

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- :  
JOHN C. DEPP, II, :

*Petitioner,* :

v. :

AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION, BENJAMIN WIZNER, and  
ANTHONY ROMERO, :

*Respondents.*  
----- :

Index No. 154545/2021

Part 37

Hon. Arthur F. Engoron

Motion Sequence No. 003

**AFFIRMATION OF STEPHANIE TEPLIN**

Stephanie Teplin, an attorney duly admitted to practice law in the State of New York,  
hereby affirms as follows:

1. I am a partner at Patterson Belknap Webb & Tyler LLP and am counsel for the  
American Civil Liberties Union Foundation (“ACLU”), Mr. Benjamin Wizner, and Mr. Anthony  
Romero (together, the “ACLU Non-Parties”) in the above-captioned action. I am fully familiar  
with the facts and circumstances herein.

2. I make this affirmation in support of Respondent Anthony Romero’s motion to  
reargue the Court’s decision dated July 29, 2021 (the “Decision”). See NYSCEF Dkt. 70.

3. This action concerns three foreign subpoenas *duces tecum* and three foreign  
subpoenas *ad testificandum* (together, the “Subpoenas”). The Subpoenas were previously  
submitted at NYSCEF Dkt. 21, 22, 23, 24, 25, 26. True and correct copies of the Subpoenas are  
attached hereto as **Exhibits 1, 2, 3, 4, 5 and 6**.

4. The Subpoenas arise from the underlying proceeding captioned *John C. Depp, II v. Amber Laura Heard*, No. CL2019-0002911 (Va. Cir. Ct., Fairfax Cnty.) (the “Virginia Action”). The Virginia Action was brought by Mr. Depp against Amber Laura Heard, and concerns an op-ed article that Ms. Heard wrote for the Washington Post.

5. After the parties were unable to agree on a compromise regarding the response to the Subpoenas, Mr. Depp filed the Petition here seeking to compel full compliance with the Subpoenas. *See* NYSCEF Dkt. 1. Attached hereto as **Exhibit 7** is a true and correct copy of Mr. Depp’s memorandum of law in support of the Petition, which was previously submitted at NYSCEF Dkt. 37.

6. In opposing the Petition, the ACLU Non-Parties submitted a memorandum of law (NYSCEF Dkt. 54) and a supporting Affirmation of Stephanie Teplin (NYSCEF Dkt. 40) (the “Teplin Opposition Affirmation”), which attached 13 exhibits. Attached hereto as **Exhibit 8** is a true and correct copy of ACLU Non-Parties’ opposition memorandum of law. Attached hereto as **Exhibit 9** is a true and correct copy of the Teplin Opposition Affirmation.

7. Thereafter, Mr. Depp submitted a reply (NYSCEF Dkt. 61), a true and correct copy of which is attached as **Exhibit 10**.

8. On July 29, 2021, the Court issued its Decision granting in part and denying in part Mr. Depp’s Petition. NYSCEF Dkt. 70. A true and correct copy of the Decision is attached hereto as **Exhibit 11**.

9. Mr. Depp served Notice of Entry of the Decision on August 3, 2021. *See* NYSCEF Dkt. 71. A true and correct copy of Mr. Depp’s Notice of Entry is attached hereto as **Exhibit 12**.

10. In the present motion, Mr. Romero seeks leave to reargue the portion of the Decision which orders compliance with the subpoena *ad testificandum* directed at Mr. Romero. To date, Mr. Depp's counsel has not pressed to take Mr. Romero's deposition imminently, and has instead stated that the ACLU and Mr. Romero can complete their document productions before any depositions are scheduled.

11. Attached hereto as **Exhibit 13** is true and correct image of the website <https://www.aclu.org/bio/anthony-d-romero>, as visited on June 2, 2021. This document was previously submitted at NYSCEF Dkt. 52 as Exhibit L to the Teplin Opposition Affirmation.

12. Attached hereto as **Exhibit 14** is a true and correct image of the website <https://www.aclu.org/about/aclu-history>, as visited on June 2, 2021. This document was previously submitted at NYSCEF Dkt. 53 as Exhibit M to the Teplin Opposition Affirmation.

Dated: New York, New York  
September 2, 2021

/s/ Stephanie Teplin  
Stephanie Teplin