

DV-109

Notice of Court Hearing

Clerk stamps date here when form is filed.

FILED
Superior Court of California
County of Los Angeles

MAY 27 2016

Sherri F. Carter, Executive Officer/Clerk
By: *[Signature]* Deputy
Gestelle Gamme

Fill in court name and street address:

Superior Court of California, County of
LOS ANGELES
111 NORTH HILL STREET
111 NORTH HILL STREET
LOS ANGELES, CA 90012
CENTRAL

Clerk fills in case number when form is filed.

Case Number:
BD 641 052

1 Name of Person Asking for Order:

AMBER LAURA DEPP

Your lawyer in this case (if you have one):

Name: SAMANTHA F. SPECTOR State Bar No.: 204482

Firm Name: SPECTOR LAW, A PROFESSIONAL LAW CORPORATION

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: 1925 CENTURY PARK EAST, SUITE 200

City: LOS ANGELES State: CA Zip: 90067

Telephone: (310) 282-9478 Fax: (310) 220-3889

E-Mail Address: SS@SPECTORLAWFIRM.COM

2 Name of Person to Be Restrained:

JOHN CHRISTOPHER DEPP II (AKA JOHNNY DEPP)

The court will fill out the rest of this form.

3 Notice of Court Hearing

A court hearing is scheduled on the request for restraining orders against the person in **2**.

Hearing Date	Date:	6/17/16	Time:	8:30 am	Name and address of court if different from above:
	Dept.:	6	Room:	543	

4 Temporary Restraining Orders (any orders granted are attached on Form DV-110)

a. Temporary restraining orders for personal conduct, stay away, and protection of animals, as requested in Form DV-100, Request for Domestic Violence Restraining Order, are:

- (1) All granted until the court hearing
- (2) All denied until the court hearing (specify reasons for denial in (b)):
- (3) Partly granted and partly denied until the court hearing (specify reasons for denial in (b)):

b. Requested temporary restraining orders for personal conduct, stay away, and protection of animals are denied because:

- (1) The facts as stated in form DV-100 do not show reasonable proof of a past act or acts of abuse. (Family Code, §§ 6320 and 6320.5)
- (2) The facts do not describe in sufficient detail the most recent incidents of abuse, such as what happened, the dates, who did what to whom, or any injuries or history of abuse.
- (3) Further explanation of reason for denial, or reason not listed above:

Insufficient showing of need to protect pet dog.

This is a Court Order.



Case Number:
BD 641 052

5 Service of Documents and Time for Service—for Person in 1

At least five or _____ days before the hearing, someone age 18 or older—not you or anyone else to be protected—must personally give (serve) a court’s file-stamped copy of this form (DV-109, *Notice of Court Hearing*) to the person in 2 along with a copy of all the forms indicated below:

- a. Form DV-100, *Request for Domestic Violence Restraining Order*, (file-stamped) with applicable attachments
- b. Form DV-110, *Temporary Restraining Order* (file-stamped) with applicable attachments if granted by the judge
- c. Form DV-120, *Response to Request for Domestic Violence Restraining Order* (blank form)
- d. Form DV-250, *Proof of Service by Mail* (blank form)
- e. Other (specify): _____

Date: MAY 27 2010 _____



 Judicial Officer **CARL H. MOOR**

Right to Cancel Hearing: Information for the Person in 1

- If item 4 (a)(2) or 4 (a)(3) is checked, the judge has denied some or all of the temporary orders you requested until the court hearing. The judge may make the orders you want after the court hearing. You can keep the hearing date, or you can cancel your request for orders so there is no court hearing.
- If you want to cancel the hearing, use Form DV-112, *Waiver of Hearing on Denied Request for Temporary Restraining Order*. Fill it out and file it with the court as soon as possible. You may file a new request for orders, on the same or different facts, at a later time.
- If you cancel the hearing, do not serve the documents listed in item 5 on the other person.
- If you want to keep the hearing date, you must have all of the documents listed in item 5 served on the other person within the time listed in item 5.
- At the hearing, the judge will consider whether denial of any requested orders will jeopardize your safety and the safety of children for whom you are requesting custody or visitation.
- You must come to the hearing if you want the judge to make restraining orders or continue any orders already made. If you cancel the hearing or do not come to the hearing, any restraining orders made on Form DV-110 will end on the date of the hearing.

To the Person in 1

- The court cannot make the restraining orders after the court hearing unless the person in 2 has been personally given (served) a copy of your request and any temporary orders. To show that the person in 2 has been served, the person who served the forms must fill out a proof of service form. Form DV-200, *Proof of Personal Service* may be used.
- For information about service, read Form DV-210-INFO, *What Is “Proof of Personal Service”?*
- If you are unable to serve the person in 2 in time, you may ask for more time to serve the documents. Read Form DV-115-INFO, *How to Ask for a New Hearing Date*.

This is a Court Order.



Case Number:
BD 641 052

To the Person in 2

- If you want to respond in writing, mail a copy of your completed Form DV-120, *Response to Request for Domestic Violence Restraining Order*, to the person in 1 and file it with the court. You cannot mail Form DV-120 yourself. Someone age 18 or older—**not you**—must do it.
- To show that the person in 1 has been served by mail, the person who mailed the forms must fill out a proof of service form. Form DV-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring it with you to the hearing.
- For information about responding to a restraining order and filing your answer, read Form DV-120-INFO, *How Can I Respond to a Request for Domestic Violence Restraining Order?*
- Whether or not you respond in writing, go to the court hearing if you want the judge to hear from you before making orders. You may tell the judge why you agree or disagree with the orders requested. You may bring witnesses and other evidence.
- **At the hearing, the judge may make restraining orders against you that could last up to five years.**
- **The judge may also make other orders about your children, child support, spousal support, money, and property and may order you to turn in or sell any firearms that you own or possess.**



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8.)

