You'll see it started on August 7th, 2017? 22 A August 7th, 2017, yes.</p>	<p>3090</p> <p>1 you weren't in love with him to begin with?" 2 Q And by "him," you're referring to who? 3 A Elon. 4 Q And at this point in time, were you 5 still close friends with Ms. Heard? 6 A Looks like that's the case at that 7 time, yes. 8 Q And was -- did she still -- at this 9 point in time, did she still confide in you about 10 her relationships? 11 A Yes. 12 Q Okay. And you respond -- I'm sorry, 13 she responds "I know, but I wanted time to grieve 14 and recover in my own time." 15 Is she still referring to Mr. Musk 16 there, do you know, your understanding? 17 A I don't know whether she's referring to 18 Johnny or to Elon in that line. 19 Q Okay. At this point in time, do you 20 know what her feelings were, or what was your 21 understanding -- at this point in time what was 22 your understanding, based on your experience with</p>
<p>3089</p> <p>1 Q Having read it, can you determine who 2 you're speaking with in this text exchange? 3 A Amber. 4 Q Let me ask you this: Do you know 5 whether or not Ms. Heard ever had a relationship 6 with Mr. Elon Musk? 7 A Yes. 8 Q She did? 9 A Yes. 10 Q Again, it's dated August of 2017. And 11 she says, "Dealing with breakup. I hate when 12 things go public. See, I'm so sad." 13 Having reviewed the document again, do 14 you have an understanding of what she's 15 referencing there? 16 A I believe she's referring to breaking 17 up with Elon. 18 Q You say, "Seems like a press release. 19 You weren't in love with him, and you told me a 20 thousand times you were just filling space." 21 What are you saying there? 22 A I'm saying, "Why would you be sad if</p>	<p>3091</p> <p>1 her, what was your understanding of her 2 relationship with Mr. Depp? 3 A I don't believe there was a 4 relationship at that point. 5 Q And you say, "And you got that, no?" 6 She says, "No. I hate that, yet again, 7 a man lets me fall on the spikes by myself." 8 You ask, "How so?" 9 She says, "Meaning they are mad at me 10 for leaving them and put things like this out 11 there." 12 You say like -- sorry. 13 She says, "Like that you say you could 14 avoid all of this if you stop dating uber-famous 15 people. You can be with a big man who isn't 16 famous." 17 What were you relating to her there? 18 A I believe what I was saying was if you 19 don't like being in the press about your personal 20 life, then don't date people that are famous. 21 Q Sure. You indicated that she moved on 22 immediately after JD -- after, I'm sorry, after</p>

<p>1 Johnny Depp to date Elon Musk. 2 Is that accurate? 3 A Yes. 4 Q Okay. Sure. Do you have an 5 understanding one way or the other whether 6 Ms. Heard and Mr. Musk were, in fact, dating at 7 the time of the San Francisco reconciliation that 8 she asked you to set up? 9 A I don't know whether they were dating, 10 but they had definitely spent time together. 11 Q And do you know how long after the 12 San Francisco attempted reconciliation you came to 13 the understanding that Elon Musk and Ms. Heard 14 were, in fact, dating? 15 A I don't know exactly how long, but not 16 long after. 17 Q Do you know who she's -- what was your 18 understanding of who she was referring to when she 19 said here, "I love him"? 20 A Johnny. 21 Q Based on this exchange, did you have an 22 understanding at this time whether Ms. Heard</p>	<p>3092</p>	<p>1 written so many notes. Can you give him one? I 2 don't know how or where to start. There's no way 3 to begin/end all I have to say, but I have so 4 many. Finally I am single, clear in my heart and 5 mind. I just want him to know that I loved him 6 and that I am sorry." 7 Do you have an understanding of who 8 Ms. Heard is referring to here? 9 A Yes. 10 Q And who is Ms. Heard referring to in 11 this text? 12 A Johnny. 13 Q And what is she asking you to do here? 14 A She was asking me to deliver a letter 15 that she was writing to him. 16 Q Okay. And did she also want you to -- 17 and it says "and that I am sorry." 18 What was your understanding that she 19 was asking you to do there, if anything? 20 A I believe that was all in reference to 21 getting him a handwritten letter that she was 22 writing or trying to write.</p>	<p>3094</p>
