

Erin Falati
Proffer Exhibit O
Depp v. Heard
CL-2019-0002911

FILED

MAY 23 2022

JOHN T. FREY
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of Fairfax County, VA



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Transcript of Erin Falati

Date: February 4, 2022
Case: Depp, II -v- Heard

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Transcript of Erin Falati
Conducted on February 4, 2022

1 (1 to 4)

1	VIRGINIA:	1	A P P E A R A N C E S
2	IN THE CIRCUIT COURT FOR FAIRFAX COUNTY	2	
3		3	ON BEHALF OF PLAINTIFF JOHN C. DEPP, II:
4	----- x	4	JESSICA MEYERS, ESQ.
5	JOHN C. DEPP, II, :	5	BROWN RUDNICK LLP
6	Plaintiff, : Case No.	6	7 Times Square
7	v. : CL-2019-0002911	7	New York, New York 10036
8	AMBER LAURA HEARD, :	8	(212) 209-4800
9	Defendant. :	9	and
10	----- x	10	CAMILLE VASQUEZ, ESQ.
11		11	BROWN RUDNICK LLP
12	*Confidential*	12	2211 Michelson Drive
13		13	7th Floor
14	Videotaped Deposition of ERIN FALATI	14	Irvine, California 92612
15	Conducted Remotely via Zoom	15	(949) 752-7100
16	Friday, February 4, 2022	16	and
17	12:41 p.m. EST	17	BENJAMIN CHEW, ESQ.
18		18	BROWN RUDNICK LLP
19		19	601 Thirteenth Street, NW
20	Job No.: 427915	20	Suite 600
21	Pages: 1 - 340	21	Washington, D.C. 20005
22	Reported By: AMY L. STRYKER, CCR	22	(202) 536-1785
1	Videotaped Deposition of ERIN FALATI,	1	A P P E A R A N C E S C O N T I N U E D
2	conducted remotely.	2	
3		3	ON BEHALF OF DEFENDANT AMBER LAURA HEARD:
4		4	ADAM NADELHAFT, ESQ.
5	Pursuant to subpoena, before AMY L.	5	CLARISSA PINTADO, ESQ.
6	STRYKER, Certified Court Reporter and Notary	6	CHARLSON BREDEHOFT COHEN & BROWN, P.C.
7	Public of the State of Maryland.	7	11260 Roger Bacon Drive
8		8	Suite 201
9		9	Reston, Virginia 20190
10		10	(703) 318-6800
11		11	
12		12	ON BEHALF OF THE WITNESS:
13		13	ROBERT MCKENNA III, ESQ.
14		14	KJAR, MCKENNA & STOCKALPER
15		15	7711 Center Avenue
16		16	Suite 350
17		17	Huntington Beach, California 92647
18		18	(657) 237-7533
19		19	ALSO PRESENT:
20		20	JOHN C. DEPP, II
21		21	CATHERINE GONZALEZ, AV Technician
22		22	KIMBERLY JOHNSON, Videographer

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<p>1 their anniversary.</p> <p>2 A I know.</p> <p>3 Q Okay. So Boerum was your name -- your</p> <p>4 last name in the 2014 to 2016 time frame, correct?</p> <p>5 A That's correct.</p> <p>6 Q And what's your address, either work or</p> <p>7 home?</p> <p>8 MR. MCKENNA: So, she can be contacted</p> <p>9 through counsel, Adam, so she will not be giving</p> <p>10 her home address.</p> <p>11 MR. NADELHAFT: Can she give her work</p> <p>12 address? I'm just trying to establish that she's</p> <p>13 in California as opposed to Virginia.</p> <p>14 MR. MCKENNA: Well, you can ask her that</p> <p>15 question --</p> <p>16 MR. NADELHAFT: Okay.</p> <p>17 MR. MCKENNA: -- and you can ask me that</p> <p>18 question, and the answer will be: Yes, we're in</p> <p>19 California, she's represented by counsel, and</p> <p>20 she's not going to give you her home address for</p> <p>21 privacy reasons.</p> <p>22 MR. NADELHAFT: And that's fine. That's</p>	<p>11</p> <p>1 like "yes" or "no" rather than an "uh-hum" or</p> <p>2 "uh-uh" so that we all know what you mean. Does</p> <p>3 that make sense?</p> <p>4 A Yes.</p> <p>5 Q Okay. And if you answer my question, it</p> <p>6 will be assumed you understood the question and</p> <p>7 that you heard the question. Does that make</p> <p>8 sense?</p> <p>9 A Yes.</p> <p>10 Q Okay. If you need a break at any time,</p> <p>11 just let me know and I'll -- we'll give you a</p> <p>12 break. I would just ask that you answer the</p> <p>13 question pending, if there is one, and then we can</p> <p>14 take a break. Does that -- does that make sense?</p> <p>15 A Yes.</p> <p>16 Q Okay. Given that we're not in the same</p> <p>17 room and that we're over Zoom, do you have any</p> <p>18 notes or documents that you are going to be --</p> <p>19 that are in front of you or on your computer that</p> <p>20 you're looking at today?</p> <p>21 A Yes. I have the documents that I</p> <p>22 submitted for -- that were requested, as well</p>
<p>10</p> <p>1 fine.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q You live in California, correct?</p> <p>4 A Yes, that's correct.</p> <p>5 Q You don't live in Virginia, correct?</p> <p>6 A Correct.</p> <p>7 Q And you don't work in Virginia, correct?</p> <p>8 A Correct.</p> <p>9 Q Okay. Thank you.</p> <p>10 A Sure.</p> <p>11 Q Have you ever been deposed before?</p> <p>12 A No.</p> <p>13 Q Okay. So, I'm going to start off asking</p> <p>14 you a series of questions. If, at any time, you</p> <p>15 don't understand my question, please let me know.</p> <p>16 Does that make sense?</p> <p>17 A Yes.</p> <p>18 Q If you do not hear me, given that we're</p> <p>19 over Zoom, please let me know and I'll repeat the</p> <p>20 question. Does that make sense?</p> <p>21 A Yes.</p> <p>22 Q As you're doing, please answer with words</p>	<p>12</p> <p>1 as -- I have some other documents in front of me</p> <p>2 that I did not personally submit.</p> <p>3 MR. MCKENNA: So, the exhibits that were</p> <p>4 sent over a couple days ago is what she has in</p> <p>5 front of her.</p> <p>6 MR. NADELHAFT: Robert, what -- what</p> <p>7 documents were submitted a couple days ago? I</p> <p>8 never received anything.</p> <p>9 MR. MCKENNA: Somebody sent -- I just -- I</p> <p>10 got a set of records from somebody.</p> <p>11 Jessica, was it your firm?</p> <p>12 MS. MEYERS: No, it was not. I uploaded</p> <p>13 documents this morning.</p> <p>14 MR. MCKENNA: I would presume it was some</p> <p>15 lawyer sent exhibits that were --</p> <p>16 Miss Court Reporter, did you get some</p> <p>17 premarked exhibits to the deposition?</p> <p>18 THE REPORTER: We did, but we didn't share</p> <p>19 them -- we didn't share them with anybody.</p> <p>20 MR. MCKENNA: Who did you get them from?</p> <p>21 THE REPORTER: Catherine?</p> <p>22 AV TECHNICIAN: We received exhibits from</p>

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<p>13</p> <p>1 both sides -- from both parties.</p> <p>2 MR. NADELHAFT: Okay. Let me ask you</p> <p>3 this -- let me ask you this: The documents that</p> <p>4 you received from counsel, are there markings at</p> <p>5 the bottom of the documents, like, that indicate</p> <p>6 what they are?</p> <p>7 MR. MCKENNA: There are e-mails, text</p> <p>8 messages, I see a photograph.</p> <p>9 MR. NADELHAFT: Are there Bates numbers on</p> <p>10 them?</p> <p>11 MR. MCKENNA: Yeah. The first page is,</p> <p>12 lower right-hand corner, K as in Kelly, 182, is</p> <p>13 the Bates stamp.</p> <p>14 MR. NADELHAFT: Okay. And you don't know</p> <p>15 who you received those from?</p> <p>16 MR. MCKENNA: I mean, I can figure it out,</p> <p>17 but it really is mind-blowing at this point that</p> <p>18 no one on this call happens to know who sent us</p> <p>19 these records. So --</p> <p>20 MR. NADELHAFT: Yeah.</p> <p>21 MR. MCKENNA: -- if you want me to take</p> <p>22 some time, I'll figure it out.</p>	<p>15</p> <p>1 MR. MCKENNA: All right. Hold on one sec.</p> <p>2 I'll send an e-mail.</p> <p>3 BY MR. NADELHAFT:</p> <p>4 Q So, Ms. Falati, did you review those</p> <p>5 documents in any -- did you review any documents</p> <p>6 in preparation for your deposition?</p> <p>7 A I reviewed some documents in preparation.</p> <p>8 Q What type of documents did you review?</p> <p>9 A The ones that I previously submitted in</p> <p>10 reference to the subpoenas I received.</p> <p>11 Q And those -- and those were text messages</p> <p>12 and other types -- other nurse notes, et cetera?</p> <p>13 A That's correct.</p> <p>14 Q Okay. Have you spoken or communicated</p> <p>15 with Mr. Depp or anyone on his behalf in</p> <p>16 preparation for your deposition?</p> <p>17 A I don't believe so. I don't recall.</p> <p>18 Q Have you communicated in writing with</p> <p>19 Mr. Depp or anyone on his behalf in preparation</p> <p>20 for your deposition?</p> <p>21 A No.</p> <p>22 Q Have you spoken with Mr. Depp's --</p>
<p>14</p> <p>1 MR. NADELHAFT: It's kind of mind-blowing</p> <p>2 to me because I just didn't get -- that's fine.</p> <p>3 We'll move on. I just -- I never -- I know I</p> <p>4 didn't -- no one from our side sent you anything</p> <p>5 and -- okay. That's fine. We'll move on.</p> <p>6 BY MR. NADELHAFT:</p> <p>7 Q So you have those documents in front of</p> <p>8 you and then you have some additional documents.</p> <p>9 Is that what you said?</p> <p>10 MR. MCKENNA: Just those -- just those</p> <p>11 documents. What she said was: Within these</p> <p>12 documents that were sent to us were documents she</p> <p>13 gave to her former lawyers at Gordon & Rees, and</p> <p>14 also documents that she did not get but were</p> <p>15 included in the stack that she's unfamiliar with.</p> <p>16 So some of them are documents that she had</p> <p>17 produced under prior deposition notices, some of</p> <p>18 them that were sent she's never seen before.</p> <p>19 MR. NADELHAFT: Okay. Okay. I mean, if</p> <p>20 you can look where you got them from during a</p> <p>21 break or something, that would be -- I'd</p> <p>22 appreciate it.</p>	<p>16</p> <p>1 Mr. Depp or any of his attorneys at any time</p> <p>2 relating to this case or the U.K. matter?</p> <p>3 A Yes.</p> <p>4 Q Who did you speak to?</p> <p>5 A Camille.</p> <p>6 Q When did you --</p> <p>7 And that's Camille Vasquez?</p> <p>8 A Yes.</p> <p>9 Q When did you speak to Camille Vasquez,</p> <p>10 approximately?</p> <p>11 A I don't recall the exact dates. I</p> <p>12 would -- I feel like it was maybe early-to-mid-</p> <p>13 2021. But that would be a best guess.</p> <p>14 Q And what did you discuss with Ms. Vasquez?</p> <p>15 A I don't recall the specifics, but I</p> <p>16 remember talking about that they wanted to provide</p> <p>17 me a subpoena as well to do a deposition.</p> <p>18 Q Do you recall how long the conversation</p> <p>19 was?</p> <p>20 A No.</p> <p>21 Q Was it a conver- -- was it a conversation?</p> <p>22 A Yes; a phone call.</p>

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<p>1 Q Okay. Was it a -- do you recall if it was 2 a long call or a short call? 3 A I don't recall. I was busy with my kids. 4 Q Okay. All right. Did you -- did you 5 speak to Ms. Vasquez at any other time other than 6 this early-to-mid-2021 time? 7 A I don't recall speaking to her prior to 8 that time. 9 Q Okay. Did you speak to Ms. Vasquez at any 10 other time after that conversation? 11 A Yes. Briefly when this deposition was 12 being scheduled because there was, I think, 13 scheduling in- -- uncertainties. 14 Q And what was the uncertainties that you 15 recall? 16 A I think -- I don't know if it was your 17 firm. Someone had provided a November date that 18 was not going to work, and I think not everyone 19 was on the same page. 20 Q Okay. Did you speak regarding any 21 substance of -- anything that occurred with 22 Mr. Depp and Amber Heard with Ms. Vasquez in this</p>	<p>1 The other thing I want to clear up, 2 Adam -- 3 MR. NADELHAFT: Yup. 4 MR. MCKENNA: -- and I don't know if 5 you're aware of this, that your firm and one of 6 your partners had previously represented my client 7 in this action. 8 MR. NADELHAFT: Yeah, that's why they're 9 not -- they're not -- that's why they're not here. 10 It's not my firm, but that other -- Gordon Rees, 11 they're not here and -- yeah, I was aware of that. 12 MR. MCKENNA: Okay. I just want to make 13 sure you're aware. 14 MR. NADELHAFT: No, and I -- 15 MR. MCKENNA: I don't think the State of 16 California makes a distinction between which 17 Gordon & Rees office you're in. 18 MR. NADELHAFT: I'm not with Gordon Rees, 19 so... 20 MR. MCKENNA: Well, then what is -- 21 MR. NADELHAFT: That's a different -- 22 that's a different firm. I'm with Charlson</p>
<p>1 later time frame? 2 A I just don't recall the details of our 3 conversation. I just remember discussing a 4 subpoena and deposition. 5 MR. MCKENNA: Okay. And just for a 6 moment. We got an e-mail on February 2nd at 7 9:50 a.m. from a Diane Cutting, who is a legal 8 secretary at Gordon Rees, saying, Attached please 9 find Zoom info and exhibit links for the 10 deposition of Erin Boerum scheduled for 2/4/22 at 11 9:30 a.m. And attached to the e-mail were links 12 that had the exhibits that we printed out and gave 13 to the deponent. 14 MR. NADELHAFT: Okay. Okay. All right. 15 I think there was -- okay. So -- that's fine. I 16 think that what happened -- just so everyone 17 knows, I think that appears that it probably was 18 documents that either I or someone from Mr. Depp's 19 team had already uploaded as potential exhibits, 20 so that's -- that's fine. 21 MR. MCKENNA: Okay. I'm glad we cleared 22 that up.</p>	<p>1 Bredehoft Cohen & Brown, Adam Nadelhaft, different 2 firm. 3 MR. MCKENNA: So you were never with 4 Gordon & Rees? 5 MR. NADELHAFT: Correct. 6 MR. MCKENNA: Okay. I -- it did not make 7 sense to me because the -- I think the -- 8 MR. NADELHAFT: The subpoena did -- the 9 subpoena may have come from Gordon & Rees, but 10 we -- I'm not with Gordon Rees, nor is Camille, 11 nor is anyone on this -- in this deposition. 12 MR. MCKENNA: Yeah, I don't know if that's 13 a distinction with or without a difference, but -- 14 MS. VASQUEZ: Well -- hi. Hi, this is 15 Camille Vasquez. Let me just clear this up. 16 Gordon Rees does represent Amber Heard in this 17 matter. So -- 18 MR. NADELHAFT: Right. I'm not -- I'm not 19 denying that. I was just saying I'm not with -- 20 MS. VASQUEZ: I know. But you didn't 21 state that on the record, so let me state it on 22 the record.</p>

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<p>21</p> <p>1 MR. NADELHAFT: Sure.</p> <p>2 MS. VASQUEZ: Gordon Rees is counsel of</p> <p>3 record for Amber Heard in California.</p> <p>4 MR. NADELHAFT: Agreed.</p> <p>5 MR. MCKENNA: Okay. So, Camille, you're</p> <p>6 with Gordon Rees?</p> <p>7 MR. NADELHAFT: No.</p> <p>8 MS. MEYERS: No. Camille is at my firm,</p> <p>9 Brown Rudnick, and we represent Mr. Depp.</p> <p>10 MR. MCKENNA: Okay. So I'm at a loss</p> <p>11 here. Is Gordon & Rees on this call?</p> <p>12 MS. VASQUEZ: No.</p> <p>13 MR. NADELHAFT: No.</p> <p>14 MR. MCKENNA: Okay. So that maybe</p> <p>15 explains why nobody here knew that these exhibits</p> <p>16 came through. All right.</p> <p>17 I just wasn't aware of whoever's</p> <p>18 representing Ms. Heard that Gordon & Rees had</p> <p>19 previously represented this deponent in this very</p> <p>20 matter. And I have not seen a conflict waiver</p> <p>21 signed by my client, so I'm hoping at some point</p> <p>22 to get that.</p>	<p>23</p> <p>1 Gordon Rees?</p> <p>2 A My primary attorney -- there were two</p> <p>3 involved. I'm sorry, I don't remember the woman's</p> <p>4 name who was based out of Virginia. The one based</p> <p>5 out of Southern California was Mr. Philip Lo.</p> <p>6 Q Okay. Thank you.</p> <p>7 Other than Ms. -- do you recall any other</p> <p>8 conversations with Ms. Vasquez that you haven't</p> <p>9 already testified to?</p> <p>10 A Yes. I remember texting. I don't recall</p> <p>11 the details of that. I think it was probably in</p> <p>12 response to what we had previously spoken to, is</p> <p>13 setting up counsel and deposition.</p> <p>14 Q And was that texting in the -- in the</p> <p>15 2021 -- late 2021 time frame?</p> <p>16 A I believe so.</p> <p>17 Q Have you communicated with anybody else</p> <p>18 from Mr. Depp's counsel other than Ms. Vasquez?</p> <p>19 A Not that I recall. Oh, excuse me. Excuse</p> <p>20 me. I do. I don't remember his name. I'm so</p> <p>21 sorry. I feel like I spoke with Adam. I don't</p> <p>22 know his last name.</p>
<p>22</p> <p>1 MR. NADELHAFT: Okay.</p> <p>2 MS. VASQUEZ: We would insist on that. We</p> <p>3 agree with you that -- I mean, I was the one who</p> <p>4 discovered that Gordon Rees represented both your</p> <p>5 client and Ms. Heard. So she promptly got</p> <p>6 different counsel and they are -- Gordon Rees</p> <p>7 still represents Amber Heard in this matter, so I</p> <p>8 would agree with that. So that's my two cents.</p> <p>9 MR. MCKENNA: I'm talking about my client</p> <p>10 having signed a written waiver. I don't think</p> <p>11 that's discoverable, Adam. But since you have</p> <p>12 some connection with Gordon & Rees, please send me</p> <p>13 a copy, because my client does not have a copy of</p> <p>14 that document.</p> <p>15 MR. NADELHAFT: I -- I can look into it.</p> <p>16 MR. MCKENNA: Thank you. All right.</p> <p>17 Go ahead.</p> <p>18 MR. NADELHAFT: Okay.</p> <p>19 (Reporter interruption - discussion held</p> <p>20 off the record.)</p> <p>21 BY MR. NADELHAFT:</p> <p>22 Q Do you recall who your lawyer was with</p>	<p>24</p> <p>1 Q Did you speak to or communicate with Adam</p> <p>2 Waldman?</p> <p>3 A Perhaps. I don't recall his last name.</p> <p>4 Q Okay. And do you recall when that</p> <p>5 occurred?</p> <p>6 A That would have been 2019 because I had --</p> <p>7 I had a newborn at that time. So maybe May/June/</p> <p>8 July, something like that, 2019.</p> <p>9 MR. NADELHAFT: And, Catherine, can you</p> <p>10 put up attachment 28. And this will be called</p> <p>11 Falati Exhibit 1.</p> <p>12 AV TECHNICIAN: Please stand by.</p> <p>13 MR. NADELHAFT: Thanks.</p> <p>14 (Exhibit 1, Text messages between Waldman</p> <p>15 and Falati, Bates Nos. ARW_000650 and ARW_000651,</p> <p>16 was marked for identification and is attached to</p> <p>17 the transcript.)</p> <p>18 AV TECHNICIAN: Exhibit 1.</p> <p>19 MR. NADELHAFT: Thanks. And I'll make</p> <p>20 this bigger.</p> <p>21 Q Ms. Falati, I'm showing you what's been</p> <p>22 marked as Falati Exhibit 1. Do you see it in</p>

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<p>1 front of you?</p> <p>2 A I do.</p> <p>3 MR. MCKENNA: I can see part of it.</p> <p>4 THE WITNESS: Right.</p> <p>5 Q Right, right. And you can -- if you'd</p> <p>6 like to, you can look through it. I mean, I'll</p> <p>7 show you the whole thing.</p> <p>8 MR. MCKENNA: Is there some reason why</p> <p>9 this wasn't part of the records that you guys sent</p> <p>10 over?</p> <p>11 MR. NADELHAFT: We weren't intending to</p> <p>12 send over records. That was a -- that was a</p> <p>13 mistake.</p> <p>14 MR. MCKENNA: It's actually considered</p> <p>15 good form in the State of California to share</p> <p>16 these documents beforehand, but, so be it.</p> <p>17 MR. NADELHAFT: This document was also</p> <p>18 produced yesterday, so I didn't -- I didn't have</p> <p>19 it.</p> <p>20 MR. MCKENNA: All right. I'll accept that</p> <p>21 excuse for this document.</p> <p>22 MR. NADELHAFT: Well, and, again, we</p>	<p>1 A Can you tell me what that means.</p> <p>2 Q Did Mr. Waldman ever ask you to provide</p> <p>3 any sort of written statement?</p> <p>4 A I don't know. I don't remember.</p> <p>5 Q Okay. Do you recall how many times you</p> <p>6 spoke with Mr. Waldman?</p> <p>7 A No.</p> <p>8 Q Okay.</p> <p>9 MR. NADELHAFT: We can take this down.</p> <p>10 Thank you.</p> <p>11 Q Ms. Falati, you're a trained nurse; is</p> <p>12 that correct?</p> <p>13 A That's correct.</p> <p>14 Q Do you have any specialties?</p> <p>15 A Well, I haven't been working, you know,</p> <p>16 like I used to, but previously I was trained in</p> <p>17 addictions and mental health.</p> <p>18 Q And when you say "addictions," are there</p> <p>19 specific type of addictions you were trained in?</p> <p>20 A No, but I primarily worked with chemical</p> <p>21 dependency.</p> <p>22 Q And where did you receive training for</p>
<p>1 weren't planning on sending any documents, so --</p> <p>2 I'm glad she got to see them, but we weren't --</p> <p>3 that wasn't our intention, so...</p> <p>4 BY MR. NADELHAFT:</p> <p>5 Q And there was -- so this is a text</p> <p>6 exchange between you and Mr. Waldman?</p> <p>7 A It appears so.</p> <p>8 Q Okay. And do you recall speaking to</p> <p>9 Mr. Waldman at all?</p> <p>10 A Yes.</p> <p>11 Q Do you recall what you spoke to</p> <p>12 Mr. Waldman about?</p> <p>13 A I do not. I have a vague memory of</p> <p>14 speaking to him. And I do remember that I had a</p> <p>15 newborn and I was incredibly sleep deprived and my</p> <p>16 memory is not good from that time.</p> <p>17 Q And do you recall that when you were</p> <p>18 communicating with Mr. Waldman, Mr. Waldman was</p> <p>19 Mr. Depp's attorney?</p> <p>20 A Yes.</p> <p>21 Q Did Mr. Waldman ever ask you to provide</p> <p>22 any declaration?</p>	<p>1 addiction and mental health?</p> <p>2 A Different employment places. And then I</p> <p>3 became a certified registered addictions nurse.</p> <p>4 Q What training do you need to be a</p> <p>5 certified registered addiction nurse?</p> <p>6 A I don't recall the exact requirements, but</p> <p>7 it's many hours per year, and also testing that is</p> <p>8 required.</p> <p>9 Q And did you go to a specific school for</p> <p>10 that?</p> <p>11 A I have a nursing degree -- degree. Is</p> <p>12 that what you're...</p> <p>13 Q Where did you get your nursing degree</p> <p>14 from?</p> <p>15 A University of Maryland School of Nursing.</p> <p>16 Q And when did you get your degree from the</p> <p>17 University of Maryland?</p> <p>18 A In the year 2005.</p> <p>19 Q And how long have you been a practicing</p> <p>20 nurse?</p> <p>21 A I was active maybe 2005/2006, and I would</p> <p>22 say until approximately 2016/2017.</p>

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<p>29</p> <p>1 Q And what happened to stop you from being</p> <p>2 an active nurse in 2016 and 2017?</p> <p>3 A Babies.</p> <p>4 Q Sure.</p> <p>5 A Family.</p> <p>6 Q So are you currently -- I don't want to</p> <p>7 say not working because I know -- I have a wife</p> <p>8 and kids too. So are you working currently a</p> <p>9 stay-at-home -- working as a stay-at-home mom?</p> <p>10 A Correct.</p> <p>11 Q And that's been -- you've been working as</p> <p>12 a stay-at-home mom since approximately 2016/2017?</p> <p>13 A Correct.</p> <p>14 Q When did -- you were at the University of</p> <p>15 Maryland, correct?</p> <p>16 A Yes. I have a nursing degree and a</p> <p>17 psychology degree.</p> <p>18 Q Okay. Any specialty in psychology?</p> <p>19 A No. Bachelor of Arts, psychology.</p> <p>20 Q And when you were at University of</p> <p>21 Maryland, was that -- you were physically in</p> <p>22 Maryland?</p>	<p>31</p> <p>1 A Not directly, but he would hire the agency</p> <p>2 I provided nursing services for, which was Turning</p> <p>3 Point, I believe. So I worked under his guidance</p> <p>4 but not specifically for him. Most of the time.</p> <p>5 There have been times where I worked specifically</p> <p>6 for him.</p> <p>7 Q So you worked for a company called Turning</p> <p>8 Point?</p> <p>9 A I might not have that exact -- I know the</p> <p>10 name has changed, but I believe it was Turning</p> <p>11 Point Nursing Services. It might not be in</p> <p>12 existence. I'm not sure.</p> <p>13 Q Okay. When did you start working for</p> <p>14 Turning Point Nursing Services, or whatever the</p> <p>15 name of that company was?</p> <p>16 A I don't recall. My best guess would be</p> <p>17 somewhere between 2007 or '08.</p> <p>18 Q And when did you start to begin to do any</p> <p>19 work for Dr. Kipper?</p> <p>20 A I believe 2014.</p> <p>21 Q And what was the -- strike that.</p> <p>22 What were the circumstances that started</p>
<p>30</p> <p>1 A Correct.</p> <p>2 Q When did you -- you're now in Los Angeles?</p> <p>3 A In the Los Angeles area.</p> <p>4 Q Right. Okay.</p> <p>5 When did you move out to the Los Angeles</p> <p>6 area, approximately?</p> <p>7 A Approximately late 2005.</p> <p>8 Q So in all your time as a practicing nurse</p> <p>9 were you practicing in the LA area?</p> <p>10 A Mostly. It was -- I used to travel a lot,</p> <p>11 so we were based in Southern California, but I</p> <p>12 did -- I wasn't always present in Southern</p> <p>13 California.</p> <p>14 Q And when you say "we" were based in</p> <p>15 Southern California, who is the "we" you're</p> <p>16 referring to?</p> <p>17 A Well, different -- different companies I</p> <p>18 worked for.</p> <p>19 Q Okay. You know who Dr. David Kipper is,</p> <p>20 correct?</p> <p>21 A That's correct.</p> <p>22 Q Did you -- did you work for Dr. Kipper?</p>	<p>32</p> <p>1 you working for Dr. Kipper in 2014?</p> <p>2 A If I recall correctly it would be for</p> <p>3 services for Ms. Heard.</p> <p>4 Q And can you explain, if you recall, how it</p> <p>5 worked that Dr. Kipper hired you for your services</p> <p>6 for working for Amber Heard.</p> <p>7 A Could you clarify what you're asking me.</p> <p>8 Q Sure. Did you have to -- did you have to</p> <p>9 interview with someone to -- in Dr. Kipper's</p> <p>10 office to begin working with him in 2014?</p> <p>11 A Did I interview in Dr. Kipper's office?</p> <p>12 No, not --</p> <p>13 Q Not necessarily did you interview in his</p> <p>14 office. How did it come to be that you started</p> <p>15 working for Dr. Kipper for Amber Heard?</p> <p>16 A Through my acquaintance and superior,</p> <p>17 Debbie Lloyd, who is the owner of -- or perhaps</p> <p>18 was the owner of Turning Point Nursing.</p> <p>19 Q So Debbie Lloyd is the owner of Turning</p> <p>20 Point Nursing, or whatever you believe it's</p> <p>21 called?</p> <p>22 A At that time, correct.</p>

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<p>33</p> <p>1 Q Right. When did -- when did you -- and</p> <p>2 was Debbie Lloyd the owner when you first joined</p> <p>3 Turning Point Nursing?</p> <p>4 A Yes.</p> <p>5 Q And when was that again that you joined</p> <p>6 Turning Point Nursing?</p> <p>7 A Like I said, I don't remember the exact</p> <p>8 dates. My best guess would be 2007 or '08.</p> <p>9 Q And how many -- and were -- would you be</p> <p>10 considered a contract nurse?</p> <p>11 A That's correct. Independent contractor is</p> <p>12 how our relationship was.</p> <p>13 Q So were you -- were you -- in doing work</p> <p>14 for Dr. Kipper through Turning Point services,</p> <p>15 were you paid by Turning Point?</p> <p>16 A Yes.</p> <p>17 Q And Turning Point, if you know, would have</p> <p>18 been paid by Dr. Kipper, correct?</p> <p>19 MR. MCKENNA: If you know.</p> <p>20 THE WITNESS: I don't know.</p> <p>21 Q Okay. How long had Ms. Lloyd been working</p> <p>22 for Dr. Kipper?</p>	<p>35</p> <p>1 Q What did you understand your role was</p> <p>2 going to be for Amber Heard?</p> <p>3 A Oh, I see. One second.</p> <p>4 MR. NADELHAFT: What are you looking at?</p> <p>5 THE WITNESS: I'm just --</p> <p>6 MR. MCKENNA: Hold on. Are you</p> <p>7 withdrawing the question and asking her what she's</p> <p>8 looking at or would you like her to answer your</p> <p>9 question and then you can ask her what she's</p> <p>10 looking at? Because the record is going to make</p> <p>11 no sense with the way you just --</p> <p>12 MR. NADELHAFT: Robert, I appreciate you.</p> <p>13 I appreciate it.</p> <p>14 Q What are you looking at?</p> <p>15 MR. MCKENNA: So this is a new question.</p> <p>16 Go ahead and answer that question.</p> <p>17 THE WITNESS: My nursing notes from 2014.</p> <p>18 Q Okay. I think it will be easier, when I</p> <p>19 give you a -- I'm going to put up the nursing</p> <p>20 notes, I promise you that, so we can look through</p> <p>21 them. And if you need to look through them on</p> <p>22 paper rather than the computer, we can do that.</p>
<p>34</p> <p>1 MR. MCKENNA: If you know.</p> <p>2 THE WITNESS: I really don't know that.</p> <p>3 Are you -- sorry, are you speaking in</p> <p>4 reference to this case?</p> <p>5 BY MR. NADELHAFT:</p> <p>6 Q No; in any -- for any patients.</p> <p>7 A I don't know.</p> <p>8 Q Okay. How long had Ms. Lloyd been working</p> <p>9 for Dr. Kipper in reference to either Mr. Depp or</p> <p>10 Amber Heard?</p> <p>11 A I don't recall, but it was sometime within</p> <p>12 the year 2014, I believe.</p> <p>13 Q Do you recall if Turning Point and/or</p> <p>14 Debbie Lloyd had been doing any work with</p> <p>15 Dr. Kipper before working for Mr. Depp or Amber</p> <p>16 Heard?</p> <p>17 A I don't know.</p> <p>18 Q And what did -- do you recall what</p> <p>19 Ms. Lloyd told you about the assignment for --</p> <p>20 working for Amber Heard?</p> <p>21 A I don't remember exact conversations. Are</p> <p>22 you asking me something specifically?</p>	<p>36</p> <p>1 Did you just look at your nursing notes to</p> <p>2 determine what your role was in care of Amber</p> <p>3 Heard?</p> <p>4 A Yes. I looked just briefly to see if it</p> <p>5 could jog your memory.</p> <p>6 Q And did it jog your memory of anything, of</p> <p>7 what your role was?</p> <p>8 A I just have a vague sense that my role was</p> <p>9 to provide personal nursing care for Ms. Heard,</p> <p>10 and to also provide assistance with medication</p> <p>11 administration and, you know, like, emotional</p> <p>12 support.</p> <p>13 Q Do you know how many nurses worked for</p> <p>14 Turning Point in the 2014 time frame?</p> <p>15 A I do not.</p> <p>16 Q I believe you also said that you had</p> <p>17 worked at some point for Dr. Kipper directly; is</p> <p>18 that right?</p> <p>19 A Throughout the years I've done projects</p> <p>20 not related to Mr. Depp or Ms. Heard --</p> <p>21 Q Okay.</p> <p>22 A -- directly with Dr. Kipper.</p>

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10 (37 to 40)

37	1 Q And -- and when -- when were those times? 2 You don't have to give me the patients. I'm not 3 looking for client information, just the dates. 4 A I don't know the exact dates, but I would 5 make the assumption sometime between 2014 and 2016 6 to '17. 7 Q When working for clients, did you ever 8 receive tips from clients, financial tips? I 9 mean, like, a tip like you give a waiter. 10 MS. MEYERS: Objection; leading. 11 MR. MCKENNA: I mean, if it relates to 12 Amber Heard or Johnny Depp, that, theoretically, 13 is discoverable. But her conversations with 14 HIPAA-protected patients is not something that 15 she's going to discuss beyond the two that are 16 parties to this litigation. 17 MR. NADELHAFT: I'm not asking for any 18 personal information of any patient or any person. 19 I'm asking if she's ever received any financial 20 tips from anybody -- any of her patients. That 21 doesn't reveal any sort of HIPAA information. 22 MR. MCKENNA: As it relates to the two	39	1 again. 2 But go ahead. 3 BY MR. NADELHAFT: 4 Q Have you received any -- have you received 5 any money from Mr. Depp at any time? 6 A No. 7 Q Have you received any gifts from Mr. Depp 8 at any time? 9 A Not that I recall. 10 Q Have you received any money from Amber 11 Heard at any time? 12 A No. 13 Q Have you received any gifts from Amber 14 Heard at any time? 15 A Not that I recall. 16 Q And was Turning Point your last employment 17 before you had children? 18 A I believe so. 19 Q Can you recall when the last time was you 20 communicated with Dr. Kipper? 21 A Maybe a few weeks ago. 22 Q And did you communicate with Dr. Kipper at
38	1 parties in this action, that is a fair question to 2 ask. I'll instruct her not to answer as to any of 3 her other patients. 4 BY MR. NADELHAFT: 5 Q You're following your counsel's 6 instruction? 7 A Yes. 8 Q Okay. Have you ever received any 9 financial money -- have you ever received any 10 money from Mr. Depp? 11 MS. MEYERS: Objection; leading. 12 MR. MCKENNA: That's a different question. 13 MR. NADELHAFT: I know it's a different 14 question. I'm asking a different question. I can 15 ask that. 16 MR. MCKENNA: Yeah, you can, but 17 understand, she's not a professional at the way 18 lawyers ask questions. So you're asking her now 19 whether she's received any compensation of any 20 kind from Mr. Depp. 21 If you know, you can answer that question. 22 MS. MEYERS: Objection; leading, just	40	1 all about this case? 2 A Not at that time. 3 Q Have you communicated with Dr. Kipper at 4 all about this case? 5 A Yes. 6 Q When did you communicate with Dr. Kipper 7 about this case? 8 A In what respect? 9 MR. MCKENNA: Any. 10 THE WITNESS: Any? 11 Q Yeah. 12 A The last -- I don't recall when his 13 deposition was. You probably know that better 14 than I. But when he was scheduled for his 15 deposition I was made aware that he was scheduled 16 for his deposition. 17 Q And did you speak to Dr. Kipper at all 18 about his deposition after he was deposed? 19 MS. MEYERS: Objection; leading, calls for 20 hearsay. 21 Q You can answer the question. 22 MR. MCKENNA: You can answer the question

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<p>1 unless I tell you not to.</p> <p>2 MS. MEYERS: I'm sorry.</p> <p>3 MR. MCKENNA: Go ahead.</p> <p>4 THE WITNESS: I'm sorry. I'm so sorry.</p> <p>5 Could you repeat that question.</p> <p>6 BY MR. NADELHAFT:</p> <p>7 Q No problem. And there are going to be</p> <p>8 times where Ms. Meyers is going to be objecting</p> <p>9 throughout the deposition, and when she's asking</p> <p>10 questions I probably will be objecting as well.</p> <p>11 Unless Mr. McKenna tells you not to answer the</p> <p>12 question like he did before, you should answer the</p> <p>13 question. Okay?</p> <p>14 A Yes.</p> <p>15 Q But let me ask you again, if I can</p> <p>16 remember what I asked you. Did you speak to</p> <p>17 Dr. Kipper at all after his deposition about his</p> <p>18 deposition?</p> <p>19 MS. MEYERS: Same objections.</p> <p>20 Go ahead.</p> <p>21 THE WITNESS: Yes.</p> <p>22 Q And what did you discuss?</p>	<p>1 anything you discussed with Dr. Kipper at any time</p> <p>2 regarding this litigation or the U.K. litigation?</p> <p>3 A No, I don't recall specifics.</p> <p>4 Q Anything in general?</p> <p>5 A I'm sorry, my memory is pretty poor. I –</p> <p>6 no, nothing – I would assume we've just probably</p> <p>7 had conversations as to – oh, I do remember</p> <p>8 talking to him that I had received a subpoena</p> <p>9 because he had received a subpoena. But other</p> <p>10 specifics I just don't really recall.</p> <p>11 Q And do you still speak to Ms. Lloyd?</p> <p>12 A Occasionally. It's been a while.</p> <p>13 Q When's the last time you spoke to</p> <p>14 Ms. Lloyd?</p> <p>15 A I would – my best guess would be sometime</p> <p>16 within the past 6 to 12 months in reference to a</p> <p>17 different case.</p> <p>18 Q Since after – strike that.</p> <p>19 Do you recall if you spoke to Ms. Lloyd at</p> <p>20 all about this litigation?</p> <p>21 A Yes.</p> <p>22 Q Do you recall when you spoke to Ms. Lloyd</p>
<p>1 MS. MEYERS: Objection; calls for hearsay.</p> <p>2 THE WITNESS: As I recall, it was</p> <p>3 extremely vague because we got sidetracked and</p> <p>4 started talking about personal things. I do</p> <p>5 remember him just saying it was a long day in a</p> <p>6 deposition.</p> <p>7 BY MR. NADELHAFT:</p> <p>8 Q Did you -- did you discuss any substance</p> <p>9 as it relates to Mr. Depp or Amber Heard regarding</p> <p>10 his depo -- Dr. Kipper's deposition?</p> <p>11 MS. MEYERS: Objection; leading, calls for</p> <p>12 hearsay.</p> <p>13 THE WITNESS: I just don't remember the</p> <p>14 exact details of it. The one thing I do remember</p> <p>15 is him just repeating, It's a long day, be</p> <p>16 prepared for that.</p> <p>17 Q Other than talking to Dr. Kipper about his</p> <p>18 deposition, have you spoken to Dr. Kipper at all</p> <p>19 regarding any issues of this litigation or the</p> <p>20 U.K. litigation?</p> <p>21 A I don't recall, but I'm assuming yes.</p> <p>22 Q And do you recall any -- do you recall</p>	<p>1 about this litigation?</p> <p>2 A I don't remember exact dates.</p> <p>3 Q Do you recall what you discussed with</p> <p>4 Ms. Lloyd --</p> <p>5 MS. MEYERS: Objection --</p> <p>6 Q -- about this litigation?</p> <p>7 MS. MEYERS: Objection; calls for hearsay.</p> <p>8 THE WITNESS: I remember discussing when I</p> <p>9 received my first subpoena. I forget when that</p> <p>10 was. I think 2019. And I'm assuming, as with</p> <p>11 Dr. Kipper, we've probably touched base throughout</p> <p>12 the years, but I don't remember specifics.</p> <p>13 Q Do you know what Ms. Lloyd does now --</p> <p>14 A No.</p> <p>15 Q -- in terms of employment?</p> <p>16 A I do not.</p> <p>17 Q Do you know if she still owns that</p> <p>18 company, Turning Point?</p> <p>19 A I don't know.</p> <p>20 Q Did any other nurses work with Dr. Kipper</p> <p>21 during that 2014 to 2016 time frame that you were</p> <p>22 working with Amber Heard and Mr. Depp?</p>

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<p>45</p> <p>1 MR. MCKENNA: To your knowledge.</p> <p>2 THE WITNESS: May I clarify --</p> <p>3 (Reporter interruption.)</p> <p>4 MR. MCKENNA: I said to her knowledge.</p> <p>5 The question may be speculative. But if</p> <p>6 she limits it to her knowledge, then it would not</p> <p>7 be speculative.</p> <p>8 THE WITNESS: Adam, are you asking did any</p> <p>9 nurses work with Mr. Depp and Ms. Heard or are you</p> <p>10 speaking in general with Dr. Kipper?</p> <p>11 Q That's a good question. Do you know if</p> <p>12 there were any other nurses that worked in</p> <p>13 Dr. Kipper's office, or anybody, during that 2014</p> <p>14 to 2016 time frame?</p> <p>15 A Yes. I know of his office nurse. I don't</p> <p>16 know of others.</p> <p>17 Q Do you recall the name of his office</p> <p>18 nurse?</p> <p>19 A Her last name is -- oh, my goodness. I</p> <p>20 can't remember her last name. Val- -- Valentina.</p> <p>21 Q Okay. And what did Valentina -- what type</p> <p>22 of work did Valentina do as compared to you and</p>	<p>47</p> <p>1 reason for you working with Mr. Depp and Amber</p> <p>2 Heard?</p> <p>3 A That might be a question for Dr. Kipper.</p> <p>4 Q Okay.</p> <p>5 A But I would believe -- or I would assume</p> <p>6 that my training would be helpful.</p> <p>7 Q Do you know who Monroe Tinker is?</p> <p>8 A Sorry. Excuse me? Say that again.</p> <p>9 Q Monroe Tinker. Do you know who Monroe</p> <p>10 Tinker is?</p> <p>11 A Oh, he -- I might get his role incorrect,</p> <p>12 but I believe he is a nurse practitioner that</p> <p>13 worked either for or with Dr. Kipper at some</p> <p>14 point. But it's been many years, so I don't</p> <p>15 remember.</p> <p>16 (Reporter interruption - discussion held</p> <p>17 off the record.)</p> <p>18 Q I assume you haven't spoken to Mr. Tinker</p> <p>19 in a long time.</p> <p>20 MS. VASQUEZ: Objection; leading.</p> <p>21 THE WITNESS: That's correct.</p> <p>22 Q Do you know who Lisa Bean (ph) is?</p>
<p>46</p> <p>1 Ms. Lloyd?</p> <p>2 A She works in the office as Dr. Kipper's</p> <p>3 nurse, so I -- I don't know all of her duties.</p> <p>4 Q When you were working for Amber, working</p> <p>5 for Dr. Kipper, would you go to Dr. Kipper's</p> <p>6 office?</p> <p>7 A Yes; I've been to his office in relation</p> <p>8 to Ms. Heard.</p> <p>9 Q But -- would you be in Dr. Kipper's office</p> <p>10 often as it relates to Amber Heard or Mr. Depp?</p> <p>11 A No.</p> <p>12 Q Where was most of your work done for</p> <p>13 Ms. Heard or Mr. Depp?</p> <p>14 A Wherever they were staying is where the</p> <p>15 majority of the work was done.</p> <p>16 Q Did -- when you were -- does -- does</p> <p>17 Debbie Lloyd have a specialty at all in addiction</p> <p>18 care?</p> <p>19 A That would probably best be a question for</p> <p>20 her, but I believe so.</p> <p>21 Q Do you know if your specialties in</p> <p>22 addiction care and mental health issues was a</p>	<p>48</p> <p>1 A Can you say the name again.</p> <p>2 Q Lisa Bean.</p> <p>3 A Yes. She worked in Dr. Kipper's office at</p> <p>4 some point. But, again, that's been many years.</p> <p>5 Q And you don't recall what -- do you recall</p> <p>6 what Lisa Bean's role was at Dr. Kipper's office?</p> <p>7 A Not exactly. Perhaps -- perhaps</p> <p>8 receptionist, but I -- I don't know her full</p> <p>9 duties.</p> <p>10 Q Do you know Dr. Connell Cowan?</p> <p>11 A Not personally, but I believe he -- was he</p> <p>12 a therapist with Ms. Heard, I think?</p> <p>13 Q In your role as a nurse for Ms. Heard, did</p> <p>14 you communicate at all with Dr. Cowan when you</p> <p>15 were treating Amber Heard?</p> <p>16 MR. MCKENNA: If you remember.</p> <p>17 THE WITNESS: Yeah, I don't remember.</p> <p>18 Q Do you know who Dr. Alan Blaustein is?</p> <p>19 A That name does not sound familiar to me.</p> <p>20 Q Do you know who Dr. Laurel Anderson is?</p> <p>21 A That name does not sound familiar.</p> <p>22 Q And Dr. Kipper treated Mr. Depp, correct?</p>