(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Date: **MAY 27 2016** Clerk, by , Deputy

Gestelle Gammage



This is a Court Order.

DV-110 Temporary Restraining Order

Person in ① must complete items ①, ②, and ③ only.

① **Name of Protected Person:**
AMBER LAURA DEPP
 Your lawyer in this case (if you have one):
 Name: SAMANTHA F. SPECTOR State Bar No.: 204482
 Firm Name: SPECTOR LAW, A PROFESSIONAL LAW CORPORATION
 Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):
 Address: 1925 CENTURY PARK EAST, SUITE 200
 City: LOS ANGELES State: CA Zip: 90067
 Telephone: (310) 282-9478 Fax: (310) 220-3889
 E-mail Address: SS@SPECTORLAWFIRM.COM

② **Name of Restrained Person:**
JOHN CHRISTOPHER DEPP II (AKA JOHNNY DEPP)

Description of restrained person:

Sex: M F Height: 5'10" Weight: 175 Hair Color: BLACK Eye Color: BROWN
 Race: WHITE Age: 52 Date of Birth: 6/9/1963
 Address (if known): _____
 City: _____ State: _____ Zip: _____
 Relationship to protected person: HUSBAND

③ **Additional Protected Persons**
 In addition to the person named in ①, the following persons are protected by temporary orders as indicated in items ⑥ and ⑦ (family or household members):

Full name	Relationship to person in ①	Sex	Age
_____	_____	_____	_____
_____	_____	_____	_____

Check here if there are additional protected persons. List them on an attached sheet of paper and write "DV-110, Additional Protected Persons" as a title.

The court will complete the rest of this form.

④ **Court Hearing**
 This order expires at the end of the hearing stated below:

Hearing Date: June 17, 2016 Time: 8:30 a.m. p.m.

Clerk stamps date here when form is filed.
FILED
 Superior Court of California
 County of Los Angeles
 MAY 27 2016
 Sherri R. Carter, Executive Officer/Clerk
 By: [Signature] Deputy
 Gestelle Gammage

Fill in court name and street address:
 Superior Court of California, County of
 LOS ANGELES
 111 NORTH HILL STREET
 111 NORTH HILL STREET
 LOS ANGELES, CA 90012
 CENTRAL

Court fills in case number when form is filed.
Case Number:
 BD 641 052

This is a Court Order.



Case Number:
BD 641 052

- 5 **Criminal Protective Order**
- a. A criminal protective order on Form CR-160, *Criminal Protective Order-Domestic Violence*, is in effect.
Case Number: _____ County: _____ Expiration Date: _____
- b. No information has been provided to the judge about a criminal protective order.

To the person in 2

The court has granted the temporary orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

- 6 **Personal Conduct Orders** Not requested Denied until the hearing Granted as follows:
- a. You must not do the following things to the person in 1 and persons in 3:
- Harass, attack, strike, threaten, assault (*sexually or otherwise*), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (*on the Internet, electronically or otherwise*), or block movements
 - Contact, either directly or indirectly, in any way, including but not limited to, by telephone, mail, e-mail or other electronic means
 - Take any action, directly or through others, to obtain the addresses or locations of the persons in 1 and 3. (*If this item is not checked, the court has found good cause not to make this order.*)
- b. Peaceful written contact through a lawyer or process server or another person for service of Form DV-120 (*Response to Request for Domestic Violence Restraining Order*) or other legal papers related to a court case is allowed and does not violate this order.
- c. Exceptions: Brief and peaceful contact with the person in 1, and peaceful contact with children in 3, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

- 7 **Stay-Away Order** Not requested Denied until the hearing Granted as follows:
- a. You must stay at least (*specify*): 100 yards away from (*check all that apply*):
- The person in 1
 - School of person in 1
 - The persons in 3
 - The children's school or child care
 - Home of person in 1
 - Other (*specify*): _____
 - The job or workplace of person in 1
 - _____
 - Vehicle of person in 1
 - _____
- b. Exceptions: Brief and peaceful contact with the person in 1, and peaceful contact with children in 3, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

- 8 **Move-Out Order** Not requested Denied until the hearing Granted as follows:
- You must take only personal clothing and belongings needed until the hearing and move out immediately from (address): _____

This is a Court Order.

Case Number:
BD 641 052

9 No Guns or Other Firearms or Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. You must:
- Sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms within your immediate possession or control. Do so within 24 hours of being served with this order.
 - Within 48 hours of receiving this order, file with the court a receipt that proves guns have been turned in, stored, or sold. (You may use Form DV-800, Proof of Firearms Turned In, Sold, or Stored, for the receipt.) Bring a court filed copy to the hearing.
- c. The court has received information that you own or possess a firearm.

10 Record Unlawful Communications

Not requested Denied until the hearing **Granted as follows:**
The person in ① can record communications made by you that violate the judge's orders.

11 Care of Animals Not requested Denied until the hearing Granted as follows:

The person in ① is given the sole possession, care, and control of the animals listed below. The person in ② must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

12 Child Custody and Visitation Not requested Denied until the hearing Granted as follows:

Child custody and visitation are ordered on the attached Form DV-140, *Child Custody and Visitation Order* or (specify other form): _____. The parent with temporary custody of the child must not remove the child from California unless the court allows it after a noticed hearing (Fam. Code, § 3063).

13 Child Support

Not ordered now but may be ordered after a noticed hearing.

14 Property Control Not requested Denied until the hearing **Granted as follows:**

Until the hearing, *only* the person in ① can use, control, and possess the following property:

15 Debt Payment Not requested Denied until the hearing Granted as follows:

The person in ② must make these payments until this order ends:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

This is a Court Order.