<p>1 wanted to reconcile with Mr. Depp? 2 A I believe she did. 3 Q And at this point in time, she was 4 still a close, personal friend of yours, correct? 5 A Yes. 6 Q And at this point in time, was she -- 7 did she consider you a confidant, in your 8 understanding? 9 A I think, yes. 10 Q Okay. Just to authenticate this 11 document, again, Mr. Carino, do you see that it's 12 referenced at the bottom Bates stamp CC indicating 13 that you produced this document? 14 A Yes. 15 Q And after having read this, do you 16 perceive this as a true and correct copy of a text 17 exchange between you and Ms. Heard? 18 A Yes. 19 Q Okay. And I will -- you see at the 20 very top here, it's dated August 16th, 2017? 21 A Yes. 22 Q And Ms. Heard states to you, "I've</p>	<p>3093</p>	<p>1 Q It was your understanding at the time 2 of this text exchange, August 24, 2017, that 3 Ms. Amber was attempting to reconcile with 4 Mr. Depp? 5 A I believe so. 6 Q Okay. And I know this may sound 7 repetitive, but on August 20 -- at the time of 8 this text on August 24, 2017, you and her were 9 still close, personal friends, correct? 10 A I believe so. 11 Q But to be sure, Mr. Carino, I want to 12 confirm that this was the document produced by 13 you, correct, based on the Bates stamp at the 14 bottom? 15 A Yes. 16 Q And do you see it's dated 17 September 27th, 2017? 18 A September 23rd. 19 Q Oh, you're right. My apologies. It's 20 dated September 23rd, 2017. It's a text to you 21 that says "God, I miss him." 22 Do you have an understanding of what --</p>	<p>3095</p>

<p>3096</p> <p>1 who Ms. Heard is referring to there? 2 A Yes. 3 Q And who is that? 4 A Johnny. 5 Q And do you see at the bottom, the date 6 of the text is June 9th, 2018? 7 A Yes. 8 Q Okay. And it says, "I text him happy 9 birthday." 10 Do you know who sent that and who the 11 "him" is? 12 A I assume this is from Amber, and she's 13 talking about Johnny. 14 Q Have you had a chance to review the 15 whole document, Mr. Carino? 16 What does this appear to be? 17 A It appears to be the communications 18 around the time that we set up a meeting in 19 San Francisco. 20 Q And who are these meetings between? 21 A Me and Johnny. 22 Q And this first bubble, can you tell if</p>	<p>3098</p> <p>1 Wasser by deposition, Your Honor, W-A-S-S-E-R. 2 THE COURT: Thank you. 3 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 4 COUNTERCLAIM PLAINTIFF 5 BY MS. BREDEHOFT: 6 Q Will you please state your name and 7 address for the record. 8 A Laura Allison Wasser, Wasser, Cooperman 9 & Mandles, Suite 800, 2049 Century Park East, Los 10 Angeles, California 90049. 11 Q Thank you. What is your occupation? 12 A I'm an attorney at law. 13 Q And how long have you been an attorney? 14 A 26 years. 15 Q You represented Mr. Depp in the divorce 16 against Amber Heard; is that correct? 17 A Yes. 18 Q And you are here under subpoena? 19 A Yes. 20 Q Your practice has primarily been 21 focused on domestic relations in California; is 22 that correct?</p>
<p>3097</p> <p>1 the blue is you or Mr. Depp? 2 A I think the blue is me. 3 Q Sure. Earlier in your deposition, at 4 the very outset, I was asking you about your 5 representation of individuals at CAA. You 6 indicated that you represent individuals that are 7 both actors and musicians. Would you consider 8 Mr. Depp in that pool? 9 A Yes. 10 Q And you represented -- or CAA 11 represented him both in connection with his acting 12 endeavors and his involvement with the Vampires? 13 A Yes. 14 Q And was Mr. Depp's participation in 15 Hollywood Vampires lucrative? 16 A No. 17 Q Do you know whether or not it was 18 something Mr. Jeff -- Mr. Depp enjoyed? 19 A Yes. 20 THE COURT: All right. Your next 21 witness. 22 MS. LECAROZ: Plaintiff calls Laura</p>	<p>3099</p> <p>1 A Yes. 2 Q Are you a member of any bar other than 3 California? 4 A No. 5 Q During the period of 2012 through 2016, 6 was California a no-fault state with respect to 7 divorce? 8 A The answer is that California was a 9 no-fault state during that period. 10 Q During the period of 2012 to 2016, was 11 California a community property state, with 12 respect to the division of assets in a divorce? 13 A Yes. 14 Q And what does that mean to you? 15 A California is a community property 16 state, and what that means, to me, is that assets 17 which were earned or created during the course of 18 the marriage, absent some other theory of law 19 applied, be divided equally. 20 Q And what do you mean by "absent some 21 other theory of law applied"? 22 A I'm sorry, Elaine. What was the</p>

