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MARY ELLEN DUNLAP
CLERK OF SUPERIOR COURT
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2 State Bar No. 022674
3 THE RUSSELL'S LAW FIRM, PLC
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5 Sierra Vista, Arizona 85635
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7 CHARLES J. HARDER (California State Bar No. 184593)
8 (*Pro Hac Vice* application to be filed)
9 Charder@HMAfirm.com
10 HARDER MIRELL & ABRAMS LLP
11 132 S. Rodeo Drive, Suite 301
12 Beverly Hills, California 90067
13 Telephone:(424) 203-1600
14 Facsimile:(424) 203-1601

12 Attorneys for Plaintiff
13 AMBER HEARD

14 SUPERIOR COURT OF THE STATE OF ARIZONA
15 COUNTY OF COCHISE

16)
17 AMBER HEARD, an individual,)
18)
19 Plaintiff,)
20 vs.)
21)
22 DOUG STANHOPE, an individual;)
23 and DOES 1-20, inclusive,)
24)
25 Defendants.)
26)

Case Number: CV2016-00280

SUBPOENA DUCES TECUM

Hon. John F. Kelliher, Jr.

24 THE STATE OF ARIZONA SENDS GREETINGS TO: Benecio Del Toro

25 YOU ARE HEREBY COMMANDED:

26 **XX** To produce any of the following that is in your possession to **HARDER MIRELL &**
27 **ABRAMS LLP** at the location of 132 S. Rodeo Drive, Fourth Floor, Beverly Hills, California
28 90212, (424) 203-1600, ON OR BEFORE August 5, 2016.

1 **I. DEFINITIONS**

2 A. The term "DOCUMENT" shall mean and refer to written, recorded or graphic
3 material of any kind, including without limitation handwriting, typewriting, printing,
4 photostating, photographing, photocopying, transmitting by electronic mail or facsimile, and
5 every other means of recording upon any tangible thing, any form of communication or
6 representation, including letters, words, pictures, sounds, or symbols, or combinations thereof,
7 and any record thereby created, regardless of the manner in which the record has been stored,
8 whether prepared by you or any other person, and shall include the original and all copies which
9 differ from the original, including notes, underlines, marks or information not on the original.
10 The term "DOCUMENT" also includes electronically or magnetically stored data which must be
11 produced in reasonable and useable form. The term "DOCUMENT" includes photographs,
12 images, video recordings, audio recordings, emails, draft emails, text messages, draft text
13 messages, websites, webpages, web postings, social media accounts and postings, letters,
14 facsimiles, letters, memoranda, charts, notes, calendars, calendar entries, telephone logs,
15 telephone entries, and all other forms of written, recorded or graphic material.

16 B. The term "COMMUNICATIONS" means any exchange of information by a
17 method of transmission, including, without limitation, any meetings, conferences, face-to- face
18 conversations, mails, electronic transmissions, electronic mail, text messages, iMessages,
19 telephone, facsimile, telegram, telex or by any other medium, including written, taped or
20 recorded (audio or video) communications of any kind.

21 C. The terms "OR" and "AND" shall be read in the conjunctive and disjunctive
22 wherever they appear and neither of these words shall be interpreted to limit the document
23 demand.

24 D. The terms "ANY", "EACH" and "ALL" shall be read to be all inclusive and to
25 require the production of each and every document (as hereinafter defined) responsive to the
26 particular demand for production in which such term appears.

27 E. The term "PERSON" or "PERSONS" shall include a natural person,
28 proprietorship, firm, association, organization, partnership, business, trust, corporation, public
entity, or any other entity.

 F. The term "YOU" or "YOUR" shall mean **Benecio Del Toro** and all of his present
and former agents, assistants, representatives, employees, affiliates, attorneys, accountants,
investigators, consultants and all other PERSONS acting on his behalf or under his direction.

 G. The term "JOHNNY DEPP" shall mean **Johnny Depp** and all of his present and
former agents, assistants, representatives, employees, affiliates, attorneys, accountants,
investigators, consultants and all other PERSONS acting on his behalf or under his direction.
Whenever reference is made herein to Johnny Depp without all letters of his name being
capitalized, it shall mean Johnny Depp individually, and no other PERSON.