Case Number:
BD 641 052

16 **Property Restraint** Not requested Denied until the hearing **Granted as follows:**

If the people in ① and ② are married to each other or are registered domestic partners,
 the person in ① the person in ② must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. *(The person in ② cannot contact the person in ① if the court has made a "no contact" order.)*
Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

17 **Spousal Support**

Not ordered now but may be ordered after a noticed hearing.

18 **Insurance**

The person in ① the person in ② is ordered NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their child(ren), if any, for whom support may be ordered, or both.

19 **Lawyer's Fees and Costs**

Not ordered now but may be ordered after a noticed hearing.

20 **Payments for Costs and Services**

Not ordered now but may be ordered after a noticed hearing.

21 **Batterer Intervention Program**

Not ordered now but may be ordered after a noticed hearing.

22 **Other Orders** Not requested Denied until the hearing Granted as follows:

Anger Management

Check here if there are additional orders. List them on an attached sheet of paper and write "DV-110, Other Orders" as a title.

23 **No Fee to Serve (Notify) Restrained Person**

If the sheriff serves this order, he or she will do so for free.

Date:

MAY 27 2016

MAY 27 2016

Carl A. Moor

Judge (or Judicial Officer)

CARL H. MOOR

Warnings and Notices to the Restrained Person in ②

If you do not obey this order, you can be arrested and charged with a crime.

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

This is a Court Order.

You cannot have guns, firearms, and/or ammunition.



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect.

Service of Order by Mail

If the judge makes a restraining order at the hearing, which has the same orders as in this form, you will get a copy of that order by mail at your last known address, which is written in (2). If this address is incorrect, or to find out if the orders were made permanent, contact the court.

Child Custody, Visitation, and Support

- **Child custody and visitation:** If you do not go to the hearing, the judge can make custody and visitation orders for your children without hearing from you.
- **Child support:** The judge can order child support based on the income of both parents. The judge can also have that support taken directly from a parent's paycheck. Child support can be a lot of money, and usually you have to pay until the child is age 18. File and serve a *Financial Statement (Simplified)* (Form FL-155) or an *Income and Expense Declaration* (Form FL-150) if you want the judge to have information about your finances. Otherwise, the court may make support orders without hearing from you.
- **Spousal support:** File and serve an *Income and Expense Declaration* (Form FL-150) so the judge will have information about your finances. Otherwise, the court may make support orders without hearing from you.

Instructions for Law Enforcement

This order is effective when made. It is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, §13710(b).)

This is a Court Order.



Case Number:
BD 641 052

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced according to the following priorities (see Pen. Code, § 136.2, and Fam. Code, §§ 6383(h), 6405(b)):

1. *EPO*: If one of the orders is an *Emergency Protective Order* (Form EPO-001), and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No-Contact Order*: If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. *Criminal Order*: If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order*: If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

Child Custody and Visitation

- The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.
- Forms DV-100 and DV-105 are not orders. Do not enforce them.

Certificate of Compliance With VAWA

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**



(Clerk will fill out this part.)

-Clerk's Certificate-

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: **MAY 27 2016** Clerk, by *Gestelle Gammage*, Deputy
Gestelle Gammage

This is a Court Order.

1 Laura A. Wasser, Esq. (SBN 173740)
Samantha Klein, Esq. (SBN 222414)
2 Lisa P. Sutton, Esq. (SBN 276183)
WASSER, COOPERMAN & MANDLES, P.C.
3 2049 Century Park East, Suite 800
Los Angeles, California 90067-3110
4 Telephone No.: (310) 277-7117
5 Facsimile No.: (310) 553-1793

FILED
Superior Court of California
County of Los Angeles

MAY 27 2016

Sherri R. Gabel, Executive Officer/Clerk
By Manuel Almeraz, Deputy

6 Attorneys for Respondent
7
8

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

11
12 In re the Marriage of) CASE NO. BD641052
13 Petitioner: AMBER LAURA DEPP) [Assigned to Dept. 6,
14 and) Hon. Carl H. Moor]
15 Respondent: JOHN CHRISTOPHER DEPP) **OPPOSITION TO PETITIONER, AMBER**
16 II (AKA JOHNNY DEPP)) **LAURA DEPP'S EX PARTE**
17) **APPLICATION; AND DECLARATION**
18) **OF LAURA A. WASSER, ESQ.**
19)
20) Date: May 27, 2016
21) Dept: 6
22) Time: 8:30 A.M.
23)
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1 MEMORANDUM OF POINTS AND AUTHORITIES

2 Respondent, John Christopher Depp II (hereinafter "Johnny") submits the within
3 Memorandum of Points and Authorities in opposition to the ex parte application noticed by
4 Petitioner, Amber Laura Depp (hereinafter "Amber") for hearing on May 27, 2016.

5 I.

6 INTRODUCTION

7 Ex parte applications are restricted for emergency situations where substantial injury, harm,
8 or, at the very least, prejudice, would result if the matter were not either resolved immediately or on
9 shortened time. Amber is nonetheless seeking ex parte relief for several matters which do not
10 constitute an emergency, including the payment of spousal support and attorneys' fees.

11 Not only are such matters devoid of any exigency, but they are also wildly premature. This
12 case commenced this week. Amber filed her Petition for Dissolution of Marriage this Monday, May
13 23, 2016. Johnny filed his Response and Request for Dissolution of Marriage two days later, on May
14 25, 2016. No discovery has been conducted. The parties have not yet had an opportunity to even
15 informally exchange information. The Court therefore has no financial information upon which to
16 make the financial orders requested at this time. Moreover, Amber is a successful model and actress
17 who earns her own income and is capable of supporting herself. Although Amber is entitled to seek
18 support, fees, and property orders, Johnny is likewise entitled to reasonable time to prepare his
19 response.