<p style="text-align: right;">3100</p> <p>1 question? Oh, a theory of law? When I say a 2 theory of law meaning if there's a premarital 3 agreement, if there's some other, it's not 4 completely blanket community property. There may 5 be things that were earned from a separate 6 property source that would not be considered 7 community property. So I was just trying to 8 provide, for the record, some exceptions to what 9 would be considered community property and, 10 therefore, divided equally. 11 Q Now, if someone alleges domestic 12 violence or abuse against their spouse, would that 13 change the amount they would otherwise be entitled 14 to under community property laws? 15 A No. 16 Q In obtaining a temporary restraining 17 order, what is your understanding of the process? 18 A The moving party files, generally with 19 24 hour's notice to the person who is being 20 accused of domestic violence, a declaration and 21 forms with the Court and requests a temporary 22 domestic violence restraining order. That will</p>	<p style="text-align: right;">3102</p> <p>1 As of the time of this letter, had you 2 made known to Amber Heard or Ms. Spector or anyone 3 else related to them that you represented 4 Mr. Depp? 5 A I don't believe so. 6 Q Did you receive a copy of this letter 7 from someone? 8 A I believe so. I think I've seen it 9 before, so yes. 10 Q Did you receive this letter on or 11 around May 24, 2016? 12 A Okay. Next page, please. Hang on. 13 Yes, it was around that time. 14 Q Around May 24, 2016? 15 A Yes. 16 Q Did you have any communications with 17 Samantha Spector in connection with this letter? 18 A Yes. 19 Q And when you say within days, could it 20 have been the same day, the 24th, the next day, 21 the 25th? 22 A Probably.</p>
<p style="text-align: right;">3101</p> <p>1 generally last no longer than a 21-day period, 2 when the defendant is able to make his or her 3 arguments as to why such a restraining order would 4 be inappropriate. 5 Q And the temporary restraining order, 6 can it be continued? 7 A Yes. 8 Q When did you first begin representing 9 Mr. Depp relating to his divorce with Amber Heard? 10 A I believe it was in December of 2015. 11 Q I'm going to ask you to pull up 12 Document 1, Wasser Document 1. Let's go ahead and 13 label that as Wasser Exhibit Number 1. 14 Ms. Wasser, I'm going to ask you to 15 take a look at what has been marked as Wasser 16 Deposition Exhibit Number 1. It is a letter dated 17 May 24, 2016. It's addressed to Jake Bloom, and 18 it says "Re: In the marriage of Depp." 19 Do you see that? 20 A Yes. 21 Q And it's from Samantha Spector, who 22 indicates she's representing Amber Heard.</p>	<p style="text-align: right;">3103</p> <p>1 Q I'm going to direct your attention to 2 the next paragraph. It says, "To this end, please 3 have Johnny promptly sign and return, by Friday, 4 May 27, 2016, the enclosed notice and 5 acknowledgement of receipt form confirming service 6 of the summons, petition, law case cover sheet and 7 blank response." 8 Did you do that? 9 A This letter was not directed to me, 10 Elaine. 11 Q No, I understand that. But it was 12 given to you, correct? 13 A I believe so. 14 Q And you were representing Mr. Depp, 15 correct? 16 A Yes. 17 Q And Mr. Bloom did not represent 18 Mr. Depp in connection with the divorce, correct? 19 A Correct. 20 Q So once Mr. Bloom gave this to you, 21 then did you represent Mr. Depp going forward in 22 communications with Samantha Spector?</p>

<p style="text-align: right;">3104</p> <p>1 A Once we received this letter, our firm 2 took over with representation of Mr. Depp in the 3 dissolution action. I do not recall whether or 4 not the request made was done by Friday, May 27th, 5 but I believe that it was. Probably got that 6 notice and acknowledgment of receipt somewhere 7 with the date on it.</p> <p>8 Q Now, the next section, I think, is 9 something you referred to earlier. It says, "In 10 addition, we are requesting on Amber's behalf the 11 following," and it says, "appropriate pendente 12 lite support."</p> <p>13 Would you have an understanding of what 14 that amount might be at the time that you saw this 15 letter?</p> <p>16 A I did not have an understanding of what 17 appropriate pendente lite support would be at that 18 time.</p> <p>19 Q Did you ask Samantha Spector?