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<p>49</p> <p>1 A That's correct.</p> <p>2 Q Dr. -- Mr. Depp was a concierge patient;</p> <p>3 is that right?</p> <p>4 MS. MEYERS: Objection; calls for</p> <p>5 speculation, leading.</p> <p>6 MR. MCKENNA: If you know.</p> <p>7 THE WITNESS: I don't know of their</p> <p>8 specific relationship.</p> <p>9 Q Do you know what a concierge patient is?</p> <p>10 MR. MCKENNA: You want to know what her</p> <p>11 understanding is as -- because there may be more</p> <p>12 than one. That's what you're asking?</p> <p>13 MS. MEYERS: Objection; vague and</p> <p>14 ambiguous.</p> <p>15 MR. NADELHAFT: That's fine.</p> <p>16 Q Do you know what a concierge patient is as</p> <p>17 it relates to Dr. Kipper's care?</p> <p>18 MS. MEYERS: Objection; vague and</p> <p>19 ambiguous.</p> <p>20 Go ahead.</p> <p>21 THE WITNESS: I -- I don't know the</p> <p>22 specifics of that.</p>	<p>51</p> <p>1 A My best understanding was substance abuse</p> <p>2 and mood stabilization, but that's, again,</p> <p>3 probably best asked to Dr. Kipper.</p> <p>4 Q Did you have any understanding as to what</p> <p>5 substances Dr. Kipper was treating Mr. Depp for</p> <p>6 substance abuse?</p> <p>7 MS. MEYERS: Objection; calls for</p> <p>8 speculation.</p> <p>9 MR. MCKENNA: And just for the record, I'm</p> <p>10 assuming if there's any privilege to be asserted</p> <p>11 on Mr. Depp's behalf as it relates to these</p> <p>12 medical issues, or Ms. Heard for that matter,</p> <p>13 someone representing those respective people will</p> <p>14 pipe up and make an objection. And at that point,</p> <p>15 if either party thinks there is a need to instruct</p> <p>16 the witness not to answer that question, please</p> <p>17 let me know and I will do so.</p> <p>18 MR. NADELHAFT: Yes. Thank you.</p> <p>19 Q You want the question --</p> <p>20 THE WITNESS: Can you repeat your</p> <p>21 question.</p> <p>22 Q Yeah. Did you understand what substances</p>
<p>50</p> <p>1 BY MR. NADELHAFT:</p> <p>2 Q Okay. Do you know if -- if Mr. Depp was</p> <p>3 paying for Dr. Kipper's treatment?</p> <p>4 MS. MEYERS: Objection; calls for</p> <p>5 speculation, leading.</p> <p>6 THE WITNESS: I have no idea.</p> <p>7 Q Do you know how much Doc- -- Mr. Depp was</p> <p>8 paying Dr. Kipper a month?</p> <p>9 MS. MEYERS: Objection; calls for</p> <p>10 speculation, leading.</p> <p>11 MR. MCKENNA: It's also harassing when she</p> <p>12 says she doesn't know and then you ask her how</p> <p>13 much is being paid when she said she didn't even</p> <p>14 know he was getting paid at all. But in an</p> <p>15 abundance of caution, she can answer the question.</p> <p>16 THE WITNESS: No.</p> <p>17 Q Do you have an understanding of when</p> <p>18 Dr. Kipper started treating Mr. Depp?</p> <p>19 A I assume sometime 2014, but I don't know</p> <p>20 the exact dates.</p> <p>21 Q Do you have an understanding of what</p> <p>22 Dr. Kipper was treating Mr. Depp for?</p>	<p>52</p> <p>1 Mr. Depp was abusing that Dr. Kipper was treating</p> <p>2 him for?</p> <p>3 MS. MEYERS: Objection; calls for</p> <p>4 speculation.</p> <p>5 Go ahead.</p> <p>6 THE WITNESS: I don't know -- or I don't</p> <p>7 recall the exact -- I could probably look through</p> <p>8 notes and get a general sense, but I don't recall.</p> <p>9 Q Was there a particular nurse in charge of</p> <p>10 Mr. Depp's care with Dr. Kipper?</p> <p>11 A In 2014?</p> <p>12 Q Right.</p> <p>13 A Yes. Ms. Lloyd was primarily overseeing</p> <p>14 his care from a nurse -- nursing perspective.</p> <p>15 Q Did you ever hear Ms. Lloyd being referred</p> <p>16 to as Mr. Depp's sober coach?</p> <p>17 MS. MEYERS: Objection; calls for hearsay,</p> <p>18 leading.</p> <p>19 THE WITNESS: Did you say sober coach?</p> <p>20 Q Sure.</p> <p>21 MR. MCKENNA: S-O-B-E-R.</p> <p>22 THE WITNESS: Oh.</p>

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<p>53</p> <p>1 MR. MCKENNA: Hey, Coach.</p> <p>2 THE WITNESS: No, I don't recall that.</p> <p>3 BY MR. NADELHAFT:</p> <p>4 Q Were you ever in charge of Mr. Depp's care</p> <p>5 while working for Dr. Kipper?</p> <p>6 MR. MCKENNA: Vague and ambiguous as to</p> <p>7 what you mean as "care," but -- what you're asking</p> <p>8 is was she ever personally involved in his care?</p> <p>9 I think the charge would be with Dr. Kipper, but</p> <p>10 she can answer the question.</p> <p>11 MS. MEYERS: I'll join in the vague and</p> <p>12 ambiguous objection.</p> <p>13 Go ahead.</p> <p>14 THE WITNESS: Was -- sorry, could you</p> <p>15 repeat the question.</p> <p>16 Q Were you ever responsible for Mr. Depp's</p> <p>17 nursing care while he was under the treatment of</p> <p>18 Dr. Kipper?</p> <p>19 MS. MEYERS: Same objection.</p> <p>20 THE WITNESS: I provided him with nursing</p> <p>21 care.</p> <p>22 MR. NADELHAFT: All right. Could we put</p>	<p>55</p> <p>1 what are these?</p> <p>2 A These are my nursing notes kept for</p> <p>3 Ms. Heard, yes.</p> <p>4 Q And these are notes you created?</p> <p>5 MS. MEYERS: Objection; leading.</p> <p>6 THE WITNESS: Yes.</p> <p>7 Q And did you create these notes in the</p> <p>8 ordinary course of business?</p> <p>9 A Excuse me, could you repeat that.</p> <p>10 Q Did you create these notes in the ordinary</p> <p>11 course of business?</p> <p>12 A As I'm working --</p> <p>13 MR. MCKENNA: Yeah, it's a legal --</p> <p>14 THE WITNESS: Oh.</p> <p>15 MR. MCKENNA: -- nonsense kind of thing.</p> <p>16 THE WITNESS: Yes.</p> <p>17 MR. MCKENNA: Go ahead.</p> <p>18 THE WITNESS: Yes.</p> <p>19 Q Okay. Were you trained in how to prepare</p> <p>20 these notes?</p> <p>21 A Yes.</p> <p>22 Q Who trained you in how to prepare them?</p>
<p>54</p> <p>1 up attachment 1.</p> <p>2 AV TECHNICIAN: Please stand by.</p> <p>3 (Exhibit 2, Ms. Falati's nursing notes,</p> <p>4 Bates Nos. AH_TPD_00016929 through</p> <p>5 AH_TPD_00016959, and K182 through K212, was marked</p> <p>6 for identification and is attached to the</p> <p>7 transcript.)</p> <p>8 AV TECHNICIAN: Exhibit 2.</p> <p>9 BY MR. NADELHAFT:</p> <p>10 Q So, Ms. Falati, I'm showing you what's</p> <p>11 been marked as Exhibit 2 to your deposition. And</p> <p>12 these are -- do you -- these are AH_TPD_16929</p> <p>13 through 16959. And are -- is that the paper</p> <p>14 documents you have -- set of the paper documents</p> <p>15 you have in front of you?</p> <p>16 MR. MCKENNA: Part of them. The first</p> <p>17 page.</p> <p>18 THE WITNESS: The first page.</p> <p>19 Q And the first page might have said at the</p> <p>20 bottom also K182.</p> <p>21 A Yes, I have that.</p> <p>22 Q Okay. Do you recognize these as your --</p>	<p>56</p> <p>1 A University of Maryland School of Nursing.</p> <p>2 Q Was there a system that you --</p> <p>3 These notes are typed, correct?</p> <p>4 A That's correct.</p> <p>5 Q Was there a particular system you typed</p> <p>6 these notes into?</p> <p>7 A No.</p> <p>8 Q You typed these onto a Word document?</p> <p>9 A Yes.</p> <p>10 Q And let's just -- when -- did you write --</p> <p>11 did you have handwritten notes that you then typed</p> <p>12 up or what was your process?</p> <p>13 MS. MEYERS: Objection; vague.</p> <p>14 Go ahead.</p> <p>15 THE WITNESS: It depended. I would -- I</p> <p>16 don't recall if I kept notes to myself, but these</p> <p>17 notes that you're seeing in front of you were the</p> <p>18 ones that I would prepare for Dr. Kipper who was</p> <p>19 the treating physician.</p> <p>20 Q When you went to see Ms. Heard, were you</p> <p>21 bringing a laptop with you?</p> <p>22 A I don't believe so.</p>

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<p style="text-align: right;">57</p> <p>1 Q Would you write these -- when -- how long</p> <p>2 after you -- the visit would you write up these</p> <p>3 notes?</p> <p>4 A It would depend. Sometimes I would keep</p> <p>5 notes on my phone that I would transfer to the</p> <p>6 Word document when I -- when I was in front of my</p> <p>7 laptop. And if not possible, I would do it as</p> <p>8 soon as feasible.</p> <p>9 Q And how often would you show these notes</p> <p>10 to Dr. Kipper?</p> <p>11 A I don't recall. At intervals, but I don't</p> <p>12 recall.</p> <p>13 Q And do you know -- do you know if Debbie</p> <p>14 Lloyd took notes like this?</p> <p>15 A I don't --</p> <p>16 MS. MEYERS: Objection --</p> <p>17 THE WITNESS: -- know.</p> <p>18 MS. MEYERS: Calls for speculation.</p> <p>19 Sorry. Go ahead.</p> <p>20 THE WITNESS: That's okay.</p> <p>21 The answer is I don't know. I would</p> <p>22 assume. But I don't have her document, so I can't</p>	<p style="text-align: right;">59</p> <p>1 nurse, correct?</p> <p>2 A Correct.</p> <p>3 Q Okay. And throughout the notes, and you</p> <p>4 say this here, Amber Heard would be referred to as</p> <p>5 "client" or "AH," correct?</p> <p>6 A That's correct.</p> <p>7 Q All right. And Johnny Depp would be</p> <p>8 referred to as "JD"?</p> <p>9 A That's correct.</p> <p>10 Q Okay. When you were first hired to be</p> <p>11 Amber's nurse, did you have an understanding that</p> <p>12 Amber and Mr. Depp had been on his island previous</p> <p>13 to your hiring?</p> <p>14 MS. MEYERS: Objection; calls for</p> <p>15 speculation, assumes facts not in evidence.</p> <p>16 MR. MCKENNA: Also vague as to time. At</p> <p>17 any point in time on his island or at the time of</p> <p>18 her hiring?</p> <p>19 Q Did you -- did you recall that -- did you</p> <p>20 have any understanding that Debbie Lloyd and</p> <p>21 Dr. Kipper were on Mr. Depp's island in</p> <p>22 approximately August of 2014 performing detox of</p>
<p style="text-align: right;">58</p> <p>1 tell you for sure.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q Would you speak to Dr. Kipper about these</p> <p>4 notes at any time?</p> <p>5 A I would speak to Dr. Kipper about the</p> <p>6 client's care which is included in these notes.</p> <p>7 Q Do you know if Dr. Kipper read these</p> <p>8 notes?</p> <p>9 MS. MEYERS: Objection; calls for</p> <p>10 speculation.</p> <p>11 THE WITNESS: I don't know.</p> <p>12 Q So if you look at the first page of the</p> <p>13 notes, the first entry is August 27, 2014,</p> <p>14 correct?</p> <p>15 A Yes.</p> <p>16 Q Okay. And you wrote: RN has been hired</p> <p>17 to provide private nursing care for client Amber</p> <p>18 Heard, right?</p> <p>19 A Correct.</p> <p>20 Q And "RN" refers to you, correct?</p> <p>21 A Correct.</p> <p>22 Q Can you -- and "RN" means registered</p>	<p style="text-align: right;">60</p> <p>1 Mr. Depp?</p> <p>2 MS. MEYERS: Objection; calls for</p> <p>3 speculation, hearsay, and leading.</p> <p>4 THE WITNESS: I recall them being present</p> <p>5 at Mr. Depp's island. I don't recall the exact</p> <p>6 dates.</p> <p>7 Q Did you recall that they were attempting</p> <p>8 to perform detox on Mr. Depp?</p> <p>9 MS. MEYERS: Objection; calls for</p> <p>10 speculation, leading.</p> <p>11 THE WITNESS: I recall they were there to</p> <p>12 provide treatment for him. I don't know the exact</p> <p>13 specifics.</p> <p>14 Q Did you have any understanding as to any</p> <p>15 physical incidents between Mr. Depp and Amber</p> <p>16 Heard in this time on the island that you</p> <p>17 understand that Dr. Kipper and Ms. Lloyd were</p> <p>18 there?</p> <p>19 MS. MEYERS: Objection; form, leading,</p> <p>20 assumes facts not in evidence, calls for</p> <p>21 speculation.</p> <p>22 Go ahead.</p>

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<p>1 MR. MCKENNA: If you have any kind of 2 recollection about that, let him know. 3 THE WITNESS: I don't recall. 4 All right. Can I take a break soon? I 5 just need a snack. 6 MR. NADELHAFT: You need a break? 7 MR. MCKENNA: Hey, Adam, we're going to 8 take a five-minute break. 9 MR. NADELHAFT: That's fine. Off the 10 record. 11 THE WITNESS: Thank you. Thank you. 12 MR. NADELHAFT: Uh-hum. 13 THE VIDEOGRAPHER: Off the record at 1:38. 14 (Recess was held.) 15 THE VIDEOGRAPHER: Back on the record at 16 1:51. 17 MR. NADELHAFT: Can we put back up Falati 18 Exhibit 2. 19 BY MR. NADELHAFT: 20 Q Ms. Falati, I'm showing you again what's 21 been marked as Falati Exhibit 2. And looking at 22 this entry from 11/14/14, do you see that?</p>	<p>1 A I don't recall with this note. 2 Q Okay. Would you -- would you agree that 3 Mr. Depp and Amber would get into fights? 4 MS. MEYERS: Objection; leading. 5 MR. MCKENNA: Can you explain to us what 6 you mean by fight. Could you be more specific, 7 please. 8 Q Do you know what I mean, Ms. Falati? 9 MR. MCKENNA: Well, Adam, there's 10 fistfights, there's verbal fights, there's lovers' 11 quarrels. I mean, I think a distinction between 12 fistfight and verbal fight is probably worthwhile 13 for purposes of this case. So if you could define 14 it further as such, that would be great. 15 Q Would -- would you agree that Mr. Depp and 16 Amber would get into verbal arguments? 17 MS. MEYERS: Objection; leading. 18 Go ahead. 19 MR. MCKENNA: If you know, you can answer. 20 THE WITNESS: I recall a general sense of 21 discord in the relationship. 22 Q And what do you mean by "general sense of</p>
<p>1 A 11/14; is that correct? 2 Q Yeah. 3 A Thank you. Yes, I do see that. 4 Q Okay. And you wrote this note? 5 A Yes. 6 Q And you wrote: Ct reports increase in 7 sleep last evening. Ct had daily session with 8 therapist and states she will continue to see 9 therapist daily until crisis resolved. Positive 10 reinforcement given for coping skills. 11 Do you recall what crisis was going on 12 around November 14, 2014? 13 A No. 14 Q And then if we go to the next page, 15 there's a note for 11/23/14, do you see that? 16 A I do. 17 Q And near the bottom of the note it says, 18 Client and fiancé have reconciled. Do you see 19 that? 20 A I do. 21 Q Do you recall in November 2014 what they 22 were reconciling from?</p>	<p>1 discord"? 2 A I just recall there being disagreements, 3 reconciliation and -- kind of that repeating 4 pattern. 5 Q And would you be at times taking care of 6 Amber because of this -- the disagreements between 7 Mr. Depp and Amber? 8 A I provided emotional support. I wasn't -- 9 not present with her often, but it was available 10 over the phone, via text, and sometimes in person. 11 Q During the time that you were Amber's 12 nurse, did you consider Amber a friend? 13 A I considered us to be very friendly. 14 Q You would go out to dinner socially with 15 Amber at times? 16 MS. MEYERS: Objection; leading. 17 THE WITNESS: We went out to dinner, yes. 18 Q Do you recall how many times you went out 19 to dinner with Amber? 20 A No. 21 Q Did you know Amber's friends? 22 A Yes. I don't know them personally now,</p>

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<p>65</p> <p>1 but yes, I was around them.</p> <p>2 Q Were you around Amber's sister?</p> <p>3 A Yes.</p> <p>4 Q And what was Amber's sister's name, do you</p> <p>5 recall? Whitney --</p> <p>6 A Yes.</p> <p>7 Q -- does that ring a bell?</p> <p>8 A Yes, yes, yes. Thank you.</p> <p>9 Q Uh-hum.</p> <p>10 Did there ever come a time that you</p> <p>11 understood that Mr. Depp and Amber went to Japan</p> <p>12 together?</p> <p>13 MS. MEYERS: Objection; leading, calls for</p> <p>14 speculation.</p> <p>15 Go ahead.</p> <p>16 THE WITNESS: Japan sounds familiar, but</p> <p>17 I -- I didn't go, so I don't really remember.</p> <p>18 Q Do you recall there ever being an incident</p> <p>19 on the flight to Tokyo which Dr. Kipper was on?</p> <p>20 MS. MEYERS: Objection; vague as to</p> <p>21 "incident," leading, calls for speculation, and</p> <p>22 hearsay.</p>	<p>67</p> <p>1 few days.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q How many times were you on Mr. Depp's</p> <p>4 private island?</p> <p>5 A Just at the time of the wedding; once.</p> <p>6 Q Do you recall -- what do you recall about</p> <p>7 the wedding?</p> <p>8 A In what sense?</p> <p>9 Q Do you -- well, strike that. That's fine.</p> <p>10 Were you taking care of Amber as a nurse</p> <p>11 at the wedding?</p> <p>12 A Was I providing medication and personal</p> <p>13 care?</p> <p>14 Q Were you providing nursing care during</p> <p>15 those days you were on the private island for the</p> <p>16 wedding?</p> <p>17 A Not that I recall.</p> <p>18 May I have a moment to look through notes</p> <p>19 to see?</p> <p>20 Q Sure.</p> <p>21 A Okay.</p> <p>22 Q Would you recall if the wedding was</p>
<p>66</p> <p>1 Go ahead.</p> <p>2 THE WITNESS: I don't recall what happened</p> <p>3 on a plane that I wasn't present on.</p> <p>4 BY MR. NADELHAFT:</p> <p>5 Q And you don't have any understanding as to</p> <p>6 anything that happened on a plane or in Tokyo; is</p> <p>7 that correct?</p> <p>8 A Not as I'm sitting here right now</p> <p>9 discussing it.</p> <p>10 Q Okay. Did you attend Amber and Mr. Depp's</p> <p>11 wedding?</p> <p>12 A Yes.</p> <p>13 Q How long -- where was the wedding?</p> <p>14 A The wedding I was present at was on</p> <p>15 Mr. Depp's private island.</p> <p>16 Q How long were you on Mr. Depp's private</p> <p>17 island for?</p> <p>18 MR. MCKENNA: For that wedding?</p> <p>19 MR. NADELHAFT: For that wedding, yes.</p> <p>20 Thank you.</p> <p>21 THE WITNESS: To be honest, I don't</p> <p>22 remember exactly, but I would say approximately a</p>	<p>68</p> <p>1 approximately February of 2015?</p> <p>2 MR. MCKENNA: Are you trying to assist her</p> <p>3 or are you asking a new question?</p> <p>4 MR. NADELHAFT: I'm assist- -- well, both,</p> <p>5 to try to get her to the notes.</p> <p>6 MR. MCKENNA: To get her to the February</p> <p>7 notes to see if that jogs her memory. And feel</p> <p>8 free to say, Hey, your note here says X to speed</p> <p>9 things up.</p> <p>10 MR. NADELHAFT: Well, it doesn't, that's</p> <p>11 why.</p> <p>12 MR. MCKENNA: All right.</p> <p>13 MR. NADELHAFT: I don't think it's there.</p> <p>14 THE WITNESS: So, I don't recall. I don't</p> <p>15 believe I was providing medication or personal</p> <p>16 care during the time of the wedding.</p> <p>17 Q Okay. Okay. Do you recall that in</p> <p>18 March 2015 Amber went to Australia to be with</p> <p>19 Mr. Depp?</p> <p>20 A Yes, I remember she went to Australia. As</p> <p>21 to the dates I would have to look through</p> <p>22 documentation to ascertain the exact dates.</p>

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<p>69</p> <p>1 Q Okay. And on Exhibit 2, this is your note</p> <p>2 of March 7, 2015?</p> <p>3 A That's correct.</p> <p>4 Q And you wrote, Client notifies RN via text</p> <p>5 of increasing anxiety?</p> <p>6 A Yes, I wrote that.</p> <p>7 Q Do you recall at any time what Amber was</p> <p>8 having anxiety about?</p> <p>9 A In reference to this note or in general?</p> <p>10 Q First, in general.</p> <p>11 A In general, I feel like -- I don't</p> <p>12 remember specifics, but I think there was a lot of</p> <p>13 anxiety in reference to many topics.</p> <p>14 Q Was her -- was Amber's relationship with</p> <p>15 Mr. Depp one of the causes of her anxiety?</p> <p>16 MS. MEYERS: Objection; leading, and calls</p> <p>17 for speculation.</p> <p>18 Go ahead.</p> <p>19 MR. MCKENNA: Yeah.</p> <p>20 THE WITNESS: Through my notes I make</p> <p>21 reference to her having anxiety in relation to the</p> <p>22 relationship with Mr. Depp, so I would assume yes.</p>	<p>71</p> <p>1 Ms. Heard and Mr. Depp had to be separated. So</p> <p>2 Ms. Heard returned to Los Angeles per my -- my</p> <p>3 nursing notes, and I believe Mr. Depp must have</p> <p>4 stayed in Australia.</p> <p>5 Q What was your understanding as to why</p> <p>6 Mr. Depp and Amber had to be separated?</p> <p>7 A It's hard to recall specifics because I</p> <p>8 wasn't there or involved at the time, but became</p> <p>9 involved again. I remember hearing from other</p> <p>10 people that there was quite an argument between</p> <p>11 the two in Australia.</p> <p>12 Q And did you hear that the argument was at</p> <p>13 Mr. Depp's house in Australia?</p> <p>14 MS. MEYERS: Objection; leading.</p> <p>15 THE WITNESS: I don't -- I don't know. I</p> <p>16 don't know the answer to that question.</p> <p>17 Q Do you have any understanding as if the</p> <p>18 argument became physical at all?</p> <p>19 MS. MEYERS: Objection; leading, assumes</p> <p>20 facts not in evidence.</p> <p>21 THE WITNESS: I don't recall. I wasn't</p> <p>22 there.</p>
<p>70</p> <p>1 Q And then on 3/8/15 you wrote: RN received</p> <p>2 report from Debbie, RN.</p> <p>3 "Debbie" being Debbie Lloyd, correct?</p> <p>4 A That's correct.</p> <p>5 Q Do you recall what the report you received</p> <p>6 was on March 8, 2015 from Debbie?</p> <p>7 A One minute, I'm just reading my notes.</p> <p>8 Q Sure.</p> <p>9 A So, to answer your question, no, I don't</p> <p>10 recall specifics of what the report would have</p> <p>11 been. I assume based on this note that would have</p> <p>12 been a phone call.</p> <p>13 Q Okay. And it says, Client will be</p> <p>14 returning to Los Angeles on March 9, 2015</p> <p>15 accompanied by house manager Ben.</p> <p>16 Do you see that?</p> <p>17 A I do.</p> <p>18 Q Did you have an understanding as to why</p> <p>19 Amber was leaving Australia in March of 2015?</p> <p>20 A Yes. I don't know if this is the exact</p> <p>21 timing, but -- you know better than I there was an</p> <p>22 incident in Australia and they had to be --</p>	<p>72</p> <p>1 Q Do you have any understanding if anyone</p> <p>2 was injured during the argument between -- the</p> <p>3 argument between Amber and Mr. Depp?</p> <p>4 MS. MEYERS: Objection; leading.</p> <p>5 MR. MCKENNA: He means physically injured.</p> <p>6 THE WITNESS: Physically injured?</p> <p>7 Q Physically, yeah.</p> <p>8 A Again, I wasn't present, so I'm only</p> <p>9 speaking as to what I recall during that time</p> <p>10 period and what I sort of remembered hearing from</p> <p>11 others. And also, I just remember Mr. Depp's</p> <p>12 finger was injured. I can't tell you specifically</p> <p>13 which one, but I remember there was an injury to</p> <p>14 his finger.</p> <p>15 Q Do you have any understanding as to how</p> <p>16 his finger was injured?</p> <p>17 A No.</p> <p>18 (Reporter interruption - discussion held</p> <p>19 off the record.)</p> <p>20 Q And then, Erin, you wrote the next note on</p> <p>21 March 9, 2015 that says, RN and ct in touch via</p> <p>22 text and phone calls after client arrived at 1500.</p>

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<p>73</p> <p>1 A Yes, I wrote that.</p> <p>2 Q Okay. And "1500," you're using military</p> <p>3 time, correct?</p> <p>4 A That's correct.</p> <p>5 Q So that would be 3:00 p.m.?</p> <p>6 A Correct.</p> <p>7 Q Okay. And you wrote, Client expressed</p> <p>8 feeling, quote, sad, right?</p> <p>9 A Yes, I wrote that.</p> <p>10 Q Do you recall what Amber was sad about at</p> <p>11 approximately March 9, 2015?</p> <p>12 A I can't speak to the -- you know, I don't</p> <p>13 remember specifically, but I would assume -- based</p> <p>14 on my March 8th note, I would make the assumption</p> <p>15 that those feelings were in relation to the</p> <p>16 relationship issues.</p> <p>17 Q And you -- you wrote further down in that</p> <p>18 note, "Ct states she would like to discuss recent</p> <p>19 events between her husband with RN in private</p> <p>20 tomorrow. Plans are made for RN to visit client</p> <p>21 at her home tomorrow.</p> <p>22 You wrote that, right?</p>	<p>75</p> <p>1 I don't see that in this note, so I can't speak to</p> <p>2 that.</p> <p>3 BY MR. NADELHAFT:</p> <p>4 Q And then the note for March 10, 2015, do</p> <p>5 you see that note?</p> <p>6 A I do.</p> <p>7 Q You have -- just curious, you have dots</p> <p>8 there at the end. Do those dot -- what are those</p> <p>9 dots referring to?</p> <p>10 A Often if I put in dots, it was a note to</p> <p>11 myself to follow up, you know, with Dr. Kipper or</p> <p>12 Debbie Lloyd with the medical team. So it was</p> <p>13 often sort of left for myself to remind me to be</p> <p>14 in touch with them, give them an update.</p> <p>15 Q Do you recall if you gave Dr. Kipper or</p> <p>16 Debbie Lloyd an update around this March 10, 2015</p> <p>17 time frame?</p> <p>18 A I don't recall. But I would assume at</p> <p>19 fairly regular intervals I -- we would be in touch</p> <p>20 with each other.</p> <p>21 Q Okay.</p> <p>22 MR. NADELHAFT: Can you put up attachment</p>
<p>74</p> <p>1 A Just one sec. I think I lost my spot.</p> <p>2 Are you --</p> <p>3 Q I'm sorry. I'm on the 3/9/15 --</p> <p>4 A Oh, I see. I see. Sorry, could you</p> <p>5 repeat that again.</p> <p>6 Q You wrote: Client states she would like</p> <p>7 to discuss recent events between her and husband</p> <p>8 with RN in private tomorrow. Plans are made for</p> <p>9 RN to visit client at her home tomorrow.</p> <p>10 A Yes, I wrote that.</p> <p>11 Q Do you recall the conversation you had</p> <p>12 with Amber regarding the events between her and</p> <p>13 Mr. Depp at this March -- around this March 9,</p> <p>14 2015 time frame?</p> <p>15 A No, I don't recall specifics.</p> <p>16 Q Do you recall anything in general?</p> <p>17 A I really don't. I'm sorry.</p> <p>18 Q Did Amber express any fear of Mr. Depp at</p> <p>19 this time?</p> <p>20 MS. MEYERS: Objection; leading, calls for</p> <p>21 hearsay, assumes facts not in evidence.</p> <p>22 THE WITNESS: I don't recall. I don't --</p>	<p>76</p> <p>1 6, please.</p> <p>2 (Exhibit 3, Letter from Dr. Kipper dated</p> <p>3 March 15, 2015, Bates No. DEPP00001795, was marked</p> <p>4 for identification and is attached to the</p> <p>5 transcript.)</p> <p>6 AV TECHNICIAN: Exhibit 3.</p> <p>7 MR. NADELHAFT: Thank you.</p> <p>8 BY MR. NADELHAFT:</p> <p>9 Q Ms. Falati, I'm showing you what's been</p> <p>10 marked as Falati Exhibit 3. And this is a letter</p> <p>11 from Dr. Kipper to Mr. Depp on March 5th, 2015.</p> <p>12 Do you see this letter?</p> <p>13 A Yes, I see it.</p> <p>14 Q Did Dr. Kipper ever show you this letter</p> <p>15 that he wrote to Mr. Depp?</p> <p>16 A Can I have a minute to read through</p> <p>17 this --</p> <p>18 Q Sure.</p> <p>19 A -- because I'm not familiar with this.</p> <p>20 Thank you.</p> <p>21 Q Uh-hum.</p> <p>22 A I skimmed through this briefly. I don't</p>

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<p style="text-align: right;">77</p> <p>1 know that I've seen this specific letter before, 2 but I do have a vague memory of this time period. 3 Q Do you recall a time where Mr. -- where 4 Dr. Kipper terminated his care of Mr. Depp? 5 MS. MEYERS: Objection; leading, assumes 6 facts not in evidence. 7 THE WITNESS: If this letter was received 8 by Mr. Depp from Dr. Kipper, I would make that 9 assumption. 10 Q The first -- the first paragraph in the 11 middle -- well, it's -- the first paragraph 12 starts: I'm so sorry for your struggle. The 13 events over the past several days and our 14 inability to properly monitor your safety are 15 beyond concerning and I don't feel I'm helping 16 you. As we discussed earlier today, regarding 17 your surgery Monday, it's my responsibility to the 18 surgeon to clear you medically for this procedure, 19 and now -- and I'm now uncomfortable doing so. 20 Further, the nurse supervision has broken down and 21 this places you at great risk of medication 22 interactions that can prove harmful.</p>	<p style="text-align: right;">79</p> <p>1 supervision breaking down between either of the 2 parties in the nursing care provided by either one 3 of you? That's what he's trying to ask. 4 THE WITNESS: Okay. 5 MR. MCKENNA: During that time frame. 6 THE WITNESS: I do recall -- I have -- I 7 personally had a horrible personal family issue 8 that I remember I was not always available to 9 work, so that probably tied into this. As to 10 other specifics, I'm not -- I'm not positive. 11 BY MR. NADELHAFT: 12 Q Okay. Do you -- do you recall Mr. Depp 13 having surgery performed on his finger? 14 MS. MEYERS: Objection; leading. 15 THE WITNESS: I don't recall that, but I 16 do recall his aftercare. 17 Q So, you don't -- do you recall any 18 concerns about Mr. Depp before his surgery? 19 MS. MEYERS: Objection; leading, assumes 20 facts not in evidence, calls for hearsay. 21 THE WITNESS: No. 22 MR. NADELHAFT: Okay. We can take this</p>
<p style="text-align: right;">78</p> <p>1 Do you have any understanding as to nurse 2 supervision with Mr. Depp breaking down? 3 MS. MEYERS: Objection; calls for 4 speculation and hearsay. The document speaks for 5 itself. 6 THE WITNESS: I'm sorry, I'm not sure I 7 understand the question. Do I -- I'm sorry, can 8 you repeat that. 9 Q Was there -- did -- did you have any 10 understanding of nurse supervision of Mr. Depp 11 breaking down around the March 15, 2015 time 12 frame? 13 MS. MEYERS: Same objection. 14 THE WITNESS: I don't recall specifics, 15 but according to this letter -- 16 MR. MCKENNA: Don't let the letter 17 influence your (inaudible.) 18 THE WITNESS: Okay. 19 So, no. 20 MR. MCKENNA: It's not a good question, 21 but he's just essentially trying to ask you: Do 22 you have any memory of any kind of care/</p>	<p style="text-align: right;">80</p> <p>1 down. Can we put up attachment 25, please. 2 AV TECHNICIAN: Stand by. 3 (Exhibit 4, Text messages between Whitney 4 Heard and Falati, Bates Nos. WH00106 through 5 WH00109, was marked for identification and is 6 attached to the transcript.) 7 AV TECHNICIAN: Showing Exhibit 4. 8 BY MR. NADELHAFT: 9 Q Ms. Falati, I'm showing you a text chain 10 between you and Whitney Heard on March 23, 2015. 11 Do you see that? 12 A Yes, I do. 13 Q And on March 23, 2015 you texted to 14 Whitney Heard, Debbie just told me what's going on 15 and to check with you. Is Amber awake or fall 16 asleep? 17 Do you see that? 18 A I do. 19 Q And then Ms. Heard wrote: She finally 20 fell asleep. 21 Do you see that? 22 A Yes.</p>

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<p>81</p> <p>1 Q Okay. Then you wrote, Thank goodness.</p> <p>2 She must be exhausted --</p> <p>3 A I'm sorry.</p> <p>4 MR. MCKENNA: Hold on.</p> <p>5 MR. NADELHAFT: Yeah?</p> <p>6 THE WITNESS: I'm sorry. Just to confirm,</p> <p>7 this is -- this is from Whitney Heard, not Amber</p> <p>8 Heard, correct?</p> <p>9 Q That's -- as I understand it. It says</p> <p>10 Whit Heard. Is that your understanding?</p> <p>11 A I assume. Thank you.</p> <p>12 Q And then you -- do you recall ever</p> <p>13 communicating with Whitney Heard via text or chat?</p> <p>14 A That sounds familiar.</p> <p>15 Q And you wrote: Thank goodness. She must</p> <p>16 be exhausted. Do you want me to come to the loft?</p> <p>17 Or is she safe and sound asleep?</p> <p>18 Do you see that?</p> <p>19 A I do see that.</p> <p>20 Q Okay. And then Whitney wrote. Safe? No.</p> <p>21 She's not. Kept saying she wants to kill herself.</p> <p>22 Do you see that?</p>	<p>83</p> <p>1 A Go ahead, unless you have a question</p> <p>2 about...</p> <p>3 Q Nope.</p> <p>4 A Okay.</p> <p>5 Okay, I'm at the bottom.</p> <p>6 Thank you. Go ahead.</p> <p>7 Go ahead. Thank you.</p> <p>8 Q Uh-hum.</p> <p>9 A Go ahead. Thank you.</p> <p>10 Q Okay. Do you recall Whitney Heard telling</p> <p>11 about an incident that occurred on March 23, 2015?</p> <p>12 A I don't.</p> <p>13 Q And let me just ask you a question here.</p> <p>14 Whitney Heard wrote: Trying to fix some of the</p> <p>15 things he broke.</p> <p>16 Do you have an understanding as to who the</p> <p>17 "he" is?</p> <p>18 A No.</p> <p>19 Q No?</p> <p>20 A Not based on this.</p> <p>21 MR. MCKENNA: You've answered the</p> <p>22 question.</p>
<p>82</p> <p>1 A I see that.</p> <p>2 Q Do you recall -- do these texts help you</p> <p>3 recall anything that occurred on March 23, 2015</p> <p>4 regarding Amber?</p> <p>5 MR. MCKENNA: Is that the totality of the</p> <p>6 texts?</p> <p>7 MR. NADELHAFT: We can keep going.</p> <p>8 MR. MCKENNA: So the answer is no, it's</p> <p>9 not -- you're asking if it refreshes her</p> <p>10 recollection. Maybe she should see the whole</p> <p>11 thing.</p> <p>12 MR. NADELHAFT: Yeah. Robert, you can</p> <p>13 just -- that's fine.</p> <p>14 Q You can look through the whole thing. I'm</p> <p>15 not -- I'm not trying to trick you.</p> <p>16 A So I -- could you repeat the question,</p> <p>17 Adam.</p> <p>18 Q Okay. Well, I'll keep going through it.</p> <p>19 And you can look through this, if you'd like.</p> <p>20 A Thank you.</p> <p>21 Q That's fine. And if you need me to --</p> <p>22 tell me when you want me to scroll down more.</p>	<p>84</p> <p>1 Q Okay. Do you recall ever a time where</p> <p>2 Amber Heard was saying she wanted to kill herself?</p> <p>3 A No.</p> <p>4 Q Do you recall -- do you recall ever going</p> <p>5 to Amber -- Amber's after -- driving over to</p> <p>6 Amber's after being called over by Whitney?</p> <p>7 A I went to Amber's many times. I don't</p> <p>8 recall specifically going after speaking to</p> <p>9 Whitney. But I wouldn't rule that out, either.</p> <p>10 Q Okay. Let me make sure this -- I don't</p> <p>11 want to make you -- sorry, it just -- showing</p> <p>12 you're pulling into the garage. Do you see that?</p> <p>13 I don't want to make it -- so you've seen it.</p> <p>14 Okay.</p> <p>15 Did you ever -- did you ever go to</p> <p>16 Mr. Depp and Amber's penthouse?</p> <p>17 A Downtown Los Angeles? Yes.</p> <p>18 Q Yeah.</p> <p>19 A Yes, I did.</p> <p>20 Q Was there ever -- okay. Was there ever a</p> <p>21 time you went there and saw damage done to the</p> <p>22 penthouse?</p>

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<p>85</p> <p>1 MS. MEYERS: Objection; leading, assumes</p> <p>2 facts not in evidence.</p> <p>3 MR. MCKENNA: When you say see damage</p> <p>4 done, that assumes that she was present when the</p> <p>5 things were being damaged. What you were trying</p> <p>6 to ask is: Was there any --</p> <p>7 MR. NADELHAFT: Okay. No, no, no.</p> <p>8 Enough, enough, enough, enough.</p> <p>9 MR. MCKENNA: No, it's not enough. I'll</p> <p>10 instruct the witness --</p> <p>11 (Simultaneous crosstalk.)</p> <p>12 MR. NADELHAFT: God. I don't know why</p> <p>13 you're -- go ahead. Go ahead. Go ahead.</p> <p>14 MR. MCKENNA: Honestly, I'm sure there is</p> <p>15 a relevant question coming up, Adam. I'm hanging</p> <p>16 in there for you.</p> <p>17 MR. NADELHAFT: Why are you so angry? I</p> <p>18 don't understand why you're so angry. I'm not</p> <p>19 sure why you're --</p> <p>20 MR. MCKENNA: I get the gist of what this</p> <p>21 case is about and it feels like you want to take</p> <p>22 all the time you can rather than ask the questions</p>	<p>87</p> <p>1 AV TECHNICIAN: Showing Exhibit 5.</p> <p>2 Q Ms. Falati, this is an extraction of text</p> <p>3 messages we received from Mr. Depp, text messages</p> <p>4 between you and him, I'll represent that to you.</p> <p>5 Would you agree that you text message with</p> <p>6 Mr. Depp on occasion?</p> <p>7 A Yes.</p> <p>8 Q Okay. All right. And you see this text</p> <p>9 message from Mr. Depp to you on June 6, 2015?</p> <p>10 A June -- did you say 6th?</p> <p>11 MR. MCKENNA: Yes; middle of the document.</p> <p>12 THE WITNESS: Oh, I see.</p> <p>13 MR. MCKENNA: So, Adam, the problem is the</p> <p>14 pictures are covering up about one-third of the</p> <p>15 text message, the body of the message. That's --</p> <p>16 MR. NADELHAFT: So I believe you can move</p> <p>17 the -- like, for me, the -- all of our faces are</p> <p>18 on the side -- are on the right side.</p> <p>19 MR. MCKENNA: As are ours, but what you</p> <p>20 did made it work, so we can see the message in its</p> <p>21 totality.</p> <p>22 MR. NADELHAFT: Okay. All right. Great.</p>
<p>86</p> <p>1 that are necessary.</p> <p>2 MR. NADELHAFT: I'm asking her if she saw</p> <p>3 damage at Mr. -- I'm asking her --</p> <p>4 (Simultaneous crosstalk.)</p> <p>5 MR. NADELHAFT: This is Whitney calling</p> <p>6 that Amber is hurt and -- and she says she doesn't</p> <p>7 remember it. That's a perfectly relevant</p> <p>8 question.</p> <p>9 MR. MCKENNA: Go ahead. It's your time.</p> <p>10 MR. NADELHAFT: I -- okay.</p> <p>11 BY MR. NADELHAFT:</p> <p>12 Q Did you see any dam- -- have you ever seen</p> <p>13 any damage done to Mr. -- to the penthouse?</p> <p>14 MS. MEYERS: Same objections as before.</p> <p>15 THE WITNESS: Not that I recall.</p> <p>16 Q Okay.</p> <p>17 MR. NADELHAFT: Okay. Can you put up</p> <p>18 attachment 7, please.</p> <p>19 (Exhibit 5, Text Extraction Report, Bates</p> <p>20 Nos. DEPP00007932 through DEPP00007936, was marked</p> <p>21 for identification and is attached to the</p> <p>22 transcript.)</p>	<p>88</p> <p>1 Q Do you see that message from Mr. Depp on</p> <p>2 June 6, 2015?</p> <p>3 A Yes. May I have a minute just to read</p> <p>4 through it --</p> <p>5 Q Sure.</p> <p>6 A -- because I haven't seen this before.</p> <p>7 Q Sure.</p> <p>8 A Okay. Thank you. I'm done.</p> <p>9 Q Do you know what Mr. Depp was referring to</p> <p>10 where he talked about "helping me off the grim</p> <p>11 path I've merely existed on for most of my life"?</p> <p>12 MR. MCKENNA: Lacks foundation in that you</p> <p>13 haven't established she has any memory of the text</p> <p>14 itself.</p> <p>15 Q You can answer the question.</p> <p>16 A I don't -- I don't know. I'm not familiar</p> <p>17 with this text, so I can't give you an answer on</p> <p>18 that.</p> <p>19 Q Okay. Mr. Depp refers to "the most</p> <p>20 harmful and life-threatening beasts that cruelly</p> <p>21 claimed me as a child."</p> <p>22 Do you have any understanding as to any</p>