20 Amber is attempting to secure a premature financial resolution by alleging abuse. Her current
21 application for a temporary restraining order along with her financial requests appears to be in
22 response to the negative media attention she received earlier this week after filing for divorce. Both
23 Amber and Johnny are successful actors. Amber filed her Petition three days after the death of
24 Johnny's mother. There has been significant commentary in the media as to this timing given that
25 Johnny was very close to his mother. Yet Johnny cannot protect himself or Amber from media
26 scrutiny, and Amber's anger certainly cannot drive this dissolution proceeding.

27 The actual issues in this case should be handled through properly noticed Requests for Orders
28 and settlement efforts. The issues are limited as the parties were married for little more than one

1 year and have no children together. These issues can and will be resolved. Further, Johnny is
2 willing to stipulate to mutual stay-away and personal conduct orders even though he and Amber are
3 currently on different continents, as Amber is aware. There is therefore no basis, in law or in fact,
4 upon which to issue the orders Amber seeks at this time.

5 **II.**

6 **AS A MATTER OF LAW, THE MAJORITY OF THE RELIEF REQUESTED**
7 **CANNOT BE ORDERED ON AN EX PARTE BASIS**

8 Due process requires reasonable notice and an opportunity to be heard. Accordingly, ex parte
9 orders are issued with extreme caution and only under extraordinary circumstances. California Rules
10 of Court, Rule 3.1202(c) requires that an ex parte applicant “make an affirmative factual showing in
11 a declaration containing competent testimony based on personal knowledge of irreparable harm,
12 immediate danger, or any other statutory basis for granting relief ex parte.” Amber cannot make
13 such an affirmative showing because there is no risk of irreparable harm or immediate danger upon
14 which to grant the majority of the relief she requests.

15 The majority of the relief she requests is purely financial in nature. Amber is seeking
16 payments for spousal support, attorneys’ fees, and accounting fees as well as the exclusive use and
17 possession of particular real and personal property owned by the parties. Neither the parties nor this
18 Court has any financial information upon which to grant such relief as this case commenced only
19 four days ago. Moreover, as a successful actress with significant income of her own, there is no
20 question that Amber can support herself until the parties have had a reasonable amount of time to
21 assess their finances with the assistance of counsel and then negotiate a mutually agreeable
22 resolution or seek regularly-noticed court orders.

23 **III.**

24 **ANY ISSUES FOR WHICH EX PARTE RELIEF MAY BE AVAILABLE HAVE ALREADY**
25 **BEEN RESOLVED**

26 In addition to her numerous financial requests, Amber has also requested a temporary
27 restraining order against Johnny. Johnny is currently out of the country for work. He is unable to
28 attend the hearing on this matter and has not heard Amber’s specific allegations against him. He

1 nonetheless has every intention of staying away from Amber and will stipulate to mutual stay-away
2 and personal conduct orders.

3 IV.


4 CONCLUSION

5 For all of the foregoing reasons, Johnny respectfully requests that Amber's ex parte
6 application be denied in its entirety.

7
8 DATED: May 26, 2016

Respectfully submitted,
WASSER, COOPERMAN & MANDLES
A Professional Corporation

9
10
11 By:

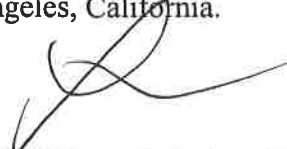


LAURA A. WASSER, ESQ.
Attorneys for Respondent

1 In addition, my office offered Amber's counsel the opportunity to speak with Johnny's business
2 managers on May 26 or thereafter at her convenience, so that she might begin to understand the
3 financial circumstances of this matter.

4
5 I declare under penalty of perjury under the laws of the State of California that the foregoing
6 is true and correct.

7 Executed this 26th day of May, 2016, at Los Angeles, California.

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10 
LAURA A. WASSER

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1 **SAMANTHA F. SPECTOR, ESQ. (State Bar 204482)**
2 **SPECTOR LAW, A Professional Law Corporation**
3 1925 Century Park East, Suite 200
4 Los Angeles, California 90067
5 Telephone: 310.282.9478
6 Facsimile: 310.220.3889

7 Attorneys for Petitioner,
8 AMBER LAURA DEPP

FILED
Superior Court of California
County of Los Angeles

MAY 27 2016

Sherri R. [Signature], Associate Clerk/Clerk
By Manuel Almendras Deputy

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

11 In re the Marriage of:

12 Petitioner: AMBER LAURA DEPP,

13 and

14 Respondent: JOHN CHRISTOPHER
15 DEPP II (AKA JOHNNY
16 DEPP)

CASE NO. BD 641 052

Judge: Hon. Carl H. Moor
Department: 6

**DECLARATION OF SAMANTHA F.
SPECTOR, ESQ. RE EX PARTE NOTICE
AND IN SUPPORT OF PETITIONER AMBER
LAURA DEPP'S DVRO REQUEST.**

Date: May 27, 2016
Time: 8:30 a.m.
Dept.: 6

17
18
19 I, SAMANTHA F. SPECTOR, declare as follows:

20 1. I am an attorney at law duly licensed to practice before all court of the State of
21 California and I am the managing attorney at Spector Law, APLC, attorneys of record for
22 Petitioner, Amber Laura Depp, herein. I have firsthand personal knowledge of the facts stated
23 herein and if called as a witness, I could and would competently testify thereto.

24 **EX PARTE NOTICE GIVEN**

25 2. On May 26, 2016, at approximately 9:45 a.m., I telephoned Respondent John
26 Christopher Depp II's ("Johnny") counsel, Laura Wasser, Esq. I asked to speak to Ms. Wasser
27 and was told she was not available. I then requested to speak to Samantha Klein, Esq., and was
28 also told she was unavailable. I was then directed to voicemails for both; instead I asked to speak

1 to Ms. Wasser's assistant, Linda Bigbee, and was told she too was unavailable and directed to
2 her voicemail.