</p> <p>20 A I don't recall. I don't recall 21 specific communications regarding her requests.</p> <p>22 Q Do you recall making any kind of</p>	<p style="text-align: right;">3106</p> <p>1 A No.</p> <p>2 Q You recall having communications with 3 Samantha Spector between May 24 and May 27, you 4 can't recall how many, and you can't recall the 5 specifics of those communications; is that 6 accurate?</p> <p>7 A It's not accurate.</p> <p>8 Q And in what way is it not accurate?</p> <p>9 A I recall that we had communications 10 between the 24th and probably the 26th. I doubt 11 we spoke on the morning of the 27th before she 12 went into court. I do not know the contents of 13 those communications, and I do not know how many 14 communications were had.</p> <p>15 Q Now, on the next paragraph, it has a 16 proposal for private retired judicial officers. 17 Ultimately, did you and Ms. Spector talk about 18 using a private retired judicial officer whether 19 it was the list she provided or any others?</p> <p>20 A I believe so, yes.</p> <p>21 Q And what do you recall?</p> <p>22 A My recollection is that in almost all</p>
<p style="text-align: right;">3105</p> <p>1 counter to any of these items?</p> <p>2 A All I recall is that without any notice 3 to us, at 8:30 in the morning of the 27th, 4 Samantha Spector and her client went into court 5 and obtained a no-notice ex parte restraining 6 order.</p> <p>7 Q Had you had any communications with 8 Samantha Spector prior to her going into court on 9 that Friday, May 27th?</p> <p>10 A Yes.</p> <p>11 Q How many communications had you had 12 with Ms. Spector prior -- prior to receiving this 13 letter and prior to her going into court at 8:30 14 on May 27, 2016?</p> <p>15 A I do not recall.</p> <p>16 Q Do you have a recollection of whether 17 any of the communications that you had with 18 Ms. Spector between the receipt of this letter 19 that's dated May 24, 2016, and going -- and 20 Ms. Spector going into court on Friday, May 27th, 21 2016, related in any way to requests on your 22 behalf -- on behalf of your client that you made?</p>	<p style="text-align: right;">3107</p> <p>1 of our cases, certainly those with high-profile 2 clients, we would have liked to take it out of the 3 system. Ms. Spector was not willing to do that 4 with this case.</p> <p>5 Q What do you recall Ms. Spector saying 6 to indicate that she did not want to take it out 7 of the system?</p> <p>8 A I don't recall her saying anything.</p> <p>9 Q Okay. Now, after -- your understanding 10 was that a CLETS DVTRO was, in fact, obtained on 11 Friday, May 27th, 2016, by Ms. Heard against 12 Mr. Depp, correct?</p> <p>13 A That is my understanding.</p> <p>14 Q Okay. After that, did there come a 15 time that you or anyone on -- at your law firm 16 communicated with the Eastern Columbia Building 17 concierge staff or management?</p> <p>18 A Were those the downtown Lofts?</p> <p>19 Q The penthouse Lofts, yes. And if it's 20 easier for you, everyone has been referring to the 21 Eastern Columbia Building as ECB. Would that be 22 helpful at all?</p>

<p>3108</p> <p>1 A Sure.</p> <p>2 Q If you prefer to call them the</p> <p>3 penthouse Lofts building, that's fine too.</p> <p>4 A Now that I know what you were talking</p> <p>5 about, we can call them whatever you like.</p> <p>6 Did someone from my firm speak with</p> <p>7 somebody at those buildings? Yes.</p> <p>8 Q And who from your firm spoke with</p> <p>9 someone at the building and when?</p> <p>10 A I believe either I did or my partner,</p> <p>11 Samantha Klein, or an associate who was also</p> <p>12 working on the case, Lisa Sutton, from our firm.</p> <p>13 We also had co-counsel on the case. They may have</p> <p>14 been involved.</p> <p>15 As to when, I have to imagine it was</p> <p>16 sometime in June or July of 2016.</p> <p>17 Q Now, you indicated either you or</p> <p>18 Samantha Klein, Lisa Sutton, and you also had</p> <p>19 co-counsel. Do you have a specific recollection</p> <p>20 of speaking with anyone at the ECB building?</p> <p>21 A I don't.</p> <p>22 Q What were Samantha Klein's</p>	<p>3110</p> <p>1 subpoenaed the building's records of the video</p> <p>2 from the lobby and elevator areas. So I would</p> <p>3 imagine that the communications would have to do</p> <p>4 with those subpoenas.</p> <p>5 Q Are you able to testify to any</p> <p>6 conversation you or anyone at your firm or your</p> <p>7 co-counsel had with the ECB building staff?