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<p>89</p> <p>1 issues that Mr. Depp was going through as of 2 June 6, 2015?</p> <p>3 MS. MEYERS: Objection; leading, assumes 4 facts not in evidence, calls for speculation.</p> <p>5 THE WITNESS: I -- I don't know what he 6 was going through specifically at that time 7 according to this text.</p> <p>8 Q Do you know if Mr. Depp had been drinking 9 or using drugs since the time Dr. Kipper saw 10 him -- started seeing him in 2014 through this 11 June 6, 2015 time period?</p> <p>12 MS. MEYERS: Objection; leading, calls for 13 speculation, assumes facts not in evidence.</p> <p>14 THE WITNESS: Do I know if he was 15 drinking, you said, from 2014?</p> <p>16 Q 2014 through this time frame of June 6, 17 2015.</p> <p>18 A I don't recall. I don't know 19 specifically.</p> <p>20 Q Okay.</p> <p>21 MR. NADELHAFT: We can take this down. 22 And can you put up attachment 8, please.</p>	<p>91</p> <p>1 A I just recall searching high and low in -- 2 in response to the subpoenas for both parties.</p> <p>3 Q Looking at this text message, do you 4 recall receiving this text message and responding 5 to Ms. Heard around September 22, 2015?</p> <p>6 MS. MEYERS: Objection.</p> <p>7 MR. MCKENNA: You're talking about the 8 string of text messages or one in particular?</p> <p>9 MR. NADELHAFT: This string of text 10 messages.</p> <p>11 MS. MEYERS: Objection; vague and 12 ambiguous, form, leading.</p> <p>13 Go ahead.</p> <p>14 THE WITNESS: Just one sec. I'm just 15 skimming through this.</p> <p>16 Q Uh-hum.</p> <p>17 A So, I don't have memory of receiving this, 18 but it doesn't sound unfamiliar.</p> <p>19 Q Okay. In the middle of the text messages 20 in the -- the blue is Amber Heard, the AH. Do you 21 see that?</p> <p>22 A Yes.</p>
<p>90</p> <p>1 (Exhibit 6, Text messages between Amber 2 Heard and Falati, Bates Nos. ALH_00016058 and 3 ALH_00016059, was marked for identification and is 4 attached to the transcript.)</p> <p>5 AV TECHNICIAN: Showing Exhibit 6.</p> <p>6 BY MR. NADELHAFT:</p> <p>7 Q Ms. Falati, I'm showing you what's been 8 marked as Falati Exhibit 6 to your deposition. 9 And these are text messages between you and Amber 10 Heard. Do you see that?</p> <p>11 A Okay. I do see it. I haven't reviewed 12 this document, but I do see what you're saying 13 here on the screen.</p> <p>14 Q Okay. By the way, when you produced text 15 messages, did you produce all of your text 16 messages with Amber Heard relating to Mr. Depp?</p> <p>17 A I produced everything that I had.</p> <p>18 Q Okay. And it was everything you had on 19 your phone at the time?</p> <p>20 A Yes, that's correct.</p> <p>21 Q Okay. Do you know if you checked in the 22 Cloud for any text messages?</p>	<p>92</p> <p>1 Q Well, above -- and you wrote -- well, 2 let's go up. We'll go up. You wrote: Do you 3 have a lot going on today or can you test? The 4 melatonin tonight should help with the jet lag. 5 Are you and J well? I'm not sure if he ever 6 called Kipper back, but Kipper plans to meet him 7 when he's back in LA.</p> <p>8 Do you see that?</p> <p>9 A I do see that.</p> <p>10 Q And then Amber wrote: That's great. It's 11 been strained with him - we/he needs help.</p> <p>12 Do you see that?</p> <p>13 A I see that.</p> <p>14 Q And then you wrote: Oh, man. I'm sorry. 15 Have things gotten worse? Are you safe?</p> <p>16 Do you see that?</p> <p>17 A I see that.</p> <p>18 Q Were you ever concerned about Amber 19 Heard's safety?</p> <p>20 MS. MEYERS: Objection; leading.</p> <p>21 THE WITNESS: Was I concerned about her 22 safety?</p>

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<p>93</p> <p>1 Q Correct.</p> <p>2 A Or did she describe -- sorry, can you</p> <p>3 rephrase that.</p> <p>4 Q Do you recall writing: Have things gotten</p> <p>5 worse? Are you safe?</p> <p>6 A Like I said, I don't recall writing or</p> <p>7 receiving this text. But I see -- I'm reading it</p> <p>8 as presented.</p> <p>9 Q Were you -- were you ever concerned about</p> <p>10 Ms. Heard's safety as it relates to Mr. Depp?</p> <p>11 MS. MEYERS: Objection; leading.</p> <p>12 MR. MCKENNA: What he can ask you is: At</p> <p>13 the time these things took place, do you recall</p> <p>14 forming such a feeling or opinion? Not what you</p> <p>15 feel or opine at the moment; just during this time</p> <p>16 frame.</p> <p>17 THE WITNESS: So, if she made comments to</p> <p>18 me that she was not safe, I would be concerned</p> <p>19 about her to ensure that she was safe, yes.</p> <p>20 Q Do you recall Ms. Heard making comments to</p> <p>21 you about her safety?</p> <p>22 MS. MEYERS: Objection; calls for hearsay,</p>	<p>95</p> <p>1 generally?</p> <p>2 A My memory is very fuzzy from that time, so</p> <p>3 I don't recall specifics. But, again, I'm happy</p> <p>4 to go through the documents to get to the</p> <p>5 specifics if you want.</p> <p>6 Q Do you recall if Mr. Depp was drinking</p> <p>7 alcohol during the -- this September time</p> <p>8 frame 2015?</p> <p>9 MS. MEYERS: Objection; asked and</p> <p>10 answered, calls -- calls for speculation, leading,</p> <p>11 and assumes facts not in evidence.</p> <p>12 THE WITNESS: No, I don't recall</p> <p>13 specifically if he was drinking at this time</p> <p>14 frame -- during this time frame.</p> <p>15 Q Do you recall if he was taking THC?</p> <p>16 MS. MEYERS: Objection; leading, calls for</p> <p>17 speculation, assumes facts not in evidence.</p> <p>18 THE WITNESS: I don't recall.</p> <p>19 Q Do you see where you write: Also...I</p> <p>20 would encourage you not to bring up meeting with</p> <p>21 Kipper or anything else along these lines. We</p> <p>22 don't want him to feel backed into a corner and</p>
<p>94</p> <p>1 leading.</p> <p>2 THE WITNESS: I remember a general sense</p> <p>3 when they, meaning Ms. Heard and Mr. Depp, would</p> <p>4 have arguments, she would often have her friends</p> <p>5 around her for support. But from a general, you</p> <p>6 know, physical sense, she was -- she was always in</p> <p>7 a safe place.</p> <p>8 Q And you mean -- where you mean -- in a</p> <p>9 general, physical sense she was always in a safe</p> <p>10 place, what do you mean by that?</p> <p>11 A Meaning she was always -- not always. I</p> <p>12 should say often home, often surrounded with</p> <p>13 friends. She had friends that lived right down</p> <p>14 the hallway from her, so she was always supported.</p> <p>15 Q Do you recall Ms. Heard ever expressing to</p> <p>16 you that she felt unsafe when she was alone with</p> <p>17 Mr. Depp?</p> <p>18 MS. MEYERS: Objection; calls for hearsay,</p> <p>19 leading.</p> <p>20 THE WITNESS: No, I don't recall that</p> <p>21 specific comment.</p> <p>22 Q What about in gen- -- what about more</p>	<p>96</p> <p>1 suspicious. You know that me, Kipper, Debbie will</p> <p>2 work on a plan to approach him when you guys are</p> <p>3 back and will make it seem very casual so he</p> <p>4 doesn't avoid it. Then, Kipper will work his</p> <p>5 magic.</p> <p>6 Do you see that?</p> <p>7 A I do see that.</p> <p>8 Q Okay. Do you recall ever telling Amber</p> <p>9 not to bring up meeting with Dr. Kipper?</p> <p>10 A No, I don't recall that.</p> <p>11 Q Okay. At the bottom you wrote: Forgot to</p> <p>12 ask...has he been around any usual suspect</p> <p>13 suppliers? Like Josh (not Rocky's), Marilyn,</p> <p>14 et cetera.</p> <p>15 Do you recall understanding that Mr. Depp</p> <p>16 had any sort of suppliers?</p> <p>17 MS. MEYERS: Objection; leading, assumes</p> <p>18 facts not in evidence, calls for speculation.</p> <p>19 THE WITNESS: I don't even recall what I</p> <p>20 apparently am talking about with -- with this</p> <p>21 text.</p> <p>22 Q Do you know who Rocky is?</p>

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<p>97</p> <p>1 A Yes. Rocky is -- or was Ms. Heard's</p> <p>2 friend; I think very close friend.</p> <p>3 Q Do you have an understanding that she's</p> <p>4 not her -- Rocky's not Amber's close friend</p> <p>5 anymore?</p> <p>6 A I don't know. I'm just -- this was what,</p> <p>7 eight years ago, seven years? I'm just saying at</p> <p>8 the time.</p> <p>9 Q Did you ever -- was Mr. Depp friends with</p> <p>10 Marilyn Manson?</p> <p>11 MR. MCKENNA: To your knowledge, you can</p> <p>12 answer.</p> <p>13 THE WITNESS: Yes, I believe so.</p> <p>14 Q You went to a Thanksgiving dinner with</p> <p>15 Marilyn Manson and Mr. Depp, correct?</p> <p>16 MS. MEYERS: Objection; leading.</p> <p>17 THE WITNESS: I went to a Thanksgiving</p> <p>18 dinner. I don't remember if Mr. Manson was there,</p> <p>19 but I do remember going to Thanksgiving dinner.</p> <p>20 Q Okay.</p> <p>21 MR. NADELHAFT: We can take this down.</p> <p>22 Can you put up attachment 9, please.</p>	<p>99</p> <p>1 you.</p> <p>2 A Okay. Thank you.</p> <p>3 Q First, do you recall receiving this text</p> <p>4 message from Mr. Depp?</p> <p>5 A No.</p> <p>6 Q Do you see where he says -- Mr. Depp says,</p> <p>7 I taught yo Pimp when he was a child. Sent huge</p> <p>8 text to Kipper. No response. He's an odd duck,</p> <p>9 Ol' Kipper. This is the second time he's held off</p> <p>10 given me meds by blackmailing me into seeing him.</p> <p>11 The first time I just chopped my finger off.</p> <p>12 Do you see that?</p> <p>13 A Yes, I see that.</p> <p>14 Q Does that refresh your recollection at all</p> <p>15 as to what happened to Mr. Depp's finger?</p> <p>16 MS. MEYERS: Objection; leading, calls for</p> <p>17 speculation.</p> <p>18 THE WITNESS: Again, I just remember he</p> <p>19 had an injury to his finger. I couldn't even tell</p> <p>20 you which specific finger.</p> <p>21 Q And it does -- you don't know how he did</p> <p>22 it. You don't...</p>
<p>98</p> <p>1 (Exhibit 7, Text Extraction Report, Bates</p> <p>2 No. DEPP00008018, was marked for identification</p> <p>3 and is attached to the transcript.)</p> <p>4 AV TECHNICIAN: Showing Exhibit 7.</p> <p>5 BY MR. NADELHAFT:</p> <p>6 Q Ms. Falati, I'm showing you what will be</p> <p>7 marked -- what's marked as Exhibit 7 to your</p> <p>8 deposition. And these are texts that Mr. Depp</p> <p>9 produced between you and him. And I'm focusing on</p> <p>10 this text message of October 31, 2015. Do you see</p> <p>11 that?</p> <p>12 MR. MCKENNA: If you can reduce it by two.</p> <p>13 MR. NADELHAFT: Sure, we can.</p> <p>14 MR. MCKENNA: It will be legible and we</p> <p>15 can see the whole thing.</p> <p>16 MR. NADELHAFT: Yup. Does that work?</p> <p>17 THE WITNESS: Great. Thank you.</p> <p>18 MR. MCKENNA: That's good.</p> <p>19 THE WITNESS: Could you repeat what --</p> <p>20 what -- which text you're referring to?</p> <p>21 Q Yeah. I'm referring to this -- the second</p> <p>22 one here on October 31, 2015, from Mr. Depp to</p>	<p>100</p> <p>1 A No.</p> <p>2 Q Okay. Do you recall anytime where</p> <p>3 Dr. Kipper was refusing to give Mr. Depp</p> <p>4 medications?</p> <p>5 A No, I don't recall that.</p> <p>6 MR. NADELHAFT: We can take this down.</p> <p>7 You can put back up Exhibit 2. If you go to</p> <p>8 page 26 of the PDF.</p> <p>9 Q So you said you recall having Thanksgiving</p> <p>10 dinner with Amber and Mr. Depp.</p> <p>11 MR. MCKENNA: I think she just said</p> <p>12 Mr. Depp. But if you're asking about Amber now,</p> <p>13 too, she can answer.</p> <p>14 THE WITNESS: Yes, I recall having</p> <p>15 Thanksgiving dinner with Ms. Heard and Mr. Depp.</p> <p>16 Q Do you recall if there were any other</p> <p>17 people at the dinner?</p> <p>18 A Yes.</p> <p>19 Q Do you recall who else was at the dinner</p> <p>20 specifically?</p> <p>21 A Specifically I remember Ms. Heard's father</p> <p>22 and I remember various friends, I just can't tell</p>

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<p>101</p> <p>1 you exactly who.</p> <p>2 Q Did you attend this dinner in a personal</p> <p>3 capacity or as a nurse?</p> <p>4 MR. MCKENNA: That assumes they're</p> <p>5 mutually exclusive. She can answer as to her</p> <p>6 understanding of how she was going.</p> <p>7 THE WITNESS: Both.</p> <p>8 Q Okay. Did you bring your computer with</p> <p>9 you to the dinner?</p> <p>10 A Not that I recall.</p> <p>11 Q And then you wrote this note on</p> <p>12 November 26, 2015?</p> <p>13 A I'm sorry, can you repeat the date.</p> <p>14 Q Exhibit 2. You wrote a note on</p> <p>15 November 26, 2015.</p> <p>16 A 11/26/15, correct.</p> <p>17 Q And you -- looking at this document, you</p> <p>18 can't tell when you actually wrote the note,</p> <p>19 right?</p> <p>20 A That's correct.</p> <p>21 Q Is there -- when did you decide -- how did</p> <p>22 you decide when to write down a note versus a time</p>	<p>103</p> <p>1 that incident?</p> <p>2 MS. MEYERS: Objection. Same objections.</p> <p>3 MR. MCKENNA: Lacks foundation, because</p> <p>4 she said she had no memory of that.</p> <p>5 If it's something you have no memory of</p> <p>6 with Dr. Kipper, please let him know.</p> <p>7 THE WITNESS: I don't recall.</p> <p>8 Q Okay. In looking at that -- in looking at</p> <p>9 the text message between Whitney and you, would</p> <p>10 that have been something, if it occurred, that you</p> <p>11 would have reported to Dr. Kipper either verbally</p> <p>12 or in writing?</p> <p>13 MS. MEYERS: Objection; calls for</p> <p>14 speculation and hearsay.</p> <p>15 Go ahead. Adam, can you -- or whoever can</p> <p>16 do it, can you please put that document that</p> <p>17 you're referring to back up on the screen.</p> <p>18 Q Sure.</p> <p>19 A Thank you.</p> <p>20 Q I believe it was Exhibit 6 -- or 4. Yeah,</p> <p>21 4.</p> <p>22 A Thank you. And what was your question</p>
<p>102</p> <p>1 when to not write down a note?</p> <p>2 A It's a little complex. Because I was in</p> <p>3 contact with Dr. Kipper often via phone calls,</p> <p>4 text, e-mail, things like that, we were in touch</p> <p>5 frequently about updates with the clients. If</p> <p>6 any -- anything happened medication-wise,</p> <p>7 emotionally-wise, anything that I had not</p> <p>8 discussed and/or deemed relevant, I would also</p> <p>9 include that in my notes.</p> <p>10 Q Do you recall ever speaking with</p> <p>11 Dr. Kipper regarding Whitney calling you and</p> <p>12 asking you for help or texting you and asking you</p> <p>13 for help with Amber?</p> <p>14 MS. MEYERS: Objection; form, leading,</p> <p>15 calls for hearsay.</p> <p>16 THE WITNESS: Do I -- sorry, I just want</p> <p>17 to clarify. You said do I recall Dr. Kipper</p> <p>18 calling me or --</p> <p>19 Q No, I'm sorry. Do you recall ever</p> <p>20 speaking to Dr. Kipper -- we had seen that text</p> <p>21 between you and Whitney in the -- March 23, 2015.</p> <p>22 Do you recall speaking to Dr. Kipper regarding</p>	<p>104</p> <p>1 regarding this?</p> <p>2 Q Well, this text message between you and</p> <p>3 Whitney is on March 23, 2015. Do you see that?</p> <p>4 A I do.</p> <p>5 Q Okay. And if we go back to Exhibit 2 --</p> <p>6 and I'll go back -- there's no entry for March 23,</p> <p>7 2015. Do you see that?</p> <p>8 A Yeah.</p> <p>9 Q I just recall -- asking you: Would --</p> <p>10 would you have -- if that text message occurred</p> <p>11 between you and Whitney and you went over to</p> <p>12 Amber's house, would that be something that you</p> <p>13 would have reported to Dr. Kipper either verbally</p> <p>14 or in writing in these notes?</p> <p>15 MS. MEYERS: Objection; calls for hearsay</p> <p>16 and leading, speculation.</p> <p>17 MR. MCKENNA: Also compound when you throw</p> <p>18 in "in these notes." The question is: Does</p> <p>19 she -- is this substance that she would typically</p> <p>20 discuss either verbally or in writing with</p> <p>21 Dr. Kipper? That's the gist of it.</p> <p>22 THE WITNESS: So to answer your question,</p>

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<p style="text-align: right;">105</p> <p>1 Adam, I often was in contact with Dr. Kipper when</p> <p>2 I visited either Ms. Heard or Mr. Depp.</p> <p>3 BY MR. NADELHAFT:</p> <p>4 Q So you -- so you may have told Dr. Kipper</p> <p>5 verbally about something that occurred on</p> <p>6 March 23, 2015; is that right?</p> <p>7 MS. MEYERS: Objection; leading, calls for</p> <p>8 speculation, calls for hearsay.</p> <p>9 A I don't know because I don't remember that</p> <p>10 specific date or conversation.</p> <p>11 Q You could have -- you could have given</p> <p>12 care to Ms. Heard for something and it not be</p> <p>13 reflected in these notes. Is that your testimony?</p> <p>14 MS. MEYERS: Objection; leading, calls for</p> <p>15 speculation.</p> <p>16 MR. MCKENNA: Vague as to what you mean by</p> <p>17 "care."</p> <p>18 But if you understand the question, you</p> <p>19 can answer.</p> <p>20 THE WITNESS: I don't think I do. Could</p> <p>21 you repeat it or rephrase it, perhaps.</p> <p>22 Q Not everything you do for Ms. Heard as a</p>	<p style="text-align: right;">107</p> <p>1 time, you know, I was assigned 24/7, basically.</p> <p>2 And after a period of time I became more part time</p> <p>3 and on call, and I was working with different</p> <p>4 clients at the time. So I would -- how to put it.</p> <p>5 I would not be working regularly, but would also</p> <p>6 be available if an issue arose or a medication</p> <p>7 change needed or things like that. So I would</p> <p>8 assume that would account for this -- this gap.</p> <p>9 Q Why did you move from full time to part</p> <p>10 time?</p> <p>11 A I don't know the exact answer, but I -- I</p> <p>12 assume -- that's not my decision to make. That's</p> <p>13 usually the client and/or treating physician.</p> <p>14 Q So you're -- you're saying that -- okay.</p> <p>15 So I'm understanding, you're saying that as of</p> <p>16 March 2015 Amber was getting full-time care from</p> <p>17 you?</p> <p>18 A No.</p> <p>19 MS. MEYERS: Objection.</p> <p>20 THE WITNESS: I don't know the exact</p> <p>21 dates.</p> <p>22 Q At some point Amber was getting full-time</p>
<p style="text-align: right;">106</p> <p>1 nurse is reflected in these notes, correct?</p> <p>2 MS. MEYERS: Objection --</p> <p>3 THE WITNESS: That is --</p> <p>4 MS. MEYERS: -- leading, speculation.</p> <p>5 Go ahead.</p> <p>6 THE WITNESS: That would be a safe</p> <p>7 assumption.</p> <p>8 Q And there would be certain days you would</p> <p>9 see Ms. Heard as a nurse that you would not</p> <p>10 include in these notes, correct?</p> <p>11 MS. MEYERS: Objection; leading, calls for</p> <p>12 speculation.</p> <p>13 A I -- that, I don't know for sure.</p> <p>14 Q So there's this -- your notes have notes</p> <p>15 of March 26, 2015. Do you see that?</p> <p>16 A Yes.</p> <p>17 Q And the next notes we have are</p> <p>18 November 25, 2015. Do you know why there's a long</p> <p>19 period where there's no notes?</p> <p>20 A Yes. Perhaps I can shed some light for</p> <p>21 you and everyone on the relationship. When I was</p> <p>22 first hired to care for Ms. Heard, I worked full</p>	<p style="text-align: right;">108</p> <p>1 care from you?</p> <p>2 MS. MEYERS: Objection; leading.</p> <p>3 THE WITNESS: At -- at some point in time</p> <p>4 I was working with her regularly, daily.</p> <p>5 Q And then -- and then it changed to part --</p> <p>6 you were working for her part time?</p> <p>7 A Again, just to clarify, I never worked for</p> <p>8 Ms. Heard directly. But yes, I was working with</p> <p>9 her part time or a few times a month, things like</p> <p>10 that.</p> <p>11 Q Did you have an understanding as to why</p> <p>12 Ms. Heard needed nursing care full time when you</p> <p>13 were doing that?</p> <p>14 A My understanding -- and, again, this is</p> <p>15 just from my memory and from reviewing my nursing</p> <p>16 notes, was -- or if I can even reference the -- my</p> <p>17 nursing notes on -- I don't -- on August 27th,</p> <p>18 '14. I don't know if you need to show that or if</p> <p>19 I can just read it.</p> <p>20 Q Okay. So that's the first page of</p> <p>21 Exhibit 2.</p> <p>22 A Yes. Thank you.</p>

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<p style="text-align: right;">109</p> <p>1 So if you can – can you go down to –</p> <p>2 it's about the third paragraph, a little bit –</p> <p>3 yes. Per report from JD – which refers to</p> <p>4 Mr. Depp – Debbie, RN, and Dr. Kipper, client,</p> <p>5 AH – which is Ms. Heard – has reportedly been</p> <p>6 experiencing increased anxiety and agitation</p> <p>7 recently and has had several outbursts of anger</p> <p>8 and rage.</p> <p>9 From what I remember, when I was involved</p> <p>10 in the case, it was to help assist Ms. Heard with</p> <p>11 some emotional issues, anxiety issues, in attempts</p> <p>12 to assist, in layman's terms, kind of calming</p> <p>13 things down a little bit.</p> <p>14 Q Do you recall any examples that you knew</p> <p>15 of of anger and rage showed by Amber?</p> <p>16 A I do recall her – seeing her very angry.</p> <p>17 I'd have to refer to my notes. It was in London,</p> <p>18 so that would have been 2014. And I believe it</p> <p>19 was in reference to a violating incident where her</p> <p>20 phone had been hacked and she was quite upset. I</p> <p>21 saw her angry at that time. And other times, I</p> <p>22 don't recall.</p>	<p style="text-align: right;">111</p> <p>1 THE VIDEOGRAPHER: Back on the record at</p> <p>2 3:07.</p> <p>3 MR. NADELHAFT: Catherine, could you put</p> <p>4 back up Exhibit 4 for a second.</p> <p>5 BY MR. NADELHAFT:</p> <p>6 Q Ms. Falati, do you see Exhibit 4 again?</p> <p>7 A Yes.</p> <p>8 Q You need to speak up a little.</p> <p>9 A Can you hear me?</p> <p>10 Q Yeah.</p> <p>11 A Okay.</p> <p>12 Q Okay. You seem to --</p> <p>13 A Yes, I do.</p> <p>14 Q Okay. Do you recognize -- where it says</p> <p>15 Erin nurse and a phone number, do you recognize</p> <p>16 that as your phone number?</p> <p>17 A I do. And just a side note for anybody --</p> <p>18 these won't become public, correct, my phone</p> <p>19 number?</p> <p>20 Q Right, right. Well, this deposition is</p> <p>21 not going to be public. I don't know what's going</p> <p>22 to happen at trial, but...</p>
<p style="text-align: right;">110</p> <p>1 Q Were you in London with Amber at the time?</p> <p>2 A Yes.</p> <p>3 Q And how was -- how was Amber showing her</p> <p>4 anger?</p> <p>5 A I recall loud, kind of elevated voice,</p> <p>6 yelling, crying. Quite upset.</p> <p>7 Q Who was she -- was there someone with her,</p> <p>8 Amber, when she was yelling and crying?</p> <p>9 A I was present. I believe Mr. Heard -- or,</p> <p>10 excuse me, Mr. Depp was there. And I can't say</p> <p>11 who -- who else. Perhaps Ms. Lloyd, I just don't</p> <p>12 recall that.</p> <p>13 Q And you recall that was when Amber's phone</p> <p>14 had been hacked?</p> <p>15 A Correct.</p> <p>16 Q And you can't recall any other incidents</p> <p>17 of Amber showing anger and rage?</p> <p>18 A Not that I witnessed.</p> <p>19 MR. NADELHAFT: Why don't we take a break</p> <p>20 now.</p> <p>21 THE VIDEOGRAPHER: Off the record at 2:50.</p> <p>22 (Recess was held.)</p>	<p style="text-align: right;">112</p> <p>1 That is your phone number?</p> <p>2 A That is my phone number.</p> <p>3 Q Okay. Thanks.</p> <p>4 MR. NADELHAFT: We can take down</p> <p>5 Exhibit 4. Could put up Exhibit 5.</p> <p>6 Q Do you see Falati Exhibit 5?</p> <p>7 A Yes.</p> <p>8 Q The top number, do you recognize that as</p> <p>9 your Australia phone number?</p> <p>10 A I don't recognize it, but I don't also --</p> <p>11 wouldn't have known what my phone number was in</p> <p>12 Australia.</p> <p>13 Q Did you have -- you had a separate phone</p> <p>14 in Australia -- a separate phone number in</p> <p>15 Australia?</p> <p>16 A Correct. I was provided with a phone for</p> <p>17 the time that I was there.</p> <p>18 Q Okay.</p> <p>19 MR. NADELHAFT: We can take this down.</p> <p>20 Q Who provided you the phone?</p> <p>21 A I don't recall specifically, but someone</p> <p>22 within -- within the team of Ms. Heard and</p>

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<p>113</p> <p>1 Mr. Depp.</p> <p>2 MR. NADELHAFT: If you can put up</p> <p>3 Exhibit 6, please.</p> <p>4 Q And looking at Exhibit 6 to your</p> <p>5 deposition, that's your text -- that's your cell</p> <p>6 phone number, correct?</p> <p>7 A One second. Where do you see the -- oh, I</p> <p>8 see. Yes, that's correct.</p> <p>9 Q Okay. Thank you.</p> <p>10 MR. NADELHAFT: You can take that down.</p> <p>11 And can you put up Exhibit 7.</p> <p>12 Q And if you look -- where we go to</p> <p>13 October 31, 2015, the second entry, do you see</p> <p>14 that?</p> <p>15 A Where your cursor is? Yes, I see.</p> <p>16 Q All right. And where it says Erin Boerum,</p> <p>17 that's -- that's your number?</p> <p>18 A Yes.</p> <p>19 Q Okay.</p> <p>20 MR. NADELHAFT: We can take that down.</p> <p>21 Thank you.</p> <p>22 And we can put back up Exhibit 2, and</p>	<p>115</p> <p>1 bruised eye. RN encouraged client to notify</p> <p>2 Dr. Kipper and/or go to emergency room if she was</p> <p>3 injured or felt like she is in danger. Client</p> <p>4 decided -- declined and client then stated friend</p> <p>5 Rocky is with her and that husband JD will not be</p> <p>6 able to reenter the home.</p> <p>7 You wrote that?</p> <p>8 A Yes.</p> <p>9 Q Okay. Do you recall receiving a call from</p> <p>10 Amber around December 16, 2015 regarding this</p> <p>11 argument between Mr. Depp and Amber?</p> <p>12 A I don't recall a specific phone call.</p> <p>13 Q Would you doubt if a phone call occurred</p> <p>14 if you wrote it down in your notes?</p> <p>15 A If I wrote it I don't doubt that it</p> <p>16 occurred. I just don't have memory of it.</p> <p>17 Q Do you recall -- so you don't -- I just</p> <p>18 want to make sure I understand. Do you recall --</p> <p>19 you don't recall this -- being called by Amber at</p> <p>20 all regarding -- currently, regarding this</p> <p>21 incident in December 2015?</p> <p>22 MS. MEYERS: Objection.</p>
<p>114</p> <p>1 let's go to page 27 of the PDF. Thank you.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q Ms. Falati, can you see the -- can you see</p> <p>4 it or do you need it blown up more?</p> <p>5 A If you could blow it up once more, it</p> <p>6 might help.</p> <p>7 Q Sure.</p> <p>8 A Thank you.</p> <p>9 Q No problem.</p> <p>10 You had an entry for December 16, 2015.</p> <p>11 A Yes, I see that.</p> <p>12 Q Okay. And then in that entry you wrote:</p> <p>13 Client contacts RN via phone and states she is --</p> <p>14 states she had an argument with husband JD</p> <p>15 previous night. Ct states husband JD had left</p> <p>16 home and she is unaware of his location. Client</p> <p>17 reports getting into verbal disagreement with</p> <p>18 husband at their home in downtown LA. She states</p> <p>19 husband JD was inebriated. C- -- client states</p> <p>20 the disagreement escalated and states husband used</p> <p>21 his forehead to hit her head. Client denies loss</p> <p>22 of consciousness. States she has a headache and</p>	<p>116</p> <p>1 THE WITNESS: I don't recall.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q So you have no recollection if other</p> <p>4 people were with Amber at the time that she made</p> <p>5 this call?</p> <p>6 A I don't recall the phone call.</p> <p>7 Q You see where it says December 16, 2015 at</p> <p>8 the end -- at the last line? It says, Client</p> <p>9 declined and stated friend Rocky is with her and</p> <p>10 that husband JD will not be able to reenter home.</p> <p>11 Do you see that?</p> <p>12 A I do see that.</p> <p>13 Q Does that refresh your recollection at all</p> <p>14 that Amber was with Rocky when she contacted you</p> <p>15 about this incident?</p> <p>16 A No, I'm sorry. I just don't have memory.</p> <p>17 But I would go by my notes.</p> <p>18 Q As of -- when you were -- as of this note</p> <p>19 on December 16, 2015, do you recall how many other</p> <p>20 clients you were servicing at the time?</p> <p>21 A No, I don't recall.</p> <p>22 Q Were you only servicing Amber or were</p>

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<p>117</p> <p>1 there other people you were servicing as well?</p> <p>2 A I don't recall.</p> <p>3 Q Do -- were any of your other clients</p> <p>4 claiming that they'd been head-butted by their --</p> <p>5 by anybody else?</p> <p>6 MS. MEYERS: Objection; leading,</p> <p>7 hearsay --</p> <p>8 MR. MCKENNA: Excuse me.</p> <p>9 MS. MEYERS: -- assumes facts not in</p> <p>10 evidence.</p> <p>11 MR. MCKENNA: She's not here to discuss</p> <p>12 her other clients. And she's already told you --</p> <p>13 excuse me. She's already told you she has no</p> <p>14 memory of whether she had other clients or not</p> <p>15 during this time frame. So the question is</p> <p>16 argumentative. When you then ask her after she</p> <p>17 says, I have no idea if this is my only client or</p> <p>18 I had others at the time, and then you say, Well,</p> <p>19 do you remember any of your other clients claiming</p> <p>20 to be head-butted? I mean, come on. She can</p> <p>21 answer the question again.</p> <p>22 MR. NADELHAFT: I've not been treating her</p>	<p>119</p> <p>1 conversation or not, do you recall there ever --</p> <p>2 Amber ever making an accusation that Mr. Depp had</p> <p>3 head-butted her?</p> <p>4 MS. MEYERS: Objection; calls for hearsay.</p> <p>5 THE WITNESS: That doesn't sound</p> <p>6 unfamiliar, but I don't remember specifics either.</p> <p>7 Q So you -- okay.</p> <p>8 Do you recall if, at any time, you</p> <p>9 asked -- at any time asked Raquel Pennington to do</p> <p>10 a concussion check on Amber?</p> <p>11 MS. MEYERS: Objection; calls for hearsay,</p> <p>12 leading.</p> <p>13 THE WITNESS: I don't recall, but I do --</p> <p>14 I did see in my notes in preparation for this</p> <p>15 deposition I mention something about that.</p> <p>16 Q So you -- that may have occurred, you just</p> <p>17 don't recall?</p> <p>18 A Correct.</p> <p>19 Q And now you see the note on December 17,</p> <p>20 2015?</p> <p>21 A Yes.</p> <p>22 Q And you wrote: RN in contact with client</p>
<p>118</p> <p>1 badly at all.</p> <p>2 MR. MCKENNA: She keeps saying, I don't</p> <p>3 know whether I had other clients.</p> <p>4 MR. NADELHAFT: I can ask these questions.</p> <p>5 I've not been treating her badly at all. I'm</p> <p>6 allowed to probe -- I'm allowed to probe her</p> <p>7 memory to see if something jars her memory. I'm</p> <p>8 allowed to do that.</p> <p>9 (Simultaneous crosstalk.)</p> <p>10 MR. NADELHAFT: I'm allowed to ask a</p> <p>11 question different ways.</p> <p>12 MR. MCKENNA: -- questions that you asked.</p> <p>13 But you go ahead and ask that question.</p> <p>14 MR. NADELHAFT: I'm not going to --</p> <p>15 MR. MCKENNA: Why don't we read the</p> <p>16 question back and we can move forward.</p> <p>17 MR. NADELHAFT: I've been try- -- okay.</p> <p>18 THE REPORTER: Would you like me to read</p> <p>19 it back?</p> <p>20 MR. NADELHAFT: No, it's okay.</p> <p>21 BY MR. NADELHAFT:</p> <p>22 Q Do you -- whether you recall a</p>	<p>120</p> <p>1 to notify her that she'd be able to deliver</p> <p>2 medications to her home. RN waited at door for</p> <p>3 several minutes after knocking. Client greeted RN</p> <p>4 at door looking disheveled. Hair appeared</p> <p>5 unbrushed. Client appeared weepy and sad.</p> <p>6 Posture is slouched. Client told RN about</p> <p>7 argument with husband. RN offered emotional</p> <p>8 support, but reminded client that RN could not</p> <p>9 stay as was on duty with another client and was</p> <p>10 only visiting in order to deliver medication. Per</p> <p>11 client, she had not been -- she had not had</p> <p>12 contact with husband since altercation. Client</p> <p>13 had visible bright red blood appearing at center</p> <p>14 of lower lip. When RN made client aware that she</p> <p>15 was actively bleeding on her lip, client stated it</p> <p>16 was from injuries sustained in the...</p> <p>17 And then it's blank. Do you see that?</p> <p>18 MR. MCKENNA: It's not blank.</p> <p>19 Q And we can keep going down.</p> <p>20 ...in the argument between her and her</p> <p>21 husband, and that it continues to bleed actively.</p> <p>22 You wrote that?</p>

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<p>121</p> <p>1 A Yes.</p> <p>2 Q And then you also wrote: Client also</p> <p>3 states that her head is bruised and that she lost</p> <p>4 clumps of hair in altercation.</p> <p>5 You wrote that?</p> <p>6 A I assume so. It's in my notes.</p> <p>7 Q Okay. And then you wrote: RN briefly</p> <p>8 looked at client's scalp but was unable to</p> <p>9 visualize the hematomas client had described.</p> <p>10 You wrote that?</p> <p>11 A Yes, I would agree.</p> <p>12 Q And then you wrote: RN encouraged client</p> <p>13 to be seen by physician Dr. Kipper or go to</p> <p>14 emergency/urgent care for thorough assessment.</p> <p>15 Do you see that?</p> <p>16 A I do.</p> <p>17 Q And then you wrote: Client states she</p> <p>18 will contact Dr. Kipper tomorrow. Client is</p> <p>19 supported by friends Rocky and iO, who will be</p> <p>20 staying in client's home with her.</p> <p>21 You wrote that?</p> <p>22 A I agree, yes.</p>	<p>123</p> <p>1 don't know what that entailed?</p> <p>2 MR. MCKENNA: Other than what's stated in</p> <p>3 her note, is what she said.</p> <p>4 THE WITNESS: Correct. I --</p> <p>5 Q You can answer the question.</p> <p>6 A I -- I would have to go by what I have in</p> <p>7 my notes because I don't have exact memory of that</p> <p>8 interaction, so I would, again, refer to my notes</p> <p>9 for that.</p> <p>10 Q Okay. So we should just go -- you recall</p> <p>11 briefly looking at client's scalp, but unable to</p> <p>12 visualize the hematomas client had described.</p> <p>13 MS. MEYERS: Objection; misstates</p> <p>14 testimony.</p> <p>15 THE WITNESS: What was the question just</p> <p>16 so I can answer that?</p> <p>17 Q I just want to make sure I'm</p> <p>18 understanding. You wrote: RN briefly looked at</p> <p>19 client's scalp but was unable to visualize the</p> <p>20 hematomas client had described.</p> <p>21 A Yes, I did.</p> <p>22 Q Is there anything else you remember other</p>
<p>122</p> <p>1 Q Okay. Going back, where the -- there's</p> <p>2 the arrows with Sign Here. Do you know what</p> <p>3 those -- what -- did you put those down in your</p> <p>4 notes?</p> <p>5 A No.</p> <p>6 Q No?</p> <p>7 A I thought they were from you.</p> <p>8 Q No. Okay. Okay.</p> <p>9 And do you recall looking at Amber's</p> <p>10 scalp?</p> <p>11 A I recall very vaguely just seeing her in</p> <p>12 regards to this note that you were just</p> <p>13 discussing. I don't recall if I checked her</p> <p>14 scalp. I would -- do I -- do I mention that in my</p> <p>15 note?</p> <p>16 MR. MCKENNA: You do.</p> <p>17 THE WITNESS: I do? Okay.</p> <p>18 Well, then I would go by what my note says</p> <p>19 because I don't have exact memory of it.</p> <p>20 Q And so -- just so I'm clear -- and so I</p> <p>21 guess with not having a memory of it, you don't</p> <p>22 know what -- if you did an exam of her scalp, you</p>	<p>124</p> <p>1 than what you wrote there?</p> <p>2 A No.</p> <p>3 Q And do you actually even remember looking</p> <p>4 at her scalp, at Amber's Scalp?</p> <p>5 A I don't remember the specifics of any</p> <p>6 assessment, but I -- I do trust my notes. It's</p> <p>7 just been a long time.</p> <p>8 Q Okay. And further down you talk about</p> <p>9 that Amber is supported by friends Rocky and iO.</p> <p>10 Do you know who iO is?</p> <p>11 A One of Ms. Heard's friends. But I</p> <p>12 don't -- I don't recall the exact name. I assume</p> <p>13 iO was a nickname.</p> <p>14 Q Okay. At the last sentence of the note</p> <p>15 you wrote: RN left and will follow up with client</p> <p>16 tomorrow and will notify Dr. Kipper.</p> <p>17 Do you recall notifying Dr. Kipper about</p> <p>18 this interaction you had with Amber?</p> <p>19 A I don't recall, but I assume I would have</p> <p>20 if I -- if I wrote that in my notes.</p> <p>21 Q Would you have noted anywhere the</p> <p>22 interaction you had with Dr. Kipper in writing?</p>

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<p>125</p> <p>1 A It doesn't look like I notated that here</p> <p>2 in these notes.</p> <p>3 Q Would you have noted it in something else</p> <p>4 if you contacted Dr. Kipper?</p> <p>5 A I don't know. Sometimes I did, but with</p> <p>6 this note I – I really don't know. I'd have to</p> <p>7 go through all documents to see.</p> <p>8 Q Okay. And then on December 18, 2015 you</p> <p>9 wrote: Client states she went to Dr. Kipper's</p> <p>10 office and was assessed by NP Monroe T as</p> <p>11 Dr. Kipper was out of the office.</p> <p>12 You wrote that?</p> <p>13 A Yes.</p> <p>14 Q And "NP" stands for nurse practitioner?</p> <p>15 A That's correct.</p> <p>16 Q And you understand "Monroe T" stood for</p> <p>17 Monroe Tinker?</p> <p>18 A Yes.</p> <p>19 Q Do you recall having any discussion with</p> <p>20 Monroe Tinker about Amber Heard's visit to</p> <p>21 Dr. Kipper's office around December 18, 2015?</p> <p>22 A No, I don't recall.</p>	<p>127</p> <p>1 nurse's notes?</p> <p>2 A Which incident are you referring to?</p> <p>3 Q This incident of December -- the incident</p> <p>4 that was described in your notes, of December 15,</p> <p>5 2015?</p> <p>6 A Let me just review it again.</p> <p>7 Q Sure.</p> <p>8 A I'm probably looking at the wrong date.</p> <p>9 I'm sorry, could you restate your question</p> <p>10 again.</p> <p>11 Q Sure. We just looked at notes for</p> <p>12 December -- let's just get it up here. We just</p> <p>13 looked at notes for December 16th, 17th, and 18th.</p> <p>14 A Yes, got it.</p> <p>15 Q Okay. Do you recall -- and we -- do you</p> <p>16 recall texting with Amber Heard regarding that</p> <p>17 incident that's described in the December 17th</p> <p>18 note -- or December 16th and December 17th notes?</p> <p>19 A I do not recall.</p> <p>20 Q Do you see where it -- it's in Exhibit 8</p> <p>21 here -- it says -- after Amber said, Thank you.</p> <p>22 I'm so freaked out, it has you writing, I'm sure.</p>
<p>126</p> <p>1 Q Okay.</p> <p>2 MR. NADELHAFT: Can you put up attachment</p> <p>3 11, please.</p> <p>4 (Exhibit 8, Text messages between Amber</p> <p>5 Heard and Falati, Bates Nos. ALH_00016041 through</p> <p>6 ALH_00016044, was marked for identification and is</p> <p>7 attached to the transcript.)</p> <p>8 AV TECHNICIAN: Exhibit 8.</p> <p>9 MR. NADELHAFT: Okay.</p> <p>10 Q Ms. Falati, I'm showing you what's been</p> <p>11 marked as Exhibit 8, a text message chain between</p> <p>12 you and Amber. Is that your phone number at the</p> <p>13 top of Exhibit 8?</p> <p>14 A Yes.</p> <p>15 Q Do you recall texting Amber around</p> <p>16 December 16, 2015, I love you?</p> <p>17 A No, I don't recall.</p> <p>18 Q Do you recall ever receiving a text from</p> <p>19 Amber that says, Thank you. I'm so freaked out?</p> <p>20 A No, I don't recall.</p> <p>21 Q Do you recall texting at all with Amber</p> <p>22 after the incident that was described in your</p>	<p>128</p> <p>1 I don't even know all the details but it sounds</p> <p>2 very scary. Did Xanax help at all?</p> <p>3 Do you recall Amber being very scared</p> <p>4 about any sort of incidents?</p> <p>5 A I – I don't really recall.</p> <p>6 Q Do you recall at all? You just said, "I</p> <p>7 don't really recall." I just want to make sure</p> <p>8 I'm understanding your answer.</p> <p>9 A I – I don't recall specifics. I mean,</p> <p>10 I'm reading what my text message says, but I don't</p> <p>11 have recollection of this.</p> <p>12 Q Okay. And then you see where Amber talks</p> <p>13 about that she's taking -- I took more Advil. Is</p> <p>14 that okay?</p> <p>15 A Oh. Yes, I see that.</p> <p>16 Q And you said, Yes to Advil. Applying eyes</p> <p>17 again once more before bed would be ideal if you</p> <p>18 can tolerate it. I'm really so sorry you're going</p> <p>19 through this.</p> <p>20 Do you recall writing those texts?</p> <p>21 A I don't recall that.</p> <p>22 Q Do you recall ever telling Amber to put --</p>