1 H. The term "SLATE PR" shall mean **Slate PR** and all of its present and former
2 agents, assistants, representatives, employees, affiliates, attorneys, accountants, investigators,
3 consultants and all other PERSONS acting on its behalf or under its direction.

4 I. The term "ROBIN BAUM" shall mean **Robin Baum** and all of her present and
5 former agents, assistants, representatives, employees, affiliates, attorneys, accountants,
6 investigators, consultants and all other PERSONS acting on her behalf or under her direction.

6 **II. DOCUMENTS TO BE PRODUCED**

7 1. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
8 to Amber Heard.

9 2. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
10 to Stephen Deuters.

11 3. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
12 to Doug Stanhope.

13 4. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
14 to Doug Stanhope's May 29, 2015 guest column on TheWrap.com entitled "Johnny Depp Is
Being Blackmailed by Amber Heard – Here's How I Know (Guest Column)."

15 5. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
16 refer or relate to any COMMUNICATIONS, from any PERSON to any PERSON, relating to
Amber Heard.

17 6. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
18 refer or relate to any COMMUNICATIONS from any PERSON to any PERSON, relating to
19 Doug Stanhope.

20 7. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
21 refer or relate to any COMMUNICATIONS from any PERSON to any PERSON, relating to
Stephen Deuters.

22 8. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
23 refer or relate to any COMMUNICATIONS between YOU and JOHNNY DEPP from April 21,
24 2016 to August 5, 2016.

25 9. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
26 refer or relate to any COMMUNICATIONS between YOU and ROBIN BAUM from April 21,
27 2016 to August 5, 2016.

1 10. ALL DOCUMENTS in YOUR possession, custody or control which constitute,
2 refer or relate to any COMMUNICATIONS between YOU and SLATE PR from April 21, 2016
3 to August 5, 2016.

4 11. ALL DOCUMENTS in YOUR possession, custody or control that constitute,
5 refer to or relate to video and/or audio recordings, photographs and/or images of Amber Heard.

6 12. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
7 to any consumption or possible consumption of alcohol or drugs by Johnny Depp.

8 13. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
9 to any instances or possible instances of anger, shouting, yelling, scolding or speaking in a harsh
10 tone, by Johnny Depp toward any PERSON, including without limitation, Amber Heard, Vanessa
11 Paradis, other girlfriends or spouses of Johnny Depp, any acquaintances, friends, dates,
12 employees, or contractors of Johnny Depp or his companies, photographers, videographers, news
13 reporters, and/or strangers.

14 14. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
15 to any instances or possible instances of unwelcome touching by Johnny Depp toward any
16 PERSON, including without limitation hitting, slapping, kicking, grabbing, pulling, thrashing,
17 choking, smothering, grappling, or groping, by Johnny Depp toward any PERSON, including
18 without limitation Amber Heard, Vanessa Paradis, other girlfriends or spouses of Johnny Depp,
19 any acquaintances, friends, dates, employees, or contractors of Johnny Depp or his companies,
20 photographers, videographers, news reporters, and/or strangers.

21 15. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
22 to any complaints and/or criticisms against or about Johnny Depp by any PERSON regarding any
23 matter, from January 1, 2009 until the present.

24 16. ALL DOCUMENTS in YOUR possession, custody or control that refer or relate
25 to any legal demands, claims or allegations made against, about or involving Johnny Depp
26 regarding any matters by any PERSON from January 1, 2009 until the present.

27
28
YOUR DUTIES IN RESPONDING TO THIS SUBPOENA:

You have the duty to produce the documents requested as they are kept by you in the
usual course of business, or you may organize the documents and label them to correspond with
the categories set forth in this subpoena. See Rule 45(d)(1) of the Arizona Rules of Civil
Procedure.

If this subpoena asks you to produce and permit inspection and copying of designated
books, papers, documents, tangible things, or the inspection of premises, you need not appear to
produce the items unless the subpoena states that you must appear for a deposition, hearing or
trial. See Rule 45(c)(2))A) of the Arizona Rules of Civil Procedure.

1 **YOUR RIGHT TO OBJECT:**

2 The party or attorney serving the subpoena has a duty to take reasonable steps to avoid
3 imposing an undue burden or expense on you. The Superior Court enforces this duty and may
4 impose sanctions upon the party or attorney serving the subpoena if this duty is breached. See
5 Rule 45(c)(1) of the Arizona Rules of Civil Procedure.