3 3. I left a voicemail for Ms. Wasser at 9:45 a.m. and advised her that Petitioner,
4 Amber Laura Depp ("Amber"), would be appearing ex parte at 8:30 a.m. on Friday, May 27, 2016,
5 in Department 6 of the Los Angeles Superior Court located at 111 North Hill Street, Los Angeles,
6 California 90012 on the instant matter. Specifically, I stated that Amber would be requesting a DV
7 CLETS TRO against Respondent John Christopher Depp II ("Johnny"), including requests for: (1)
8 pendente lite spousal support payable by Johnny to Amber; (2) Amber's exclusive use and
9 possession of the 849 S. Broadway residence; (3) exclusive use and possession of the black
10 Range Rover vehicle which Amber is currently driving; (4) Amber's exclusive possession of the
11 dogs, Pistol and Boo; and (5) a contributive payment by Johnny for Amber's attorney fees and
12 accounting costs.

13 4. I then sent a follow-up email to Ms. Wasser stating all of the above in writing, and
14 copying Ms. Klein and Ms. Bigbee. A true and correct copy of my email to Ms. Wasser dated
15 May 26, 2016 at 9:52 a.m., confirming my ex parte notice, is attached hereto as **Exhibit "A."**

16 5. Thereafter, at approximately 9:59 a.m. I was able to speak directly to Mrs. Klein
17 and I advised her of all of the above via telephone.

18 **ATTEMPTS TO RESOLVE ISSUES PRIOR TO INSTANT EX PARTE AND DVRO REQUEST**

19 6. I attempted to resolve this matter with Johnny's counsel prior to giving notice for
20 the instant Request for Order re: Domestic Violence Restraining Orders.

21 7. On May 24, 2016, I sent a letter to Johnny's business attorney, Jacob A. Bloom.
22 I stated that, although Amber had been attacked and remained in fear for her safety, given the
23 notoriety of both parties and the high likelihood of press harassment, Amber would prefer to settle
24 the matter amicably out of Court. A true and correct copy of my letter to Mr. Bloom dated May
25 24, 2016, is attached hereto as **Exhibit "B."**

26 I declare, under penalty of perjury pursuant to the laws of the State of California, that the
27 foregoing is true and correct. Executed this 27th day of May 2016, at Los Angeles, California.

28 
SAMANTHA F. SPECTOR

Samantha F. Spector

From: Samantha F. Spector
Sent: Thursday, May 26, 2016 9:52 AM
To: Laura Wasser
Cc: 'Samantha Klein'; 'Linda Bigbee'
Subject: Marriage of Depp - EX PARTE NOTICE 5/27/2016 8:30 am Dept 6 LASC

Hi Laura,

I called your office and requested to speak to you as well as to Samantha Klein. I was directed to each of your respective voicemails. I then asked to speak to your assistant Linda Bigbee and, in turn, received her voicemail as well.

Thus, as a follow up to my voicemail message left for you this morning at 9:45 am, I am confirming I have provided you with ex parte notice that we will be appearing on behalf of Amber Depp tomorrow, May 27, 2016 at 8:30 am in Dept. 6 of the Los Angeles Superior Court located at 111 North Hill Street, Los Angeles, CA 90012, before the Honorable Carl H. Moor, on an ex parte application to seeks a DV CLETS TRO order against Johnny Depp which will include requests for (1) pendente lite spousal support payable by Johnny to Amber; (2) Amber's exclusive use and possession of the 849 S. Broadway residence; (3) exclusive use and possession of the black Range Rover vehicle which Amber is currently driving; (4) Amber's exclusive possession of the dogs, Pistol and Boo; and (5) a contributive payment by Johnny for Amber's attorney fees and accounting costs.

Best,
Samantha

Samantha F. Spector, Esq. | Partner
SPECTOR LAW, A Professional Law Corporation
1925 Century Park East, Suite 200
Los Angeles, California 90067
310.282.9478 | Office
310.220.3889 | Fax



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SPECTOR LAW

1925 Century Park East, Suite 200, Los Angeles, California 90067 | 310.282.9478 tel | 310.220.3889 fax

SAMANTHA F. SPECTOR
SS@SPECTORLAWFIRM.COM

May 24, 2016

VIA EMAIL AND U.S. MAIL

Jacob A. Bloom, Esq.
Bloom Hergott Diemer Rosenthal LaViolette
Feldman Schenkman Goodman, LLP
150 South Rodeo Drive, Third Floor
Beverly Hills, CA 90212



Re: In re Marriage of Depp

Dear Mr. Bloom:

Please be advised that our firm has filed a Petition for Dissolution of Marriage on behalf of Amber Depp.

As you may be aware, your client and Amber's husband, Johnny Depp, violently attacked and threatened Amber on Saturday night, May 21st, in their penthouse apartment located at 849 S. Broadway. There are several witnesses to this particular incident, and there are photographs depicting the property damage Johnny caused, as well as the physical injuries he inflicted on Amber.

Unfortunately, this is not the first incident of domestic violence perpetrated by Johnny against Amber. In fact, there have been two other incidents in the past six months. Although Amber is afraid of Johnny, she strongly insists that we do everything possible to keep this personal matter out of the media spotlight, which is why she has not yet sought a CLETS DV TRO and why we did not arrange for Johnny to have been personally served at last night's movie premiere.

Amber wishes to work quickly towards a private and amicable resolution of all matters, but she will need Johnny's immediate cooperation to do so. To this end, please have Johnny promptly sign and return by Friday, May 27, 2016, the enclosed Notice and Acknowledgment of Receipt form (FL-117 form) confirming service of the Summons, Petition, Family Law Case Cover Sheet and blank Response (FL-120 form). If the requested Notice is not signed and the original executed form is not returned to me by May 27th, we will have no alternative but to arrange for Johnny to be personally served.