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<p>129</p> <p>1 apply eyes to herself?</p> <p>2 MS. MEYERS: Objection; asked and</p> <p>3 answered.</p> <p>4 THE WITNESS: I don't recall writing this,</p> <p>5 but I see it in front of me.</p> <p>6 Q Do you have any reason to believe you</p> <p>7 didn't write it?</p> <p>8 A No. My memory is just so fuzzy as I</p> <p>9 described before. I mean, this was, what, seven</p> <p>10 years ago, so I'm doing my best, but I -- it's not</p> <p>11 clear, so I don't want to give you an answer when</p> <p>12 I don't have one.</p> <p>13 Q Okay. And then Amber wrote, I just found</p> <p>14 a bunch of Coke. Which explains it.</p> <p>15 And you responded, I assume you're not</p> <p>16 referring to soda...</p> <p>17 Do you see that?</p> <p>18 A I see that.</p> <p>19 Q Do you recall Amber ever telling you that</p> <p>20 she found cocaine of Mr. Depp's?</p> <p>21 MS. MEYERS: Objection; calls for hearsay.</p> <p>22 THE WITNESS: No, I don't recall that.</p>	<p>131</p> <p>1 MR. NADELHAFT: And did you just say your</p> <p>2 lunch showed up? Sorry, I didn't hear you.</p> <p>3 MR. MCKENNA: And also just finish</p> <p>4 whatever line of questioning you're on. It</p> <p>5 doesn't have to happen at this moment.</p> <p>6 MR. NADELHAFT: Okay.</p> <p>7 BY MR. NADELHAFT:</p> <p>8 Q Let me -- sorry about that. I'm just</p> <p>9 looking for something here quickly.</p> <p>10 You wrote: Do you want me to check on</p> <p>11 him? I assume he was not the one getting hurt. I</p> <p>12 just wanted to check what you want.</p> <p>13 Do you recall writing that?</p> <p>14 A I don't recall writing that.</p> <p>15 Q And then you said, PS don't do the Coke.</p> <p>16 I heard it's bad for you.</p> <p>17 Do you recall writing that?</p> <p>18 A I don't recall writing that.</p> <p>19 Q Okay. And she said, Please don't check on</p> <p>20 him. I'm fine. That being Amber.</p> <p>21 And then you wrote: I will not. And then</p> <p>22 you wrote: I'm glad you're okay, but I'd feel</p>
<p>130</p> <p>1 Q And you don't have any reason to believe,</p> <p>2 again, that you didn't have this text message</p> <p>3 exchange with Ms. Heard, do you?</p> <p>4 MR. MCKENNA: She already answered it.</p> <p>5 She can answer it again.</p> <p>6 And when you get to the end of this line</p> <p>7 of questioning, her lunch showed up. But please</p> <p>8 finish your line of questioning.</p> <p>9 Do you remember these text messages?</p> <p>10 THE WITNESS: Do I remember these? No, I</p> <p>11 don't remember these text messages.</p> <p>12 Q Well -- and, again, you don't have any --</p> <p>13 my question was: Do you have any reason to</p> <p>14 believe you didn't write these text messages?</p> <p>15 MR. MCKENNA: She's answered that one too,</p> <p>16 but she can answer that one again.</p> <p>17 MR. NADELHAFT: That was actually my</p> <p>18 question.</p> <p>19 THE WITNESS: I just don't remember</p> <p>20 writing these, so I can't say yes or no, I did or</p> <p>21 did not write these.</p> <p>22 Q Okay.</p>	<p>132</p> <p>1 better if I checked you out at some point. Can I</p> <p>2 visit you -- can I visit tomorrow or are you busy?</p> <p>3 Do you recall this -- do you recall</p> <p>4 writing that?</p> <p>5 A No, I don't recall writing that.</p> <p>6 Q Okay.</p> <p>7 MR. NADELHAFT: All right. We can take</p> <p>8 this down and we can --</p> <p>9 You can have lunch.</p> <p>10 MR. MCKENNA: All right. How long do you</p> <p>11 need? 15 minutes?</p> <p>12 THE WITNESS: Whatever's best, yeah, sure.</p> <p>13 MR. MCKENNA: All right. 15 minutes.</p> <p>14 We'll be back at 12:45.</p> <p>15 MR. NADELHAFT: Okay. Thank you.</p> <p>16 THE VIDEOGRAPHER: Off the record at 3:31.</p> <p>17 (Recess was held.)</p> <p>18 THE VIDEOGRAPHER: Back on the record at</p> <p>19 3:57.</p> <p>20 MR. NADELHAFT: Could you put up</p> <p>21 attachment 10, please.</p> <p>22 AV TECHNICIAN: Stand by.</p>

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<p>1 (Exhibit 9, Falati e-mail to Kipper, dated 2 November 10, 2019, Bates No. DEPP00001638, was 3 marked for identification and is attached to the 4 transcript.) 5 AV TECHNICIAN: Exhibit 9. 6 MR. NADELHAFT: Okay. 7 BY MR. NADELHAFT: 8 Q Ms. Falati, I'm showing you what's been 9 marked as Exhibit 9 to your deposition. It's an 10 e-mail you wrote to Dr. Kipper on December 4, 11 2015. Is that your e-mail address which is on 12 Exhibit -- top of Exhibit 9? 13 A Oh, can you hear me? Okay. 14 Yes, that is. 15 Q And you wrote: Hello good sir, just 16 wanted to let you know I still have not heard from 17 JD. I'll let you know as soon as I hear from him. 18 I want to talk with you, though, when you have 19 some time. I wanted to offer some thoughts I have 20 on the discussion he and I had last Saturday -- 21 Sunday and reassure you that I do not believe JD 22 sees any of us as anything other than trustworthy</p>	<p>1 MS. MEYERS: Objection; leading. 2 THE WITNESS: No, I don't recall him 3 having memory issues. 4 BY MR. NADELHAFT: 5 Q Okay. You don't have any reason to 6 believe he didn't write this e-mail to Dr. Kipper, 7 do you? 8 MR. MCKENNA: I'm sorry, what was the 9 question one more time? 10 Q You don't have any reason to believe you 11 did not write this e-mail to Dr. Kipper, do you? 12 A No, I don't recall writing it. But I 13 don't have any reason to believe I didn't write it 14 either. 15 Q The second paragraph says, Please do not 16 worry or feel concerned about anything we do or 17 our level of care or our costs for services. If 18 JD were really -- if JD really were worried about 19 any of the above, he would continue services, nor 20 would he explicitly tell me over and over how much 21 he loves and respects you. 22 Do you recall Dr. Kipper having concerns</p>
<p>1 and for making him our concern and priority. To 2 be honest, I'd be surprised if he recalled much of 3 what we discussed, and also have some concerns 4 that he'll make the 11:00 a.m. meeting. I know 5 you have a Bar Mitzvah on Saturday and don't want 6 you to be late, so if I do not hear from JD soon 7 I'll also call Amber to confirm as she was 8 planning on joining. 9 Do you recall writing this e-mail to 10 Dr. Kipper? 11 A No, I don't recall writing this.. 12 Q Okay. Do you recall -- you write: To be 13 honest, I'd be surprised if he recalled much of 14 what we discussed. 15 Do you recall Mr. Depp ever having any 16 memory issues of any discussions you had with him? 17 MS. MEYERS: Objection; leading. 18 THE WITNESS: No, I don't recall -- 19 I'm sorry, can you repeat your question, 20 just so I can -- 21 Q Do you recall Mr. Depp ever having any 22 memory issues?</p>	<p>1 about the cost of his services for Mr. Depp? 2 MS. MEYERS: Objection; leading, calls for 3 hearsay. 4 THE WITNESS: No. 5 Q What did you say? 6 A I said, "No." 7 Q Do you recall Mr. Depp having any concerns 8 about the cost of Dr. Kipper's care? 9 MS. MEYERS: Objection; leading, calls for 10 hearsay. 11 Go ahead. Sorry. 12 THE WITNESS: I don't recall. 13 Q Do you recall if Mr. Depp ever forgot to 14 take any of his medication? 15 A At a specific time or ever? 16 Q At any time where you were working with 17 him. 18 A I would say vaguely, yes. 19 Q Okay. Do you recall in -- around 20 December 2015 Dr. Kipper not having seen Mr. Depp 21 in a while? 22 A No, I don't recall.</p>

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<p>137</p> <p>1 Q Do you know the results -- do you know if</p> <p>2 Mr. Depp took any -- if Dr. -- strike that.</p> <p>3 Do you know if Dr. Kipper administered any</p> <p>4 drug tests on Mr. Depp?</p> <p>5 MS. MEYERS: Objection; leading, calls for</p> <p>6 speculation.</p> <p>7 THE WITNESS: I don't know.</p> <p>8 Q And you don't know one way or the other</p> <p>9 whether Mr. Depp failed any drug tests?</p> <p>10 MS. MEYERS: Objection; leading, calls for</p> <p>11 speculation.</p> <p>12 THE WITNESS: I don't know.</p> <p>13 Q Did you ever administer any drug tests for</p> <p>14 Mr. Depp?</p> <p>15 A I don't recall.</p> <p>16 MR. NADELHAFT: Okay, we can take this</p> <p>17 down. And we can put back up Exhibit 2, the</p> <p>18 nurse's notes. And if we could go to page 29 of</p> <p>19 those nurse's notes.</p> <p>20 Q Do you recall going to -- do you recall</p> <p>21 going to Amber Heard's birthday party?</p> <p>22 A You mean this year that you're refer--</p>	<p>139</p> <p>1 your computer or something to write down these</p> <p>2 notes?</p> <p>3 A I don't recall.</p> <p>4 Q Okay. Can you recall when you would have</p> <p>5 written these notes? Would it have been after the</p> <p>6 party?</p> <p>7 A I don't recall but I assume after.</p> <p>8 Q And it says, RN arrived with client's UK</p> <p>9 assistant, Savannah at 2100 hours.</p> <p>10 Do you see that?</p> <p>11 A Yes.</p> <p>12 Q Do you recall that?</p> <p>13 A No, I don't recall arriving with her.</p> <p>14 Q You understood Savannah to be Ms. Heard's</p> <p>15 UK assistant; is that right?</p> <p>16 A That was my understanding of her role.</p> <p>17 Q And then you wrote: Client was</p> <p>18 socializing with friends upon RN's arrival. RN</p> <p>19 apologized for tardiness. Client appeared</p> <p>20 irritable and upset. Client reports being angry</p> <p>21 with husband JD because, quote -- quote, because</p> <p>22 he is late, end quote.</p>
<p>138</p> <p>1 2016?</p> <p>2 Q Right, on April 2016.</p> <p>3 A I did not attend Coachella or -- are you</p> <p>4 speaking of Coachella?</p> <p>5 Q Did you recall attending any -- do you</p> <p>6 recall attending a dinner party at Amber's house?</p> <p>7 A I believe so. I have a memory of that,</p> <p>8 and I don't remember if that's 2016 that I'm</p> <p>9 remembering, but I believe it is.</p> <p>10 Q Okay. And if you look at this note on</p> <p>11 4/21/16 of Exhibit 2, do you see where it says,</p> <p>12 Client invited RN to dinner party at 2000 hours at</p> <p>13 her home in downtown Los Angeles to celebrate her</p> <p>14 birthday as client will be attending Coachella</p> <p>15 music festival on day of her birthday?</p> <p>16 A Yes, I see that.</p> <p>17 Q Does that refresh your recollection that</p> <p>18 you went to Amber's house for dinner in 2016 -- in</p> <p>19 April of 2016 to celebrate her birthday?</p> <p>20 A I would assume, then, based on this note</p> <p>21 that the memory I have is related to that, yes.</p> <p>22 Q Okay. And do you recall if you came with</p>	<p>140</p> <p>1 Did you -- you wrote that -- you wrote</p> <p>2 that, correct?</p> <p>3 A Yes.</p> <p>4 Q Do you recall any -- do you recall Amber</p> <p>5 being upset that Mr. Depp was late for this party?</p> <p>6 A No. Again, I have vague memories of this</p> <p>7 get-together, but I don't recall that specific --</p> <p>8 Q What do you -- what do you recall about</p> <p>9 the get-together?</p> <p>10 A I just remember being there with people,</p> <p>11 sitting outside, and singing, Happy birthday. I</p> <p>12 don't really remember much beyond that. So I can</p> <p>13 refer to my notes. It seems like I have much more</p> <p>14 specific comments in my notes than my memory</p> <p>15 provides.</p> <p>16 Q Okay. I mean, you can look at your -- you</p> <p>17 can look at your notes if it helps you with your</p> <p>18 recollection.</p> <p>19 Do you recall Mr. Depp being late -- do</p> <p>20 you recall Mr. Depp being at the party?</p> <p>21 A Yes, I believe so.</p> <p>22 Q Do you recall Mr. Depp being late for the</p>

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141	<p>1 party?</p> <p>2 A I don't recall that, but I make reference</p> <p>3 to it in this nursing note.</p> <p>4 Q Farther down in the note, you wrote -- you</p> <p>5 wrote that Mr. Depp arrived to the -- to the</p> <p>6 party, correct?</p> <p>7 A One second. Let me find --</p> <p>8 Q Yeah.</p> <p>9 A -- where you're referring to. All right.</p> <p>10 If you have your cursor Adam, can you just help me</p> <p>11 see what you're seeing.</p> <p>12 Q Sure. You wrote: RN provided reassurance</p> <p>13 that JD would arrive and encouraged client to</p> <p>14 distract by socializing with friends.</p> <p>15 Do you see that?</p> <p>16 A Yes, I do. Thank you.</p> <p>17 Q Uh-hum. And then later down, you see it</p> <p>18 says, Client states, quote, I can't believe he,</p> <p>19 JD, isn't here yet.</p> <p>20 Do you see that?</p> <p>21 A Yes.</p> <p>22 Q Where you have the quotes, was this an</p>	143	<p>1 spirits and greets client's guests.</p> <p>2 Do you recall that at all?</p> <p>3 A No, I don't recall the specific --</p> <p>4 specifics of him arriving.</p> <p>5 Q Okay. And then you wrote: During dinner,</p> <p>6 client and JD sitting next to each other and</p> <p>7 appear affectionate towards one another.</p> <p>8 Do you recall that?</p> <p>9 A No. I don't recall them being next to</p> <p>10 each other, but I do recall both of them being</p> <p>11 present.</p> <p>12 Q And then you wrote: RN -- which is you,</p> <p>13 correct?</p> <p>14 A That is me, yes.</p> <p>15 Q -- socialized with JD for 45 minutes.</p> <p>16 Do you see that?</p> <p>17 A Yes.</p> <p>18 Q Do you recall socializing with Mr. Depp</p> <p>19 for 45 minutes during the party?</p> <p>20 A No, I don't recall.</p> <p>21 Q All right. You then wrote: JD appeared</p> <p>22 coherent, oriented, and sociable. Thought</p>
142	<p>1 actual quote from Amber?</p> <p>2 A I would assume if I put it in quotations.</p> <p>3 Q Okay. And so were you taking -- do you</p> <p>4 recall if you were taking notes while you were at</p> <p>5 the party?</p> <p>6 A I don't recall.</p> <p>7 Q Okay. And you can't recall that --</p> <p>8 whether Amber said, I can't believe JD isn't here</p> <p>9 yet, at this time, currently, today?</p> <p>10 A No, I cannot today.</p> <p>11 Q Okay. And then you wrote: Client's</p> <p>12 husband JD arrives at 2215.</p> <p>13 Do you see that?</p> <p>14 A Yes.</p> <p>15 Q Okay. And 2215 is what time?</p> <p>16 MR. MCKENNA: 10:15.</p> <p>17 THE WITNESS: 10:15 p.m.</p> <p>18 Q 10:15. Okay. And you wrote that the</p> <p>19 party was set to begin at -- at 2000, so that's</p> <p>20 8:00, correct?</p> <p>21 A That's correct, yes, 8:00 p.m.</p> <p>22 Q And then you wrote: JD appears in good</p>	144	<p>1 processes logical and clear.</p> <p>2 Do you recall why you wrote that?</p> <p>3 A No, I don't recall why I wrote that.</p> <p>4 Q Were there times where Mr. Depp in your</p> <p>5 presence did not appear coherent, oriented, or</p> <p>6 sociable?</p> <p>7 MS. MEYERS: Objection; leading.</p> <p>8 THE WITNESS: I don't recall.</p> <p>9 Q And I mean ever, not just at this party.</p> <p>10 Were there any times in your -- in your meeting</p> <p>11 with Mr. Depp, did he ever appear incoherent,</p> <p>12 unoriented, or unsociable?</p> <p>13 MS. MEYERS: Objection; leading.</p> <p>14 THE WITNESS: Incoherent -- sorry, what</p> <p>15 are the other terms you used? Just these ones</p> <p>16 that I have here?</p> <p>17 MR. MCKENNA: Yeah.</p> <p>18 THE WITNESS: I don't recall. But, again,</p> <p>19 my nursing services with him were much more</p> <p>20 limited than when I -- how much time I spent with</p> <p>21 Ms. Heard.</p> <p>22 Q And then you wrote: Thought processes</p>

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145	1 logical and clear. 2 That's referring to Mr. Depp, right? 3 A That would be correct because the previous 4 sentence, I'm referring to him. 5 Q Do you ever recall Mr. Depp's thought 6 processes not being logical and clear? 7 MS. MEYERS: Objection; leading. 8 THE WITNESS: No, I don't remember 9 specifics of that. 10 Q And do you remember anything in general 11 about his thought process -- Mr. Depp's thought 12 processes not being logical and clear? 13 A No. 14 Q And then you wrote: JD and RN spent time 15 laughing and watching a PSA he and AH had made. 16 Do you recall that? 17 A I don't recall sitting with him and 18 watching this, but I recall the PSA that I am 19 referring to in that note. 20 Q But you don't recall whether you watched 21 that with Mr. Depp or not? 22 A No, I don't. I wouldn't have remembered	147	1 the decision as to -- to write up notes to show to 2 Dr. Kipper? 3 MS. MEYERS: In general, you mean? 4 MR. NADELHAFT: Yeah. 5 Q Like, you know, it sounds like not every 6 time you saw Amber you wrote notes, correct? 7 A That's correct. 8 MS. MEYERS: Objection; leading. 9 Q So, what time -- what made you write notes 10 for Dr. Kipper in general? 11 A As I stated earlier, I would write notes 12 sometimes because there were -- excuse me, sorry, 13 my train of thought got messed up. 14 If I had incidents that I was not able to 15 communicate with Dr. Kipper in a timely fashion, I 16 would make notes on that. Or sometimes if there 17 was a medication change, I would make a note on 18 that. If I spoke with Dr. Kipper and updated him 19 on client status and if he requested, Please put 20 that in your notes, I would make it then. So 21 there were -- and it goes on and on. There's many 22 reasons why I would make notes and sometimes would
146	1 it otherwise -- other than that it's written in my 2 note. 3 Q Okay. And this note isn't sparking a 4 recollection that you now remember? 5 A Again, I have a general sense of being at 6 this birthday party, but the details of it, I 7 would not have remembered other than what's 8 written in my notes. 9 Q And would it be -- was it usual for you to 10 take notes in a social setting like this? 11 A If there were anything -- if there was any 12 information that I needed to pass along to 13 Dr. Kipper -- these notes were written for 14 Dr. Kipper and the treatment team, so if there 15 were any reasons to kind of report on a client's 16 status, I would -- I would make reference to it in 17 my nursing notes. 18 Q And do you recall what the reason was that 19 you needed to report to Dr. Kipper about Amber's 20 birthday party? 21 A I don't. 22 Q Do you recall -- do you know when you make	148	1 not. 2 Q Do you recall if Debbie Lloyd was at this 3 party? 4 A I don't recall. Do I mention that? 5 Q No. I just was asking if you recall. 6 A Oh, no, I don't recall. 7 Q And do you recall if Dr. Kipper was at the 8 party? 9 A I don't recall, but I don't think so. 10 Q Okay. Do you recall there being a 11 discussion with you and Amber and Mr. Depp about 12 Amber going to Coachella for her birthday? 13 A I don't remember the three of us speaking 14 about it. 15 Q Okay. You see where you write: RN 16 discussed client's birthday trip to Coachella with 17 client. She states that she and her friends will 18 leave tomorrow around noon and will return on 19 Sunday. She states she wants JD to drive to 20 Coachella with her for a birthday dinner there, 21 and then he will return to Los Angeles. Upon this 22 statement, JD states, quote, Yeah, she wants me to

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<p>1 drive all the way there just to have dinner. That</p> <p>2 really makes sense.</p> <p>3 Do you recall that?</p> <p>4 A No, I – I don't have memory of that.</p> <p>5 Q And this -- and where you have a quote</p> <p>6 there for Mr. Depp, you believe that's what he --</p> <p>7 Mr. Depp said?</p> <p>8 A I would believe it was very much what he</p> <p>9 said since I have it in quotes.</p> <p>10 Q Okay. And do you recall if Ms. -- do you</p> <p>11 recall if Mr. Depp was saying that statement</p> <p>12 sarcastically?</p> <p>13 MS. MEYERS: Objection; leading, calls for</p> <p>14 speculation.</p> <p>15 THE WITNESS: I don't recall.</p> <p>16 MR. MCKENNA: If you remember.</p> <p>17 Q And then you wrote: Ct and JD appeared to</p> <p>18 be cordial but irritated.</p> <p>19 Do you see that?</p> <p>20 A Yes.</p> <p>21 Q And you wrote that, correct?</p> <p>22 A Correct.</p>	<p>151</p> <p>1 from Amber after her birthday party about the</p> <p>2 status of her relationship with Mr. Depp?</p> <p>3 MS. MEYERS: Objection; leading.</p> <p>4 THE WITNESS: No, I don't recall.</p> <p>5 Q Okay.</p> <p>6 MR. NADELHAFT: Can we put up attachment</p> <p>7 18.</p> <p>8 (Exhibit 10, Text messages between Amber</p> <p>9 Heard and Falati, Bates No. ALH_00016033, was</p> <p>10 marked for identification and is attached to the</p> <p>11 transcript.)</p> <p>12 AV TECHNICIAN: Exhibit 10.</p> <p>13 Q Ms. Falati, I'm showing you what's been</p> <p>14 marked as Exhibit 10 to your deposition, a text</p> <p>15 message chain between you and Amber on April 22,</p> <p>16 2016. That's your phone number at the top of</p> <p>17 Exhibit 10, correct?</p> <p>18 A That's correct.</p> <p>19 Q Okay. And you see Amber says, Love you.</p> <p>20 Thank you so much for coming?</p> <p>21 A Yes, I see that.</p> <p>22 Q Yeah. And then she wrote: Good morning</p>
<p>150</p> <p>1 Q Do you recall how they appeared irritated?</p> <p>2 A No, I don't have recollection of that.</p> <p>3 Q And then you wrote: Client AH told guests</p> <p>4 that she was -- that she, quote, was tired, and</p> <p>5 escorted guests to -- to door to leave around</p> <p>6 1230, correct?</p> <p>7 A Correct.</p> <p>8 Q So did you leave -- do you recall leaving</p> <p>9 around 1230 from the party?</p> <p>10 A I don't recall, but, based on my note, it</p> <p>11 sounds plausible.</p> <p>12 Q Do you recall if at the end of the party</p> <p>13 it was just Mr. Depp and Amber at her -- at her</p> <p>14 home?</p> <p>15 A I don't recall.</p> <p>16 Q Do you recall if any -- you don't recall</p> <p>17 if anyone else was with Amber and Mr. Depp after</p> <p>18 the -- after the party, right?</p> <p>19 A No, I – I don't recall. I wasn't there,</p> <p>20 obviously, after the party, and I don't recall who</p> <p>21 might have been, you know, staying around.</p> <p>22 Q Did you recall getting a communication</p>	<p>152</p> <p>1 love. I might need one of those drips already.</p> <p>2 Had a long fucked up night. I think J and I are</p> <p>3 over.</p> <p>4 Do you recall receiving that text message</p> <p>5 from Amber?</p> <p>6 A I don't recall receiving that.</p> <p>7 Q Do you recall Amber ever telling you that</p> <p>8 she thought that her and Mr. Depp were over?</p> <p>9 MS. MEYERS: Objection; calls for hearsay.</p> <p>10 THE WITNESS: Yes, I remember hearing of</p> <p>11 that. I don't remember it being in relation to</p> <p>12 this time period, but -- might want to go by the</p> <p>13 texts.</p> <p>14 Q You don't have any reason to believe you</p> <p>15 didn't send and receive these text messages in</p> <p>16 Exhibit 10, do you?</p> <p>17 A No, I don't recall them, but I don't have</p> <p>18 any reason to believe not.</p> <p>19 Q When do you recall understanding -- when</p> <p>20 do you recall hearing that Ms. Heard said that she</p> <p>21 and Mr. Depp were over?</p> <p>22 A I don't. I feel like they argued</p>

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<p>1 frequently throughout their relationship, so that 2 would sort of be a recurring theme throughout the 3 years. 4 Q Could you estimate how frequently they 5 were -- Mr. Depp and Amber were arguing when -- 6 MS. MEYERS: Objection -- 7 Q -- during the time you were seeing her? 8 MS. MEYERS: Objection; calls for 9 speculation, leading. 10 THE WITNESS: No, I don't know how often. 11 Q Do you recall if there was a period of 12 time after Amber's party where she and Mr. Depp 13 did not see each other? 14 MS. MEYERS: Objection; leading. 15 THE WITNESS: From what I remember, after 16 her party I think they -- she and friends went to 17 Coachella. Is that what you're referring to? 18 Q And then after -- do you recall there 19 being a -- a time period which would include 20 Coachella where Mr. Depp and Ms. Heard were not 21 seeing each other face to face? 22 A I don't recall specifically.</p>	<p>153 1 take a look, there's the gray and blue, and we can 2 rotate it around. 3 MR. NADELHAFT: Can you -- can you turn 4 it, please. 5 Q You under- -- would you understand that 6 the gray is Amber and the blue is you? 7 THE WITNESS: Would you mind just 8 scrolling up just -- 9 I believe so, but I just wanted to verify. 10 Q I'm sorry. This was the way it was 11 provided to us. I don't know -- 12 A That's okay. 13 Q Well, let me ask you a question: Did 14 there come a time that you learned -- that learned 15 that Amber -- through Amber that Mr. Depp's mother 16 had died? 17 A I remember learning that Mr. Depp's mother 18 had died. I don't remember who I heard it through 19 specifically. 20 Q Okay. And then on the second page in blue 21 it says, Oh, no. That's really sad news. I'm 22 very sorry to hear that. Would you be okay with</p>
<p>154 1 Q Okay. 2 MR. NADELHAFT: Can you take this down and 3 put up attachment 19. 4 (Exhibit 11, Text messages between Amber 5 Heard and Falati, Bates Nos. FALATI 000096 through 6 FALATI 000106, was marked for identification and 7 is attached to the transcript.) 8 AV TECHNICIAN: Exhibit 11. 9 Q Ms. Falati, I'm showing you what's been 10 marked as Exhibit 11 to your deposition, which is 11 Falati 96 through 106. Do you see that? 12 A Yes. 13 Q Okay. You testified before you produced 14 certain text messages in response to subpoenas in 15 this case, correct? 16 A That's correct. 17 Q And do these rep -- does Exhibit 10 [sic] 18 here appear to represent at least some of the text 19 messages you produced in this case? 20 A This is from me? I -- I assume I produced 21 this, then. 22 Q Okay. And so this is -- this -- if you</p>	<p>155 1 me offering condolences to him. 2 That would be from you, correct? 3 A I would agree with that. 4 Q And then you write: As far as talking 5 later, I think all you can do is just be there for 6 him as a friend. No need to talk about that other 7 stuff right now because he'll not be able to 8 process it, which will just be frustrating so no 9 point in doing it. Just give him a hug and tell 10 him you're there for him. That little bit of 11 support will go a long way when it really is time 12 to discuss the relationship ending. Call me if 13 you need anything. I'm going to a baseball game 14 but have my phone with me. I love you bitch. 15 You wrote that? 16 A Yes. 17 Q Do you recall writing that to Ms. Heard? 18 A Vaguely. I -- I recall -- I -- I would 19 say I have vague memory of this. 20 Q And you say, That little bit of support 21 will go a long way later when it really is time to 22 discuss the relationship ending.</p>
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<p>1 So as of May 21, 2016 you had an</p> <p>2 understanding that Ms. Heard wanted the</p> <p>3 relationship with Mr. Depp to end?</p> <p>4 MS. MEYERS: Objection; leading, assumes</p> <p>5 facts not in evidence, calls for speculation.</p> <p>6 THE WITNESS: I don't recall specifically,</p> <p>7 but the text here alludes to I had knowledge of</p> <p>8 that.</p> <p>9 Q And you wrote: One more thought... if/</p> <p>10 when he wants to discuss the relationship status</p> <p>11 maybe just dance around the subject and let him</p> <p>12 know that you're happy to talk through things but</p> <p>13 when the time is right. Now is a time for</p> <p>14 grieving instead. Something along those lines.</p> <p>15 Do you recall writing that?</p> <p>16 A No.</p> <p>17 Q Any reason to believe you didn't write</p> <p>18 that?</p> <p>19 A No.</p> <p>20 Q Okay.</p> <p>21 MR. NADELHAFT: And can we -- can you</p> <p>22 rotate. Thank you. Can you read backwards?</p>	<p>157</p> <p>1 Q Do you recall -- and you recall receiving</p> <p>2 this text message, right?</p> <p>3 A I have vague memory of this.</p> <p>4 Q And you recall Ms. Heard saying that he --</p> <p>5 meaning Johnny Depp, correct, that's what you</p> <p>6 understood "he" to mean?</p> <p>7 A Correct.</p> <p>8 Q -- he, Johnny Depp, was completely</p> <p>9 delusional and crazed.</p> <p>10 You recall receiving that text message</p> <p>11 from Ms. Heard, right?</p> <p>12 MS. MEYERS: Objection; calls for hearsay.</p> <p>13 THE WITNESS: Like I said previously, I</p> <p>14 have very vague memory of receiving this.</p> <p>15 Q And she -- and Amber told you that she was</p> <p>16 hit in the face several times by Mr. Depp,</p> <p>17 correct?</p> <p>18 MS. MEYERS: Objection; calls for hearsay.</p> <p>19 MR. MCKENNA: You're asking relative to</p> <p>20 the text message in front of her.</p> <p>21 MR. NADELHAFT: Correct.</p> <p>22 THE WITNESS: Yes, this text message says</p>
<p>158</p> <p>1 Q And then you wrote: Hey, I'm going to be</p> <p>2 around your area tomorrow to look at some houses.</p> <p>3 Let me know if you're up for some company. Have a</p> <p>4 good night. XO.</p> <p>5 Were you looking to move around the time</p> <p>6 of May 2016?</p> <p>7 A I don't know. It sounds like it,</p> <p>8 according to that text. We moved several times,</p> <p>9 so perhaps.</p> <p>10 Q Okay. And then Amber wrote: It's okay.</p> <p>11 Got - he was completely delusional and crazed. He</p> <p>12 hit me in the face several times while on the</p> <p>13 phone to iO. She called the cops. Restraining</p> <p>14 order will be filed in the AM. Cops just left.</p> <p>15 Long after he did of course. Rocky and Josh were</p> <p>16 there -- were here too. It was horrible.</p> <p>17 You received that text message from Amber,</p> <p>18 correct?</p> <p>19 A Correct.</p> <p>20 Q And you received that text message from</p> <p>21 Amber on May 21st at 11:52 p.m.?</p> <p>22 A That's the timestamp there, so, yes.</p>	<p>159</p> <p>1 that.</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q Do you recall if you spoke to Amber after</p> <p>4 you received this text message or at any time</p> <p>5 after you received this text message around</p> <p>6 May 21st, May 22, 2016?</p> <p>7 A Are you saying a phone call or just --</p> <p>8 Q Yeah, phone call.</p> <p>9 A I don't really recall.</p> <p>10 Q It could have happened, you just don't</p> <p>11 recall one way or the other?</p> <p>12 A I would agree with that.</p> <p>13 Q Okay. And you received this picture from</p> <p>14 Amber?</p> <p>15 A That's correct.</p> <p>16 Q And what did -- what does the picture</p> <p>17 show?</p> <p>18 MS. MEYERS: Objection; calls for</p> <p>19 speculation.</p> <p>20 MR. MCKENNA: It may also call for an</p> <p>21 expert opinion. You're asking other than -- are</p> <p>22 you asking him to -- her to authenticate that this</p>
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<p>161</p> <p>1 is your client or some other thing?</p> <p>2 BY MR. NADELHAFT:</p> <p>3 Q What is this picture of?</p> <p>4 A Ms. Heard.</p> <p>5 Q And does the picture show redness on --</p> <p>6 under Ms. Heard's eyes?</p> <p>7 MS. MEYERS: Objection; leading, calls for</p> <p>8 speculation.</p> <p>9 MR. MCKENNA: She can ask -- answer as a</p> <p>10 lay person if she has such an opinion.</p> <p>11 If you have an opinion one way or the</p> <p>12 other, you can let him know.</p> <p>13 THE WITNESS: I'm not an expert, so -- I</p> <p>14 mean, there's color on her face in different</p> <p>15 areas. I don't know what's what.</p> <p>16 Q Do you -- do you know why Amber was</p> <p>17 sending you these pictures?</p> <p>18 MS. MEYERS: Objection; calls for</p> <p>19 speculation.</p> <p>20 THE WITNESS: I think like you stated</p> <p>21 earlier, it's in reference to that previous text</p> <p>22 that you wrote -- or, excuse me, that you read.</p>	<p>163</p> <p>1 A Also Ms. Heard.</p> <p>2 MR. NADELHAFT: Can we turn this, please.</p> <p>3 And you received a third picture of Amber at</p> <p>4 12:36 a.m.?</p> <p>5 A Yes, it appears so.</p> <p>6 Q And is that third picture of Amber?</p> <p>7 A Yes, that's Ms. Heard.</p> <p>8 Q And you received a fourth picture of Amber</p> <p>9 at 12:36 a.m.?</p> <p>10 THE WITNESS: Are you able to scroll down</p> <p>11 to...</p> <p>12 MR. MCKENNA: It's that one right there.</p> <p>13 THE WITNESS: Oh, that's the fourth?</p> <p>14 MR. MCKENNA: Yeah, that's No. 4.</p> <p>15 THE WITNESS: Have we seen 4?</p> <p>16 Q I can show you --</p> <p>17 MR. MCKENNA: Three of those, then this is</p> <p>18 the fourth one.</p> <p>19 THE WITNESS: Then, yes.</p> <p>20 Q And this fourth pic-- -- just so it's</p> <p>21 clear, the fourth picture is of Amber, correct?</p> <p>22 A That's correct.</p>
<p>162</p> <p>1 Q That Amber was hit in the face by</p> <p>2 Mr. Depp?</p> <p>3 MS. MEYERS: Objection; calls for hearsay,</p> <p>4 calls for speculation.</p> <p>5 THE WITNESS: Can you scroll up to where</p> <p>6 we were just -- just so I can point out exactly</p> <p>7 what I'm -- thank you so much.</p> <p>8 In reference to this text that's on the</p> <p>9 screen now.</p> <p>10 Q Right. The text that says, It's okay.</p> <p>11 Got - he was completely delusional and crazed.</p> <p>12 Hit me in the face several times, while on the</p> <p>13 phone to iO.</p> <p>14 Correct?</p> <p>15 A Correct.</p> <p>16 Q And you received this first picture of</p> <p>17 Amber at 12:36 a.m., correct?</p> <p>18 A That's the timestamp there.</p> <p>19 Q And you received another picture at</p> <p>20 12:36 a.m.?</p> <p>21 A It appears so.</p> <p>22 Q And who do you see in that picture?</p>	<p>164</p> <p>1 Q And you received that at 12:36 a.m.?</p> <p>2 A Yes. That's the timestamp.</p> <p>3 Q Okay. And these are pictures of Amber's</p> <p>4 face, correct?</p> <p>5 MS. MEYERS: Objection; leading.</p> <p>6 THE WITNESS: Yes, that's a picture of her</p> <p>7 face and neck.</p> <p>8 Q Do you recall if you -- do you recall --</p> <p>9 and you recall receiving those pictures?</p> <p>10 A Like I said, I have a vague memory of</p> <p>11 this, but I don't specifically remember receiving</p> <p>12 it.</p> <p>13 Q Okay. Do you know if you reported these</p> <p>14 pictures or what Ms. Heard reported to you to</p> <p>15 Dr. Kipper?</p> <p>16 A I would assume that if any information was</p> <p>17 presented to me, I would of -- of -- contacted</p> <p>18 Dr. Kipper.</p> <p>19 Q And do you know how you would have</p> <p>20 contacted Dr. Kipper?</p> <p>21 A No. I -- I depending on the date/time, I</p> <p>22 would sometimes call, e-mail, text.</p>

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<p>165</p> <p>1 Q Do you know -- do you know what you did in</p> <p>2 this instance?</p> <p>3 A No. Sorry, I don't recall how I</p> <p>4 communicated with him in this instance.</p> <p>5 Q Do you know if you --</p> <p>6 I'm sorry. Didn't mean to cut you off.</p> <p>7 A No. I was just saying in this instance, I</p> <p>8 don't -- I don't recall my method of communication</p> <p>9 with him.</p> <p>10 Q Do you know if you showed Dr. Kipper the</p> <p>11 pictures?</p> <p>12 A I don't remember.</p> <p>13 Q Is there a reason you would not have shown</p> <p>14 Dr. Kipper the pictures?</p> <p>15 MR. MCKENNA: Argumentative.</p> <p>16 MS. MEYERS: Objection; calls for</p> <p>17 speculation.</p> <p>18 Q You can answer.</p> <p>19 A I don't know.</p> <p>20 Q Is there a reason to believe you did not</p> <p>21 show Dr. Kipper the pictures?</p> <p>22 MR. MCKENNA: Same -- same question, but</p>	<p>167</p> <p>1 Q And then the next note's for May 26, 2016.</p> <p>2 A Yes.</p> <p>3 Q Okay. Do you know why you didn't include</p> <p>4 notes for May 21, 2016?</p> <p>5 A I don't know.</p> <p>6 Q And on May 26th you wrote: Client texted</p> <p>7 RN requesting Ambien as she states she's suffering</p> <p>8 from insomnia due to stress and anxiety. Client</p> <p>9 reports, quote, having the hardest week of my</p> <p>10 life, end quote.</p> <p>11 You wrote that?</p> <p>12 A Yes.</p> <p>13 Q And you wrote: Client states she cannot</p> <p>14 deal with the negative publicity she has received</p> <p>15 surrounding the divorce she requested from her</p> <p>16 husband JD. Dr. Kipper notified. Ambien</p> <p>17 10 milligrams, qhs prn 14 ordered. Per</p> <p>18 Dr. Kipper, client is encouraged to make</p> <p>19 appointment with Dr. Kipper in office to be</p> <p>20 assessed. Client did not respond.</p> <p>21 You wrote that?</p> <p>22 A Yes.</p>
<p>166</p> <p>1 I'll allow her to give the same answer.</p> <p>2 MR. NADELHAFT: It's a different question.</p> <p>3 THE WITNESS: I don't --</p> <p>4 MR. MCKENNA: Maybe in your mind.</p> <p>5 MR. NADELHAFT: Okay.</p> <p>6 MR. MCKENNA: Go ahead.</p> <p>7 THE WITNESS: I don't remember.</p> <p>8 BY MR. NADELHAFT:</p> <p>9 Q Do you recall if you wrote nurse notes for</p> <p>10 this incident?</p> <p>11 A I don't recall.</p> <p>12 Q Do you want us to look at Exhibit 2?</p> <p>13 A That's the nursing notes?</p> <p>14 Q Yeah. Why don't we do that.</p> <p>15 A Sure.</p> <p>16 MR. NADELHAFT: Okay. Put it back up,</p> <p>17 Exhibit 2. And let's go to -- can you go to,</p> <p>18 like, the end. Oops, it got too -- too magnified.</p> <p>19 Can you go to, like, page 31. Back one.</p> <p>20 Q So there's notes for May 11, 2016. Do you</p> <p>21 see that?</p> <p>22 A Yes.</p>	<p>168</p> <p>1 Q Was -- do you recall, was May 26, 2016 the</p> <p>2 last time you were Ms. Heard's nurse?</p> <p>3 A I don't recall.</p> <p>4 Q Do you recall being her nurse after Amber</p> <p>5 Heard filed for divorce?</p> <p>6 A I don't recall.</p> <p>7 MR. NADELHAFT: Okay. Can we put back up</p> <p>8 Exhibit 11. Thank you. You can just keep it</p> <p>9 there. Thanks. Can you rotate it, please.</p> <p>10 Q Do you recall on May 24, 2016, Amber</p> <p>11 telling you, It's official. I filed for divorce?</p> <p>12 A I don't recall -- I remember hearing about</p> <p>13 the divorce, but I don't recall these --</p> <p>14 Q And you don't -- okay. And I just want to</p> <p>15 make sure my question was clear.</p> <p>16 Do you recall Amber at any time texting</p> <p>17 you that she was filing for divorce from Mr. Depp?</p> <p>18 A No. I just remember hearing they were</p> <p>19 getting divorced, but I -- I don't recall</p> <p>20 receiving the text regarding that.</p> <p>21 Q Okay. And this text came from your phone,</p> <p>22 correct? You produced the document.</p>

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<p>169</p> <p>1 A To be honest, I don't even remember 2 producing this document. But if I -- if I sent it 3 in, then I must have. It's been a long couple 4 years. 5 Q Okay. And then you wrote: Oh, my God. 6 Are you okay? I'm at dinner now but will call you 7 as soon as I wrap up. Is Rocky with you? Or any 8 other friends? I just want -- don't want you to 9 be alone. Love you. 10 Do you recall writing that? 11 A No. 12 Q Do you recall wanting to make sure that 13 Amber was with friends so that she'd be okay? 14 A No. 15 Q Amber wrote: Rocky and sis. 16 Do you see that? 17 A Yes. 18 Q And Amanda is coming to meet us later. 19 It's hard in the morning waking up to the reality 20 of it all. 21 Do you know who Amanda is? 22 A I don't know who Amanda is.</p>	<p>171</p> <p>1 (Recess was held.) 2 THE VIDEOGRAPHER: We are back on the 3 record at 4:46. 4 BY MR. NADELHAFT: 5 Q Ms. Falati, the text messages and photos 6 you just saw in Exhibit 10 [sic] from Ms. Heard, 7 did you have any reason to believe that she -- 8 Ms. Heard was lying to you when she sent them to 9 you? 10 MR. MCKENNA: You can answer if you're -- 11 MS. MEYERS: Objection; calls for 12 speculation. 13 Sorry. 14 MR. MCKENNA: Go ahead and make your 15 objection; then I will. 16 Go ahead. 17 MS. MEYERS: Okay. 18 Objection; calls for speculation. 19 Go ahead, Robert. 20 MR. MCKENNA: And she can answer the 21 question based on at the time she was involved 22 with Ms. Heard and Mr. Depp, what opinion, if any,</p>
<p>170</p> <p>1 Q And then you wrote, on FALATI 105 going to 2 106: Okay good. Aww honey I am really sorry but 3 I know you're taking care of yourself, which is 4 what you've got to do. This must be so hard for 5 you. I can't imagine. I'll call you when I'm 6 done. Love you lots and sending a big hug. 7 Do you recall writing something along 8 those lines to Amber after she told you she was 9 filing for divorce? 10 A No, I don't recall writing it. 11 Q Okay. 12 MR. NADELHAFT: Okay. We can take this 13 down. 14 THE WITNESS: May I stop for, like, a 15 two-minute -- 16 MR. MCKENNA: Yeah. Yeah, of course. 17 THE WITNESS: -- break? 18 MR. MCKENNA: Yeah, that's fine. 19 THE WITNESS: Thank you, thank you so 20 much. 21 MR. NADELHAFT: Thank you. 22 THE VIDEOGRAPHER: Off the record at 4:38.</p>	<p>172</p> <p>1 she formed in that regard. She's not going to 2 offer any present, contemporaneous, opinion of it. 3 So with that in mind, she can answer. 4 MR. NADELHAFT: Okay. 5 THE WITNESS: Could you re- -- 6 BY MR. NADELHAFT: 7 Q That always happens when all that -- 8 We just saw a text message -- messages 9 from Ms. Heard saying that she was hit in the face 10 several times by Mr. Depp on May 21, 2016 and four 11 pictures of -- four pictures of Ms. Heard. 12 Did you have any reason to believe that -- 13 at the time, that Ms. Heard was not telling you 14 the truth when she sent you those text messages? 15 MS. MEYERS: Same objection. 16 THE WITNESS: At the time, no. Whenever 17 any client presents me with information, I have to 18 take it at face value at the time until I learn 19 otherwise. 20 MR. NADELHAFT: Could we put up attachment 21 31. 22 AV TECHNICIAN: Stand by.</p>