</p> <p>8 A I am sure that there were conversations</p> <p>9 and communications regarding the production of the</p> <p>10 subpoenaed documents, review of the subpoenaed</p> <p>11 documents, that our compliance with -- I believe</p> <p>12 it was Ms. Spector's subpoena that was sent, our</p> <p>13 ability to review the videos, coordination of</p> <p>14 same.</p> <p>15 But I don't have a specific</p> <p>16 recollection of any communications.</p> <p>17 Q Are you able to speak to whether there</p> <p>18 were any conversations between you, anyone at your</p> <p>19 law firm, or your co-counsel and ECB building</p> <p>20 personnel prior to your issuing the subpoena?</p> <p>21 A Also, I don't believe that the subpoena</p> <p>22 was issued by our firm.</p>
<p>3109</p> <p>1 communications with the ECB building?</p> <p>2 A I don't know.</p> <p>3 COURT REPORTER: What were Samantha</p> <p>4 Klein's communications with the ECB building?</p> <p>5 And her answer was "I don't know."</p> <p>6 A Thank you.</p> <p>7 Q What were Lisa Sutton's communications</p> <p>8 with the ECB building?</p> <p>9 A I don't know.</p> <p>10 Q What were your co-counsel's</p> <p>11 communications with the ECB building? When I say</p> <p>12 "ECB building," I'm not talking about the</p> <p>13 structure; I'm talking about the individuals who</p> <p>14 worked there.</p> <p>15 A I don't know.</p> <p>16 Q And just so we're clear here, you don't</p> <p>17 recall any communications with the ECB building</p> <p>18 staff as well, correct?</p> <p>19 A You asked me if I had a specific</p> <p>20 recollection. I do not.</p> <p>21 Q Do you have a general recollection?</p> <p>22 A I believe that at some point, we</p>	<p>3111</p> <p>1 Q So you don't have a recollection of a</p> <p>2 subpoena being issued on Mr. Depp's behalf for the</p> <p>3 ECB building surveillance tapes?</p> <p>4 A I don't know. I know there was one</p> <p>5 issued. I believe it was issued by Ms. Spector.</p> <p>6 Q Let's talk about the videos that you</p> <p>7 just referred to from the ECB building staff.</p> <p>8 How did you and your firm or your</p> <p>9 co-counsel receive these videos?</p> <p>10 A I don't recall. I would imagine like</p> <p>11 an e-file or something like that.</p> <p>12 Q Now, is it your recollection that there</p> <p>13 was just one e-file that contained all of the</p> <p>14 surveillance tapes?</p> <p>15 A I don't have a recollection as to</p> <p>16 whether it was one or seven or what. I just don't</p> <p>17 know.</p> <p>18 Q When you were talking about receiving</p> <p>19 the video surveillance footage, whether it was one</p> <p>20 file or seven files or eight files or whatever,</p> <p>21 did you have an understanding that you were not</p> <p>22 provided the full amount that was requested,</p>

<p>1 whatever the amount was? 2 A No. 3 Q So you thought you received whatever 4 you were supposed to receive; is that fair? 5 A Yes. 6 Q What did you do with the actual 7 surveillance footage that you received? 8 A I believe we kept it on the computer at 9 least for the next couple of months in preparation 10 for trial. I don't know where it is now. 11 Q That's my next question. 12 Is there a time that you no longer 13 possessed the video surveillance footage that was 14 sent to you by the ECB building? 15 A I don't know. 16 Q Ms. Wasser, I'm going to ask you to 17 take a look at what has been marked as Wasser 18 Deposition Exhibit Number 2, and it's a multipage 19 document, and so I'm going to scroll down a little 20 bit, but you let me know if I'm going too fast 21 here. It's dated June 3rd, and it's to Samantha 22 Klein. She's with your -- she was working with</p>	<p>3112</p> <p>1 A I – looking at the date and knowing 2 the chronology of the case, it is my best estimate 3 that we received this letter prior to the time 4 that we received the video footage. 5 Q Ms. Wasser, what steps did you and your 6 firm and co-counsel take to preserve the 7 surveillance video footage of ECB from the time 8 you received it going forward? 9 A I think the absence of us doing 10 anything to destroy the video footage would be the 11 most I could testify regarding in terms of steps 12 that we took to preserve video footage. 13 Q Are you aware of any destruction of the 14 video footage, surveillance video footage, of ECB 15 up to the present? 16 A No. We probably still have it. 17 Q Have you looked for it? 18 A No. 19 Q Have you been asked to look for it? 20 A No. 21 Q I'm going to ask you to take a look at 22 what has now been marked as Wasser Deposition</p>