In addition, we are requesting on Amber's behalf the following: (i) appropriate *pendente lite* support; (ii) exclusive use and possession of the black Range Rover, the vehicle she is currently

driving, with Johnny to continue to make all payments for any encumbrances thereon; (iii) exclusive use and possession of 849 S. Broadway, Penthouse Nos. 1, 3 and 5 with Johnny to continue to pay mortgage, utilities, etc. associated therewith; and (iv) a contribution towards her reasonable and necessary attorney's fees in the amount of \$100,000 and \$25,000 for forensic accounting costs, to be paid to my firm by close of business (5:00 pm) on May 27, 2016.

Further, I believe it would be beneficial for all if this case was assigned to a private retired judicial officer for all purposes. My proposed list of private retired judicial officers is as follows: Hon. Gretchen Taylor, Hon. Robert Schneider or Hon. Melinda Johnson. The fees of the judicial officer can be paid with funds from the parties' community estate. Kindly let me know at your earliest convenience if you and your client are agreeable to doing so as well as which judicial officers are acceptable. Upon hearing from you, I will have my assistant obtain rates and availabilities.

We are indeed hopeful that we can swiftly work out mutually acceptable short and long term solutions outside of the public eye.

Thank you. I look forward to your prompt follow up and reply.

VERY TRULY YOURS,
SPECTOR LAW, APLC



SAMANTHA F. SPECTOR

SFS:ks

Enclosures

cc: Client

DV-100

Request for Domestic Violence Restraining Order

You must also complete Form CLETS-001, Confidential CLETS Information, and give it to the clerk when you file this Request.

1 Name of Person Asking for Protection:

AMBER LAURA DEPP Age: 30

Your lawyer in this case (if you have one):

Name: SAMANTHA F. SPECTOR, ESQ. State Bar No.: (SBN 204482)

Firm Name: SPECTOR LAW, A PROFESSIONAL LAW CORPORATION

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: 1925 CENTURY PARK EAST, SUITE 200

City: LOS ANGELES, CALIFOR State: Zip:

Telephone: (310) 282-9478 Fax: (310) 220-3889

E-Mail Address: SS@SPECTORLAWFIRM.COM

2 Name of Person You Want Protection From:

JOHN CHRISTOPHER DEPP, IT (AKA JOHNNY DEPP)

Description of person you want protection from:

Sex: [X] M [] F Height: 5'10" Weight: 175 Hair Color: Black Eye Color: Brown

Race: White Age: 52 Date of Birth: 6/9/1963

Address (if known):

City: State: Zip:

3 Do you want an order to protect family or household members? [] Yes [X] No

If yes, list them:

Table with columns: Full Name, Sex, Age, Lives with you?, Relationship to you. Includes checkboxes for Yes/No.

[] Check here if you need more space. Attach a sheet of paper and write "DV-100, Protected People" for a title.

4 What is your relationship to the person in (2)? (Check all that apply):

- a. [X] We are now married or registered domestic partners.
b. [] We used to be married or registered domestic partners.
c. [X] We live together.
d. [] We used to live together.
e. [] We are related by blood, marriage, or adoption (specify relationship):
f. [] We are dating or used to date, or we are or used to be engaged to be married.
g. [] We are the parents together of a child or children under 18:

Child's Name: Date of Birth:
Child's Name: Date of Birth:
Child's Name: Date of Birth:

[] Check here if you need more space. Attach a sheet of paper and write "DV-100, Protected People" for a title.

- h. [] We have signed a Voluntary Declaration of Paternity for our child or children. (Attach a copy if you have one).

Clerk stamps date here when form is filed.

FILED
Superior Court of California
County of Los Angeles
MAY 27 2016
Sherri R. Ganci, Executive Officer/Clerk
By Manuel Almerdras, Deputy

Fill in court name and street address:

Superior Court of California, County of LOS ANGELES
111 NORTH HILL STREET
111 NORTH HILL STREET
LOS ANGELES, CA 90012
CENTRAL

Court fills in case number when form is filed.

Case Number:
BD 641 052

This is not a Court Order.

5 Other Court Cases

a. Have you or any other person named in 3 been involved in another court case with the person in 2?

No Yes If yes, check each kind of case and indicate where and when each was filed:

Table with 4 columns: Kind of Case, County or Tribe Where Filed, Year Filed, Case Number (if known). Includes rows for Divorce, Nullity, Legal Separation, Civil Harassment, Domestic Violence, Criminal, Juvenile, Dependency, Guardianship, Child Support, Parentage, Paternity, and Other (specify).

Check here if you need more space. Attach a sheet of paper and write "DV-100, Other Court Cases" for a title.

b. Are there any domestic violence restraining/protective orders now (criminal, juvenile, family)?

No Yes If yes, attach a copy if you have one.

Check the orders you want.

6 Personal Conduct Orders

I ask the court to order the person in 2 not to do the following things to me or anyone listed in 3:

- Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (on the Internet, electronically or otherwise), or block movements
Contact, either directly or indirectly, in any way, including but not limited to, by telephone, mail or e-mail or other electronic means

The person in 2 will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.

7 Stay-Away Order

a. I ask the court to order the person in 2 to stay at least 100 yards away from (check all that apply):

- Me My vehicle
My home The child(ren)'s school or child care
My job or workplace Each person listed in 3
My school Other (specify):

b. If the person listed in 2 is ordered to stay away from all the places listed above, will he or she still be able to get to his or her home, school, job, workplace, or vehicle? Yes No (If no, explain):

8 Move-Out Order

(If the person in 2 lives with you and you want that person to stay away from your home, you must ask for this move-out order.)

I ask the court to order the person in 2 to move out from and not return to (address):

I have the right to live at the above address because (explain): marital residence

This is not a Court Order.