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<p>1 (Exhibit 12, Ms. Falati's nursing notes, 2 Bates Nos. Falati 000114 through Falati 000119, 3 was marked for identification and is attached to 4 the transcript.) 5 AV TECHNICIAN: Showing Exhibit 12. 6 BY MR. NADELHAFT: 7 Q Ms. Falati, I'm showing you what's been 8 marked as Exhibit 12 to your deposition, which is 9 Falati 114 through 119. You can take a look 10 through them. It appears to be notes of your -- 11 of when you were Mr. Depp's nurse as opposed to 12 Ms. Heard. But feel free to take a look. 13 A That's correct. I -- I think these are 14 Mr. -- or, excuse me, my nursing notes in relation 15 to Mr. Depp. 16 Q And the first nursing note is from 17 April 23, 2015? Do you see that? 18 A That's correct. 19 Q All right. And you wrote: Per 20 Dr. Kipper's request, RN researched and contacted 21 potential marriage therapists in Australia for 22 clients Amber H. and Johnny D. Both clients have</p>	<p>173 1 notes are in reference to Mr. Depp. Yes, that's 2 correct. 3 Q Okay. And in the nursing note for 4 April 23, 2015, you wrote that Dr. Kipper will 5 introduce Rosalind Philp to Debbie, RN and clients 6 Amber H and Johnny Depp. Debbie, RN will assist 7 in coordinating session appointments between 8 clients and Ms. Philps [sic]. 9 Do you know if Mr. Depp and Amber ever saw 10 Rosalind Philp? 11 MS. MEYERS: Objection; calls for 12 speculation. 13 THE WITNESS: I don't know. 14 Q And at Falati 117, it shows notes for 15 June 7, 2016, correct? 16 A That is correct. 17 Q And Johnny Depp was the client and you 18 were the registered nurse, correct? 19 A In ref- -- yes. In reference to this 20 note -- 21 Q Yeah. 22 A -- yes.</p>
<p>174 1 agreed to enter marriage therapy to work on 2 communication difficulties and to strengthen their 3 relationship. 4 You wrote that? 5 A Yes. 6 Q And were you Amber's nurse -- not Amber's 7 nurse. Were you Mr. Depp's nurse in Australia in 8 the -- in this April/May time frame? 9 A No. From what I remember, I was not in 10 Australia for that note. I was assisting as part 11 of the treatment team. I -- I did go to 12 Australia -- I think -- oh, it shows on my nursing 13 notes. It looks like May 31, 2015 is when I 14 traveled to Australia. 15 Q Okay. And there you wrote: RN -- for 16 May 31, 2015: RN traveled to Brisbane, Australia, 17 to meet client. Client and wife traveling 18 separately and set to arrive on June 1, 2015. 19 Right? 20 A Correct. 21 Q So "client" now is Mr. Depp, correct? 22 A That's correct, because these nursing</p>	<p>175 1 Q And, again, these were notes you wrote, 2 correct? 3 A That's correct. 4 Q You -- you wrote: The following 5 medications were approved per Dr. Kipper to be 6 given to the client. 7 And then there is a list of medications. 8 You wrote that -- you wrote these notes, correct? 9 A Yes, that's correct. 10 Q And did you understand that Mr. Depp was 11 taking those -- those medications as of June 7, 12 2016? 13 A Per this nursing note, it appears that he 14 was taking these medications listed. 15 Q And then there is a nursing note for 16 June 26, 2016. Do you see that? 17 A Yes. 18 Q And it says -- you wrote: Client is going 19 through divorce with wife Amber H., and is dealing 20 with the loss of his mother (passed away one month 21 ago). Client was provided with divorce request 22 from wife AH three days after mother passed away.</p>

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<p>177</p> <p>1 Do you see that?</p> <p>2 A Yes.</p> <p>3 Q And you wrote that?</p> <p>4 A Yes.</p> <p>5 Q So was it your understanding that Amber</p> <p>6 asked for a divorce?</p> <p>7 A This note says that Mr. Depp was provided</p> <p>8 with divorce request from Ms. Heard, so it appears</p> <p>9 she -- she was the one requesting the divorce.</p> <p>10 Q Right. And you wrote next: Client states</p> <p>11 he was not aware AH wanted divorce, and expresses</p> <p>12 confusion regarding AH's desire to terminate</p> <p>13 marriage.</p> <p>14 You wrote that?</p> <p>15 A Yes.</p> <p>16 Q Is that what Mr. Depp told you?</p> <p>17 A I would assume if I wrote it in my -- in</p> <p>18 my notes.</p> <p>19 Q Then you wrote: Client's divorce has been</p> <p>20 highly publicized and wife AH has -- has been --</p> <p>21 accused him of several character damaging</p> <p>22 allegations including domestic violence.</p>	<p>179</p> <p>1 Q And you -- you see where he wrote: Client</p> <p>2 states he felt helpless previously, but is now</p> <p>3 angry at AH and wants to clear his name.</p> <p>4 Mr. Depp told you that?</p> <p>5 A Again, I don't recall for sure, but I</p> <p>6 would go back to my nursing notes because those</p> <p>7 were written more at the time, so I would assume</p> <p>8 that he and I discussed that.</p> <p>9 Q Okay. Farther down you wrote: RN</p> <p>10 assisted client in processing feelings, and</p> <p>11 encouraged client to continue utilizing individual</p> <p>12 therapy as he responded well to RN's use of</p> <p>13 therapeutic communication.</p> <p>14 Do you see that?</p> <p>15 A Yes.</p> <p>16 Q And you wrote that, correct?</p> <p>17 A Excuse me. Yes.</p> <p>18 Q And you -- then you wrote --</p> <p>19 Bless you.</p> <p>20 Then you wrote: Client is resistant,</p> <p>21 stating, quote, I don't want anyone like Amber's</p> <p>22 (wife) therapist. He has only made things worse,</p>
<p>178</p> <p>1 What did you -- you wrote that, correct?</p> <p>2 A Correct.</p> <p>3 Q Was -- was this on infor- -- did you</p> <p>4 write this based on information Mr. Depp provided</p> <p>5 you?</p> <p>6 A I don't know. I would assume that I've</p> <p>7 had discussions with him regarding this,</p> <p>8 considering that this is a nursing note for</p> <p>9 Mr. Depp.</p> <p>10 Q And so as of June 2016 you wrote that</p> <p>11 Mr. Depp's character had been damaged?</p> <p>12 MR. MCKENNA: The note speaks for itself.</p> <p>13 She's not making conclusions. The note -- that</p> <p>14 term is part of a complete sentence. So if you're</p> <p>15 asking about the note, she can answer it.</p> <p>16 MS. MEYERS: I'll join in that. The note</p> <p>17 speaks for itself.</p> <p>18 Q Did Mr. Depp tell you his character had</p> <p>19 been damaged as of June 2016?</p> <p>20 A I don't recall. I have to go by what my</p> <p>21 note says here. So it alludes to that's something</p> <p>22 that he had discussed.</p>	<p>180</p> <p>1 end quote.</p> <p>2 Do you see that?</p> <p>3 A Yes.</p> <p>4 Q And you wrote that?</p> <p>5 A Yes.</p> <p>6 Q And -- and where it's quotes, I don't want</p> <p>7 anyone like Amber's therapist. He has only made</p> <p>8 things worse, that was something that Mr. Depp</p> <p>9 told you?</p> <p>10 A Again, as I have it in quotations, I</p> <p>11 assume he made that statement.</p> <p>12 Q Do you have any understanding as to how</p> <p>13 Amber's therapist made things worse?</p> <p>14 A I don't know -- I don't recall why he felt</p> <p>15 the therapist made things worse.</p> <p>16 Q Do you -- did you have any knowledge of</p> <p>17 Amber's therapist making things worse between</p> <p>18 Amber and Mr. Depp?</p> <p>19 MR. MCKENNA: That may call for a</p> <p>20 psychiatric or a psychological conclusion on the</p> <p>21 part of this witness. If she was aware of any</p> <p>22 such allegations or statements, fine, she can</p>

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<p>181</p> <p>1 answer.</p> <p>2 MS. MEYERS: Calls for -- I'm going to</p> <p>3 object. Calls for speculation.</p> <p>4 THE WITNESS: I -- I don't want to give an</p> <p>5 answer because I'm not even positive which</p> <p>6 therapist we're -- I'm referring to in this note.</p> <p>7 BY MR. NADELHAFT:</p> <p>8 Q Do you recall any -- any therapist that</p> <p>9 Amber or Mr. Depp went to that made their</p> <p>10 relationship worse?</p> <p>11 MR. MCKENNA: Based on --</p> <p>12 MS. MEYERS: Objection --</p> <p>13 MR. MCKENNA: -- sorry.</p> <p>14 MS. MEYERS: Objection; calls for</p> <p>15 speculation and hearsay.</p> <p>16 MR. MCKENNA: If you were provided any</p> <p>17 such information, you can let him know.</p> <p>18 THE WITNESS: I'm -- I'm sorry, Adam, do</p> <p>19 you mind repeating the question.</p> <p>20 Q As -- working as -- working as Amber's</p> <p>21 nurse and as Mr. Depp's nurse, were there any</p> <p>22 therapists that either Amber or Mr. Depp went to</p>	<p>183</p> <p>1 behavioral therapy and psychotherapy.</p> <p>2 So I don't know specifically that I was</p> <p>3 telling him about it for him, but I would make</p> <p>4 that assumption based on my note.</p> <p>5 Q Okay. A little farther down you wrote:</p> <p>6 Throughout RN's visit, client maintains attention</p> <p>7 and is actively participating in conversation.</p> <p>8 Client consumed three vodka drinks during RN's</p> <p>9 seven-hour visit. Client did not eat during</p> <p>10 visit, and drank water only with several prompts</p> <p>11 from RN. RN educated client on possible</p> <p>12 interactions between prescribed medication and</p> <p>13 alcohol. Client verbalized understanding but</p> <p>14 stated, quote, Right now, I need a little alcohol</p> <p>15 for all the bad things I'm going through, end</p> <p>16 quote.</p> <p>17 You wrote those lines?</p> <p>18 A Yes.</p> <p>19 Q And -- I mean, you -- the document -- you</p> <p>20 would -- you'd say the document speaks best as to</p> <p>21 how much -- how many drinks Mr. Depp had?</p> <p>22 A Correct.</p>
<p>182</p> <p>1 that you believe made their relationship worse?</p> <p>2 MR. MCKENNA: If you ever came to that</p> <p>3 conclusion during the course of your treatment of</p> <p>4 either one of them, you can answer.</p> <p>5 THE WITNESS: I didn't come to that</p> <p>6 conclusion. I -- I don't -- I'm not skilled</p> <p>7 enough to say if a therapist made a relationship</p> <p>8 better or worse.</p> <p>9 Q Okay. And then you wrote: RN gave</p> <p>10 emotional support, and educated client on benefit</p> <p>11 of cognitive behavioral therapy and psychotherapy.</p> <p>12 So you -- what does this mean?</p> <p>13 A It sounds like I provided support for him</p> <p>14 and I discussed with him cognitive behavioral</p> <p>15 therapy and psychotherapy.</p> <p>16 Q And that -- and that those therapies could</p> <p>17 benefit Mr. Depp?</p> <p>18 MS. MEYERS: Objection; the document</p> <p>19 speaks for itself.</p> <p>20 THE WITNESS: Again, I would refer to my</p> <p>21 notes. It states, Educated client -- excuse me,</p> <p>22 Educated client on benefits of cognitive</p>	<p>184</p> <p>1 Q And that Mr. Depp drank vodka -- three</p> <p>2 vodka drinks during your visit?</p> <p>3 A That's what my note says.</p> <p>4 Q Then you -- then you said, RN provided</p> <p>5 one-on-one emotional support and encouraged client</p> <p>6 to limit and/or obtain from alcohol and illicit</p> <p>7 drugs.</p> <p>8 You wrote that?</p> <p>9 A Yes.</p> <p>10 Q Do you -- do you recall why you told</p> <p>11 Mr. Depp to abstain from illicit drugs?</p> <p>12 A No. But I did -- I did and not just with</p> <p>13 Mr. Depp, but in my line of nursing provide</p> <p>14 education always with any medication clients are</p> <p>15 on and contraindications.</p> <p>16 Q Do you know if Mr. Depp ever took any</p> <p>17 illicit drugs during the two -- during the 2014-</p> <p>18 to-2016 time frame?</p> <p>19 MS. MEYERS: Objection; calls for</p> <p>20 speculation. Sorry.</p> <p>21 Go ahead, Erin.</p> <p>22 THE WITNESS: I don't know. I didn't -- I</p>

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<p>185</p> <p>1 didn't witness him using any illicit drugs, so I 2 can't speak to that.</p> <p>3 MR. NADELHAFT: Can we put up attachment 4 20.</p> <p>5 (Exhibit 13, Text Extraction Report, Bates 6 No. DEPP00008030, was marked for identification 7 and is attached to the transcript.)</p> <p>8 AV TECHNICIAN: Exhibit 13.</p> <p>9 BY MR. NADELHAFT:</p> <p>10 Q Ms. Falati, I'm showing you what's been 11 marked as Exhibit 13 to your deposition. These 12 are some more text messages between you and 13 Mr. Depp. Is that your phone number --</p> <p>14 A Oh.</p> <p>15 Q -- where I'm pointing to?</p> <p>16 A Yes, I see. Yes, it is.</p> <p>17 Q Okay. And at 9/7/2016 -- well, we'll go 18 up to the top.</p> <p>19 On August 30, 2016, you wrote: I'm 20 watching Black Mass for the third time right now. 21 You're so goddamn talented.</p> <p>22 Do you recall writing that text to</p>	<p>187</p> <p>1 Mr. Depp was to work with him on illicit drugs -- 2 to get off illicit drugs?</p> <p>3 MS. MEYERS: Objection; misstates the 4 document, calls for speculation.</p> <p>5 THE WITNESS: I -- I would assume so based 6 on that note, or text, I assume this is. But I 7 don't know all the reasons that, you know, that 8 would be a Dr. Kipper question, why the 9 relationship was entered into.</p> <p>10 Q Thank you.</p> <p>11 MR. NADELHAFT: I'm going to stop asking 12 questions. I have more questions, but I know 13 Mr. Depp's team also has their time. So I'm 14 yielding the floor to them at this time.</p> <p>15 MS. MEYERS: Okay. Thanks, Adam.</p> <p>16 Ms. Falati, do you want a quick break 17 before we get started, or are you ready to 18 just keep --</p> <p>19 THE WITNESS: You know, yes, I just needed 20 to find a tissue.</p> <p>21 MS. MEYERS: You can take a minute, two 22 minutes. No problem.</p>
<p>186</p> <p>1 Mr. Depp?</p> <p>2 A I don't recall writing that.</p> <p>3 Q You then wrote: I miss you. When are you 4 coming home?</p> <p>5 And then he wrote: You're the sweetest.</p> <p>6 By the way, just for our own edification... I was 7 high as a motherfucker when I made that film.</p> <p>8 Haha. And, yes... I'm doing really, really well, 9 my sweet Erin. Laying low. Letting the Serpent 10 devour its own tail... Hanging on the outskirts 11 of nowhere for a few weeks. Home soon. Love you, 12 angel.</p> <p>13 Do you recall receiving that text message 14 from Mr. Depp?</p> <p>15 A No, I don't recall receiving that.</p> <p>16 Q And then you wrote: Ha. That's too 17 funny. I guess it makes sense that you were high 18 because that's when you met Debbie and Kipper.</p> <p>19 Either way, your performance is stellar, and I'm 20 not just blowing sunshine up your ass.</p> <p>21 So did you recall that for reasons Mr. -- 22 Dr. Kipper and Debbie were meeting -- first met</p>	<p>188</p> <p>1 THE WITNESS: Thank you so much.</p> <p>2 MS. MEYERS: Could we go off the record, 3 please.</p> <p>4 THE VIDEOGRAPHER: Off the record at 5:04. 5 (Recess was held.)</p> <p>6 THE VIDEOGRAPHER: We're back on the 7 record at 5:10.</p> <p>8 EXAMINATION</p> <p>9 BY MS. MEYERS:</p> <p>10 Q Good afternoon, Ms. Falati. Thank you on 11 behalf of Mr. Depp for taking the time today.</p> <p>12 In preparing for your deposition, did you 13 speak to anyone other than your attorneys?</p> <p>14 A Did I -- sorry, can you say it again. Did 15 I speak to anyone...</p> <p>16 Q Other than your attorneys.</p> <p>17 A Yes.</p> <p>18 Q And -- and I believe you testified earlier 19 that you spoke to my colleague, Camille; is that 20 correct?</p> <p>21 A That's correct.</p> <p>22 Q Okay. And so other than your attorneys</p>

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<p>189</p> <p>1 and Camille, who did you speak to in preparing for 2 today's deposition?</p> <p>3 A As I said earlier, I also spoke briefly 4 with Dr. Kipper.</p> <p>5 Q Okay.</p> <p>6 A And I -- I'm pretty sure at some point 7 Debbie Lloyd as well.</p> <p>8 Q Do you recall when you last spoke with 9 Debbie Lloyd?</p> <p>10 A No.</p> <p>11 Q Did you speak to any of Ms. Heard's 12 attorneys?</p> <p>13 A I don't think so. I think as Mr. McKenna 14 alluded, I was previously represented by Gordon 15 Rees, but I haven't spoken to them since.</p> <p>16 MR. MCKENNA: No, don't --</p> <p>17 THE WITNESS: Okay.</p> <p>18 MR. MCKENNA: Believe it or not there's 19 still an attorney-client privilege even though 20 they're representing --</p> <p>21 THE WITNESS: Oh.</p> <p>22 MR. MCKENNA: -- another party in this</p>	<p>191</p> <p>1 Q Okay. Now, I think you testified earlier 2 that you -- you would care for certain of 3 Dr. Kipper's patients; is that correct?</p> <p>4 A That -- can you repeat that.</p> <p>5 Q I believe you testified earlier that you 6 had -- you had cared for certain patients that 7 were under the care of Dr. Kipper, correct?</p> <p>8 A Yes, correct.</p> <p>9 Q And you said some of that care was 10 provided through the nursing agency that Debbie 11 Lloyd owns, correct?</p> <p>12 A Correct.</p> <p>13 Q And then some of that care was directly 14 for Dr. Kipper?</p> <p>15 A Correct.</p> <p>16 Q Okay. So how many of Dr. Kipper's have 17 you cared for in either capacity?</p> <p>18 A I don't really know. I would be 19 completely guessing unless I went through my years 20 of notes. I would guess anywhere from maybe 5 to 21 20. It's not always long cases like this, so 22 sometimes it's very shortened amount of care,</p>
<p>190</p> <p>1 case.</p> <p>2 So as it relates to the counsel of record 3 for Ms. Heard, one of them, I'm going to assert 4 the attorney-client privilege as to those 5 discussions.</p> <p>6 MS. MEYERS: Understood.</p> <p>7 MR. MCKENNA: When they happened, what the 8 context were, she won't talk about.</p> <p>9 BY MS. MEYERS:</p> <p>10 Q Has Ms. Heard ever reached out to you in 11 connection with these proceedings or any other 12 lawsuit involving Mr. Depp?</p> <p>13 A I don't recall. I -- I would guess no, 14 but I don't recall.</p> <p>15 Q Do you recall the last time you -- oh, 16 sorry.</p> <p>17 A One sec. I'm so sorry. I have something 18 in my eye.</p> <p>19 Thank you so much. Can you repeat that.</p> <p>20 Q Sure. Do you recall the last time you 21 spoke to Ms. Heard?</p> <p>22 A No.</p>	<p>192</p> <p>1 but...</p> <p>2 Q When you were treating Dr. Kipper's 3 patients, you would maintain nursing notes, 4 correct?</p> <p>5 A Yes, correct.</p> <p>6 Q Okay. And I believe you said earlier that 7 you would maintain those notes based off of 8 your -- your education and experience as a 9 registered nurse, right?</p> <p>10 A That's correct.</p> <p>11 Q Okay. So what type of information does 12 your experience and training tell you that you 13 should be putting in those notes, I guess is the 14 question?</p> <p>15 MR. NADELHAFT: Objection; vague.</p> <p>16 THE WITNESS: I mean, it depends on the 17 client that I'm treating, but I would say in 18 general, things such as medication changes or 19 administration, vital signs, any change in status, 20 emotional difficulties, treatment options.</p> <p>21 There's -- the list kind of goes on.</p> <p>22 Q Would you share -- other than Dr. Kipper,</p>

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<p>193</p> <p>1 would you share these notes with anyone else?</p> <p>2 A No.</p> <p>3 Q And would anyone else have access to those</p> <p>4 notes?</p> <p>5 A Excuse me. I -- may I answer the previous</p> <p>6 question?</p> <p>7 Q Sure.</p> <p>8 A If there were other treating physicians,</p> <p>9 nurses, you know, anyone that's on the treatment</p> <p>10 team with that specific client, then, yes, notes</p> <p>11 can be shared within the treatment team.</p> <p>12 Q Okay. And those individuals would also</p> <p>13 have access to those notes?</p> <p>14 A Not typically would they have access to</p> <p>15 them. Perhaps they might read them or be privy to</p> <p>16 the information within it, but they would not</p> <p>17 necessarily keep a copy of my nursing notes that I</p> <p>18 write for the physician.</p> <p>19 Q Okay. Did you maintain any other records</p> <p>20 for the patients that you cared for that were</p> <p>21 under Dr. Kipper's care?</p> <p>22 A Other than nursing notes?</p>	<p>195</p> <p>1 THE WITNESS: If I am -- if I witness or</p> <p>2 find out information of domestic or child abuse,</p> <p>3 yes.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q And so what is that responsibility?</p> <p>6 MR. NADELHAFT: Objection; form,</p> <p>7 speculation.</p> <p>8 THE WITNESS: To notify -- excuse me -- to</p> <p>9 notify superiors of -- of the information I was</p> <p>10 provided with.</p> <p>11 Q Do you have any -- is there any</p> <p>12 documentation requirement associated with that</p> <p>13 responsibility other than simply notifying your</p> <p>14 superior?</p> <p>15 MR. MCKENNA: May call for speculation and</p> <p>16 a legal conclusion.</p> <p>17 To the extent you know as you sit here</p> <p>18 today, you can answer.</p> <p>19 MR. NADELHAFT: Same objections.</p> <p>20 THE WITNESS: And -- and I don't know as I</p> <p>21 sit here today. I've been out of practice for a</p> <p>22 couple of years, so I'm not sure, current</p>
<p>194</p> <p>1 Q Yes.</p> <p>2 A I mean, sometimes I would have separate</p> <p>3 notes to --</p> <p>4 Are we talking about Mr. Depp or</p> <p>5 Ms. Heard, or you're just saying --</p> <p>6 MR. MCKENNA: Any patient.</p> <p>7 THE WITNESS: -- anytime I'm a nursing --</p> <p>8 Okay.</p> <p>9 So I do maintain other documents depending</p> <p>10 on the client, for medication changes, vital sign</p> <p>11 changes, things like that. But most information</p> <p>12 is held within the depths of nursing notes.</p> <p>13 Q In your time as a registered nurse, have</p> <p>14 you ever had a patient that you believed was the</p> <p>15 victim of physical abuse?</p> <p>16 A I'm not really trained in that respect.</p> <p>17 But, no.</p> <p>18 Q Do you have any professional</p> <p>19 responsibility to report or document suspected</p> <p>20 physical abuse of one of your patients?</p> <p>21 MR. NADELHAFT: Objection; form,</p> <p>22 speculation.</p>	<p>196</p> <p>1 requirements.</p> <p>2 Q Now, I think you may have already answered</p> <p>3 this, but I'll -- I just want to clarify. Have</p> <p>4 you ever actually witnessed any physical violence</p> <p>5 perpetrated against one of your clients or your</p> <p>6 patients?</p> <p>7 A No, I have not witnessed that.</p> <p>8 Q When did you first meet Ms. Heard?</p> <p>9 A I believe it was the end of -- excuse me.</p> <p>10 Hang on one sec. Oh, I have it here.</p> <p>11 I'm just looking at my nursing notes. It</p> <p>12 looks like August 27, 2014.</p> <p>13 Q Okay.</p> <p>14 MS. MEYERS: So can we please pull up the</p> <p>15 nursing notes, which I believe are Exhibit 2.</p> <p>16 AV TECHNICIAN: Place stand by.</p> <p>17 Q Okay. So this is the first page of your</p> <p>18 nursing notes, and there's -- it's dated</p> <p>19 August 27, 2014. So to the best of your</p> <p>20 recollection, is this the first time you would</p> <p>21 have met Ms. Heard?</p> <p>22 A To the best of my recollection. And I do</p>

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<p>197</p> <p>1 want to just clarify that we're looking at the</p> <p>2 nursing notes for Ms. Heard.</p> <p>3 Q Yes.</p> <p>4 A Okay.</p> <p>5 Q Do you recall where you first met</p> <p>6 Ms. Heard?</p> <p>7 A Yes. I believe it was -- I don't know the</p> <p>8 exact home, but one of Mr. Depp's homes.</p> <p>9 Q Are you familiar with the property that is</p> <p>10 referred to as Sweetzer?</p> <p>11 A Yes.</p> <p>12 Q Was that the home?</p> <p>13 A I -- I believe it was the studio on</p> <p>14 Sweetzer, I think.</p> <p>15 Q Okay. And do you recall who else was</p> <p>16 present when you first met with Ms. Heard?</p> <p>17 A I believe Debbie Lloyd was there and</p> <p>18 Mr. Depp.</p> <p>19 Q Would Dr. Kipper have been there?</p> <p>20 A I don't believe he was there at the time.</p> <p>21 Q What do you recall about your first</p> <p>22 meeting with Ms. Heard?</p>	<p>199</p> <p>1 that, and then I can answer that question.</p> <p>2 Q Certainly.</p> <p>3 A Thank you.</p> <p>4 So to answer that question, I believe this</p> <p>5 was information given to me from Ms. Heard. I'm</p> <p>6 not positive, but I can say that anytime I refer</p> <p>7 or begin a sentence with "Client states" or</p> <p>8 "Client reports," those, I can confirm, you know,</p> <p>9 I received that information from the client.</p> <p>10 As far as in totality, I would assume most</p> <p>11 information came from Ms. Heard, but I can't rule</p> <p>12 out that I didn't get any information from the</p> <p>13 treating physician in preparation either.</p> <p>14 Q Okay. And I think you -- would this</p> <p>15 information have been relayed to you at that first</p> <p>16 meeting with Ms. Heard?</p> <p>17 MR. NADELHAFT: Objection; vague.</p> <p>18 THE WITNESS: This information, if -- if</p> <p>19 it was information I received from Dr. Kipper, I</p> <p>20 would have had that information probably prior to</p> <p>21 meeting her.</p> <p>22 But anytime that I said "states" and I can</p>
<p>198</p> <p>1 A I don't recall too much other than it</p> <p>2 seemed to be a fairly pleasant experience. I was</p> <p>3 just sort of being brought in and meeting</p> <p>4 everybody, so I think it was -- it was not too</p> <p>5 eventful.</p> <p>6 Q Okay. I'd like to -- while we have this</p> <p>7 document up, I'd like to go through this section</p> <p>8 that's called Client history. Do you see where</p> <p>9 I'm referring to?</p> <p>10 A Yes.</p> <p>11 Q Okay. And you can please take a -- if you</p> <p>12 need a moment to read through this first paragraph</p> <p>13 here, which is what -- where my questions will be</p> <p>14 coming from, just --</p> <p>15 A Directly under --</p> <p>16 Q -- let me know.</p> <p>17 A Directly under Client history?</p> <p>18 Q Yes.</p> <p>19 A Okay.</p> <p>20 Q Was the information in this paragraph</p> <p>21 self-reported to you by Ms. Heard?</p> <p>22 A Can I just have a quick moment to review</p>	<p>200</p> <p>1 confirm that I got that information, I would</p> <p>2 assume that it was sometime within the first day</p> <p>3 or two of meeting her because I usually take a</p> <p>4 client history when I meet a client.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q Okay. If I can direct your attention to</p> <p>7 the sixth sentence. I believe it says, Client</p> <p>8 states she moved from Austin, Texas, to New York</p> <p>9 City when she was 17 to pursue a career in</p> <p>10 modeling.</p> <p>11 I think, based on what you've already</p> <p>12 testified, this is something that you can confirm</p> <p>13 Ms. Heard would have reported directly to you?</p> <p>14 MR. NADELHAFT: Objection; form,</p> <p>15 speculation.</p> <p>16 THE WITNESS: I don't recall, but, again,</p> <p>17 because it says "Client states," I would assume</p> <p>18 that information would have been received from the</p> <p>19 client, Ms. Heard.</p> <p>20 Q Do you recall anything that Ms. Heard told</p> <p>21 you about moving to New York City at age 17?</p> <p>22 A I really have no recollection of that</p>

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<p>201</p> <p>1 other than what's written in my notes here.</p> <p>2 Q Now, if we go down a couple more</p> <p>3 sentences, it says, AH reports history of</p> <p>4 substance abuse, including an addiction to cocaine</p> <p>5 and liquor. Ct -- client reports abstaining from</p> <p>6 cocaine for a couple years but was unable to</p> <p>7 report exact dates.</p> <p>8 Do you see what -- that -- do you see</p> <p>9 that -- where I'm referring to?</p> <p>10 A Yes, I see that.</p> <p>11 Q And that's something that you would have</p> <p>12 written?</p> <p>13 A Yes.</p> <p>14 Q Okay. And this is also information that</p> <p>15 you believe Ms. Heard would have reported directly</p> <p>16 to you?</p> <p>17 MR. NADELHAFT: Objection to form,</p> <p>18 speculation.</p> <p>19 THE WITNESS: Again, I don't have specific</p> <p>20 recollection of this, but I would have to refer to</p> <p>21 my notes that says the "client reports" it. So</p> <p>22 the assumption would be made that she provided me</p>	<p>203</p> <p>1 specifics of that. I would refer, again, that in</p> <p>2 that particular sentence you're referring to, I</p> <p>3 used the verbiage of "she reports," meaning</p> <p>4 Ms. Heard reports, so I would make the assumption</p> <p>5 that she reported that information to me.</p> <p>6 BY MS. MEYERS:</p> <p>7 Q In the time that Ms. Heard was your</p> <p>8 patient, do you recall seeing her consume wine?</p> <p>9 A Yes.</p> <p>10 Q How regularly did you see her consume</p> <p>11 wine?</p> <p>12 MR. NADELHAFT: Objection; speculation.</p> <p>13 THE WITNESS: I -- I don't have an exact</p> <p>14 answer for that.</p> <p>15 Q Is this self-report of one to three</p> <p>16 glasses of red wine each day consistent with your</p> <p>17 recollection?</p> <p>18 MR. NADELHAFT: Objection; form,</p> <p>19 speculation.</p> <p>20 THE WITNESS: I don't recall her drinking</p> <p>21 red wine every time I saw her, so I -- I can't</p> <p>22 confirm that each time I saw her she would drink</p>
<p>202</p> <p>1 with that information.</p> <p>2 Q And do you recall what Ms. Hold- -- excuse</p> <p>3 me. Do you recall what Ms. Heard told you about</p> <p>4 her -- her addictions?</p> <p>5 A No. I -- I recall vaguely discussing</p> <p>6 this, but I -- I don't recall specifics of that.</p> <p>7 Q Do you recall anything generally?</p> <p>8 A Again, I would have to go by my nursing</p> <p>9 notes on this. I feel like my notes are fairly</p> <p>10 detailed about that background. But, again, I</p> <p>11 don't have exact recollection of that.</p> <p>12 Q Okay. So it says -- it goes on to say, Ct</p> <p>13 does not smoke cigarettes. She reports consuming</p> <p>14 one to three glasses of red wine each day.</p> <p>15 Do you see that?</p> <p>16 A Yes.</p> <p>17 Q And, again, this is, based off of your</p> <p>18 notes, something that Ms. Heard reported to you,</p> <p>19 correct?</p> <p>20 MR. NADELHAFT: Objection; form,</p> <p>21 speculation.</p> <p>22 THE WITNESS: Again, I don't recall the</p>	<p>204</p> <p>1 one to three glasses. I -- I don't recall her</p> <p>2 drinking every time I saw her.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q Did you ever see Ms. Heard appear</p> <p>5 intoxicated from drinking alcohol?</p> <p>6 MR. NADELHAFT: Objection; form,</p> <p>7 speculation.</p> <p>8 THE WITNESS: I don't recall her being</p> <p>9 intoxicated.</p> <p>10 Q Okay. So moving on to the next sentence</p> <p>11 here, it says, She reports a familial history of</p> <p>12 substance abu- -- abuse; both mother and father</p> <p>13 have abused and become dependent on stimulants</p> <p>14 (methamphetamine), opiates, and alcohol.</p> <p>15 Did I read that correctly?</p> <p>16 A Yes.</p> <p>17 Q And the "she" here refers to Ms. Heard?</p> <p>18 A That's correct.</p> <p>19 Q Okay. So this is also something that</p> <p>20 Ms. Heard reported to you as -- as far as your</p> <p>21 notes reflect?</p> <p>22 MR. NADELHAFT: Objection; form,</p>

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<p>1 speculation.</p> <p>2 THE WITNESS: Again, I don't have specific</p> <p>3 recollection of this. It appears that she did</p> <p>4 report that, but I don't remember.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q Do you recall anything that Ms. Heard told</p> <p>7 you about her parents' substance abuse issues?</p> <p>8 MR. NADELHAFT: Objection; hearsay, form.</p> <p>9 THE WITNESS: I have vague memories of</p> <p>10 discussing that. I don't recall specifics, and to</p> <p>11 be honest, wouldn't have even remembered specific</p> <p>12 substances other than what I have written here on</p> <p>13 my notes.</p> <p>14 Q Okay. So a couple sentences later, here,</p> <p>15 it says, Client admits to a his- -- to history of</p> <p>16 anxiety, eating disorder, Attention Deficit</p> <p>17 Disorder, Bipolar disorder, codependence issues,</p> <p>18 and occasional insomnia.</p> <p>19 Do you see that sentence?</p> <p>20 A Yes.</p> <p>21 Q And that's -- then I read that correctly?</p> <p>22 A Correct.</p>	<p>1 exact medication treatment regimes.</p> <p>2 Q We will -- we will certainly get to those</p> <p>3 notes, so we can go through them then.</p> <p>4 Do you -- what do you recall Ms. Heard</p> <p>5 saying about her history with an eating disorder?</p> <p>6 MR. NADELHAFT: Objection; hearsay.</p> <p>7 THE WITNESS: I don't remember.</p> <p>8 Q What do you recall Ms. Heard telling you</p> <p>9 about her history with bipolar disorder?</p> <p>10 MR. NADELHAFT: Objection; hearsay.</p> <p>11 THE WITNESS: Again, I don't recall.</p> <p>12 Q Do you recall whether Ms. Heard was taking</p> <p>13 any prescription drugs to treat bipolar disorder?</p> <p>14 MR. NADELHAFT: Objection; speculation.</p> <p>15 THE WITNESS: I don't recall the exact</p> <p>16 medication treatment at that time.</p> <p>17 Q What do you recall Ms. Heard telling you</p> <p>18 about co- -- her codependence issues?</p> <p>19 MR. NADELHAFT: Objection; hearsay.</p> <p>20 THE WITNESS: I have vague memory of</p> <p>21 discussing codependence issues within previous</p> <p>22 relationships. I couldn't give you specifics on</p>
<p>1 Q And based off of this note and</p> <p>2 specifically the language that says, "Client</p> <p>3 admits," you believe that this is something that</p> <p>4 Ms. Heard would have reported to you?</p> <p>5 MR. NADELHAFT: Objection; form,</p> <p>6 speculation.</p> <p>7 THE WITNESS: As you stated, because it</p> <p>8 says, "Client admits," I would make that</p> <p>9 assumption.</p> <p>10 Q What do you recall Ms. Heard saying about</p> <p>11 her history of anxiety issues?</p> <p>12 MR. NADELHAFT: Objection; hearsay.</p> <p>13 THE WITNESS: I don't recall specifics.</p> <p>14 As I stated earlier in the morning, I remember a</p> <p>15 general anxiety with many issues in her life.</p> <p>16 Q When you started treating Ms. Heard, was</p> <p>17 she taking any prescription drugs to treat her</p> <p>18 anxiety?</p> <p>19 MR. NADELHAFT: Objection; speculation.</p> <p>20 THE WITNESS: I don't recall. If you</p> <p>21 want, I can go through my notes and see if I have</p> <p>22 anything written. I don't remember treat- --</p>	<p>1 that. It's -- I just sort of have a vague memory</p> <p>2 of discussing that.</p> <p>3 Q Do you recall what your impression of</p> <p>4 these codependence issues were, based off of that</p> <p>5 vague memory?</p> <p>6 MR. NADELHAFT: Objection; speculation.</p> <p>7 THE WITNESS: I'm sorry, could you repeat</p> <p>8 it. I just missed the first part of the question.</p> <p>9 Q Sorry. I'm going to strike that. That</p> <p>10 wasn't a good question.</p> <p>11 What -- what do you -- what do you recall</p> <p>12 about those discussions about her prior</p> <p>13 relationships?</p> <p>14 MR. NADELHAFT: Objection; form, hearsay,</p> <p>15 speculation.</p> <p>16 THE WITNESS: Again, I don't recall</p> <p>17 specifics. I just remember a vague discussion of</p> <p>18 codependence issues in previous relationships.</p> <p>19 Q And how would you define "codependence</p> <p>20 issues"?</p> <p>21 MR. NADELHAFT: Objection. She can answer</p> <p>22 as a fact witness, not an expert.</p>

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<p>209</p> <p>1 THE WITNESS: That might be --</p> <p>2 codependence might best be for an expert witness.</p> <p>3 Q Well, what's your understanding? You used</p> <p>4 the language in this note, so what was -- what</p> <p>5 were you referring to when you used the term</p> <p>6 "codependence issues"?</p> <p>7 MR. MCKENNA: That just presumes that that</p> <p>8 was her term and not Ms. Heard's term. But she's</p> <p>9 gonna -- she can answer the question.</p> <p>10 MS. MEYERS: Well, you know what, that's a</p> <p>11 fair question.</p> <p>12 Q Did Ms. Heard use the term "codependence</p> <p>13 issues"?</p> <p>14 MR. NADELHAFT: Objection; hearsay.</p> <p>15 THE WITNESS: To answer that question, I</p> <p>16 would assume based on that full sentence beginning</p> <p>17 with: Client admits to history of, et cetera,</p> <p>18 et cetera, and including codependence issues.</p> <p>19 Q So you -- sorry, just to make sure I</p> <p>20 understand you, you believe that "codependence</p> <p>21 issues" is a term that Ms. Heard used?</p> <p>22 MR. NADELHAFT: Objection; hearsay,</p>	<p>211</p> <p>1 "occasional insomnia."</p> <p>2 Q Do you have recollection of her telling</p> <p>3 you when her insomnia issues began?</p> <p>4 MR. NADELHAFT: Objection; assumes facts</p> <p>5 not in evidence, hearsay, speculation.</p> <p>6 THE WITNESS: No.</p> <p>7 Q And during the time that you treated</p> <p>8 Ms. Heard, do you have -- do you recall how often</p> <p>9 she would experience insomnia?</p> <p>10 MR. NADELHAFT: Objection; assumes facts</p> <p>11 not in evidence, speculation.</p> <p>12 THE WITNESS: No, I don't recall how</p> <p>13 often. As I stated before, I do have a vague</p> <p>14 recollection that we as a treatment team treated</p> <p>15 that sporadically, so I do recall that was an</p> <p>16 issue. But I can't answer how -- how often that</p> <p>17 occurred.</p> <p>18 Q Did Ms. Heard ever tell you that she had</p> <p>19 nightmares?</p> <p>20 MR. NADELHAFT: Objection; hearsay.</p> <p>21 THE WITNESS: I don't recall.</p> <p>22 Q Okay. So I'd now like to direct your</p>
<p>210</p> <p>1 speculation.</p> <p>2 THE WITNESS: I believe so in reference to</p> <p>3 this note that we're looking at.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q And what did you understand Ms. Heard to</p> <p>6 be referring to when she used the term</p> <p>7 "codependence issues"?</p> <p>8 MR. NADELHAFT: Objection; assumes facts</p> <p>9 not in evidence, speculation.</p> <p>10 THE WITNESS: Again, that -- I assume this</p> <p>11 was her term, and I have vague memories of it, so</p> <p>12 I can't speak to specific incidences. I just</p> <p>13 don't remember the specifics of that.</p> <p>14 Q What did Ms. Heard tell you about her</p> <p>15 history of insomnia?</p> <p>16 MR. NADELHAFT: Objection; hearsay.</p> <p>17 THE WITNESS: I don't recall specifics. I</p> <p>18 mention here that she admits to occasional</p> <p>19 insomnia, and I do know that we as a treatment</p> <p>20 team treated that sporadically. But I don't</p> <p>21 recall the specific -- excuse me, specifics of</p> <p>22 what she is referring to in the past use of</p>	<p>212</p> <p>1 attention to the next paragraph.</p> <p>2 MS. MEYERS: And if we could just scroll</p> <p>3 up a little bit so it's on the page. That's</p> <p>4 great. Thank you.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q And this starts off, Per report from JD,</p> <p>7 Debbie, RN, and Dr. Kipper -- so please take a</p> <p>8 moment and read this paragraph, but -- and let me</p> <p>9 know if this paragraph contains information that</p> <p>10 was reported by people other than Ms. Heard.</p> <p>11 MR. NADELHAFT: Objection; form,</p> <p>12 speculation, hearsay.</p> <p>13 THE WITNESS: Jessica, your question was:</p> <p>14 Is there any information from anyone other than</p> <p>15 Ms. Heard? Do I have that correct?</p> <p>16 Q My question is -- so in this new</p> <p>17 paragraph, it starts out, Per report from JD,</p> <p>18 Debbie, RN, and Dr. Kipper. And so I'm asking:</p> <p>19 Is the information in this report -- in this</p> <p>20 section reported from people other than Ms. Heard?</p> <p>21 MR. NADELHAFT: Same objections.</p> <p>22 THE WITNESS: I don't recall specifically.</p>