<p>3113</p> <p>1 you on the Depp case, correct? 2 A Correct. 3 Q And it's from Samantha Spector, which 4 you can see there, and I'll show you the signature 5 later. And it's a litigation called preservation 6 of information, and it's not limited to 7 electronically stored information. 8 Do you see that? 9 A Yes. 10 Q Do you recall receiving this letter? 11 If you want me to scroll down and let you read 12 each page, I'm happy to do that first. 13 A I'm familiar with this letter. I 14 recall receiving it, yes. 15 Q And did you receive this letter before 16 you received the surveillance footage from the ECB 17 building? 18 A I am not sure. 19 Q Well, I think you had indicated that 20 you thought that it was in June or July that you 21 received the surveillance footage. 22 Is that still your best recollection?</p>	<p>3115</p> <p>1 Exhibit Number 3, and it's dated June 6th, 2013, 2 addressed to you, and it's from Charles Carter. 3 Did you have an understanding that 4 Mr. Carter also represented Amber Heard? 5 A I did when I received this letter on 6 June 6th. 7 Q And did you have an understanding that 8 Mr. Carter was also asking you to preserve any 9 evidence? 10 A Yes. 11 Q Ms. Wasser, I'm going to ask you to 12 take a look at what has been marked as Wasser 13 Deposition Exhibit Number 4, dated June 6th as 14 well, and it's to Charles Carter from your firm. 15 And you are acknowledging receipt of the 16 preservation letter from Ms. Heard as well as his. 17 And you indicated, "We are fully aware of our 18 obligations with respect to preservation of 19 evidence. Please rest assured that we intend to 20 comply with the preservation demand and expect 21 that Ms. Heard will do so as well." 22 Do you recall saying that in this</p>

3116	1 letter? 2 A Yes. 3 Q And was this letter, in fact, only to 4 Ms. Heard? 5 A It was. 6 Q Ms. Wasser, I'm going to ask you to 7 take a look at what's been marked as Wasser 8 Deposition Number 5. It's a letter dated June 21, 9 2016, to Samantha Spector, Charles Carter, and 10 Leonard Levine, I think it's pronounced, Re: 11 Marriage of Depp, and it's from Samantha Klein. 12 Do you see that? 13 A Uh-huh. 14 Q And you are copied on it. 15 Do you see that? 16 A I do. 17 Q Okay. And Ms. Klein worked with your 18 law firm? 19 A Yes. 20 Q And represented Mr. Depp as well; is 21 that correct? 22 A Yes.	3118
3117	1 Q Did you know Ms. Walters? 2 A Who? 3 Q Ms. Walters? 4 A Yes. 5 Q And who is she? 6 A She is a reporter. 7 Q For? 8 A I believe she works for her brother's 9 online media outlet called The Blast. 10 Q Did you have any communication with Liz 11 Walters during the Depp/Heard divorce? 12 A I don't recall. 13 Q Did you have any communications with 14 TMZ relating to the Depp/Heard divorce? 15 A I don't recall. 16 Q Now, do you recall what the date was 17 for the permanent TRO, temporary restraining 18 order? Do you recall the date that -- you said 19 that early on, 21 days after the temporary 20 restraining order is typically the date that set 21 the hearing for the defendant if they want to come 22 in and oppose it or if the petitioner wants to	3119
3117	1 Q Okay. I'm going to go back up to the 2 beginning to call your attention to a particular 3 section. It says, "This letter shall confirm the 4 agreements we reached yesterday with respect to 5 the pending domestic violence proceeding." 6 Do you see that? 7 A Uh-huh. 8 Q Then you're going to go down to the 9 media press, and it says, "Neither party nor his 10 or her respective counsel, representatives, or 11 agents shall make any comments to media or press 12 pertaining to this dissolution action, the civil 13 action pending against Constanope [sic], and/or 14 any pending or future litigation between and/or 15 involving the parties." 16 Do you see that? 17 A Yes. 18 Q Does that accurately reflect the 19 agreement that was made between the parties with 20 respect to Amber Heard and Mr. Depp and 21 communication to the press? 22 A Yes.	3119