6 You may object to this subpoena if you feel that you should not be required to respond to
7 the request(s) made. Any objection to this subpoena must be made within 14 days after it is
8 served upon you, or before the time specified for compliance, by providing a written objection to
9 the party or attorney serving the subpoena. See Rule 45(c)(2)(B) of the Arizona Rules of Civil
10 Procedure.

11 If you object because you claim the information requested is privileged or subject to
12 protection as trial preparation material, you must express the objection clearly, and support each
13 objection with a description of the nature of the document, communication or item not produced
14 so that the demanding party can contest the claim. See Rule 45(d)(2) of the Arizona Rules of
15 Civil Procedure.

16 If you object to the subpoena in writing you do not need to comply with the subpoena
17 until a court orders you to do so. It will be up to the party or attorney serving the subpoena to
18 seek an order from the court to compel you to provide the documents or inspection requested,
19 after providing notice to you. See Rule 45(c)(2)(B) of the Arizona Rules of Civil Procedure.

20 If you are not a party to the litigation, or an officer of a party, the court will issue an order
21 to protect you from any significant expense resulting from the inspection and copying
22 commanded. See Rule 45(c)(2)(B) of the Arizona Rules of Civil Procedure.

23 You also may file a motion in the superior court of the county in which the case is
24 pending to quash or modify the subpoena if the subpoena:

25 (i) does not provide a reasonable time for compliance;

26 (ii) requires a non-party or officer of a party to travel to a county different from the county
27 where the person resides or does business in person; or to travel to a county different from where
28 the subpoena was served; or to travel to a place farther than 40 miles from the place of service; or
to travel to a place different from any other convenient place fixed by an order of a court, except
that a subpoena for you to appear and testify at trial can command you to travel from any place
within the state;

(iii) requires the disclosure of privileged or protected information and no waiver or
exception applies; or

(iv) subjects you to an undue burden. See Rule 45(c)(3)(A) of the Arizona Rules of Civil
Procedure.

If this subpoena:

(i) requires disclosure of a trade secret or other confidential research, development, or
commercial trade information; or

(ii) requires disclosure of an untrained expert's opinion or information not describing
specific events or occurrences in dispute and resulting from the expert's study made not at the
request of any party; or

(iii) requires a person who is not a party or an officer of a party to incur substantial travel
expense;

The court may either quash or modify the subpoena, or the court may order you to appear
or produce documents only upon specified conditions, if the party who served the subpoena

1 shows a substantial need for the testimony or material that cannot be otherwise met without
2 undue hardship and assures that you will be reasonably compensated. See Rule 45(c)(3)(B) of the
Arizona Rules of Civil Procedure.

3 A command to produce evidence or to permit inspection may be joined with a command
4 to appear at trial or hearing or at deposition, or may be issued separately.

**IF YOU FAIL TO APPEAR AS ORDERED, A WARRANT MAY BE ISSUED
FOR YOUR ARREST.**


5 If you have any questions concerning your appearance, please call the attorney whose
6 name appears below.

**REQUESTS FOR REASONABLE ACCOMMODATION FOR PERSONS WITH
7 DISABILITIES MUST BE MADE TO THE COURT BY PARTIES AT LEAST THREE
8 (3) WORKING DAYS IN ADVANCE OF A SCHEDULED COURT PROCEEDING.**

9 WITNESS My Hand and the Seal of the Superior Court.

10 DATED:

11 MARY ELLEN DUNLAP
12 CLERK OF THE SUPERIOR COURT

13 
Attorneys for Plaintiff
Party requesting Subpoena

14
15 By 
16 Deputy Clerk

17 **ATTORNEY'S NAME, ADDRESS, PHONE:**

18 D. Christopher Russell, Esq.
19 The Russell's Law Firm, PLC
741 East Fry Boulevard, Suite 200
20 Sierra Vista, Arizona 85635
(855) 707-7246

21 -and-

22 CHARLES J. HARDER
23 HARDER MIRELL & ABRAMS LLP
132 S Rodeo Drive, Suite 301
24 Beverly Hills, California 90067
25 (a pro hac vice application pursuant to Rule 39(c),
ARIZ. R. S. CT. shall be filed forthwith)

26 Attorneys for Plaintiff AMBER HEARD
27
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