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<p>213</p> <p>1 However, I would point to the notes that say --</p> <p>2 start off as you said, Per report from JD, Debbie,</p> <p>3 Dr. Kipper, then I would make the assumption that</p> <p>4 the following information was reported from those</p> <p>5 individuals.</p> <p>6 BY MS. MEYERS:</p> <p>7 Q Fair to say you were pretty specific in</p> <p>8 the source of the information that were included</p> <p>9 in these notes?</p> <p>10 MR. NADELHAFT: Objection; form,</p> <p>11 speculation.</p> <p>12 THE WITNESS: Yes. I -- I mentioned</p> <p>13 specific individuals.</p> <p>14 Q Okay. So let's look at this first</p> <p>15 sentence here: Per report from JD, Debbie, RN,</p> <p>16 Dr. Kipper, client AH has reportedly been</p> <p>17 experiencing increased anxiety and agitation</p> <p>18 recently, and has had several outbursts of anger</p> <p>19 and rage.</p> <p>20 Now, I think we talked about this earlier,</p> <p>21 but this is -- this is a sentence that you wrote,</p> <p>22 correct?</p>	<p>215</p> <p>1 the only time I have sort of some recollection of</p> <p>2 any kind of anger outburst was in London, 2014 --</p> <p>3 I don't have the exact dates -- but in reference</p> <p>4 to that incident.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q Do you have any nonspecific recollections</p> <p>7 of Ms. Heard being anger [sic] or enraged?</p> <p>8 MR. NADELHAFT: Objection; speculation,</p> <p>9 asked and answered.</p> <p>10 THE WITNESS: Other than that time that I</p> <p>11 spoke about in London, 2014, I didn't specifically</p> <p>12 witness anger and rage from Ms. Heard.</p> <p>13 Q At the time that you treated her, did</p> <p>14 anyone ever tell you that they had witnessed</p> <p>15 Ms. Heard, you know, have an outburst of anger or</p> <p>16 rage?</p> <p>17 MR. NADELHAFT: Objection; hearsay,</p> <p>18 speculation.</p> <p>19 THE WITNESS: I don't recall specifically.</p> <p>20 I will say I assume at some point, just based on</p> <p>21 this nursing note we're looking at, that I have</p> <p>22 report from individuals discussing that. I</p>
<p>214</p> <p>1 A Correct.</p> <p>2 Q And do you recall what you were told about</p> <p>3 Ms. Heard's outbursts of anger and rage?</p> <p>4 MR. NADELHAFT: Objection; hearsay,</p> <p>5 speculation.</p> <p>6 THE WITNESS: No, I don't recall</p> <p>7 specifics.</p> <p>8 Q Do you recall witnessing Ms. Heard have</p> <p>9 outbursts of anger or rage?</p> <p>10 MR. NADELHAFT: Objection; asked and</p> <p>11 answered.</p> <p>12 THE WITNESS: So I understand the question</p> <p>13 correctly, are you referring to -- in reference to</p> <p>14 this nursing note?</p> <p>15 Q No. I'm saying -- that's a fair</p> <p>16 question -- point. In the time that you treated</p> <p>17 Ms. Heard, do you recall her -- do you recall</p> <p>18 observing her have an outburst of anger or rage?</p> <p>19 MR. NADELHAFT: Objection; asked and</p> <p>20 answered, speculation.</p> <p>21 THE WITNESS: I think as I spoke to</p> <p>22 earlier in response to one of Adam's questions,</p>	<p>216</p> <p>1 don't -- I don't remember specifically, though.</p> <p>2 Q Okay. The next sentence here says, Her</p> <p>3 mood has been lay- -- labile? Am I pronouncing</p> <p>4 that correct?</p> <p>5 MR. MCKENNA: Labile.</p> <p>6 MS. MEYERS: Labile? Okay.</p> <p>7 Q So, first of all, what does that mean?</p> <p>8 A Emotional lability is typically when</p> <p>9 emotions swing on a pendulum, you know, you -- for</p> <p>10 example, you may see someone very sad at one</p> <p>11 moment and quickly transition to extreme</p> <p>12 happiness. It sort of swings from -- like I said,</p> <p>13 sort of a pendulum.</p> <p>14 Q And did you ever pers- -- in the time that</p> <p>15 you treated Ms. Heard, did you ever personally</p> <p>16 witness this type of emotional lability?</p> <p>17 MR. NADELHAFT: Objection; speculation,</p> <p>18 form.</p> <p>19 THE WITNESS: I don't recall specifically.</p> <p>20 Q Okay. Now, the next sentence here says,</p> <p>21 Both client and fiancé JD report an increase in</p> <p>22 verbal disagreements resulting from client's</p>

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<p>217</p> <p>1 anxiety and emotional lability.</p> <p>2 Did I read that correctly?</p> <p>3 A Yes, you did.</p> <p>4 Q Okay. And do you recall what Ms. Heard</p> <p>5 reported to you in this regard?</p> <p>6 MR. NADELHAFT: Objection; speculation,</p> <p>7 hearsay.</p> <p>8 THE WITNESS: I don't recall specifics.</p> <p>9 I -- again, I -- I remember there being sort of a</p> <p>10 general sense of anxiety in several sentences with</p> <p>11 Ms. Heard. But I don't recall specifics.</p> <p>12 Q Okay. The next sentence says, Client</p> <p>13 expressed concern to husband and Dr. Kipper that</p> <p>14 she is nervous about being alone while husband is</p> <p>15 working (on movie set in London) and expressed she</p> <p>16 has difficulty dealing with feelings of insecurity</p> <p>17 and jealousy when not in the presence of her</p> <p>18 husband.</p> <p>19 Did I read that right?</p> <p>20 A Yes.</p> <p>21 Q Do you recall learning this during your</p> <p>22 initial meeting with Ms. Heard?</p>	<p>219</p> <p>1 Q But you do have recollections of that</p> <p>2 being an issue at some time while you were</p> <p>3 treating her?</p> <p>4 MR. NADELHAFT: Objection; form,</p> <p>5 speculation.</p> <p>6 THE WITNESS: I would say that's a fair</p> <p>7 statement.</p> <p>8 MS. MEYERS: Okay. If we could just go to</p> <p>9 the next page, please. And then -- yeah, this</p> <p>10 paragraph at the top here that starts with, RN met</p> <p>11 Ct and her husband JD at their home in Los</p> <p>12 Angeles.</p> <p>13 Q First of all, based on your note-taking</p> <p>14 convention, do you understand that this would have</p> <p>15 been on August 27, 2014, which is the date that's</p> <p>16 on the first page there? And we can scroll up if</p> <p>17 that would help you.</p> <p>18 A Thank you. And I just -- so you guys are</p> <p>19 aware of why my eyes are darting, I'm looking at</p> <p>20 the same document on a page form.</p> <p>21 Q Oh, if it would be easier for you to refer</p> <p>22 to the hard copy, that's fine.</p>
<p>218</p> <p>1 MR. NADELHAFT: Objection; speculation,</p> <p>2 hearsay.</p> <p>3 THE WITNESS: I don't recall learning this</p> <p>4 during the initial meeting, but, again, the --</p> <p>5 when I initially met Ms. Heard and Mr. Depp, it</p> <p>6 was fairly brief because then, after that, we</p> <p>7 traveled to London. So I don't recall if I</p> <p>8 learned of this instantaneously or if that was</p> <p>9 gathered, you know, throughout the next day or</p> <p>10 two, spending time with her.</p> <p>11 BY MS. MEYERS:</p> <p>12 Q Is -- this description of Ms. Heard having</p> <p>13 feelings of insecurity and jealousy when not in</p> <p>14 the presence of Mr. Depp, is that consistent with</p> <p>15 your recollection when you were treating</p> <p>16 Ms. Heard?</p> <p>17 MR. NADELHAFT: Objection; form,</p> <p>18 speculation.</p> <p>19 THE WITNESS: I wouldn't say all the time</p> <p>20 that was an issue. I have a vague sense of those</p> <p>21 issues popping up throughout the years, but I</p> <p>22 wouldn't say that that was a constant theme.</p>	<p>220</p> <p>1 A No. Sometimes it is, and sometimes it</p> <p>2 isn't. So I appreciate that.</p> <p>3 So to answer your question, you're asking</p> <p>4 if -- this note at the top of what we're looking</p> <p>5 at right now, if that's in reference to August 27,</p> <p>6 2014?</p> <p>7 Q Yes.</p> <p>8 A Yes.</p> <p>9 Q Okay. So this is -- does this refresh</p> <p>10 your recollection about the first time that you</p> <p>11 would have met Ms. Heard?</p> <p>12 A Maybe somewhat. Again, I have -- I have</p> <p>13 vague recollections of meeting her, and, like I</p> <p>14 stated earlier, it was sort of a brief, seemingly</p> <p>15 pleasant experience.</p> <p>16 Q Would this have been the first time that</p> <p>17 you met Mr. Depp?</p> <p>18 A Yes, that's correct.</p> <p>19 Q Okay. So in the middle of the paragraph</p> <p>20 it says, Current medications include Neurontin a</p> <p>21 hundred milligrams po TID, Neurontin 300</p> <p>22 milligrams po qhs, Provigil 200 milligrams po bid,</p>

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<p>221</p> <p>1 and Melatonin 20 milligrams po qhs.</p> <p>2 Do you see where I'm referring to here?</p> <p>3 A Yes, I do.</p> <p>4 Q Okay. Now I'd like to go through a couple</p> <p>5 of these. First of all, what is Neurontin?</p> <p>6 MR. NADELHAFT: Objection to the extent --</p> <p>7 THE WITNESS: I don't know if I should</p> <p>8 answer.</p> <p>9 MR. NADELHAFT: -- it calls for an expert.</p> <p>10 THE WITNESS: I agree that, I think</p> <p>11 limited -- I -- I would have to refer to a</p> <p>12 medication manual, have a physician answer that</p> <p>13 question to give you specifics.</p> <p>14 Q Do you have any understanding of why</p> <p>15 Ms. Heard was taking Neurontin?</p> <p>16 MR. NADELHAFT: Objection; form,</p> <p>17 speculation.</p> <p>18 THE WITNESS: My best guess would be to</p> <p>19 treat anxiety. Again, that might be a question</p> <p>20 for Dr. Kipper as he was the prescribing</p> <p>21 physician.</p> <p>22 Q Okay. Based off of your experience</p>	<p>223</p> <p>1 use.</p> <p>2 Q Do you recall Ms. Heard ever reporting any</p> <p>3 side effects from the -- her medical regimen?</p> <p>4 MR. NADELHAFT: Objection.</p> <p>5 Q Her medication regimen.</p> <p>6 MR. NADELHAFT: Objection; hearsay, form,</p> <p>7 speculation.</p> <p>8 THE WITNESS: I don't recall specifically.</p> <p>9 However, in reading some of these notes in</p> <p>10 preparation for deposition today, I do recall</p> <p>11 reading something about complaints of perhaps</p> <p>12 lethargy or fatigue, maybe in relation to the</p> <p>13 Neurontin. I would have to scan back through to</p> <p>14 give you an accurate answer on that one.</p> <p>15 Q Okay.</p> <p>16 MS. MEYERS: Let's please go to the entry</p> <p>17 for August 29, 2014.</p> <p>18 Q And before we get into the specifics, is</p> <p>19 this the typical layout for your nursing notes,</p> <p>20 with the dates and what I believe are the times</p> <p>21 next to the entries?</p> <p>22 A Yes, that -- that's typical.</p>
<p>222</p> <p>1 treating Ms. Heard, do you know what Provigil is?</p> <p>2 MR. NADELHAFT: Objection; form,</p> <p>3 speculation, calls for expert testimony.</p> <p>4 THE WITNESS: I haven't worked with that</p> <p>5 medication probably since this time period. I</p> <p>6 believe I remember why we used it, but I can't say</p> <p>7 100 percent.</p> <p>8 Q What's -- what's your belief,</p> <p>9 understanding that you're not certain?</p> <p>10 MR. NADELHAFT: Objection; form,</p> <p>11 speculation, calls for expert testimony.</p> <p>12 THE WITNESS: My belief is this medication</p> <p>13 is used for ADD. Again, I would refer to an</p> <p>14 expert or at least the prescribing physician to be</p> <p>15 certain.</p> <p>16 Q Do you recall while you were treating</p> <p>17 Ms. Heard if she was taking a drug called</p> <p>18 Accutane?</p> <p>19 MR. NADELHAFT: Objection; form,</p> <p>20 speculation.</p> <p>21 THE WITNESS: That doesn't sound</p> <p>22 unfamiliar, but I don't recall specific dates of</p>	<p>224</p> <p>1 Q Okay. And so does the date indicate the</p> <p>2 day that the events in the entry occurred or the</p> <p>3 date that you actually took the note?</p> <p>4 A It refers to the dates that the event</p> <p>5 occurred, not that I necessarily took the note.</p> <p>6 Q Okay. And just to -- for the -- for</p> <p>7 clarity's sake, the numbers here, like, 1045,</p> <p>8 1400, that's the time -- the approximate time of</p> <p>9 the events reflected in that entry?</p> <p>10 A Correct.</p> <p>11 Q Okay. Relative to the date reflected for</p> <p>12 an entry, when would you typically prepare these</p> <p>13 notes?</p> <p>14 MR. NADELHAFT: Objection; form,</p> <p>15 speculation, asked and answered.</p> <p>16 THE WITNESS: As we discussed earlier,</p> <p>17 sometimes I would take them as soon as right --</p> <p>18 you know, immediately after my interaction with</p> <p>19 the client. Sometimes it wouldn't happen until</p> <p>20 later, depending on when I was able to get to my</p> <p>21 laptop or make the documentation, based on how --</p> <p>22 how much we were traveling, where we were at the</p>

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<p>1 time.</p> <p>2 Q Okay. So in this note I'd like to direct</p> <p>3 your attention to the section that starts with</p> <p>4 2345 and, specifically, the first sentence. It</p> <p>5 says, Client, RN, and Debbie, RN went to dinner</p> <p>6 together.</p> <p>7 Do you see that?</p> <p>8 A I do.</p> <p>9 Q And "Debbie, RN" is Debbie Lloyd; is that</p> <p>10 correct?</p> <p>11 A That's correct.</p> <p>12 Q Do you remember the specific dinner?</p> <p>13 A I don't remember the specific dinner. We</p> <p>14 would sometimes go to dinner, so there were</p> <p>15 several occasions, so I don't remember this</p> <p>16 specific one.</p> <p>17 Q Okay. Now I'd like to -- all right. So</p> <p>18 directing your attention to the next couple of</p> <p>19 sentences, it says, Client demonstrates good</p> <p>20 appetite. Drinks two to three glasses red wine.</p> <p>21 No water consumes as Ct prefers only bottled</p> <p>22 water. RN encouraged Ct to adequately hydrate</p>	<p>225</p> <p>1 MR. NADELHAFT: Objection; speculation,</p> <p>2 calls for expert testimony.</p> <p>3 THE WITNESS: Again, I don't recall</p> <p>4 specifics. I think, as we discussed earlier, I</p> <p>5 would typically educate clients best I could with</p> <p>6 the knowledge that I had at that time, so at the</p> <p>7 time I probably had a better understanding. I</p> <p>8 haven't worked with that specific medication in</p> <p>9 several years.</p> <p>10 BY MS. MEYERS:</p> <p>11 Q Why did you note that Ms. Heard continued</p> <p>12 to drink wine after that discussion?</p> <p>13 MR. NADELHAFT: Objection; speculation.</p> <p>14 MR. MCKENNA: And if you know.</p> <p>15 THE WITNESS: I don't remember.</p> <p>16 Q I'm going down a couple sentences here.</p> <p>17 It says, Client verbalizes feelings of confusion</p> <p>18 as she feels fiancé would like her to</p> <p>19 decrease/eliminate acting career and stay home.</p> <p>20 Do you see that?</p> <p>21 A Yes.</p> <p>22 Q Sorry, I didn't hear you. Do you see</p>
<p>226</p> <p>1 upon returning to hotel where bottled water is</p> <p>2 available. Ct agrees to do so and verbalizes</p> <p>3 understanding for necessity of adequate hydration</p> <p>4 especially due to the dehydrating effects of wine</p> <p>5 and also medication regimen.</p> <p>6 Do you see that?</p> <p>7 A Yes.</p> <p>8 Q What aspects of Ms. Heard's medication</p> <p>9 regimen were dehydrating, if you can recall?</p> <p>10 MR. NADELHAFT: Objection; speculation,</p> <p>11 calls for expert testimony.</p> <p>12 THE WITNESS: I don't remember.</p> <p>13 Q The next portion here says, RN also</p> <p>14 educates client on alcohol intake -- that alcohol</p> <p>15 intake can affect prescribed medication, including</p> <p>16 new medication Latuda. Ct states she understands</p> <p>17 but continues to consume wine.</p> <p>18 Do you see that?</p> <p>19 A Yes.</p> <p>20 Q Do you have any understanding of how</p> <p>21 alcohol could affect the medications Ms. Heard was</p> <p>22 taking at that time?</p>	<p>227</p> <p>1 where I'm referring to?</p> <p>2 A Yes, I do.</p> <p>3 Q Okay. Great.</p> <p>4 Do you remember having this specific</p> <p>5 conversation with Ms. Heard?</p> <p>6 A I don't remember specifically, but I do</p> <p>7 have a general recollection.</p> <p>8 Q Do you recall why Ms. Heard -- strike</p> <p>9 that.</p> <p>10 Do you recall what Ms. Heard expressed to</p> <p>11 you about her feelings that Mr. Depp would like</p> <p>12 her to eliminate her acting career?</p> <p>13 MR. NADELHAFT: Objection; hearsay,</p> <p>14 speculation.</p> <p>15 THE WITNESS: No, I don't recall</p> <p>16 specifics.</p> <p>17 Q Did you ever have any discussions with</p> <p>18 Mr. Depp concerning Ms. Heard's acting career?</p> <p>19 A I have a sort of vague general memory of</p> <p>20 discussing that before. As to specific details, I</p> <p>21 don't think I can provide you with specifics. But</p> <p>22 it -- it sounds familiar.</p> <p>228</p>

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<p>229</p> <p>1 Q Did you ever have the impression that</p> <p>2 Mr. Depp wanted Ms. Heard to stop her -- or end</p> <p>3 her acting career?</p> <p>4 MR. NADELHAFT: Objection; form,</p> <p>5 speculation.</p> <p>6 THE WITNESS: I don't recall that being a</p> <p>7 sentiment.</p> <p>8 Q Let's --</p> <p>9 MS. MEYERS: If we can scroll down to the</p> <p>10 entry for September 2, 2014.</p> <p>11 Q Now I'd like to direct your attention to</p> <p>12 the sentence in the middle of this entry. It</p> <p>13 says, RN and Ct discuss Ct's history and current</p> <p>14 relationship. Ct reports difficulty with jealousy</p> <p>15 issues and anxiety around fiancé's fame and</p> <p>16 ability to interact with females often.</p> <p>17 Did I read that correctly?</p> <p>18 A Yes.</p> <p>19 Q And that's a note that you wrote, correct?</p> <p>20 A Yes.</p> <p>21 Q Do you recall Ms. Heard expressing this</p> <p>22 sentiment to you?</p>	<p>231</p> <p>1 to -- this is also in the middle. It says, Ct ate</p> <p>2 dinner with RN at 2100 at restaurant --</p> <p>3 A Sorry, just one sec, let me catch up with</p> <p>4 you. Oh, I see.</p> <p>5 Go ahead. I'm sorry.</p> <p>6 Q Ct became frustrated with wait staff over</p> <p>7 miscommunication; Ct calmly repeated herself to</p> <p>8 staff to resolve issue. Ct expressed frustration</p> <p>9 after conflict to RN. RN reflected change in</p> <p>10 coping mechanisms as Ct's previous coping skills</p> <p>11 involved impulsive anger and yelling.</p> <p>12 Did I read that correctly?</p> <p>13 A Yes.</p> <p>14 Q Okay. Do you recall this incident at all?</p> <p>15 A I wouldn't have said that I remembered</p> <p>16 this. In preparation for the deposition, when I</p> <p>17 was rereading through these notes, I have sort of</p> <p>18 a vague memory of this, but I think my notes here</p> <p>19 are probably more specific than what I exactly</p> <p>20 remember.</p> <p>21 Q Is there anything that you remember that's</p> <p>22 not reflected in these notes?</p>
<p>230</p> <p>1 MR. NADELHAFT: Objection; speculation,</p> <p>2 hearsay.</p> <p>3 THE WITNESS: Again, like we discussed</p> <p>4 earlier, I don't recall that specifically. I do</p> <p>5 have a general sense of jealousy, anxiety issues</p> <p>6 popping up throughout the years, but I don't</p> <p>7 remember that -- that specific discussion to give</p> <p>8 you anything deeper than that.</p> <p>9 BY MS. MEYERS:</p> <p>10 Q When these jealousy issues would arise</p> <p>11 during your treatment of Ms. Heard, would you</p> <p>12 document them in your notes?</p> <p>13 MR. NADELHAFT: Objection; speculation,</p> <p>14 form.</p> <p>15 THE WITNESS: I would say it's fair to say</p> <p>16 that, yes, sometimes I would document that. I</p> <p>17 can't say that every instance of everything we</p> <p>18 discussed or come along with goes into the nursing</p> <p>19 notes for the reasons that were previously stated.</p> <p>20 MS. MEYERS: Let's please move on to the</p> <p>21 entry for September 4, 2014.</p> <p>22 Q Now I'd like to direct your attention</p>	<p>232</p> <p>1 MR. NADELHAFT: Objection; speculation,</p> <p>2 asked and answered.</p> <p>3 THE WITNESS: No.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q When you say, Client's previous coping</p> <p>6 skills involved impulsive anger and yelling, do</p> <p>7 you know what you're referring to?</p> <p>8 MR. NADELHAFT: Objection; speculation,</p> <p>9 form.</p> <p>10 THE WITNESS: I don't know exactly. I</p> <p>11 would make the assumption based upon my previous</p> <p>12 notes that that was an issue that had arisen --</p> <p>13 been around previously, that she was attempting to</p> <p>14 treat when I came onboard.</p> <p>15 Q Is this an issue that you observed</p> <p>16 yourself?</p> <p>17 MR. NADELHAFT: Objection; form, vague,</p> <p>18 speculation.</p> <p>19 THE WITNESS: No. Again, like we talked</p> <p>20 about earlier, the one time I remember being</p> <p>21 present for -- witnessing Ms. Heard having an</p> <p>22 anger outburst was the time in London, 2014, after</p>

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233	1 her phone was hacked. But other than that, I 2 didn't witness it. 3 BY MS. MEYERS: 4 Q Okay. 5 MS. MEYERS: Let's actually go to the 6 entry for September 21, 2014, and I... Yes, okay. 7 Q Please take a moment and review this. And 8 once you're done, the question is: Does this note 9 reflect that incident in London that you just 10 referred to? 11 MR. NADELHAFT: Objection; form, 12 speculation. 13 THE WITNESS: To answer your question, 14 yes, that is what I'm referring to. 15 Q It says down here at the bottom of the 16 notes, Client's fiancé offered emotional support. 17 Is that accurate, to your recollection? 18 MR. NADELHAFT: Objection; form, 19 speculation. 20 THE WITNESS: I don't recall. I would 21 have to refer to my nursing note as that's 22 probably a lot more reliable than my current	235	1 speculation, asked and answered. 2 THE WITNESS: I don't know that it 3 refreshes my memory. I would say it reflects my 4 memory. 5 BY MS. MEYERS: 6 Q Is this -- this is the same outburst in 7 London that you had been previously referring to? 8 A Yes, that's correct. 9 Q Do you recall anything about what the 10 fight between Mr. Depp and Ms. Heard was about 11 that's reflected in this note? 12 MR. NADELHAFT: Objection; form, 13 speculation. 14 THE WITNESS: I don't really recall. I -- 15 I remember a general sense of Ms. Heard being very 16 upset that her phone was hacked because there was 17 very sensitive information that was leaked from 18 it. And I feel like there was a -- she was having 19 a difficult time calming after that. So whether 20 there was any verbal disagreements, I assume it's 21 in relation to that, but I just don't remember the 22 specifics of what that disagreement was about.
234	1 memory. 2 Q I believe you testified earlier, though, 3 that you recall that Mr. Depp was present on this 4 occasion; is that right? 5 A That's correct. 6 Q Okay. 7 MS. MEYERS: Now, if we can move on to the 8 entry for September 22nd. Okay. 9 Q So this note begins -- this -- this -- 10 strike that. 11 This starts with 0100. Is that 1:00 in 12 the morning on September 22nd? 13 A Yes, that's correct. 14 Q Okay. And it starts, RN notified that 15 client requires assistance. Upon arrival, client 16 noted to appear irritable, loud, and angry. 17 Client screaming at times and appears agitated. 18 Client crying and states she got into a verbal 19 argument with fiancé after RN departure. 20 Does this refresh your recollection at all 21 about Ms. Heard having an outburst? 22 MR. NADELHAFT: Objection; form,	236	1 Q Okay. It says here, Client states she 2 feels fiancé did not provide support to client. 3 Did I read that right? 4 A Yes. 5 Q Okay. Is that consistent with your 6 recollection? 7 A I didn't recall that, but, again, I would 8 state that my notes are much more reliable than my 9 current memory, and I think that probably speaks 10 to your previous question. 11 MS. MEYERS: Let's please go to the entry 12 for February 18, 2015, which is on page with the 13 Bates No. 16950. 14 THE WITNESS: Jessica, when you -- may I 15 just request, when you're finished or whenever is 16 a good time, just a brief break? 17 MS. MEYERS: Absolutely. This is a 18 perfect time before we get into this entry, so... 19 THE WITNESS: Okay. Thank you. 20 THE VIDEOGRAPHER: Off the record at 6:07. 21 (Recess was held.) 22 THE VIDEOGRAPHER: We're back on the

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<p>1 record at 6:14.</p> <p>2 MS. MEYERS: Okay. Great.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q Okay. So turning to this entry on</p> <p>5 February 18, 2015, I'd like to just direct your</p> <p>6 attention to this bit at the bottom. It says,</p> <p>7 Client admits to RN that she has fired her</p> <p>8 assistant Kate. RN asked how client -- asks</p> <p>9 client how she is feeling about the termination</p> <p>10 but client does not respond.</p> <p>11 Do you recall that -- do you recall</p> <p>12 Ms. Heard telling you that she had fired her</p> <p>13 assistant?</p> <p>14 MR. NADELHAFT: Objection; form, hearsay,</p> <p>15 speculation.</p> <p>16 THE WITNESS: I don't recall a specific</p> <p>17 incident where she told me that she had fired</p> <p>18 Kate. But I remember that happening.</p> <p>19 Q Had you met Kate before this -- before she</p> <p>20 was terminated?</p> <p>21 A Yes.</p> <p>22 Q How many times, would you say?</p>	<p>237</p> <p>1 MR. NADELHAFT: Objection; form, hearsay,</p> <p>2 speculation.</p> <p>3 THE WITNESS: Again, I can't remember</p> <p>4 specifics. I remember there's, like, a</p> <p>5 specific -- or, excuse me, general maybe lack of</p> <p>6 respect that Kate -- Kate felt. I'm not -- I'm</p> <p>7 not saying something I witnessed. I'm just</p> <p>8 speaking to what she expressed.</p> <p>9 BY MS. MEYERS:</p> <p>10 Q And -- and I think you alluded to this:</p> <p>11 You never actually witnessed the behavior that</p> <p>12 Kate was describing.</p> <p>13 A Correct. When -- when I would see</p> <p>14 Ms. Heard and Kate together, I didn't witness</p> <p>15 anything other than sort of a cordial interaction.</p> <p>16 Q Did Ms. Heard ever end up telling you how</p> <p>17 she felt about terminating Kate?</p> <p>18 MR. NADELHAFT: Objection; hearsay, form.</p> <p>19 THE WITNESS: I remember a general sense</p> <p>20 of discussing that after the termination, but I</p> <p>21 don't recall the specific conversation.</p> <p>22 MS. MEYERS: Let's, please, go to the</p>
<p>238</p> <p>1 A I don't really recall, but several.</p> <p>2 Q And you observed Ms. Heard interact with</p> <p>3 Kate before?</p> <p>4 A Yes. I can recall being in the presence</p> <p>5 of -- of both Ms. Heard and Kate simultaneously.</p> <p>6 Q And this is Kate Jacobs, correct?</p> <p>7 A I believe that's her last name. That</p> <p>8 sounds familiar.</p> <p>9 Q How would you describe Ms. Heard and</p> <p>10 Kate's relationship, from what you observed?</p> <p>11 MR. NADELHAFT: Objection; form,</p> <p>12 speculation.</p> <p>13 THE WITNESS: I can't recall specifics. I</p> <p>14 remember there being sort of a general sense of,</p> <p>15 you know, previous -- or before she was</p> <p>16 terminated, I don't think Ms. Heard was happy with</p> <p>17 Kate's performance as an assistant, and,</p> <p>18 alternatively, I remember Kate complaining about</p> <p>19 Ms. Heard, so it was sort of finger-pointing each</p> <p>20 way.</p> <p>21 Q What would -- what would Kate complain</p> <p>22 about?</p>	<p>239</p> <p>1 entries which are from March 7, 2015 which are on</p> <p>2 page with the Bates No. 16952.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q Now, as you see, we looked at these</p> <p>5 entries earlier. Do you recall that?</p> <p>6 A Yes.</p> <p>7 Q Okay. Now, with respect to the entry for</p> <p>8 March 7, 2015, it says, Client notifies RN via</p> <p>9 text of increasing anxiety. Reports emotional</p> <p>10 lability.</p> <p>11 Did -- do you recall Ms. Heard reporting</p> <p>12 why she was feeling anxious at this time?</p> <p>13 MR. NADELHAFT: Objection; hearsay, form,</p> <p>14 speculation.</p> <p>15 THE WITNESS: No, I don't recall the</p> <p>16 specific reason of why she is notifying me of that</p> <p>17 at this time.</p> <p>18 Q Is Ms. -- so it says here that she</p> <p>19 notified you via text, right?</p> <p>20 A Correct.</p> <p>21 Q If Ms. Heard had in those messages relayed</p> <p>22 the reason, would that have been reflected in this</p> <p>240</p>

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<p>241</p> <p>1 note?</p> <p>2 MR. NADELHAFT: Objection; form,</p> <p>3 speculation.</p> <p>4 THE WITNESS: As we discussed, sometimes I</p> <p>5 included specifics in -- within the document of</p> <p>6 the nursing notes, but often there were too many</p> <p>7 issues around all the time to include everything.</p> <p>8 So if it's not included, that probably reflects</p> <p>9 that I've already spoken to the treatment team,</p> <p>10 specifically Dr. Kipper, in regards to whatever</p> <p>11 issues are discussed at that time.</p> <p>12 BY MS. MEYERS:</p> <p>13 Q Okay. It says here, Client reports self-</p> <p>14 admin additional Seroquel 12.5 milligrams at 4:30</p> <p>15 due to insomnia.</p> <p>16 Do you see that?</p> <p>17 A Yes.</p> <p>18 Q Generally speaking, what is Seroquel?</p> <p>19 MR. NADELHAFT: Objection --</p> <p>20 Q If you know.</p> <p>21 MR. NADELHAFT: -- form, calls for expert</p> <p>22 testimony, speculation.</p>	<p>243</p> <p>1 based on what we discussed previously.</p> <p>2 Q It says here, RN plans to meet client upon</p> <p>3 arrival.</p> <p>4 Do you see that?</p> <p>5 A Oh, yes, yes, I do.</p> <p>6 Q And I think you testified to this earlier:</p> <p>7 You did see Ms. Heard the next day when she</p> <p>8 arrived back in Los Angeles; is that correct?</p> <p>9 A That's correct. If you look at the entry</p> <p>10 for March 9th, I refer to meeting her and her</p> <p>11 friends. So, yes, I would have met her in person</p> <p>12 that date.</p> <p>13 Q Do you recall how long you spent with</p> <p>14 Ms. Heard that following day?</p> <p>15 A I don't recall. My note states that I met</p> <p>16 her for dinner at 2200, which, military time,</p> <p>17 would be 10 p.m. I don't recall how long I was</p> <p>18 with her, so I would assume a couple hours, but,</p> <p>19 again, I'm just making an assumption.</p> <p>20 Q Do you recall observing any injuries to</p> <p>21 Ms. Heard when she -- when you saw her on March 9,</p> <p>22 2015?</p>
<p>242</p> <p>1 THE WITNESS: Seroquel, I haven't worked</p> <p>2 with in many years, so I can't -- I can't give you</p> <p>3 an educated answer on -- on that.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q Okay. Directing your attention to the</p> <p>6 next note for March 8, 2015 -- and I know you</p> <p>7 discussed this with Adam earlier, so I won't</p> <p>8 belabor this too much -- but do you recall that</p> <p>9 this -- at the time of this entry on March 8,</p> <p>10 2015, Ms. Heard was in Australia?</p> <p>11 A I would make that assumption based upon my</p> <p>12 note for March 8th. I state that, Client will be</p> <p>13 returning to Los Angeles accompanied by house</p> <p>14 manager, Ben.</p> <p>15 I'm paraphrasing there. But, yes, I -- I</p> <p>16 believe she was coming from Australia, for this</p> <p>17 particular entry.</p> <p>18 Q And I think you testified before, you</p> <p>19 don't recall what Debbie Lloyd reported to you on</p> <p>20 this date?</p> <p>21 A Right. Right, I don't recall specifics of</p> <p>22 it. I would assume we had a phone conversation</p>	<p>244</p> <p>1 MR. NADELHAFT: Objection; form,</p> <p>2 speculation.</p> <p>3 THE WITNESS: No, I don't recall. I</p> <p>4 don't -- I don't make note of it, but I -- I don't</p> <p>5 recall either.</p> <p>6 BY MS. MEYERS:</p> <p>7 Q If Ms. Heard had had visible injuries, is</p> <p>8 that something that you would have documented in</p> <p>9 your nursing notes?</p> <p>10 MR. NADELHAFT: Objection; form,</p> <p>11 speculation.</p> <p>12 THE WITNESS: I would assume so.</p> <p>13 Q If Ms. Heard had had visible injuries, is</p> <p>14 that something you think you would remember?</p> <p>15 MR. MCKENNA: That would be speculation.</p> <p>16 MR. NADELHAFT: Objection; form,</p> <p>17 speculation.</p> <p>18 THE WITNESS: I don't know.</p> <p>19 Q Do you recall whether Ms. Heard sought any</p> <p>20 medical treatment from you on March 9, 2015?</p> <p>21 MR. NADELHAFT: Objection; form, asked and</p> <p>22 answered, speculation.</p>

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<p>1 THE WITNESS: Sorry to have you repeat 2 that. I just missed the first part of that 3 question. 4 Q Do you recall Ms. Heard seeking any 5 medical treatment from you when you saw her on 6 March 9, 2015? 7 MR. NADELHAFT: Same objections. 8 THE WITNESS: I don't recall. 9 Q If Ms. Heard had sought medical treatment 10 from you on that date, is that something you would 11 have documented in your notes? 12 MR. NADELHAFT: Objection; form, 13 speculation. 14 THE WITNESS: Perhaps. If there were 15 requests for medical treatment that differed from 16 sort of day-to-day status, then, yes, I might have 17 put it in my notes if I hadn't discussed with 18 Dr. Kipper. But I -- I don't make any reference 19 to it in this particular note. 20 Q Do you recall anything else about 21 Ms. Heard's physical appearance on this date? 22 MR. NADELHAFT: Objection; speculation.</p>	<p>1 I'd like to direct your attention down to 2 this e-mail from David Kipper on March 9, 2015 3 that starts out, Erin, love you too (much). 4 Do you recognize this e-mail? 5 A I believe -- I believe I produced this in 6 reference to the subpoena. 7 Q Do you recall receiving this e-mail? 8 A I don't recall. But I do remember 9 reviewing this. I don't think I reviewed it in 10 preparation for today, but probably at the time of 11 the document requests, I -- I think I probably 12 reviewed this. 13 Q Drawing your attention to the middle of 14 the e-mail, do you see where it says, I'm sure JD 15 will let her know we are coming home. I want her 16 to please not see him for a few days until we can 17 get him organized with the hand surgeon and get 18 his meds balanced. 19 Do you see that? 20 A Yes. 21 Q Okay. And "JD" refers to Mr. Depp in this 22 instance?</p>
<p>1 THE WITNESS: No. 2 MS. MEYERS: Could we please pull up what 3 should be in -- I think I would have uploaded as 4 document B. It's -- it bears the Bates No. Falati 5 0134. 6 AV TECHNICIAN: Please stand by. 7 MS. MEYERS: And I think this will be 8 Falati Exhibit 14; is that correct? 9 AV TECHNICIAN: That's right, Counsel. 10 (Exhibit 14, Falati e-mail to Kipper, 11 dated March 09, 2015, Bates Nos. Falati 0134 and 12 Falati 0135, was marked for identification and is 13 attached to the transcript.) 14 AV TECHNICIAN: Exhibit 14. 15 BY MS. MEYERS: 16 Q I think we covered this before, but just 17 to confirm, is this your e-mail up at the top that 18 says erinboerum@hotmail.com? 19 I'm sorry, did you respond? 20 A Yes. 21 Q Oh, okay. Great. Thank you. I'm sorry, 22 I didn't hear that.</p>	<p>1 A Yes. 2 Q And the "her" is Ms. Heard? 3 A Yes. 4 Q Did you have an understanding at the time 5 as to why Dr. Kipper didn't want Ms. Heard to see 6 Mr. Depp for a few days? 7 MR. NADELHAFT: Objection; form, 8 speculation. 9 THE WITNESS: I don't recall exactly. 10 This might have been in reference to Australia 11 when they, meaning Mr. Depp and Ms. Heard, were 12 separated. I would have to check the dates on 13 that. 14 Q I -- well, returning back to your notes 15 where Ms. Heard was returning from March -- from 16 Australia, March 9, 2015, does that orient you? 17 A Yes, yes, thank you. Yeah, that would be 18 the same time period. 19 Q Okay. And you alluded to an understanding 20 that Dr. Kipper wanted Mr. Depp and Ms. Heard 21 separated? 22 MR. NADELHAFT: Objection; form,</p>

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<p>249</p> <p>1 speculation, hearsay.</p> <p>2 THE WITNESS: Yes.</p> <p>3 Q And why -- why did you -- what was your</p> <p>4 understanding as to why they should be separated?</p> <p>5 MR. NADELHAFT: Objection; form,</p> <p>6 speculation --</p> <p>7 MR. MCKENNA: If you recall.</p> <p>8 MR. NADELHAFT: -- calls for hearsay.</p> <p>9 THE WITNESS: I don't recall specifics. I</p> <p>10 wasn't present in Australia at that time. I just</p> <p>11 remember a general sense of a big argument</p> <p>12 happening and the treatment team deciding that</p> <p>13 they should not be around each other. So</p> <p>14 Ms. Heard returned to Los Angeles, and Mr. Depp</p> <p>15 stayed in Australia; for how long, I -- I don't</p> <p>16 recall.</p> <p>17 Q Next bit here, it says, Please use the</p> <p>18 excuse that Dr. Kipper insists that JD stay quiet</p> <p>19 without any distraction for the rest of the week</p> <p>20 while we get his medication organized and</p> <p>21 balanced. None of this will be accepted by her</p> <p>22 but I will be very upset (you can tell her this)</p>	<p>251</p> <p>1 THE WITNESS: Okay.</p> <p>2 So, then, no.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q In March of 2015, you'd been treating</p> <p>5 Ms. Heard for almost a year, is that right, or --</p> <p>6 actually, no, that's not correct. You started</p> <p>7 treating Ms. Heard in August 2014, correct?</p> <p>8 A That's correct.</p> <p>9 Q Okay.</p> <p>10 A Just to clarify -- I'm sorry to</p> <p>11 interrupt -- but --</p> <p>12 Q No.</p> <p>13 A -- I just want to make it clear that I</p> <p>14 wasn't always full time with her, especially this</p> <p>15 time period that we're discussing right now. I</p> <p>16 think you can see from what we've been discussing</p> <p>17 that I was not with Ms. Heard and Ms. -- excuse</p> <p>18 me -- Ms. Heard, Mr. Depp who were in Australia at</p> <p>19 the time. I was based back in Los Angeles at that</p> <p>20 time.</p> <p>21 Q Okay. Understood.</p> <p>22 Based on your experience treating</p>
<p>250</p> <p>1 if there is any stress created by a visit that is</p> <p>2 premature.</p> <p>3 Do you see that?</p> <p>4 A Yes.</p> <p>5 Q Do you have any understanding as to why</p> <p>6 Dr. Kipper was directing you to provide this</p> <p>7 excuse to Ms. Heard?</p> <p>8 MR. NADELHAFT: Objection; form,</p> <p>9 speculation.</p> <p>10 THE WITNESS: Again, just the general</p> <p>11 sense that there was a major argument in Australia</p> <p>12 which I wasn't present for and separating</p> <p>13 because -- because of that.</p> <p>14 Q Did you have any understanding as to why</p> <p>15 Dr. Kipper stated that none of this will be</p> <p>16 accepted by Ms. Heard?</p> <p>17 MR. NADELHAFT: Objection; form,</p> <p>18 speculation.</p> <p>19 THE WITNESS: I would be speculating on</p> <p>20 that. But, you know, we -- we used joking</p> <p>21 terminology.</p> <p>22 MR. MCKENNA: If it's speculation, then --</p>	<p>252</p> <p>1 Ms. Heard at this time, in March of 2015, would</p> <p>2 you agree or did you agree with Dr. Kipper that</p> <p>3 Ms. Heard would not accept not seeing Mr. Depp for</p> <p>4 a period of time?</p> <p>5 MR. NADELHAFT: Objection; form,</p> <p>6 speculation.</p> <p>7 MR. MCKENNA: Speculation, based on her</p> <p>8 prior testimony.</p> <p>9 If you recall, you can answer.</p> <p>10 THE WITNESS: Can you state that question</p> <p>11 again.</p> <p>12 MS. MEYERS: Could you read that back,</p> <p>13 please.</p> <p>14 (The court reporter read the pertinent</p> <p>15 part of the record.)</p> <p>16 MR. NADELHAFT: Same objections.</p> <p>17 THE WITNESS: I don't know specifically.</p> <p>18 I -- as I think we talked about much earlier this</p> <p>19 morning, there was generally a sense of arguing,</p> <p>20 reconciling, and that sort of cycle happening</p> <p>21 frequently throughout their relationship.</p> <p>22 BY MS. MEYERS:</p>

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<p>253</p> <p>1 Q And the next sentence says, Please</p> <p>2 reiterate to her that I want her to see Cowan</p> <p>3 every day if she can go -- if he can this week to</p> <p>4 help her organize her thoughts and take</p> <p>5 accountability for her part in the fighting before</p> <p>6 she sees him.</p> <p>7 Do you see that?</p> <p>8 A Yes.</p> <p>9 Q Now, who is Cowan?</p> <p>10 A That would be in reference to Dr. Cowan.</p> <p>11 I don't recall his first name at this time. He --</p> <p>12 he was Ms. Heard's therapist, I believe, at that</p> <p>13 time.</p> <p>14 Q At this time did you have any</p> <p>15 understanding as to why Dr. Kipper wanted</p> <p>16 Ms. Heard to see Dr. Cowan that week?</p> <p>17 MR. NADELHAFT: Objection; form,</p> <p>18 speculation.</p> <p>19 THE WITNESS: I think in a general sense</p> <p>20 it was always encouraged that she continue her</p> <p>21 relationship with Dr. Cowan because I think he was</p> <p>22 her treating therapist that would assist her with</p>	<p>255</p> <p>1 Do you see that?</p> <p>2 A Oh, yes, I do.</p> <p>3 Q And I believe you testified earlier that</p> <p>4 you did, in fact, meet with Ms. Heard the next</p> <p>5 day, correct?</p> <p>6 A I think I met with her that day,</p> <p>7 March 9th, according to --</p> <p>8 Q So this is -- this is in the entry for</p> <p>9 March 9th, and it says, Client states she would</p> <p>10 like to discuss recent events between her and her</p> <p>11 husband with RN in private tomorrow.</p> <p>12 A Yes.</p> <p>13 Q So do you recall that you did actually</p> <p>14 have that private conversation with her the next</p> <p>15 day?</p> <p>16 MR. NADELHAFT: Objection; asked and</p> <p>17 answered.</p> <p>18 THE WITNESS: I don't recall.</p> <p>19 Q Okay. Directing your attention to the</p> <p>20 entry for March 10, 2015, it says, RN met client</p> <p>21 at home at 1600.</p> <p>22 Does that refresh your recollection that</p>
<p>254</p> <p>1 relationship, emotional support issues, things</p> <p>2 like that.</p> <p>3 Q Do you have any understanding of why at</p> <p>4 this time, on March 9, 2015, Dr. Kipper was</p> <p>5 encouraging Ms. Heard to see Dr. Cowan every day</p> <p>6 that week if possible?</p> <p>7 MR. NADELHAFT: Objection; asked and</p> <p>8 answered, form, speculation.</p> <p>9 THE WITNESS: I don't recall this -- like</p> <p>10 I said earlier, I don't recall the specifics of</p> <p>11 this. I wasn't there. But looking at this</p> <p>12 notation, I think it's in reference to the</p> <p>13 argument that occurred in Australia.</p> <p>14 MS. MEYERS: If we could please go back to</p> <p>15 the nursing notes which are Exhibit 2. Could we</p> <p>16 please go back to the entries from March 2015 that</p> <p>17 are on the page with the Bates No. 16952.</p> <p>18 Q Now, we covered this earlier, but it</p> <p>19 says -- in your March 9, 2015 entry, it says,</p> <p>20 Client states she would like to discuss recent</p> <p>21 events between her and husband with RN in private</p> <p>22 tomorrow.</p>	<p>256</p> <p>1 you did meet with her the next day?</p> <p>2 A No, it doesn't refresh my recollection.</p> <p>3 However, I would refer to my nursing note.</p> <p>4 Q And you have no reason to doubt that this</p> <p>5 nursing note is accurate?</p> <p>6 A Did you say I -- can you rephrase that. I</p> <p>7 think it --</p> <p>8 Q Do you have any reason to doubt that these</p> <p>9 notes are accurate?</p> <p>10 A No.</p> <p>11 Q And I believe you testified to this</p> <p>12 earlier: You don't recall the specifics of that</p> <p>13 meeting with Ms. Heard on March 10, 2015?</p> <p>14 A I don't.</p> <p>15 Q Do you recall whether Ms. Heard showed any</p> <p>16 injuries to you on that -- at that time?</p> <p>17 MR. NADELHAFT: Objection; asked and</p> <p>18 answered, form, speculation.</p> <p>19 THE WITNESS: No, I don't recall any --</p> <p>20 any injuries.</p> <p>21 Q Do you recall when you first saw Mr. Depp</p> <p>22 after he returned from Australia in March 2015?</p>