3119	1 extend it. 2 Do you recall what the first date was? 3 A I don't. But I would imagine it was 4 probably at some point in early June. 5 Q All right. And then do you recall that 6 date being continued? 7 A I do. 8 Q How many times? 9 A At least twice, possibly three times. 10 I think that the final date was at some point in 11 August, and we settled right before then. 12 MS. BREDEHOFT: All right. Alan, can 13 we bring up number -- Document Number 7. Thank 14 you. 15 Q Ms. Wasser, I'm going to ask you to 16 take a look at what's been marked as Wasser 17 Exhibit Number 7. It is dated August 5, 2016. It 18 is to you from Samantha Spector. 19 Do you see that? 20 A Yes. 21 Q Do you recall -- did you receive this 22 document?	3119

3120	<p>1 A Doesn't it say at the top that it's 2 protected under 1152? 3 Q It sure does. All I'm asking is 4 whether you received it or not. I'm not asking 5 you about the substance. 6 A I don't remember. 7 Q Do you have any reason to believe that 8 you did not receive it? 9 A I don't. 10 Q Ms. Wasser, I'm going to ask you to 11 take a look at what's been marked as Wasser 12 Deposition Exhibit Number 8. And it starts out 13 with an email from Samantha Spector to Amber on 14 August 6th, 2016. 15 Do you recall what was going on, on or 16 around August of '16 with the divorce, in 17 connection with the divorce? 18 A Not specifically, no. 19 Q Do you know who Christian Carino is? 20 A I do. 21 Q Okay. Who is he? 22 A He's an agent at Creative Artists</p>	3122	<p>1 Q Were you ever on the telephone when 2 Ms. Heard and Mr. Depp were together talking 3 during the summer of 2016, no matter where they 4 were? 5 A On the telephone? 6 Q Yes. 7 A No. 8 Q While he was with Ms. Heard and 9 Ms. Heard was on speaker -- and you were on 10 speakerphone with the two of them? 11 A No. 12 Q You recognize the name -- let me get 13 this here. 14 COURT REPORTER: Do you recognize the 15 name on what? 16 Q Joe Sweeney. 17 A I do. 18 Q And who was he? 19 A Joe Sweeney is a forensic accountant 20 who specializes in family law forensic accounting, 21 and he was Ms. Heard's forensic accountant in the 22 DISO matter.</p>
3121	<p>1 Agency. 2 Q How long have you known Christian 3 Carino? 4 A I've known of Christian for maybe 5 10 years. 6 Q Were you aware that Mr. Carino was 7 involved in organizing, if you will, or assisting 8 Mr. Depp and Ms. Heard with their own meeting to 9 try to resolve their case up in San Francisco? 10 A Possibly. That sounds vaguely 11 familiar. 12 Q Were you on the telephone at any point 13 while Amber Heard and Johnny Depp were meeting to 14 discuss attempted resolution of the issues during 15 summer of 2016? 16 A What was your question? Was I on the 17 telephone? 18 Q Yes. 19 Were you on the telephone where 20 Mr. Depp and Ms. Heard were in the hotel and were 21 talking? 22 A No.</p>	3123	<p>1 Q And was Edward White acting as forensic 2 accountant for Mr. Depp? 3 A No. 4 Q Did Mr. White provide the documentation 5 that was then submitted to Samantha Spector as 6 counsel for Ms. Heard? 7 A I believe it came from Mr. White's 8 office. Also probably of note is the fact that 9 Mr. Depp changed business management shortly 10 before or during the course of the case. So it is 11 possible that some of the documents came from 12 predecessor business manager. 13 Q I'm going to show you what has been 14 marked as Wasser Deposition Exhibit Number 10, and 15 I'm not going to ask you any specific questions so 16 I don't need you to have to review it in detail 17 unless you'd like to. You're certainly welcome to 18 spend as much time as you'd like on it. But I'm 19 just going to go down to the end of it, and I'm 20 going to ask if this is the memorandum that you 21 referred to that was finalized on August 16, 2016. 22 A Since the parties' signatures appear at</p>

<p style="text-align: right;">3124</p> <p>1 the bottom as well as Ms. Spector's and mine, I 2 believe that this is the deal point memorandum to 3 which I was referring. 4 Q Okay. Is there any reason to believe 5 that it is not the final deal point memorandum? 6 A No. 7 Q Ms. Wasser, I'm going to ask you to 8 take a look at what has been marked as Wasser 9 Deposition Exhibit Number 11, and it's a series of 10 documents, an FL-150, for example, and then -- 11 that's page 4 of 4, and then it goes into the next 12 part, 1 of 1. Try to page through it for you just 13 so you can see generally. 14 Do you recognize this document? 15 A Yes. 16 Q Could you tell me what it is, please? 