

1 CONTAINS CONFIDENTIAL TO PURSUANT ORDER PORTIONS

2 VIRGINIA:

3 IN CIRCUIT COURT OF FAIRFAX COUNTY

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5 JOHN C. DEPP, II

6 Plaintiff,

Civil Action No.

7 v.

CL 2019-0002911

8 AMBER LAURA HEARD,

9 Defendant.
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13 DEPOSITION OF KRISTINA SEXTON

14 CONTAINS CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER
15 PORTIONS

16 Gold Coast, Australia

17 December 18, 2019
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23 Reported by:

24 Jason W. Bradley

25 JOB NO. 173420

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2 MS. VASQUEZ: I'm going to move to strike as
3 non-responsive to the question posed and as improper
4 hearsay.

5 BY MS. KAPLAN:

6 Q. Now, I want to talk about it, move to an
7 incident that occurred in Australia. But I want to
8 designate this portion of the transcript highly
9 confidential because of the topics that I'm going to be
10 asking you about, okay, Ms. Sexton?

11 A. Mhmm, yes.

12 MS. VASQUEZ: Counsel, I would just state for
13 the record that there is no "highly confidential"
14 designation in the protective order. Obviously it's
15 Ms. Heard's right to designate any portion or the
16 transcript confidential pursuant to the terms of the
17 protective order, and Mr. Depp will reserve his rights
18 --

19 MS. KAPLAN: We're going to designate this
20 portion of the transcript as confidential, and we trust
21 that Mr. Depp will respect that.

22 MS. VASQUEZ: Okay.

23 BY MS. KAPLAN:

24 Q. Did there come a time when you learned about a
25 trip that Ms. Heard had taken to Australia?

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2 MS. VASQUEZ: Objection. Vague and ambiguous
3 as to time. Leading the witness.

4 MS. KAPLAN: You can answer.

5 A. Yes. I got a phone call when they got back
6 from Australia to come over. And I went over to see her
7 and I was superexcited because I'd only been to
8 Australia once before. And I was like, "Oh my God.
9 What happened?" Because I knew she wasn't working, that
10 he was working on Pirates and she was there to accompany
11 him. So, I figured she must have gone and done fun
12 stuff while she was there. She was just very shut down
13 and she said that it was awful, that she hadn't even
14 really left the house, that Johnny had kind of kept her
15 there and they had had a huge fight. She said that he
16 had gone on a bender for days and was taking all sorts
17 of stuff and that he had thrown her against the wall and
18 he had thrown her against a counter and broken glass,
19 and he'd pushed her onto the broken glass. And that --
20 it was just awful and she didn't want to really talk
21 about it or come back. Or come back to it. She just,
22 she just kept saying it was awful. I didn't find out
23 about the broken glass and the shoving until later. I'm
24 sorry, I'm putting that in now. And I didn't learn
25 about that until later. When she initially came back

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2 she had said he had gone on a bender and that he had
3 been on something and that they were fighting and he had
4 been up for a couple of days straight and it was awful
5 and she couldn't leave the house. Then subsequently
6 over time I learned all the other stuff that happened.

7 MS. VASQUEZ: I'm going to move to strike as
8 non-responsive to the question and as improper hearsay
9 statement.

10 BY MS. KAPLAN:

11 Q. Okay. Keeping the confidentiality designation,
12 what other stuff did you learn later in time?

13 MS. VASQUEZ: Objection. Vague and ambiguous.
14 Vague and ambiguous as to time. The question is
15 unintelligible.

16 MS. KAPLAN: Withdrawn.

17 Q. I think you said that you subsequently learned
18 additional things about the Australia trip later in
19 time; is that correct, Ms. Sexton?

20 A. Yes.

21 Q. What did you learn later in time?

22 MS. VASQUEZ: The same objections, vague and
23 ambiguous.

24 MS. KAPLAN: You can answer.

25 A. I learned that he had pushed her onto a wall.

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2 and also onto the counter top and that he had broken
3 glass and bottles and everything. He had cut himself
4 with one of the glass bottles and then written something
5 to the effect of, like, "slut" or "whore" or something
6 onto the paintings or the mirrors or something. And
7 that he had -- he had pushed her -- when he had her down
8 on the counter she told me that he had assaulted her
9 with the bottle and that he hit her with the bottle and
10 that he had inserted into her the bottle.

11 MS. VASQUEZ: Move to strike as non-responsive
12 to the question posed, and improper hearsay testimony.

13 BY MS. KAPLAN:

14 Q. I want the record to be very clear, Ms. Sexton.
15 What did Ms. Heard say to you Mr. Depp had done to her
16 with the bottle?

17 MS. VASQUEZ: Calls for hearsay testimony.
18 Leading. Assumes facts not in evidence.

19 MS. KAPLAN: You can answer. And I would like
20 you to be -- I know it's upsetting, but I would like you
21 to be as precise as possible.

22 MS. VASQUEZ: The same objections.

23 A. Her exact words were, "He took the bottle and
24 he shoved it into me." And I said, "What do you mean
25 'into' you?" And she looked at me. And I said, "Amber,

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2 that's rape." And she said, "I know. I didn't realize
3 it at the time but, yeah, it was."

4 BY MS. KAPLAN:

5 Q. Anything else you remember about what Ms. Heard
6 said to you that day about Mr. Depp's use of the bottle?

7 MS. VASQUEZ: Again, the same objections.
8 Calls for hearsay. Assumes facts not in evidence. And
9 leading the witness.

10 MS. KAPLAN: You can answer.

11 A. That is the most clear to me. Again, she
12 talked about him breaking the bottles at her, destroying
13 the house, that the house had been destroyed, that he
14 had thrown wine everywhere. That he had cut her with it
15 and hit her with it. That she was pushed onto that
16 broken glass. But I will say that that's what I
17 remember most clearly, her saying that.

18 Q. When did Ms. Heard say this to you, so the
19 record is clear?

20 MS. VASQUEZ: Objection. Calls for hearsay.

21 MS. KAPLAN: You can answer.

22 A. I've heard different bits and pieces. The
23 bottle conversation we had maybe in the last year. She
24 had told me how he had attacked her but then we were
25 talking about something and she started crying and she

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2 went into more detail and then told me about the bottle.

3 Q. When you say you had a conversation last year,
4 was it a conversation in person or --

5 A. Yes.

6 Q. -- some other way?

7 A. Yes, in person.

8 Q. It was a conversation in person?

9 A. Yes.

10 Q. Where did the conversation take place?

11 A. In her home.

12 Q. In Los Angeles?

13 A. Yes.

14 Q. After Ms. Heard told you that Mr. Depp had
15 inserted -- withdrawn. What was your understanding when
16 she told you that Mr. Depp had inserted a bottle into
17 her?

18 MS. VASQUEZ: Objection. Assumes facts not in
19 evidence. Calls for speculation. Improper opinion
20 testimony by this witness. And calls for hearsay.

21 MS. KAPLAN: You can answer.

22 A. It was my opinion that he had penetrated her
23 genitals with the bottle. That's why I said, "That's
24 rape", and she then agreed that it was rape. I could
25 tell from the way that she was talking that it was a