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<p>257</p> <p>1 A No. I don't recall when I first saw him</p> <p>2 upon his return. And going along with that, just</p> <p>3 in reference to your question that you asked, you</p> <p>4 referenced March 2015. I wouldn't even be able to</p> <p>5 say if I saw him in March or April, but you might</p> <p>6 have better knowledge of that.</p> <p>7 Q And I think you recall -- you testified</p> <p>8 earlier that you recall that Mr. Depp did have an</p> <p>9 injury to his finger upon returning from</p> <p>10 Australia, correct?</p> <p>11 A Correct.</p> <p>12 Q And do you recall Mr. Depp wearing a cast</p> <p>13 at any point in connection with that injury?</p> <p>14 A I remember there being a wrap. I can't</p> <p>15 remember if there was a cast involved as well. I</p> <p>16 can probably read through notes and see if I make</p> <p>17 any mention of that.</p> <p>18 Q When you say a "wrap," is that like a soft</p> <p>19 cast or like a --</p> <p>20 A I mean, like the stretch bandage that's</p> <p>21 put around a splint. So just -- just meaning that</p> <p>22 I can't -- I can't confirm if it was a cast or a</p>	<p>259</p> <p>1 THE VIDEOGRAPHER: Off the record at 6:42.</p> <p>2 (Recess was held.)</p> <p>3 THE VIDEOGRAPHER: Back on the record at</p> <p>4 6:49.</p> <p>5 MR. NADELHAFT: So, Exhibit 14 was Falati</p> <p>6 134. I appear to only have up to Falati 127. And</p> <p>7 I've asked my -- I think, my people, and they</p> <p>8 don't see anything above that.</p> <p>9 I guess one thing I was just wondering is:</p> <p>10 How far up do you have the production of Falati</p> <p>11 documents, and when were documents produced after</p> <p>12 127?</p> <p>13 MS. MEYERS: I do not know that off the</p> <p>14 top of my head. I can tell -- obviously, we have</p> <p>15 through Falati 134.</p> <p>16 MR. NADELHAFT: Is 134 the last -- was 134</p> <p>17 the highest that you know of?</p> <p>18 MS. MEYERS: I don't know. I can --</p> <p>19 MR. NADELHAFT: Robert, do you know, by</p> <p>20 any chance?</p> <p>21 MR. MCKENNA: I'm not paying attention to</p> <p>22 your exhibits.</p>
<p>258</p> <p>1 splint. Perhaps both. I just don't recall the</p> <p>2 specifics.</p> <p>3 Q Okay. And just to confirm -- I think you</p> <p>4 testified to this earlier -- you don't have any</p> <p>5 understanding as to how Mr. Depp's finger was</p> <p>6 injured?</p> <p>7 A Right. I just remember that being an</p> <p>8 injury that he returned with whenever he returned</p> <p>9 from Australia.</p> <p>10 Q Okay.</p> <p>11 MS. MEYERS: Well, let's please go to</p> <p>12 the -- this entry here on March 25, 2015.</p> <p>13 Q And, again, I think we covered a lot of</p> <p>14 this earlier, so I will try not to cover ground</p> <p>15 that we've already covered.</p> <p>16 MS. MEYERS: You know what, actually, to</p> <p>17 try to be most efficient, would you mind if we</p> <p>18 just took a five-minute break just so I can</p> <p>19 collect here and try not to waste everyone's time</p> <p>20 by going over what Adam already did.</p> <p>21 THE WITNESS: Sure.</p> <p>22 MR. MCKENNA: Okay.</p>	<p>260</p> <p>1 MR. NADELHAFT: No. The production of --</p> <p>2 on Exhibit 14 it was Falati 134. I have a</p> <p>3 production up to Falati 127. I didn't know if you</p> <p>4 had -- saw anything beyond -- if you had anything</p> <p>5 beyond that.</p> <p>6 MR. MCKENNA: The only thing that I have</p> <p>7 is what your co-defense counsel has, and -- who</p> <p>8 was also the former counsel for my client.</p> <p>9 So other than that, I don't have anything</p> <p>10 new for you. It is what it is. And you guys can</p> <p>11 sort it out.</p> <p>12 I'd like to -- I'd like to get this</p> <p>13 deposition finished --</p> <p>14 MR. NADELHAFT: I -- I -- I'm not --</p> <p>15 listen, this was just taking me a minute or two.</p> <p>16 I just wanted to ask you if you knew. That's all</p> <p>17 I was asking. If you don't know, you don't know.</p> <p>18 That's fine. I just wanted to -- wanted to know.</p> <p>19 You didn't produce anything, correct?</p> <p>20 MR. MCKENNA: No. That was handled by</p> <p>21 Gordon & Rees.</p> <p>22 MR. NADELHAFT: Okay. All right. Fair</p>

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66 (261 to 264)

261	1 enough. 2 Go ahead. 3 MS. MEYERS: Okay, great. 4 Could we please pull up Falati Exhibit 4, 5 please. 6 BY MS. MEYERS: 7 Q Ms. Falati, I think we -- we looked at 8 these text messages earlier today, correct? 9 A Yes, correct. 10 Q And you recognize these as text messages 11 between you and Whitney Heard, correct? 12 A Yes. 13 Q And these are from March 23, 2015, yes? 14 A Yes. 15 Q Now, I believe you had an opportunity to 16 read through all of these text messages, right? 17 A Yes; this morning when we reviewed those. 18 Q And these -- fair to say these text 19 messages reflect that on March 23, 2015 you went 20 to see Ms. Heard after speaking with Whitney, 21 correct? 22 MS. MEYERS: And we can scroll through	263	1 A I guess it's possible. I -- I don't 2 recall that, though. 3 Q Okay. And I believe you were asked a 4 couple questions about this earlier, this text 5 message from Whitney at 1439 that says, Safe? No. 6 She's not. Kept saying she wants to kill herself. 7 I took her meds and hid them. 8 Do you see that? 9 A I do. 10 Q And you said you don't recall receiving 11 this text message, right? 12 A No, I don't. 13 Q And you don't recall learning from Whitney 14 Heard that Amber was saying she wanted to kill 15 herself, correct? 16 A I don't recall this -- I don't recall this 17 text conversation. 18 Q Do you have any recollection of Ms. Heard 19 ever in the time that you treated her saying that 20 she wanted to kill herself? 21 MR. NADELHAFT: Objection; form, 22 foundation, speculation.
262	1 again. 2 THE WITNESS: Yeah, if I could scroll down 3 just to confirm. 4 A So, yes, it appears that I'm making 5 reference to driving there, so it looks like I 6 arrived and would have visited Ms. Heard on -- 7 what date is that -- March 23, 2015. 8 Q Do you recall actually seeing Ms. Heard on 9 that date? 10 MR. NADELHAFT: Objection; asked and 11 answered. 12 THE WITNESS: No, not at this time. 13 Q Is it possible that you arrived and didn't 14 end up seeing her? 15 MR. MCKENNA: That calls for speculation 16 based on her past -- past answer. 17 If you know, you can answer. 18 MR. NADELHAFT: Same objection. 19 THE WITNESS: You're asking if I would 20 have these texts but not have seen her? 21 Q I'm asking: Is it possible that you 22 arrived and didn't end up seeing her?	264	1 THE WITNESS: No, I don't recall that. 2 BY MS. MEYERS: 3 Q Okay. 4 MS. MEYERS: Can we go back to Exhibit 2 5 which is the nursing notes, and specifically, the 6 entry for March 25, 2015. 7 Q Okay. So this -- do you see the nursing 8 entry for March 25, 2015? 9 A Yes. 10 Q And it starts: Client and RN in contact 11 throughout day via text and phone conversations. 12 Client expresses uncertainty regarding 13 relationship with fiancé. States she is concerned 14 about ability to trust fiancé following argument 15 on March 23, 2015. 16 Do you see that? 17 A Yes. 18 Q And March 23, 2015 is -- are the -- is the 19 same date as those text messages we just looked 20 at, correct, that are in Exhibit 4? 21 A Correct. 22 Q Okay. And so further down in this note,

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<p>1 maybe two-thirds of the way down, it says, RN 2 offers to visit client but client declines, but 3 requests RN to visit on March 27, 2015 to assist 4 her in travel preparation. RN agrees to do so. 5 Do you see that? 6 A Yes, I see that. 7 Q Do you have any recollection of seeing 8 Ms. Heard between March 23, 2015 and March 27, 9 2015? 10 MR. NADELHAFT: Objection; form, 11 foundation, speculation. 12 THE WITNESS: As I'm sitting here right 13 now, I don't have recollection of that specific 14 date period. 15 MS. MEYERS: If we can go on to the next 16 page, please. 17 Q Do you see the portion of this entry that 18 says at 2300, Debbie L., RN notified RN that Ct 19 and her fiancé were having verbal argument at 20 home. RN attempted to contact client via phone 21 call and text? 22 Do you see that?</p>	<p>265</p> <p>1 frequent contact with one another just based on 2 our treating relationship with both clients. So, 3 yes, we -- we were in touch frequently. 4 I'm not sure I recall what this specific 5 argument was about. Sorry, my memory fails me. 6 BY MS. MEYERS: 7 Q No, that's okay. Based on this note and 8 your recollection, is it your understanding that 9 Debbie was present when the altercation that's 10 described here occurred? 11 MR. NADELHAFT: Objection; form, 12 speculation, foundation. 13 THE WITNESS: I don't have memory of this 14 specific date, and my note for this specific date 15 doesn't necessarily imply that, so I can't confirm 16 that. 17 MS. MEYERS: If we could just go back up 18 to the top of this entry for March 25th, please. 19 Q I just want to ask you one more part of 20 this. It says, States she is concerned about 21 ability to trust fiancé following argument on 22 March 23, 2015.</p> <p>267</p>
<p>266</p> <p>1 A Yes. 2 Q So to your understanding, is this a 3 different argument than the one that occurred on 4 March 23, 2015? 5 MR. NADELHAFT: Objection; form, 6 speculation. 7 THE WITNESS: To answer your question, I 8 don't have specific recollection. 9 However, as this entry was made on the 10 25th of March, I'm using verbiage that's talking 11 about it in the present tense, so I would assume 12 that is a separate incident from -- excuse me -- I 13 forget -- what was the other date, March 23rd -- 14 Q 23rd. 15 A -- I believe. Right. So it appears to 16 be, but I don't have specific recollection of 17 that. 18 Q Do you have any recollection of Debbie 19 reaching out to you about an incident? 20 MR. NADELHAFT: Objection; speculation, 21 form. 22 THE WITNESS: Debbie and I were in</p>	<p>268</p> <p>1 Do you have any recollection of Ms. Heard 2 expressing concern about her ability to trust 3 Mr. Depp? 4 MR. NADELHAFT: Objection; form, 5 foundation, hearsay, speculation. 6 THE WITNESS: I would say I have a 7 generalized memory of there being, as I stated 8 before, jealousy and anxiety issues including 9 mistrust within the relationship. 10 Q Do you recall Ms. Heard ever telling you 11 that she thought Mr. Depp was cheating on her? 12 A No, I don't recall that specifically. I 13 just, as I've said, have a general sense of 14 remembering jealousy being an issue. 15 Q Okay. 16 MS. MEYERS: If we could -- 17 Q Okay. I think -- do you recall talking 18 about visiting Ms. Heard and Mr. Depp for 19 Thanksgiving earlier today? 20 A Yes. 21 Q Okay. And I believe you testified that 22 you recall Ms. Heard's father being present at</p>

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<p>269</p> <p>1 that Thanksgiving dinner?</p> <p>2 A Yes.</p> <p>3 Q Have you ever met Ms. Heard's father</p> <p>4 before that date?</p> <p>5 A I don't recall if I had met him previous</p> <p>6 to that date.</p> <p>7 Q Do you recall meeting him other than on</p> <p>8 that occasion?</p> <p>9 A Yes. I feel like I remember meeting him</p> <p>10 on more than one occasion.</p> <p>11 Q And do you recall whether he was drinking</p> <p>12 on Thanksgiving?</p> <p>13 A I don't recall.</p> <p>14 Q Do you recall whether Mr. -- Mr. Depp's</p> <p>15 son, Jack, was at the Thanksgiving dinner?</p> <p>16 A I don't remember.</p> <p>17 Q Does anything stand out in your mind as --</p> <p>18 from that Thanksgiving dinner that you can recall?</p> <p>19 A Nothing really stands out other than it</p> <p>20 was -- I sort of have a general sense of it being</p> <p>21 a really jovial, fun time together.</p> <p>22 Q Do you recall how long you stayed at the</p>	<p>271</p> <p>1 foundation, speculation.</p> <p>2 THE WITNESS: Again, I don't remember that</p> <p>3 specifically, but I just remember a general sense</p> <p>4 of it being a -- a fun, happy evening.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q So this is consistent with your</p> <p>7 recollection of that evening?</p> <p>8 MR. NADELHAFT: Objection; form,</p> <p>9 foundation, speculation.</p> <p>10 THE WITNESS: I would make that</p> <p>11 assumption.</p> <p>12 Q And you have no reason to doubt the</p> <p>13 accuracy of your note, correct?</p> <p>14 A Correct.</p> <p>15 MR. NADELHAFT: Objection; form.</p> <p>16 MS. MEYERS: Could we please go down to</p> <p>17 the entry for December 16th and 17th of 2015. I</p> <p>18 think it's the next page.</p> <p>19 Q Ms. Falati, do you recall earlier today</p> <p>20 testifying about an incident in December 2015 in</p> <p>21 which you learned from Ms. Heard that there had</p> <p>22 been an altercation between her and Mr. Depp?</p>
<p>270</p> <p>1 dinner?</p> <p>2 A Not specifically. I would assume a few</p> <p>3 hours.</p> <p>4 MS. MEYERS: Could we please just quickly</p> <p>5 go to the note from November -- this is in</p> <p>6 Exhibit 2, in the entry for November 26, 2015,</p> <p>7 which is on page 16954.</p> <p>8 AV TECHNICIAN: Please stand by.</p> <p>9 Q Ms. Falati, directing your attention to</p> <p>10 the entry for November 26, 2015, you looked at --</p> <p>11 you recall seeing this entry earlier today?</p> <p>12 A Yes.</p> <p>13 Q And I believe you testified that this is</p> <p>14 the entry from the Thanksgiving dinner that you</p> <p>15 spent with Ms. Heard and Mr. Depp.</p> <p>16 A I believe it is.</p> <p>17 Q Okay. Do you see in the middle where it</p> <p>18 says, JD appeared calm and coherent?</p> <p>19 A I do.</p> <p>20 Q Is that accurate, to your recollection of</p> <p>21 that evening?</p> <p>22 MR. NADELHAFT: Objection; form,</p>	<p>272</p> <p>1 A Yes.</p> <p>2 Q Okay. Directing your attention to the</p> <p>3 December 17, 2015 entry, will you just take a</p> <p>4 minute and read this over and confirm whether --</p> <p>5 strike that.</p> <p>6 Do you recall going and visiting Ms. Heard</p> <p>7 on December 15th -- or, excuse me, December 17,</p> <p>8 2015?</p> <p>9 MR. NADELHAFT: Objection; asked and</p> <p>10 answered.</p> <p>11 THE WITNESS: I remember in so much as my</p> <p>12 nursing notes regarding this night. I don't</p> <p>13 say -- I can't say that I recall much more than I</p> <p>14 have here, but I -- I do remember visiting her.</p> <p>15 Q It says here that the, Client had visible</p> <p>16 bright red blood appearing at center of lower lip.</p> <p>17 Do you see that?</p> <p>18 A Yes.</p> <p>19 Q Did you -- other than the blood on</p> <p>20 Ms. Heard's lip, do you recall seeing any other</p> <p>21 injuries to her on that date?</p> <p>22 MR. NADELHAFT: Objection; form,</p>

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<p>1 foundation, speculation.</p> <p>2 THE WITNESS: I don't recall other than</p> <p>3 what I state.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q Did you examine -- do you recall examining</p> <p>6 Ms. Heard's lip at all?</p> <p>7 A I don't think I examined it other than a</p> <p>8 visual examination. I didn't physically examine</p> <p>9 her -- her lip.</p> <p>10 Q Do you recall having an impression as to</p> <p>11 why her lip was bleeding --</p> <p>12 MR. NADELHAFT: Objection --</p> <p>13 Q -- what the -- what the source of the</p> <p>14 blood was?</p> <p>15 MR. NADELHAFT: Objection; speculation,</p> <p>16 form, foundation.</p> <p>17 THE WITNESS: As my note states, Ms. Heard</p> <p>18 stated it was from an injury from an argument</p> <p>19 between her and Mr. Depp. So --</p> <p>20 Q Your --</p> <p>21 A Sorry.</p> <p>22 Go ahead.</p>	<p>273</p> <p>1 sustained by Mr. Depp?</p> <p>2 MR. NADELHAFT: Objection; form,</p> <p>3 foundation, hearsay.</p> <p>4 THE WITNESS: I don't recall. I think</p> <p>5 continuing with my note on this date, I make</p> <p>6 reference to encouraging her to be seen by</p> <p>7 Dr. Kipper or emergency room urgent care. So, no,</p> <p>8 I don't recall anything other than that.</p> <p>9 BY MS. MEYERS:</p> <p>10 Q The note says here, Client also stated her</p> <p>11 head is bruised and that she lost clumps of hair</p> <p>12 in altercation. RN briefly looked at client's</p> <p>13 scalp but was unable to visualize hematomas client</p> <p>14 has described.</p> <p>15 Is that what you wrote in your note?</p> <p>16 A Yes.</p> <p>17 Q If you had observed the bruises or</p> <p>18 hematomas that Ms. Heard had described, would that</p> <p>19 have been reflected in your note?</p> <p>20 MR. NADELHAFT: Objection; speculation,</p> <p>21 form.</p> <p>22 THE WITNESS: I would assume, but, again,</p>
<p>274</p> <p>1 Q Do you have any reason -- do you recall</p> <p>2 having any reason to doubt that that was the cause</p> <p>3 of the blood on her lip?</p> <p>4 MR. NADELHAFT: Objection; form,</p> <p>5 foundation, speculation.</p> <p>6 MR. MCKENNA: She's asking, as you sit</p> <p>7 here today, do you have any to reason to doubt</p> <p>8 what she told you.</p> <p>9 THE WITNESS: Well, I have to take a</p> <p>10 client's report at face value until I find</p> <p>11 information otherwise.</p> <p>12 Q Did you -- did you find information that</p> <p>13 contradicted this report?</p> <p>14 MR. NADELHAFT: Objection; form,</p> <p>15 foundation.</p> <p>16 MR. MCKENNA: That assumes she looked for</p> <p>17 it. But I'll allow her to answer.</p> <p>18 THE WITNESS: I'm not sure I understand.</p> <p>19 Did I find information -- could you restate it.</p> <p>20 Q Sure. Did you ever learn of anything that</p> <p>21 gave you reason to doubt Ms. Heard's report that</p> <p>22 her lip was bleeding because of an injury</p>	<p>275</p> <p>1 I'm not trained in looking for those types of</p> <p>2 injuries which is why my note continues that I</p> <p>3 encourage her to be seen by a professional that is</p> <p>4 trained to do so.</p> <p>5 MS. MEYERS: Can we drop down to the next</p> <p>6 page. And this is just the end portion of this</p> <p>7 note.</p> <p>8 BY MS. MEYERS:</p> <p>9 Q It says here, RN reminds client to hydrate</p> <p>10 with oral fluids and to limit/abstain from</p> <p>11 alcohol. Client was consuming red wine when --</p> <p>12 with RN left but assured RN she would consume in</p> <p>13 moderation.</p> <p>14 Is that what you wrote in your note?</p> <p>15 A It is. And I believe I miswrote there.</p> <p>16 Probably it should say, Client was consuming red</p> <p>17 wine when RN left, not with, just to clarify.</p> <p>18 Q Why would you advise Ms. Heard on this</p> <p>19 occasion to limit -- or why did you advise</p> <p>20 Ms. Heard to limit or abstain from alcohol on this</p> <p>21 occasion?</p> <p>22 MR. NADELHAFT: Objection; form,</p>

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<p>1 foundation, speculation. 2 MR. MCKENNA: If you remember. 3 THE WITNESS: I -- I don't recall why I 4 would be speaking to limit or abstain from alcohol 5 on this occasion. 6 MS. MEYERS: Can we please pull up 7 document D, which I believe will be Falati 8 Exhibit 15. 9 AV TECHNICIAN: Stand by. 10 MS. MEYERS: Just for the record, the 11 document I'm about to show you -- we should go to 12 the 83rd page of the document, which is the 13 beginning of Exhibit 13 to Ms. Heard's April 10, 14 2019 declaration in this action. 15 AV TECHNICIAN: Stand by, Counsel. It's a 16 very large file. 17 MS. MEYERS: Yes. 18 (Exhibit 15, Motion for Leave for Briefing 19 Schedule and Evidentiary Hearing on Motion to 20 Dismiss, was marked for identification and is 21 attached to the transcript.) 22 AV TECHNICIAN: Exhibit 15. And, Counsel,</p>	<p>277</p> <p>1 Q Ms. Falati, why don't -- 2 MS. MEYERS: Can we just slowly scroll 3 through the first six pictures of this exhibit. 4 Okay. If we can go back to the last one, please. 5 Thank you. 6 Q Have you ever seen Ms. Heard as she's 7 depicted in these photographs? 8 MR. NADELHAFT: Objection; form, 9 foundation, speculation. 10 MR. MCKENNA: When you've seen her in 11 person, has she looked like that? 12 MS. MEYERS: Yes. Thank you, yes. 13 MR. NADELHAFT: Objection; vague. 14 THE WITNESS: I mean, I'm not positive I 15 understand. You mean just without makeup or -- in 16 what sense? 17 Q Let me ask a more specific question. Do 18 you see that there appears to be a mark under her 19 right eye? 20 A Under her right eye there appears to be. 21 Q Have you ever seen Ms. Heard in person 22 with this mark under her eye?</p>
<p>278</p> <p>1 you said 85? 2 MS. MEYERS: 83rd page, I believe, should 3 start Exhibit 13. Yes, okay. 4 Now, if we could just slowly scroll 5 through the first six pages of this exhibit. Oh, 6 this is in black and white. That is a shame. 7 Okay. Do you have a colored vers- -- a color -- a 8 version that's in color? 9 MR. MCKENNA: Are you asking us? 10 MS. MEYERS: No, I'm ask- -- I'm sorry, 11 I'm asking the technician. I thought the version 12 I sent was in color. 13 AV TECHNICIAN: Stand by. 14 Yes, Counsel, I do have the colored 15 version. However, it is password protected and 16 cannot be marked, but we will get to that in a 17 minute. 18 MS. MEYERS: I'm fine with marking the 19 black-and-white one. I would -- if it's possible 20 to have the colored pictures up on the screen. 21 Okay. 22 BY MS. MEYERS:</p>	<p>279</p> <p>1 MR. NADELHAFT: Objection; form, 2 foundation, speculation. 3 THE WITNESS: I don't recall seeing that 4 in person. I don't recall. 5 Q Do you recall seeing Ms. Heard with that 6 mark on December 17, 2015? 7 MR. NADELHAFT: Objection; form, 8 foundation, speculation. 9 THE WITNESS: May I just read through my 10 notes quickly to see if I saw her on that date. 11 What was the date again? I'm sorry. 12 Q It was December 17, 2015, the date of the 13 note we were just looking at. 14 A Yeah. 15 I'm sorry, you said December 17, two 16 thousand -- oh, I must be in the wrong year, 17 that's why. 18 Yes, I recalled that meeting. 19 Q Okay. Do you recall whether Ms. Heard had 20 this mark under her eye when you saw her on 21 December -- December 17, 2015? 22 MR. NADELHAFT: Objection; form --</p> <p>280</p>

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<p>281</p> <p>1 THE WITNESS: I don't recall --</p> <p>2 MR. NADELHAFT: -- foundation,</p> <p>3 speculation.</p> <p>4 THE WITNESS: -- seeing that.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q If you had seen that mark, do you -- would</p> <p>7 you have recorded it in your notes?</p> <p>8 MR. NADELHAFT: Objection; speculation,</p> <p>9 form and foundation.</p> <p>10 THE WITNESS: I would assume so, but I --</p> <p>11 I don't make reference to it.</p> <p>12 Q Do you think you would recall Ms. Heard</p> <p>13 having this type of mark under her eye?</p> <p>14 MR. NADELHAFT: Objection; form,</p> <p>15 foundation, speculation.</p> <p>16 MR. MCKENNA: Calls for speculation if she</p> <p>17 doesn't recall something, "do you think you would</p> <p>18 recall"?</p> <p>19 If you know, answer.</p> <p>20 THE WITNESS: I -- I don't know that one</p> <p>21 way or the other. I didn't -- I don't know if I</p> <p>22 saw that. It's not in reference -- or it's not in</p>	<p>283</p> <p>1 MR. MCKENNA: Visible to her. Visual to</p> <p>2 the deponent.</p> <p>3 MS. MEYERS: Yes.</p> <p>4 MR. NADELHAFT: Objection; speculation.</p> <p>5 THE WITNESS: I would make that assumption</p> <p>6 based upon my other notes that reference the blood</p> <p>7 on her lip.</p> <p>8 BY MS. MEYERS:</p> <p>9 Q Okay.</p> <p>10 MS. MEYERS: Can we go on to the next</p> <p>11 photograph, please.</p> <p>12 Q First of all, who's depicted in this</p> <p>13 picture?</p> <p>14 A Ms. Heard.</p> <p>15 Q Do you see any marks on her face?</p> <p>16 A I don't see any on this picture I'm</p> <p>17 looking at.</p> <p>18 MS. MEYERS: Can we go on to the next</p> <p>19 page, please. We can actually skip this one and</p> <p>20 go to the next one, please.</p> <p>21 Q Who's depicted in this picture?</p> <p>22 A Ms. Heard.</p>
<p>282</p> <p>1 my nursing notes so I can't confirm.</p> <p>2 BY MS. MEYERS:</p> <p>3 Q So, to confirm, based on your nursing</p> <p>4 notes you were aware that Ms. Heard claimed to</p> <p>5 have been injured by Mr. Depp in December of 2015,</p> <p>6 right?</p> <p>7 A Correct.</p> <p>8 Q And you went and actually saw her shortly</p> <p>9 after that alleged incident, correct?</p> <p>10 A Not that same day, but possibly the</p> <p>11 following day, I believe.</p> <p>12 Q And you would -- on that occasion you</p> <p>13 observed that she did -- she had a bloody lip,</p> <p>14 correct?</p> <p>15 A Correct.</p> <p>16 Q And she told you that was a result of the</p> <p>17 altercation with Mr. Depp, right?</p> <p>18 A Correct.</p> <p>19 Q If she had had any other injuries on that</p> <p>20 occasion, do you -- would you have recorded them</p> <p>21 in your nursing notes?</p> <p>22 MR. NADELHAFT: Objection.</p>	<p>284</p> <p>1 Q And do you see any marks on her face in</p> <p>2 this picture?</p> <p>3 A I see under her right eye the same --</p> <p>4 seemingly same mark that we looked at in the</p> <p>5 previous photos.</p> <p>6 Q Anything else?</p> <p>7 A Not from my end on the picture I'm looking</p> <p>8 at.</p> <p>9 Q Okay.</p> <p>10 MS. MEYERS: Can we go to the next</p> <p>11 picture, please.</p> <p>12 Q Okay. This is Ms. Heard again, yes?</p> <p>13 A Yes.</p> <p>14 Q And do you see there appears to be blood</p> <p>15 on her lip in this picture?</p> <p>16 A Yes, I do.</p> <p>17 Q Is that consistent with -- strike that.</p> <p>18 Did you see Ms. Heard's lip looking like</p> <p>19 this when you saw her in December -- on</p> <p>20 December 17, 2015?</p> <p>21 MR. NADELHAFT: Objection; form,</p> <p>22 foundation, speculation.</p>

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<p>1 THE WITNESS: I can't say for certain that</p> <p>2 the blood I observed was coming from that exact</p> <p>3 location that we're seeing in this photo here.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q Uh-hum.</p> <p>6 A I do remember there being bright red blood</p> <p>7 similar to that, I just don't recall the exact</p> <p>8 location on -- on the lips.</p> <p>9 Q Okay.</p> <p>10 MS. MEYERS: And if we can just go to the</p> <p>11 last page of this exhibit, which I believe is the</p> <p>12 95th page. No, no, no, of this -- I'm sorry, I</p> <p>13 think it's 95 of the -- yes.</p> <p>14 Q Your notes reflect that you did examine</p> <p>15 Ms. Heard's scalp on December 17, 2015, right?</p> <p>16 A I believe so. Just one second, I'll</p> <p>17 confirm for you.</p> <p>18 Yes, that's correct.</p> <p>19 Q Did you see any discoloration on her scalp</p> <p>20 like what's reflected in this picture?</p> <p>21 MR. NADELHAFT: Objection; form,</p> <p>22 foundation, speculation.</p>	<p>285</p> <p>1 I remember that I was actively doing something</p> <p>2 when I received the phone call.</p> <p>3 Q Do you remember anything else about the</p> <p>4 content of the phone call?</p> <p>5 MR. NADELHAFT: Objection; calls for</p> <p>6 hearsay.</p> <p>7 THE WITNESS: I don't. I think my note</p> <p>8 sort of reflects my memory of that.</p> <p>9 MS. MEYERS: Can we please pull up</p> <p>10 document F, which I believe I uploaded recently,</p> <p>11 and I believe will be Falati Exhibit 16.</p> <p>12 AV TECHNICIAN: Please stand by.</p> <p>13 Counsel, I'm not seeing document F in the</p> <p>14 shared file folder. I'm seeing A through E.</p> <p>15 MS. MEYERS: Okay. I can come back to</p> <p>16 that exhibit, then.</p> <p>17 Can we please pull up document E, and that</p> <p>18 will be Exhibit 16.</p> <p>19 And for the record, it's Bates No. DEPP</p> <p>20 8014 through 8037.</p> <p>21 (Exhibit 16, Text Extraction Report, Bates</p> <p>22 Nos. DEPP00008014 through DEPP00008037, was marked</p>
<p>286</p> <p>1 THE WITNESS: I don't recall, so I would</p> <p>2 refer to my note which states I'm unable to</p> <p>3 visualize the hematomas the client described.</p> <p>4 MS. MEYERS: Can we please go back to</p> <p>5 Exhibit 2, and specifically the nursing entry for</p> <p>6 December 21, 2015.</p> <p>7 BY MS. MEYERS:</p> <p>8 Q Okay. It says here, RN received phone</p> <p>9 call from client and husband JD. RN was confused</p> <p>10 regarding the client -- what client and husband</p> <p>11 were asking, and client AH told RN they were going</p> <p>12 to hang up. Client AH later texted RN and stated</p> <p>13 that she and husband JD had reconciled, but then</p> <p>14 argued about their argument last week.</p> <p>15 Did I read that correctly?</p> <p>16 A Yes.</p> <p>17 Q Do you recall this, receiving the phone</p> <p>18 call described in this note?</p> <p>19 A Yes, I have some memory of receiving a</p> <p>20 phone call, and I -- I was not with them at the</p> <p>21 time, obviously. I can't remember where I was. I</p> <p>22 might have been with another client, perhaps. But</p>	<p>288</p> <p>1 for identification and is attached to the</p> <p>2 transcript.)</p> <p>3 AV TECHNICIAN: Exhibit 16.</p> <p>4 BY MS. MEYERS:</p> <p>5 Q Okay. And just for a little bit of</p> <p>6 background, I believe you saw text messages</p> <p>7 between you and Mr. Depp earlier today. But can</p> <p>8 you please just confirm that this number here that</p> <p>9 says Erin, parenthesis, Erin -- (Amber) Boerum, is</p> <p>10 your phone number?</p> <p>11 A Yes, that's correct.</p> <p>12 Q Okay. And I will represent to you that</p> <p>13 these are text messages between you and Mr. Depp.</p> <p>14 MS. MEYERS: And so can we please -- can</p> <p>15 we please go to the eighth page of the document,</p> <p>16 which is DEPP 8021. And -- okay.</p> <p>17 Q So this is the -- I'm directing your</p> <p>18 attention to the entry that is -- has a 66 next to</p> <p>19 it. And this appears to be a text message from</p> <p>20 Mr. Depp to you on March 27, 2016. Do you see</p> <p>21 that?</p> <p>22 A Yes, I do.</p>

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<p>289</p> <p>1 Q Okay. And do you see that Mr. Depp</p> <p>2 writes: our little girl has a fairly decent</p> <p>3 bloody nose... I've laid her down, head back with</p> <p>4 eyes around sinus area... any instructions?</p> <p>5 Do you remember receiving this text</p> <p>6 message from Mr. Depp?</p> <p>7 A No, I don't.</p> <p>8 Q Who do you understand Mr. Depp to be</p> <p>9 referring to here where he says "little girl"?</p> <p>10 MR. NADELHAFT: Speculation.</p> <p>11 THE WITNESS: I would assume he's</p> <p>12 referring to Ms. Heard, but I am not positive.</p> <p>13 Q In the time you were caring for Ms. Heard,</p> <p>14 did she often get bloody noses?</p> <p>15 MR. NADELHAFT: Objection; speculation,</p> <p>16 vague.</p> <p>17 THE WITNESS: I don't recall.</p> <p>18 Q Okay. So other than what is reflected</p> <p>19 here, you don't recall her ever having a bloody</p> <p>20 nose in the time that you treated her?</p> <p>21 A Correct.</p> <p>22 Q Okay.</p>	<p>291</p> <p>1 Q Ms. Falati, if you could just read through</p> <p>2 the text messages on the first two pages of this</p> <p>3 document and just let me know when you're done</p> <p>4 with that.</p> <p>5 THE WITNESS: Okay, can you go ahead and</p> <p>6 scroll. Thank you.</p> <p>7 A Okay.</p> <p>8 MS. MEYERS: Okay. And if we can just</p> <p>9 scroll up. Yeah.</p> <p>10 Q Do you see that this text message here is</p> <p>11 from December 25th -- excuse me, 21st?</p> <p>12 THE WITNESS: Could you scroll up just</p> <p>13 slightly.</p> <p>14 A Yes, that's correct.</p> <p>15 Q Okay. And do you recall before we went</p> <p>16 off -- a little bit earlier we talked about you</p> <p>17 receiving a phone call from Ms. Heard and Mr. Depp</p> <p>18 on December 21, 2015?</p> <p>19 A Yes.</p> <p>20 Q Okay.</p> <p>21 MS. MEYERS: Can we go back down to this</p> <p>22 text message so that we can see the entire...</p>
<p>290</p> <p>1 MS. MEYERS: Could we take a short break.</p> <p>2 I'm probably going to get the other exhibit</p> <p>3 uploaded real quick and hopefully we can finish</p> <p>4 up.</p> <p>5 THE VIDEOGRAPHER: Off the record at 7:30.</p> <p>6 (Recess was held.)</p> <p>7 THE VIDEOGRAPHER: Back on the record at</p> <p>8 7:37.</p> <p>9 MS. MEYERS: Great. Thank you.</p> <p>10 If the tech could please pull up what has,</p> <p>11 I believe, recently been uploaded as exhibit -- as</p> <p>12 document F, and we can mark that as Falati</p> <p>13 Exhibit 17.</p> <p>14 AV TECHNICIAN: Please stand by.</p> <p>15 (Exhibit 17, Text messages between Amber</p> <p>16 Heard and Falati, Bates Nos. Falati 0090 through</p> <p>17 Falati 0113, was marked for identification and is</p> <p>18 attached to the transcript.)</p> <p>19 MS. MEYERS: And just for the record,</p> <p>20 while it's being uploaded, this is Falati 90</p> <p>21 through 113.</p> <p>22 BY MS. MEYERS:</p>	<p>292</p> <p>1 Q Is -- this text message that's in white</p> <p>2 here, is that from Ms. Heard?</p> <p>3 A Yes.</p> <p>4 Q Do you recall receiving this text message?</p> <p>5 A I don't recall receiving it, but it didn't</p> <p>6 sound unfamiliar when I was producing this</p> <p>7 document.</p> <p>8 Q Do you know what this text message is in</p> <p>9 reference to?</p> <p>10 A Based on the date, perhaps the December --</p> <p>11 what was it -- 17th incident, but I'm not</p> <p>12 positive.</p> <p>13 Q She says here, It was more about that my</p> <p>14 head was injured. J's big thing is that he didn't</p> <p>15 "do anything" and then I said many people were</p> <p>16 witnesses to the results, physically and</p> <p>17 psychologically... He said "oh yeah call Erin</p> <p>18 then"... That kind of thing.</p> <p>19 Does -- is this the -- when -- the</p> <p>20 phone -- the call here, is that a reference to the</p> <p>21 call you received on December 21, 2015?</p> <p>22 MR. NADELHAFT: Objection; speculation.</p>

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<p>293</p> <p>1 THE WITNESS: Just so I can clarify,</p> <p>2 you're asking if this particular text is in</p> <p>3 reference to the phone call on December 21st that</p> <p>4 we were just speaking of?</p> <p>5 BY MS. MEYERS:</p> <p>6 Q Yes.</p> <p>7 A Okay. Yes, I believe so.</p> <p>8 Q Okay. Does this refresh your recollection</p> <p>9 as to the contents of that phone call at all?</p> <p>10 MR. NADELHAFT: Objection; form,</p> <p>11 foundation, speculation.</p> <p>12 THE WITNESS: Again, I don't remember the</p> <p>13 specifics. I remember -- my nursing note, I</p> <p>14 think, accurately reflects sort of my memory of it</p> <p>15 that it was sort of a -- an undefined phone call</p> <p>16 where I remember both of them sort of speaking on</p> <p>17 the phone and not truly understanding what the</p> <p>18 gist of -- the reason why they were calling me at</p> <p>19 that time.</p> <p>20 Q Does this seem to be a text message that</p> <p>21 you received after that phone call?</p> <p>22 MR. NADELHAFT: Objection; speculation.</p>	<p>295</p> <p>1 Where it says: RN socialized with JD for</p> <p>2 45 minutes. JD appeared coherent, oriented, and</p> <p>3 sociable. Thought process logical and clear, do</p> <p>4 you have any reason to doubt that that's</p> <p>5 accurate -- that's an accurate description of</p> <p>6 Mr. Depp on that date?</p> <p>7 MR. NADELHAFT: Objection; speculation,</p> <p>8 form, foundation.</p> <p>9 THE WITNESS: Jessica, I apologize. Can</p> <p>10 you just use your cursor to help me see the note</p> <p>11 that you were just reading.</p> <p>12 Q Sure. It's -- sorry, I actually don't</p> <p>13 have control of it.</p> <p>14 A Oh, oh.</p> <p>15 Q But it's down -- it's down towards the</p> <p>16 middle. It says, RN socialized with JD at -- X</p> <p>17 45 minutes. JD appeared coherent, oriented, and</p> <p>18 sociable.</p> <p>19 A Oh, yes, I see it. Thank you.</p> <p>20 Q Thought process logical and clear.</p> <p>21 Yeah, okay.</p> <p>22 A So, I'm sorry, what was your question</p>
<p>294</p> <p>1 THE WITNESS: Based on the date and time</p> <p>2 and subject matter, I would make that assumption.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q I believe you testified earlier that you</p> <p>5 attended Ms. Heard's -- a dinner at Ms. Heard's</p> <p>6 apartment for her birthday in April 2016, right?</p> <p>7 A Correct.</p> <p>8 Q Do you remember how many people were at</p> <p>9 that dinner?</p> <p>10 A No. My -- my best guess would be 10 to 15</p> <p>11 people.</p> <p>12 Q Do you remember what you had for dinner,</p> <p>13 what they were serving for dinner that night?</p> <p>14 A No.</p> <p>15 MS. MEYERS: And could we go back to</p> <p>16 Exhibit 2 and the nursing notes for April 21,</p> <p>17 2016, which -- I'll get the actual page number --</p> <p>18 which is on Bates No. 16957.</p> <p>19 Q Okay. So we already went through -- you</p> <p>20 already went through this note in detail with</p> <p>21 Mr. Nadelhaft, so I won't do that. There's just</p> <p>22 one portion I want to ask you about again.</p>	<p>296</p> <p>1 regarding that?</p> <p>2 Q Is there -- do you have any reason to</p> <p>3 doubt that that's an accurate description of how</p> <p>4 Mr. Depp appeared to you on April 21, 2016?</p> <p>5 MR. NADELHAFT: Objection; form,</p> <p>6 foundation, speculation.</p> <p>7 THE WITNESS: I have no reason to doubt</p> <p>8 it. I would -- I would stand by my notes.</p> <p>9 Q You knew that Mr. Depp was being treated</p> <p>10 for substance abuse issues by Dr. Kipper and Nurse</p> <p>11 Debbie Lloyd, correct?</p> <p>12 A Yes.</p> <p>13 Q If Mr. Depp had appeared intoxicated on</p> <p>14 this occasion, is that something that you would</p> <p>15 have documented?</p> <p>16 MR. NADELHAFT: Objection; speculation,</p> <p>17 form, foundation.</p> <p>18 THE WITNESS: If it had been outwardly</p> <p>19 visible for either client I would have made</p> <p>20 reference to that.</p> <p>21 MS. MEYERS: Can we please pull back up</p> <p>22 Exhibit 16, which are the text messages between</p>