9 Guns or Other Firearms and Ammunition

I believe the person in (2) owns or possesses guns, firearms, or ammunition. Yes No I don't know
If the judge approves the order, the person in (2) will be ordered not to own, possess, purchase or receive a firearm or ammunition. The person will be ordered to sell to, or store with, a licensed gun dealer, or turn in to law enforcement, any guns or firearms that he or she owns or possesses.

10 Record Unlawful Communications

I ask for the right to record communications made to me by the person in (2) that violate the judge's orders.

11 Care of Animals

I ask for the sole possession, care, and control of the animals listed below. I ask the court to order the person in (2) to stay at least 100 yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

Pistol, Yorkshire Terrier

I ask for the animals to be with me because: It is my pet.

12 Child Custody and Visitation

- a. I do not have a child custody or visitation order and I want one.
- b. I have a child custody or visitation order and I want it changed.

If you ask for orders, you must fill out and attach Form DV-105, Request for Child Custody and Visitation Orders.

You and the other parent may tell the court that you want to be legal parents of the children (use Form DV-180, Agreement and Judgment of Parentage).

13 Child Support (Check all that apply):

- a. I do not have a child support order and I want one.
- b. I have a child support order and I want it changed.
- c. I now receive or have applied for TANF, Welfare, CalWORKS, or Medi-Cal.

If you ask for child support orders, you must fill out and attach Form FL-150, Income and Expense Declaration or Form FL-155, Financial Statement (Simplified).

14 Property Control

I ask the court to give **only** me temporary use, possession, and control of the property listed here:

Real property located at 849 S. Broadway Avenue, Los Angeles, CA 90014

15 Debt Payment

I ask the court to order the person in (2) to make these payments while the order is in effect:

Check here if you need more space. Attach a sheet of paper and write "DV-100, Debt Payment" for a title.

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

16 Property Restraint

I am married to or have a registered domestic partnership with the person in (2). I ask the judge to order that the person in (2) not borrow against, sell, hide, or get rid of or destroy any possessions or property, except in the usual course of business or for necessities of life. I also ask the judge to order the person in (2) to notify me of any new or big expenses and to explain them to the court.

This is not a Court Order.

17 **Spousal Support**

I am married to or have a registered domestic partnership with the person in (2) and no spousal support order exists. I ask the court to order the person in (2) to pay spousal support. *(You must complete, file, and serve Form FL-150, Income and Expense Declaration, before your hearing).*

18 **Insurance**

I ask the court to order the person in (2) NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of me or the person in (2), or our child(ren), for whom support may be ordered, or both.

19 **Lawyer's Fees and Costs**

I ask that the person in (2) pay some or all of my lawyer's fees and costs.
You must complete, file, and serve Form FL-150, Income and Expense Declaration, before your hearing.

20 **Payments for Costs and Services**

I ask the court to order the person in (2) to pay the following:
You can ask for lost earnings or your costs for services caused directly by the person in (2) (damaged property, medical care, counseling, temporary housing, etc.). You must bring proof of these expenses to your hearing.

Pay to: _____ For: _____ Amount: \$ _____

Pay to: _____ For: _____ Amount: \$ _____

21 **Batterer Intervention Program**

I ask the court to order the person listed in (2) to go to a 52-week batterer intervention program and show proof of completion to the court.

22 **Other Orders**

What other orders are you asking for? 52-weeks of anger management courses.

Check here if you need more space. Attach a sheet of paper and write "DV-100, Other Orders" for a title.

23 **Time for Service (Notice)**

The papers must be personally served on the person in (2) at least five days before the hearing, unless the court orders a shorter time for service. If you want there to be fewer than five days between service and the hearing, explain why below. For help, read Form DV-200-INFO, "What Is Proof of Personal Service?"

24 **No Fee to Serve (Notify) Restrained Person**

If you want the sheriff or marshal to serve (notify) the restrained person about the orders for free, ask the court clerk what you need to do.

25 **Court Hearing**

The court will schedule a hearing on your request. If the judge does not make the orders effective right away ("temporary restraining orders"), the judge may still make the orders after the hearing. If the judge does not make the orders effective right away, you can ask the court to cancel the hearing. Read Form DV-112, *Waiver of Hearing on Denied Request for Temporary Restraining Order*, for more information.

This is not a Court Order.

26 Describe Abuse

Describe how the person in (2) abused you. Abuse means to intentionally or recklessly cause or attempt to cause bodily injury to you; or to place you or another person in reasonable fear of imminent serious bodily injury; or to harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, keep you under surveillance, impersonate (on the Internet, electronically or otherwise), batter, telephone, or contact you; or to disturb your peace; or to destroy your personal property. (For a complete definition, see Fam. Code, §§ 6203, 6320.)

- a. Date of most recent abuse: 5/21/2016
- b. Who was there? Self, respondent, Raquel Pennington
- c. Describe how the person in (2) abused you or your child(ren):
See attached Declaration of Petitioner Amber Laura Depp; Declaration of Raquel Pennington

Check here if you need more space. Attach a sheet of paper and write "DV-100, Recent Abuse" for a title.

- d. Did the person in (2) use or threaten to use a gun or any other weapon? No Yes (If yes, describe):

- e. Describe any injuries: See attached Declarations and Exhibits
- f. Did the police come? No Yes
If yes, did they give you or the person in (2) an Emergency Protective Order? Yes No I don't know
Attach a copy if you have one.
The order protects you or the person in (2)
- g. **Has the person in (2) abused you (or your children) other times?**
If yes, check here and use Form DV-101, Description of Abuse or describe any previous abuse on an attached sheet of paper and write "DV-100, Previous Abuse" for a title.