17 A It looks to be one of the parties, I 18 guess Mr. Depp's, what we call in California 19 preliminary or perhaps final declaration 20 disclosure, just financial disclosure forms. 21 Q Ms. Wasser, I'm going to ask you if you 22 can take a look at what has been marked as Wasser</p>	<p style="text-align: right;">3126</p> <p>1 Depp II, filed in Superior Court of California out 2 in Los Angeles. 3 A When you say "sealed," do you mean by 4 the Court, to ask the Court to seal the file? 5 Q Yes. 6 A I don't believe so. 7 Q Why not? 8 A We don't do that. 9 Q We would ask you to take a look at what 10 has been marked as Deposition Exhibit Number 13. 11 And this is a subpoena of you for this deposition. 12 Did you receive that? Do you want me to scroll 13 through it? 14 A No. I believe that we received it. 15 Q And you are testifying pursuant to this 16 subpoena, correct? 17 A I am. 18 Q I'm going to ask you to look at what 19 has been marked as Deposition Exhibit Number 14. 20 And this is for the corporate designee of Wasser, 21 Cooperman & Mandles; do you see that -- 22 A I do.</p>
<p style="text-align: right;">3125</p> <p>1 Exhibit Number 12. And it's a -- many pages. I 2 think it's 50 total. 3 Do you recognize this document? 4 A Yes. 5 Q And can you tell me what it is? 6 A It's the parties' awarded judgment for 7 dissolution of marriage. 8 Q Is there a specific amount that was 9 paid to Amber Heard as part of this divorce 10 settlement and judgment for -- 11 MR. PRESIADO: Objection. Document -- 12 I'm sorry. 13 Q -- for her claims of domestic violence 14 including any claims of assault, battery, 15 intentional or negligent infliction of emotional 16 distress, libel, slander, and/or defamation? 17 A I don't believe that we segregated out 18 what the total amount was being paid for. 19 Q Did you make any effort to seal, 20 S-E-A-L, the records in this case? And I'm 21 referring to the case in front of us, the marriage 22 or partnership of Amber Laura Depp and John C.</p>	<p style="text-align: right;">3127</p> <p>1 Q -- for today's deposition? 2 Is it your understanding that you're 3 the corporate designee on behalf of Wasser, 4 Cooperman & Mandles speaking today? 5 A Yes. 6 THE COURT: Thank you. All right. 7 Ladies and gentlemen, I think, given the hour, 8 that will be all the testimony that you hear 9 today, okay? So we'll go ahead and recess for the 10 day. Make sure you don't do any outside research 11 and don't talk to anybody, and we'll see you 12 tomorrow, okay? Get some good rest, all right? 13 Thank you. 14 (Whereupon, the jury exited the 15 courtroom and the following proceedings took 16 place.) 17 THE COURT: Okay. And tomorrow, then, 18 we'll be starting with that other deposition, 19 that's correct? And how long is that or 20 approximately? 21 MS. LECAROS: About two and a half 22 hours.</p>

<p style="text-align: right;">3128</p> <p>1 THE COURT: That will take care of the 2 morning, probably, for the most part, and then you 3 have remote witnesses after that; is that correct? 4 MS. LECARAZ: Yes, we do. 5 THE COURT: Okay. So you're going to 6 get me the contact information for those so we can 7 get that taken care of. All right. Just remember 8 we do -- plan accordingly because I do need to 9 take a lunch between 1:30 and 2:30 because there's 10 a graduation I need to speak at, so we're going to 11 take care of that, okay? Thank you. Have a good 12 evening. 13 MS. LECARAZ: Thank you, Your Honor. 14 THE BAILIFF: All rise. 15 (Whereupon, the trial was recessed at 16 4:54 p.m. to reconvene at 10:00 a.m., Thursday, 17 April 28, 2022.) 18 19 20 21 22</p>	
<p style="text-align: right;">3129</p> <p>1 CERTIFICATE OF SHORTHAND REPORTER 2 I, JUDITH E. BELLINGER, RPR, CRR, the 3 court reporter before whom the foregoing hearing 4 was taken, do hereby certify that the foregoing 5 excerpt transcript is a true and correct record of 6 the proceedings; that said proceedings were taken 7 by me stenographically and thereafter reduced to 8 typewriting under my direction; and that I am 9 neither counsel for, related to, nor employed by 10 any of the parties to this case and have no 11 interest, financial or otherwise, in its outcome. 12 IN WITNESS WHEREOF, I have hereunto set 13 my hand and affixed my notarial seal this 28th day 14 of April, 2022. 15 My Commission Expires: September 30, 2024 16 17 18 <i>Judith E. Bellinger</i> 19 _____ 20 NOTARY PUBLIC IN AND FOR 21 THE COMMONWEALTH OF VIRGINIA 22</p>	