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<p>297</p> <p>1 Mr. Depp and Ms. Falati. And could we go to the 2 tenth page, which is DEPP 8023. 3 BY MS. MEYERS: 4 Q And I'm going to specifically direct your 5 attention to the text messages that are in rows 86 6 through 89, which are from April 30, 2016. Do you 7 see where I'm referring to? 8 A Just to confirm, you said rows 86 through 9 89? 10 Q Yes. 11 A Yes, I see that. Thank you. 12 Q Okay, great. 13 Why don't you take a moment and just read 14 through those and let me know when you're done. 15 A Sure. Thank you. 16 Okay. I'm finished. Thank you. 17 Q Do you recognize these text messages 18 between you and Mr. Depp? 19 A I don't recall these specific ones, but I 20 recall the issue we're discussing. 21 Q And what issue are you discussing? 22 A There was a bowel movement discovered in,</p>	<p>299</p> <p>1 A Correct. 2 Q Fair to say they're pretty small dogs? 3 MR. NADELHAFT: Objection -- 4 THE WITNESS: Fair to say they're very 5 small. 6 MR. NADELHAFT: -- form, foundation, 7 speculation. 8 Q If you can recall, it -- do you recall the 9 picture that you saw? 10 MR. NADELHAFT: Objection; vague. 11 THE WITNESS: I don't recall the picture, 12 I just remember seeing it at some point. But I 13 don't remember the details of it. Thank goodness. 14 MS. MEYERS: If we can go back to the 15 nursing notes, Exhibit 2, please. And if we can 16 go down to the entry for May 11th. Thank you. 17 Q Now, Ms. Falati, we looked at -- you 18 looked at this entry earlier today, correct? 19 A Correct. 20 Q And directing your attention to just a 21 couple lines down. It says, Client discussed her 22 birthday trip to Coachella music festival (trip</p>
<p>298</p> <p>1 I think, the client's bed at the downtown loft. 2 Q And what did you and Mr. Depp discuss 3 about that incident -- 4 MR. NADELHAFT: Objection -- 5 Q -- that you can recall? 6 MR. NADELHAFT: Objection; hearsay, form, 7 foundation. 8 THE WITNESS: I recall a general sense of 9 Mr. Depp believing that either Ms. Heard or 10 perhaps her friend iO had -- had produced that 11 bowel movement. 12 Q Do you recall why Mr. Depp thought that, 13 or if he expressed why he -- why he thought that 14 to you? 15 MR. NADELHAFT: Objection; hearsay, 16 speculation, form, foundation. 17 THE WITNESS: I don't remember that. 18 Q Do you recall seeing a picture of the 19 subject bowel movement? 20 A That sounds familiar. 21 Q You -- you're aware that Ms. Heard and 22 Mr. Depp had two dogs, correct?</p>	<p>300</p> <p>1 was April 22, 2016 through April 24, 2016). 2 Client admits to illicit drug use during the trip, 3 and states she ingested mushrooms and MDMA 4 simultaneously while also consuming alcohol, and 5 states she vomited and was, quote, high for at 6 least 24 hours straight, end quote. 7 Do you see that? 8 A Yes, I do see that. 9 Q Did I read that correctly? 10 A Yes, you did. 11 Q Do you recall -- well, first of all, do 12 you recall Ms. Heard relaying this to you? 13 MR. NADELHAFT: Objection; hearsay, form, 14 foundation. 15 THE WITNESS: I don't recall these 16 specifics that I state here in the note, but I 17 remember sort of a conversation talking about the 18 trip after they had returned. 19 Q And this starts out: Client admits to 20 illicit drug use. 21 So am I correct that this is -- based on 22 these notes this is something Ms. Heard reported</p>

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<p>301</p> <p>1 to you directly?</p> <p>2 MR. NADELHAFT: Objection; speculation,</p> <p>3 hearsay.</p> <p>4 THE WITNESS: Again, I don't remember</p> <p>5 these specifics. However, my usage of "client</p> <p>6 admits" refers to the client reporting something</p> <p>7 to me.</p> <p>8 Q Had Ms. Heard ever admitted to illicit</p> <p>9 drug use to you before this time?</p> <p>10 MR. NADELHAFT: Objection; hearsay,</p> <p>11 speculation.</p> <p>12 THE WITNESS: I believe in reference to my</p> <p>13 nursing notes from when I first met her she</p> <p>14 alluded to previous substance use.</p> <p>15 Q So between the time you started treating</p> <p>16 her and May 11, 2016, did she ever admit to any</p> <p>17 other illicit drug use?</p> <p>18 MR. NADELHAFT: Objection; hearsay,</p> <p>19 speculation, form, foundation.</p> <p>20 THE WITNESS: I don't recall.</p> <p>21 Q It say here, RN reminded client that</p> <p>22 illicit drug use will not be tolerated by medical</p>	<p>303</p> <p>1 you feeling that Ms. Heard wasn't taking medical</p> <p>2 advice seriously?</p> <p>3 MR. NADELHAFT: Objection; form,</p> <p>4 foundation, speculation.</p> <p>5 THE WITNESS: I don't recall specifics.</p> <p>6 However, in the line of work I do it's not</p> <p>7 uncommon for clients to disregard my medical</p> <p>8 advice.</p> <p>9 Q Who was the high-profile male acquaintance</p> <p>10 that Ms. Heard referenced?</p> <p>11 MR. NADELHAFT: Objection; form,</p> <p>12 foundation.</p> <p>13 THE WITNESS: Sorry, could you repeat</p> <p>14 that.</p> <p>15 Q Who was the high-profile male acquaintance</p> <p>16 that's referenced here?</p> <p>17 MR. MCKENNA: If you recall.</p> <p>18 MR. NADELHAFT: Objection; form,</p> <p>19 foundation, speculation.</p> <p>20 THE WITNESS: I don't recall.</p> <p>21 Oh, I see where it says that.</p> <p>22 Q And then the last line says, Client</p>
<p>302</p> <p>1 staff and that any medications or drugs that are</p> <p>2 not prescribed can interfere and cause adverse</p> <p>3 effects with her prescribed medication. Client</p> <p>4 laughed and also reported using illicit drugs,</p> <p>5 (mushrooms and MDMA) on May 9, 2016 at home with a</p> <p>6 high-profile male acquaintance.</p> <p>7 Did I read that correctly?</p> <p>8 A Yes, you did.</p> <p>9 Q Do you recall Ms. Heard laughing in</p> <p>10 response to your reminder about illicit drug use?</p> <p>11 MR. NADELHAFT: Objection; speculation,</p> <p>12 form, foundation.</p> <p>13 THE WITNESS: No, I don't recall that.</p> <p>14 Q Have you -- can you recall any other</p> <p>15 occasion in which Ms. Heard laughed in response to</p> <p>16 your medical advice?</p> <p>17 MR. NADELHAFT: Objection; form,</p> <p>18 foundation, hearsay, speculation.</p> <p>19 THE WITNESS: No, I don't recall specific</p> <p>20 details of Ms. Heard laughing in response to</p> <p>21 medical advice.</p> <p>22 Q Do you have any recollection of your --</p>	<p>304</p> <p>1 reported that her husband was not aware of the</p> <p>2 male visitor, nor her illicit drug use.</p> <p>3 Do you see that?</p> <p>4 A I do see that.</p> <p>5 Q Why did you include this in your nursing</p> <p>6 notes?</p> <p>7 MR. NADELHAFT: Objection; speculation,</p> <p>8 form, foundation.</p> <p>9 MR. MCKENNA: If you recall.</p> <p>10 THE WITNESS: I don't recall. I don't</p> <p>11 even recall who the visitor was.</p> <p>12 Q Now, if we can scroll down here, do you</p> <p>13 see that May 26, 2016 is the last nursing entry in</p> <p>14 this document?</p> <p>15 A Yes.</p> <p>16 Q And I believe you testified earlier that</p> <p>17 you don't recall precisely when you stopped</p> <p>18 providing nursing care to Ms. Heard.</p> <p>19 A That's correct, I don't recall precisely</p> <p>20 when I stopped providing nursing care.</p> <p>21 Q And -- I think you testified earlier that</p> <p>22 you don't recall why your care for Ms. Heard</p>

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<p>1 ended; is that right?</p> <p>2 A That's correct. That -- that would not</p> <p>3 have been my decision to make. That would have</p> <p>4 been either the client's decision or the treating</p> <p>5 physician's decision, or both.</p> <p>6 Q Do you remember who told you that you</p> <p>7 would no longer be caring for Ms. Heard?</p> <p>8 MR. NADELHAFT: Objection; form,</p> <p>9 foundation, hearsay.</p> <p>10 THE WITNESS: No, I don't.</p> <p>11 Q Do you remember being told anything else</p> <p>12 about the termination of your nursing care for</p> <p>13 Ms. Heard?</p> <p>14 MR. NADELHAFT: Objection; form,</p> <p>15 foundation, calls for hearsay.</p> <p>16 THE WITNESS: Not specifically. The only</p> <p>17 thing -- point I want to make is that by this time</p> <p>18 that we're referring to, the end of these nursing</p> <p>19 notes here, I was only sporadically caring for</p> <p>20 Ms. Heard. So it wasn't a huge transition to no</p> <p>21 longer provide care. It's not like I was going</p> <p>22 from 24/7-type care to nothing. It was very</p>	<p>305</p> <p>307</p> <p>1 about the divorce, and I just don't remember the</p> <p>2 dates, if that's within this May 2016 that we're</p> <p>3 seeing or not.</p> <p>4 Q I can represent that Ms. Heard filed in</p> <p>5 this May 2016 time period.</p> <p>6 A Oh, okay. That's sort of the last</p> <p>7 communication I remember discussing. A lot with</p> <p>8 her was the divorce proceedings and, you know,</p> <p>9 whatever other legal actions were taken at that</p> <p>10 time.</p> <p>11 Q Do you recall anything about what you</p> <p>12 discussed with Ms. Heard in connection with the</p> <p>13 divorce proceedings?</p> <p>14 A Just -- specifically or just a general</p> <p>15 sense?</p> <p>16 Q Yeah. Do you remember any of those</p> <p>17 communications with her?</p> <p>18 A I -- I don't remember exact, but I can say</p> <p>19 I just remember there was much turmoil about the</p> <p>20 divorce from -- from both parties. I know, as we</p> <p>21 looked at before, it looked like Ms. Heard filed</p> <p>22 for divorce -- divorce, but I remember it</p>
<p>306</p> <p>1 sporadic.</p> <p>2 BY MS. MEYERS:</p> <p>3 Q And did you ever see Ms. Heard again after</p> <p>4 you stopped providing nursing care to her?</p> <p>5 A I don't recall.</p> <p>6 Q Did you ever speak with Ms. Heard again</p> <p>7 after ending your nursing care for her?</p> <p>8 A I don't have memory of it. However, in</p> <p>9 the documents I produced I believe there's texts</p> <p>10 where I'm informing her of the birth of my first</p> <p>11 daughter, which would have been later, much later,</p> <p>12 or -- I mean, I wouldn't say much later. I would</p> <p>13 say about a year later than this last nursing note</p> <p>14 that I have.</p> <p>15 Q Other than that communication about the</p> <p>16 birth of your daughter, do you recall any specific</p> <p>17 communications with Ms. Heard after your care for</p> <p>18 her was terminated?</p> <p>19 A I'm going to check my notes because I just</p> <p>20 want to refresh my memory on the dates.</p> <p>21 Can you confirm -- I -- what I'm -- what's</p> <p>22 in my mind right now is I remember speaking to her</p>	<p>308</p> <p>1 affecting her emotionally in -- in the respect</p> <p>2 that she was feeling sad, confused, I'm sure, at</p> <p>3 that time.</p> <p>4 Q Do you recall Ms. Heard feeling unsure</p> <p>5 about filing for divorce from Mr. Depp?</p> <p>6 A I don't recall that specifically. I think</p> <p>7 to say the same thing, there was a big theme of</p> <p>8 sort of a back and forth in the relationship</p> <p>9 throughout the years. The divorce -- I don't</p> <p>10 remember if she was unsure or just if that</p> <p>11 happen- -- if those feelings were expressed to me</p> <p>12 afterwards.</p> <p>13 Q In your time caring for Ms. Heard, did you</p> <p>14 ever see Mr. Depp physically abuse her?</p> <p>15 MR. NADELHAFT: Objection; form,</p> <p>16 foundation.</p> <p>17 THE WITNESS: No.</p> <p>18 Q Did you ever see Ms. Heard physically</p> <p>19 abuse Mr. Depp?</p> <p>20 MR. NADELHAFT: Objection; form,</p> <p>21 foundation.</p> <p>22 THE WITNESS: No.</p>

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<p>309</p> <p>1 Q Did you ever see Ms. Heard throw anything</p> <p>2 at Mr. Depp in the time that you cared for her?</p> <p>3 MR. NADELHAFT: Objection; form,</p> <p>4 foundation.</p> <p>5 THE WITNESS: No, I did not witness that.</p> <p>6 Q Okay. You clarified you didn't witness</p> <p>7 that. Were you told that Ms. Heard threw</p> <p>8 something at Mr. Depp?</p> <p>9 MR. NADELHAFT: Objection; hearsay, form,</p> <p>10 foundation.</p> <p>11 THE WITNESS: I remember hearing things</p> <p>12 being thrown. To be honest, I can't remember who</p> <p>13 I heard that from or which date, but I remember</p> <p>14 something about an -- somebody saying that she</p> <p>15 threw something towards Mr. Depp.</p> <p>16 Q Do you remember any other details about</p> <p>17 what they told you?</p> <p>18 MR. NADELHAFT: Objection; form,</p> <p>19 foundation, hearsay.</p> <p>20 THE WITNESS: I feel like it was a bottle.</p> <p>21 Again, that's -- sorry, I can't provide more</p> <p>22 specific details than that.</p>	<p>311</p> <p>1 A Not specifically.</p> <p>2 Q Okay. In the time that you treated her</p> <p>3 did you ever see Ms. Heard lose her temper?</p> <p>4 MR. NADELHAFT: Objection; asked and</p> <p>5 answered.</p> <p>6 MR. MCKENNA: It's been asked and answered</p> <p>7 three times. She can answer it again.</p> <p>8 THE WITNESS: As we talked previously, the</p> <p>9 one incident that I can remember is in London,</p> <p>10 2014 -- yes, 2014 -- in regards to the phone being</p> <p>11 hacked and sensitive material being leaked.</p> <p>12 Q Did you ever feel that Ms. Heard was</p> <p>13 hostile towards you at any time during your</p> <p>14 treatment of her?</p> <p>15 MR. NADELHAFT: Objection; form, vague.</p> <p>16 THE WITNESS: Towards me?</p> <p>17 Q Yes.</p> <p>18 A No.</p> <p>19 Q Did you ever feel like Ms. Heard was being</p> <p>20 unresponsive to you --</p> <p>21 MR. NADELHAFT: Objection --</p> <p>22 Q -- during the time that you treated her?</p>
<p>310</p> <p>1 Q As you said, it's a long time ago.</p> <p>2 Did anyone ever tell you they saw Mr. Depp</p> <p>3 abuse Ms. Heard?</p> <p>4 A Other than Ms. Heard?</p> <p>5 Q Yes.</p> <p>6 A I don't remember specifically. I feel</p> <p>7 like her friends were reiterating that statement.</p> <p>8 But to be honest, I just don't remember the</p> <p>9 specifics.</p> <p>10 Q Anyone other than her friends tell you</p> <p>11 that?</p> <p>12 A Not that I can recall.</p> <p>13 Q Did anyone ever tell you that they saw</p> <p>14 Ms. Heard physically abuse Mr. Depp?</p> <p>15 MR. NADELHAFT: Objection; form,</p> <p>16 foundation, hearsay.</p> <p>17 THE WITNESS: The thing that I spoke of</p> <p>18 just recently is -- what pops out in my mind is</p> <p>19 some incident of someone saying that she threw a</p> <p>20 bottle in the direction of Mr. Depp.</p> <p>21 Q Other than that, you can't recall any</p> <p>22 other instances?</p>	<p>312</p> <p>1 MR. NADELHAFT: Objection; vague, form.</p> <p>2 THE WITNESS: I would agree. In what</p> <p>3 sense?</p> <p>4 BY MS. MEYERS:</p> <p>5 Q Did you ever feel like she was ignoring</p> <p>6 attempts by you to -- to contact her?</p> <p>7 MR. NADELHAFT: Objection; form, vague.</p> <p>8 THE WITNESS: Yes. I have a general</p> <p>9 memory of often --</p> <p>10 Not often. I shouldn't -- excuse me. I</p> <p>11 misspoke.</p> <p>12 -- of that happening on more than one</p> <p>13 occasion where I would reach out and not get a</p> <p>14 response. I just -- I remember feeling frustrated</p> <p>15 by that.</p> <p>16 Q Did anything else -- strike that.</p> <p>17 Did you ever feel frustrated with</p> <p>18 Ms. Heard for any other reasons in the time that</p> <p>19 you treated her?</p> <p>20 MR. NADELHAFT: Objection; form, vague.</p> <p>21 THE WITNESS: I would say that my main</p> <p>22 frustration would be communication issues.</p>

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<p>1 Q After you stopped caring for Ms. Heard, 2 you continued to provide nursing care to Mr. Depp; 3 is that correct? 4 A Yes, that's correct. 5 Q And was Debbie Lloyd no longer providing 6 nursing care to Mr. Depp at this time? 7 A I just don't remember. 8 Q Okay. Do you remember how often you would 9 see Mr. Depp in person during this time? 10 A I know that I saw him. I just -- I can't 11 tell you exact dates or how often. 12 Q I believe you testified to this earlier. 13 You recall that at -- learning at some point that 14 Ms. Heard had accused Mr. Depp of domestic 15 violence, right? 16 A Yes. 17 Q And I think you said you don't recall 18 exactly when you learned that; is that right? 19 A That's correct. 20 Q And I think you also said you don't recall 21 exactly how you learned that; is that right? 22 A Yes, that's correct.</p>	<p>313 1 and read through it, and let me know when you're 2 done. 3 A And which line is this again? 4 Q 97. 5 A Thank you. 6 Yes, I'm done. 7 Q Do you remember sending this text message 8 to Mr. Depp? 9 A No, I don't. 10 Q Do you know why you sent this text message 11 to Mr. Depp? 12 MR. NADELHAFT: Objection; form, 13 foundation, speculation. 14 THE WITNESS: I -- I don't recall sending 15 this text, so I don't recall my reasoning behind 16 it. 17 Q You say, I just wanted to let you -- to 18 tell you that I'm so sorry for what you are going 19 through right now, and that I am sending my love 20 and support. The truth will prevail. Stay 21 strong. Call me if you need anything. 22 Do you have any understanding of what</p>
<p>314 1 Q Okay. 2 MS. MEYERS: Can we please go back to 3 Exhibit 16, please. 4 MR. MCKENNA: While we're doing that, Miss 5 Court Reporter, can you tell me the total time on 6 the record, please. 7 THE REPORTER: Kim, do you have that? 8 THE VIDEOGRAPHER: Yes. 2:05, plus 30. 9 2:30 -- 2:35. 10 MR. MCKENNA: Total time. 11 MR. NADELHAFT: I think he's asking for 12 the total time. 13 MR. MCKENNA: All together. What's the 14 time? I didn't hear you. 15 THE VIDEOGRAPHER: All together is six 16 hours. 17 MS. MEYERS: Okay. Could we please go to 18 the 11th page, which is DEPP 8024. 19 BY MS. MEYERS: 20 Q And I'm -- specifically a text message 21 from you to Mr. Depp on June 1, 2016, which is 22 entry 97. If you want to just take a look at that</p>	<p>315 1 you're referring to in this text message? 2 MR. NADELHAFT: Objection; form, 3 foundation, speculation. 4 THE WITNESS: Going by the date here, I 5 assume it's the divorce. Is that right? 6 Q And do you have any understanding of what 7 you meant when you said the truth will prevail? 8 MR. NADELHAFT: Objection; form, 9 foundation, speculation. 10 THE WITNESS: No, I don't know. 11 Q Okay. 12 A (Inaudible) -- context. Sorry. 13 Q Sorry, were you done there? I don't want 14 to interrupt you. 15 A Oh, I'm done. Thank you. 16 MS. MEYERS: Could we please go to the 17 16th page of this document, which is DEPP 8029. 18 Q And specifically the messages between you 19 and Mr. Depp on August 16, 2016, which are entries 20 134 through 137. 21 A 134 through 137. 22 Q Yeah. So why don't you take a moment and</p>

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<p>1 read through them and just let me know when you're 2 done.</p> <p>3 A Okay. Thank you.</p> <p>4 I finished. Thank you.</p> <p>5 Q Okay. Do you remember this exchange with 6 Mr. Depp?</p> <p>7 A I do not remember the exchange, however, I 8 remember hearing – in reference to line 135 when, 9 I believe, Mr. Depp says, Charges dropped for 7 10 million. I just remember that – that number 11 being discussed.</p> <p>12 Q And what do you understand the 7 million 13 to be referring to?</p> <p>14 A Was – was that the divorce settlement, I 15 think?</p> <p>16 Q Do you see in line -- or in the entry 136, 17 where it says, It honestly makes me nauseous. 18 I've treated true domestic violence victims, and 19 let me tell you they are happy to just escape with 20 their life. They would never ask for money? 21 When had you treated domestic violence 22 victims prior to this time?</p>	<p>317</p> <p>1 THE WITNESS: Right, I -- I think I'm just 2 discussing that -- that time period that I worked 3 with people at that S.A.F.E. House that I just 4 spoke of.</p> <p>5 BY MS. MEYERS:</p> <p>6 Q Just to be clear, though, this text 7 message was in the context of you and Mr. Depp 8 discussing his divorce settlement from -- with 9 Ms. Heard, correct?</p> <p>10 MR. NADELHAFT: Objection; form, 11 foundation, speculation.</p> <p>12 THE WITNESS: As I said before, I remember 13 that the settlement -- you probably know better 14 than I do -- I -- I believe that was in reference 15 to the divorce settlement, but I'm not positive.</p> <p>16 Q Did you not consider Ms. Heard to be a 17 true domestic violence victim?</p> <p>18 MR. NADELHAFT: Objection; form.</p> <p>19 MR. MCKENNA: If you recall what your 20 thought process was during that time frame, you 21 can let her know --</p> <p>22 MR. NADELHAFT: Objection; form,</p>
<p>318</p> <p>1 A The time that I worked with them was in 2 nursing school. I don't want to say the specific 3 place for confidentiality reasons, but it was for 4 domestic violence victims, sort of a S.A.F.E. – a 5 S.A.F.E. House.</p> <p>6 Q So just so I understand you, when you were 7 in nursing school you worked at a S.A.F.E. home 8 for domestic violence victims?</p> <p>9 A I should clarify. I was not employed 10 directly. It was part of my scope of – what we 11 did in our clinical rotation.</p> <p>12 Q And how long did you work -- or how long 13 did you dedicate your time to that place?</p> <p>14 A I don't recall. I would assume that was 15 within a semester time period.</p> <p>16 Q What do you mean by: I've treated true 17 domestic violence victims, in this context?</p> <p>18 MR. NADELHAFT: Objection; form, 19 foundation, speculation.</p> <p>20 MR. MCKENNA: If you have a recollection 21 of what it was you're referring to, let her know, 22 but don't guess or speculate.</p>	<p>319</p> <p>1 foundation, speculation.</p> <p>2 MR. MCKENNA: -- or you formed any such 3 opinion.</p> <p>4 THE WITNESS: I -- I don't recall.</p> <p>5 MS. MEYERS: Can we go to the next page, 6 and specifically -- oh, excuse me. I think these 7 are on the same page.</p> <p>8 BY MS. MEYERS:</p> <p>9 Q Text messages between you and Mr. Depp on 10 August 18, 2018, that are entries 138 through 140. 11 So if you could take a moment and read through 12 those.</p> <p>13 MS. MEYERS: Can we scroll up so that the 14 entire message in 140 is on there. There we go.</p> <p>15 Q Take a minute to read through them and let 16 me know when you're done, please.</p> <p>17 THE WITNESS: Would you mind making that 18 slightly bigger. Thank you.</p> <p>19 A And could you repeat the lines that I'm 20 looking at.</p> <p>21 Q Sure. It's entries 138 through 140.</p> <p>22 A I'm finished. Thank you.</p> <p>320</p>

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<p>321</p> <p>1 Q Okay. Do you remember this exchange with</p> <p>2 Mr. Depp?</p> <p>3 A No, I don't.</p> <p>4 Q Do you have an understanding of what</p> <p>5 you're discussing here with Mr. Depp?</p> <p>6 MR. NADELHAFT: Objection; form,</p> <p>7 foundation, speculation.</p> <p>8 MR. MCKENNA: If you have a recollection</p> <p>9 of what that was, please let her know.</p> <p>10 THE WITNESS: I don't recall these</p> <p>11 specifics texts, so I would be speculating.</p> <p>12 Q In entry 140, you write: I didn't think</p> <p>13 she would give all the money to charity. I guess</p> <p>14 it's for the press.</p> <p>15 Do you see that?</p> <p>16 A I'm sorry, you said 1- -- oh, 140. Yes.</p> <p>17 Q Yes.</p> <p>18 A Yes. Yes, I see that.</p> <p>19 Q Do you know who the "she" that you're</p> <p>20 referring to is?</p> <p>21 MR. NADELHAFT: Objection; form,</p> <p>22 foundation, speculation.</p>	<p>323</p> <p>1 If you have a recollection of your thought</p> <p>2 process at the time, please share it with her.</p> <p>3 THE WITNESS: No.</p> <p>4 MS. MEYERS: If we can go on just a quick</p> <p>5 break. I think I'm done, or have a moment's more</p> <p>6 to do. But then we can let you go and get you out</p> <p>7 of here.</p> <p>8 THE VIDEOGRAPHER: Off the record at 8:19.</p> <p>9 (Recess was held.)</p> <p>10 THE VIDEOGRAPHER: Back on the record at</p> <p>11 8:21.</p> <p>12 BY MS. MEYERS:</p> <p>13 Q Ms. Falati, do you remember, when you were</p> <p>14 treating Ms. Heard, that at some point she had a</p> <p>15 cyst on her eyelid?</p> <p>16 A Yes, that sounds familiar.</p> <p>17 Q And do you remember that she had a</p> <p>18 procedure to have that cyst removed?</p> <p>19 A Yes.</p> <p>20 Q And was that a surgical procedure to your</p> <p>21 recollection?</p> <p>22 A From what I recall, that was handled at an</p>
<p>322</p> <p>1 THE WITNESS: I would assume, based on the</p> <p>2 discussion, Ms. Heard, but I'm not positive.</p> <p>3 BY MS. MEYERS:</p> <p>4 Q And do you know what money you're</p> <p>5 referring to here?</p> <p>6 MR. NADELHAFT: Objection; form,</p> <p>7 foundation, speculation.</p> <p>8 THE WITNESS: I -- I don't recall, but my</p> <p>9 assumption is -- it says the entire settlement, so</p> <p>10 I assume it's the 7 million that we discussed in</p> <p>11 the last slide.</p> <p>12 Sorry, my eyes are going.</p> <p>13 Q We're almost done, I promise.</p> <p>14 At the time, do you have -- strike that.</p> <p>15 At the time -- strike that as well.</p> <p>16 Do you recall at the time why you didn't</p> <p>17 think that Ms. Heard would give her divorce</p> <p>18 settlement to charity?</p> <p>19 MR. NADELHAFT: Objection; form,</p> <p>20 foundation, speculation.</p> <p>21 MR. MCKENNA: Lacks foundation, would call</p> <p>22 for speculation based on her past answer.</p>	<p>324</p> <p>1 outpatient surgical center. Other than that, I</p> <p>2 don't know the details of that specific process.</p> <p>3 Q Do you recall approximately what time she</p> <p>4 had that procedure performed?</p> <p>5 A The time of day?</p> <p>6 Q No; when. Like, what month or year.</p> <p>7 A No, I don't recall, but in reviewing my</p> <p>8 notes, I believe I discussed that, or perhaps it's</p> <p>9 in an e-mail to Dr. Kipper. I -- so I can go</p> <p>10 through the documents and find the date for you,</p> <p>11 if you'd like.</p> <p>12 Q You don't need to do that. But you do</p> <p>13 recall the date being reflected in the e-mail to</p> <p>14 Dr. Kipper?</p> <p>15 A Yes, that sounds correct.</p> <p>16 Q Okay. Do you recall whether Ms. Heard had</p> <p>17 any marks around her eye after having that</p> <p>18 procedure?</p> <p>19 MR. NADELHAFT: Objection; form,</p> <p>20 foundation, speculation.</p> <p>21 THE WITNESS: I don't recall. I remember</p> <p>22 a topical ointment being applied, but I don't</p>

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<p>1 recall if there were marks on her eye or not. 2 MS. MEYERS: I have no further questions. 3 Thank you so much for your time. And I hope you 4 and your family are recovered. 5 THE WITNESS: Thank you. 6 Thanks, everybody. 7 MR. NADELHAFT: Erin, I do have -- Erin, I 8 do have a couple -- I do have a few follow-up 9 questions. 10 THE WITNESS: Sure. 11 MR. NADELHAFT: Okay. Can you put back up 12 Falati 17. 13 AV TECHNICIAN: Stand by. 14 MR. NADELHAFT: And can we just scroll -- 15 all right. I can scroll down. 16 EXAMINATION 17 BY MR. NADELHAFT: 18 Q On Falati -- do you see Falati 93? 19 MR. MCKENNA: He asked you a question. 20 THE WITNESS: Oh, you're asking if I see 21 it? 22 Q Yeah. Do you see Falati 93?</p>	<p>1 Q When you -- when you saw Amber on 2 December 17, 2015 and you spoke about that, how 3 long -- how long were you with her? Do you 4 recall? 5 A I don't recall. I would assume based on 6 the fact that I stopped by briefly, maybe an hour 7 or two. 8 Q Okay. Did you go inside her house or were 9 you outside the -- the door? 10 A From what I recall, I was inside -- 11 Q Okay. 12 A -- the penthouse, yes. 13 Q Okay. 14 MR. NADELHAFT: Could we put up -- could 15 you put up attachment 13. 16 AV TECHNICIAN: Please stand by. 17 THE WITNESS: I need more caffeine. 18 (Exhibit 18, Text messages between Amber 19 Heard and Falati, Bates Nos. ALH_00016045 and 20 ALH_00016046, was marked for identification and is 21 attached to the transcript.) 22 AV TECHNICIAN: Exhibit 18.</p>
<p>1 A Yes, yeah. 2 Q Okay. And this is a -- this is another 3 picture of Amber from May 21, 2016? 4 MR. MCKENNA: It's been asked a few times. 5 Go ahead. 6 MR. NADELHAFT: That was a diff- -- that 7 was different -- it was different pages, so that's 8 why I'm asking. I didn't show her these pages. 9 MR. MCKENNA: Is that Amber? 10 THE WITNESS: Correct, this is a picture 11 of -- of Ms. Heard. 12 Q And Amber sent you this text on May 21, 13 2016? 14 A I believe so, based on the timestamp. 15 Q Okay. And the same for this picture on 16 the next page, Amber sent you this picture of her? 17 A Correct. 18 Q And the same for this page, the next page, 19 Amber sent you this picture of her on May 21st? 20 A Yes. 21 Q Okay. 22 MR. NADELHAFT: We can take that down.</p>	<p>1 Q Okay. By the way, when you saw Amber on 2 December 17th, was she wearing makeup or not, do 3 you recall? 4 MR. MCKENNA: If you know. 5 THE WITNESS: I don't recall. Yeah, I 6 don't recall. 7 Q Okay. I'm showing you what's been marked 8 as Falati Exhibit 18. This is a text message 9 chain between you and Amber. Do you see that? 10 A Yes. 11 Q And, again, this is -- this is your phone 12 number? 13 A That is my phone number. 14 Q Okay. And you wrote here: Just thinking 15 of you and checking in. How are you holding up? 16 Do you recall sending that text? 17 A No, I don't recall sending that specific 18 text. 19 Q And then Amber wrote, So sad and confused 20 and scared... Shit, I mean, how can I miss him? 21 And then you wrote: Because he's your 22 husband The man you vowed to love until death do</p>

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<p>329</p> <p>1 you part. Of course you love him. You had a bad</p> <p>2 argument that went sideways and that is the part</p> <p>3 that needs to be corrected. The love will always</p> <p>4 be there for -- for one another.</p> <p>5 Do you see that?</p> <p>6 A Yes, I do see that.</p> <p>7 Q Do you recall how the argument went</p> <p>8 sideways?</p> <p>9 MS. MEYERS: Objection; calls for hearsay,</p> <p>10 speculation.</p> <p>11 THE WITNESS: I don't recall. I would --</p> <p>12 I would have to look through my notes to give you</p> <p>13 a better answer.</p> <p>14 Q Okay. And we looked through those notes.</p> <p>15 So other than what's in your notes, you don't have</p> <p>16 any other recollection is your testimony, correct?</p> <p>17 A Correct.</p> <p>18 Q Okay.</p> <p>19 MR. NADELHAFT: We can take that down.</p> <p>20 Q Did you ever hear anything of any -- of</p> <p>21 Mr. Depp ever throwing anything or -- of Mr. Depp</p> <p>22 throwing anything at Amber?</p>	<p>331</p> <p>1 A Yes, I recall that.</p> <p>2 Q Do you know the -- what friends?</p> <p>3 A I can't say for certain, but I would</p> <p>4 assume -- oh, gosh, what's her name -- Rocky, just</p> <p>5 because she lived very nearby, just, you know,</p> <p>6 within those penthouses.</p> <p>7 MR. MCKENNA: That's a guess?</p> <p>8 THE WITNESS: It is a guess.</p> <p>9 MR. MCKENNA: You were asked if you</p> <p>10 remember.</p> <p>11 THE WITNESS: Oh, if I remember for</p> <p>12 certain?</p> <p>13 MR. MCKENNA: Not even for certain.</p> <p>14 Either you remember or you don't remember.</p> <p>15 THE WITNESS: No.</p> <p>16 Q Wait. Let me ask it again.</p> <p>17 Do you recall -- do you recall any of the</p> <p>18 friends that reiterated the statement that Amber</p> <p>19 was abused by Mr. Depp?</p> <p>20 A I'm sorry, Adam, can you say that again.</p> <p>21 Do I recall the specific friends? Isn't that --</p> <p>22 Q Yeah, you mentioned friends. Do you</p>
<p>330</p> <p>1 MS. MEYERS: Objection; calls for hearsay.</p> <p>2 THE WITNESS: I don't recall that.</p> <p>3 BY MR. NADELHAFT:</p> <p>4 Q Did you ever hear anything about Mr. Depp</p> <p>5 yelling at Amber?</p> <p>6 MS. MEYERS: Objection; calls for hearsay.</p> <p>7 THE WITNESS: I recall hearing from</p> <p>8 Ms. Heard that there were arguments, in which case</p> <p>9 she would say that Mr. Depp would yell and would</p> <p>10 also admit to yelling. I think they both were</p> <p>11 yelling.</p> <p>12 Q Did -- and it's your testimony that Amber</p> <p>13 did report to you that she was abused by Mr. Depp,</p> <p>14 correct?</p> <p>15 A She reported, as you -- you just said</p> <p>16 before that -- I lose track of the dates. But</p> <p>17 whatever that date was that she said he -- what's</p> <p>18 it called -- head-butted her.</p> <p>19 Q And you also testified in questions that</p> <p>20 friends were reiterating the statement that Amber</p> <p>21 was abused by Mr. Depp. Do you recall that</p> <p>22 testimony?</p>	<p>332</p> <p>1 recall any of the -- do you recall any of the</p> <p>2 names of the -- of the friends?</p> <p>3 A Her friends that were around often were</p> <p>4 her sister.</p> <p>5 MR. MCKENNA: Again, not the question.</p> <p>6 You're --</p> <p>7 MR. NADELHAFT: Rob- -- Robert --</p> <p>8 MR. MCKENNA: Excuse me.</p> <p>9 MR. NADELHAFT: She can answer the</p> <p>10 question. Now you're (inaudible) --</p> <p>11 MR. MCKENNA: No, no, no, no, no.</p> <p>12 MR. NADELHAFT: Just let her answer the</p> <p>13 question. You didn't say anything --</p> <p>14 MR. MCKENNA: You know what --</p> <p>15 MR. NADELHAFT: -- during the time when</p> <p>16 she was answering --</p> <p>17 MR. MCKENNA: You know what --</p> <p>18 MR. NADELHAFT: -- the questions for</p> <p>19 Jessica.</p> <p>20 MR. MCKENNA: -- she's not answering your</p> <p>21 question.</p> <p>22 MR. NADELHAFT: I mean, come on. She's</p>

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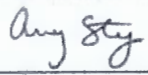
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<p>333</p> <p>1 answering the question.</p> <p>2 MR. MCKENNA: She's not answering your</p> <p>3 question.</p> <p>4 MR. NADELHAFT: You can't keep --</p> <p>5 MR. MCKENNA: You gotta let her answer</p> <p>6 your question. I'm trying to explain to her what</p> <p>7 the question is.</p> <p>8 MR. NADELHAFT: No, why -- come on.</p> <p>9 MR. MCKENNA: Take a second --</p> <p>10 MR. NADELHAFT: You're not letting her</p> <p>11 answer the question.</p> <p>12 MR. MCKENNA: -- take a breath, and we'll</p> <p>13 get to your question.</p> <p>14 (Simultaneous crosstalk.)</p> <p>15 MR. NADELHAFT: Why are you --</p> <p>16 MR. MCKENNA: Your question is --</p> <p>17 (inaudible) group of people. She's not answering</p> <p>18 it --</p> <p>19 MR. NADELHAFT: Well, then let her answer</p> <p>20 and then I can decide --</p> <p>21 MS. MEYERS: I'm trying to focus her on</p> <p>22 the answer.</p>	<p>335</p> <p>1 last question if you just let her answer it.</p> <p>2 MR. MCKENNA: Great.</p> <p>3 Read the question back, have her answer,</p> <p>4 and then that will be it.</p> <p>5 MR. NADELHAFT: No. Stop. I don't</p> <p>6 understand why you're being like this. I don't</p> <p>7 get it.</p> <p>8 MR. MCKENNA: Okay. So it's not --</p> <p>9 MR. NADELHAFT: I don't understand at all</p> <p>10 why you're being like this.</p> <p>11 MR. MCKENNA: Would you just be quiet long</p> <p>12 enough --</p> <p>13 MR. NADELHAFT: Would I be quiet?</p> <p>14 MR. MCKENNA: -- for the court reporter to</p> <p>15 read the question back.</p> <p>16 MR. NADELHAFT: You were talking over her.</p> <p>17 MR. MCKENNA: Will you be quiet --</p> <p>18 MR. NADELHAFT: She was answering the</p> <p>19 question and you stopped.</p> <p>20 MR. MCKENNA: -- long enough to let the</p> <p>21 court reporter read the question back.</p> <p>22 MR. NADELHAFT: I object to everything you</p>
<p>334</p> <p>1 MR. NADELHAFT: -- if I want to ask her</p> <p>2 another question.</p> <p>3 MR. MCKENNA: So if you hang tight for a</p> <p>4 minute, I think we will accomplish that. All</p> <p>5 right?</p> <p>6 MR. NADELHAFT: I -- you know, I --</p> <p>7 MR. MCKENNA: Can we have the question</p> <p>8 read back.</p> <p>9 The question is: Do you remember who</p> <p>10 those people are? Not who they likely are or who</p> <p>11 they may be; who they are.</p> <p>12 MR. NADELHAFT: I object to you --</p> <p>13 MR. MCKENNA: That's all you're being</p> <p>14 asked.</p> <p>15 MR. NADELHAFT: -- coaching her like</p> <p>16 you're doing. I'm not sure -- she -- I can decide</p> <p>17 if she's answered the question or not. It's my</p> <p>18 question.</p> <p>19 MR. MCKENNA: Adam, you know what, I'm</p> <p>20 tired of hearing advice, so let's just get this</p> <p>21 depo done, get the question out --</p> <p>22 MR. NADELHAFT: I -- this would be the</p>	<p>336</p> <p>1 did.</p> <p>2 But go ahead, read the question back.</p> <p>3 MR. MCKENNA: Well, feeling's mutual.</p> <p>4 MR. NADELHAFT: I don't understand why</p> <p>5 you're so against what I've said.</p> <p>6 MR. MCKENNA: Do you have some problem</p> <p>7 just being quiet for a minute? Can you let the</p> <p>8 court reporter read the question back.</p> <p>9 MR. NADELHAFT: You're the same, Robert.</p> <p>10 You're the same.</p> <p>11 MR. MCKENNA: For crying out loud. Just,</p> <p>12 like, take a little bit of control on yourself</p> <p>13 here. I think you can do it.</p> <p>14 MR. NADELHAFT: Oh, my God.</p> <p>15 MR. MCKENNA: Let's have the court</p> <p>16 reporter read it back.</p> <p>17 (The court reporter read the pertinent</p> <p>18 part of the record.)</p> <p>19 MR. NADELHAFT: Let me ask it again.</p> <p>20 BY MR. NADELHAFT:</p> <p>21 Q Again, do you recall any of the names of</p> <p>22 the friends that reiterated that Amber was abused</p>

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<p>337</p> <p>1 by Mr. Depp?</p> <p>2 MS. MEYERS: Objection; calls for hearsay.</p> <p>3 THE WITNESS: I have a vague sense of her</p> <p>4 friends reiterating that statement. As to which</p> <p>5 friends said it on which occasion, I can't give</p> <p>6 you that answer.</p> <p>7 BY MR. NADELHAFT:</p> <p>8 Q Without telling which occasions, do you</p> <p>9 know which friends said something to you,</p> <p>10 reiterating that Amber was abused by Mr. Depp?</p> <p>11 A I recall at some point iO. I believe her</p> <p>12 sister. Sorry, her name is -- Whitney. And I</p> <p>13 believe Rocky. I don't recall her last name.</p> <p>14 MR. NADELHAFT: All right. Thank you very</p> <p>15 much. I have no further questions.</p> <p>16 THE WITNESS: Sure.</p> <p>17 MS. MEYERS: Me neither.</p> <p>18 MR. MCKENNA: All right. Thank you.</p> <p>19 MR. NADELHAFT: Oh, I do -- I do want to</p> <p>20 make this deposition con- -- confidential. So</p> <p>21 we're just making the entire deposition</p> <p>22 confidential.</p>	<p>339</p> <p>1 ACKNOWLEDGMENT OF DEPONENT</p> <p>2 I, ERIN FALATI, do hereby acknowledge that</p> <p>3 I have read and examined the foregoing testimony,</p> <p>4 and the same is a true, correct and complete</p> <p>5 transcription of the testimony given by me and any</p> <p>6 corrections appear on the attached Errata sheet</p> <p>7 signed by me.</p> <p>8</p> <p>9</p> <p>10</p> <p>11 (DATE) (SIGNATURE)</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>
<p>338</p> <p>1 MR. MCKENNA: Whatever agreements you have</p> <p>2 in place. If I'm not aware of them, I'll agree to</p> <p>3 them, and the deposition will be handled as such.</p> <p>4 Court Reporter, do you e-mail a draft to</p> <p>5 the deponent? How do you handle that?</p> <p>6 THE REPORTER: Would you like me to do it</p> <p>7 through -- e-mail it to you, and then you could</p> <p>8 have her read and sign?</p> <p>9 MR. MCKENNA: Sure.</p> <p>10 THE REPORTER: What's your e-mail address?</p> <p>11 THE VIDEOGRAPHER: Let me just go off the</p> <p>12 record first.</p> <p>13 THE REPORTER: Oh, sorry, Kim.</p> <p>14 THE VIDEOGRAPHER: No worries.</p> <p>15 Off the record at 8:35.</p> <p>16 MS. MEYERS: Rmckenna@kmslegal.com.</p> <p>17 (Off the record at 8:35 p.m.)</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>	<p>340</p> <p>1 CERTIFICATE OF SHORTHAND REPORTER</p> <p>2 NOTARY PUBLIC</p> <p>3 I, AMY STRYKER, Certified Court Reporter</p> <p>4 and Notary Public, the officer before whom the</p> <p>5 foregoing deposition was taken, do hereby certify</p> <p>6 that the foregoing transcript is a true and</p> <p>7 correct record of the proceedings; that said</p> <p>8 testimony was taken by me stenographically and</p> <p>9 thereafter reduced to typewriting under my</p> <p>10 supervision; that reading and signing was</p> <p>11 requested; and that I am neither counsel for nor</p> <p>12 related to, nor employed by any of the parties to</p> <p>13 this case and have no interest, financial or</p> <p>14 otherwise, in its outcome.</p> <p>15 IN WITNESS WHEREOF, I have hereunto set my</p> <p>16 hand and affixed my notarial seal this 8th day of</p> <p>17 February, 2022.</p> <p>18 My commission expires November 18, 2023.</p> <p>19</p> <p>20 </p> <p>21 NOTARY PUBLIC IN AND FOR</p> <p>22 THE STATE OF MARYLAND</p>

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