27 Other Persons to Be Protected

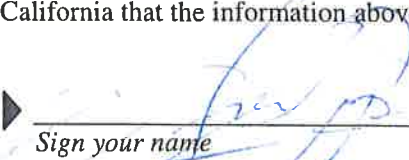
The persons listed in item (3) need an order for protection because (describe): _____

28 Number of pages attached to this form, if any: _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

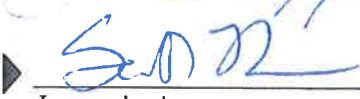
Date: May 26, 2016

AMBER LAURA DEPP
Type or print your name


Sign your name

Date: May 26, 2016

SAMANTHA F. SPECTOR, ESQ.
Lawyer's name, if you have one


Lawyer's signature

This is not a Court Order.

**DECLARATION OF PETITIONER
AMBER LAURA DEPP**

2 **ATTACHMENT TO FORM DV-100**

3 **DECLARATION OF AMBER LAURA DEPP**

4 I, AMBER LAURA DEPP, declare as follows:

5 1. I am the Petitioner herein. I have firsthand personal knowledge of the facts stated
6 herein and if called as a witness, I could and would competently testify thereto.

7 2. I submit this declaration in support of my Request for CLETS Domestic Violence
8 Restraining Orders against Respondent John Christopher Depp II aka Johnny Depp ("Johnny").
9 I am also requesting *pendente lite* spousal support, exclusive possession of the residence located
10 at 849 S. Broadway in downtown Los Angeles ("Broadway residence"), exclusive possession of
11 the 2015 Range Rover vehicle, and attorneys' fees.

12 3. Johnny and I began living together in or about 2012, and we were married on
13 February 3, 2015. We do not have any children together.

14 4. During the entirety of our relationship, Johnny has been verbally and physically
15 abusive to me. I endured excessive emotional, verbal and physical abuse from Johnny, which
16 has included angry, hostile, humiliating and threatening assaults to me whenever I questioned
17 his authority or disagreed with him.

18 5. Johnny has a long-held and widely-acknowledged public and private history of
19 drug and alcohol abuse. He has a short fuse. He is often paranoid and his temper is
20 exceptionally scary for me as it has proven many times to be physically dangerous and/or life-
21 threatening to me. Johnny relationship with reality oscillates, depending upon his interaction with
22 alcohol and drugs. As Johnny's paranoia, delusions and aggression increased throughout our
23 relationship so has my awareness of his continued substance abuse. Because of this, I am
24 extremely afraid of Johnny and for my safety. I am petrified he will return at any moment to the
25 Broadway residence, to which he has full access to despite my repeated pleas to his security
26 team to prevent otherwise and to protect me, if restraining orders are not immediately issued.
27 I strongly believe that in addition to DVROs, Johnny also requires enrollment in anger
28 management courses and a Batterer's intervention program.

2 Recent Events Supporting the Basis of the Instant DVRO Request

3 6. Since early 2013 and throughout the entirety of our marriage, Johnny and I have
4 resided at the Broadway residence. The residence is compromised of connected units. I am
5 requesting exclusive possession and use of the 3 unit condominium [REDACTED]

6 7. On April 21, 2016, I celebrated my birthday with my friends at the Broadway
7 residence. As everyone was preparing to leave my birthday party, Johnny showed up, inebriated
8 and high. After my guests had left, Johnny and I had a discussion about his absence from my
9 birthday celebration which deteriorated into a bad argument that started with Johnny throwing a
10 magnum size bottle of champagne at the wall and a wine glass on me and the floor --both which
11 shattered. Johnny then grabbed me by the shoulders and pushed me onto the bed, blocking the
12 bedroom door. He then grabbed me by the hair and violently shoved me to the floor. Johnny was
13 also screaming and threatening me, taunting me to stand up. After several minutes, Johnny
14 stormed out of the condominium, but not before tossing aside and breaking nearly everything in
15 his path.

16 8. I did not see Johnny again for another month.

17 9. The next time I saw him was on May 21, 2016. He arrived at the Broadway
18 residence at approximately 7:15 p.m. He was inebriated and high. At the time of Johnny's arrival,
19 my friend Elizabeth Marz was present, along with my friend Raquel Rose Pennington and her
20 fiancé Joshua Drew who live in the adjacent apartment at the Broadway residence.

21 10. When Johnny arrived, at first, we were having a peaceful conversation in our living
22 room talking about his mother's passing as I tried to comfort him while we sat on the couch.
23 Suddenly, he began obsessing about something that was untrue and his demeanor changed
24 dramatically. He became extremely angry. I tried to calm Johnny down by calling one of his
25 trusted employees to alleviate his misplaced concerns, but it did not work.

26 11. Johnny was becoming increasingly enraged. I began to have concerns for my
27 safety and sent a text to my friend Raquel who was in the condominium next door. I texted her
28 to ask her to come over. As Johnny continued to rant in an aggressive and incoherent manner,

2 he then demanded we call our friend iO Tillet Wright ("iO") to prove his paranoid and irrational
3 accusations about some delusional idea he was having.

4 12. As my call to iO went through on speaker phone, Johnny ripped the cell phone
5 from my hand and began screaming profanities and insults at iO. I heard iO yell at me to get out
6 of the house. Johnny then grabbed the cell phone, wound up his arm like a baseball pitcher and
7 threw the cell phone at me striking my cheek and eye with great force.

8 13. I immediately covered my face and was crying because of the pain resulting from
9 the phone hitting me. Johnny charged at me, insisting on seeing my face. He taunted me,
10 challenged whether or not the cell phone actually hit me. He then forcefully pulled back my hair
11 as I attempted to stand up from the sofa. I then yelled out "Call 911" – hoping it would be heard
12 by iO who was still on the phone. Johnny continued screaming at me, pulling my hair, striking me
13 and violently grabbing my face.

14 14. Raquel entered the condominium using the key I had previously provided to her.
15 I then escaped Johnny's grasp as he momentarily seemed distracted by Raquel's entrance.

16 15. Johnny then charged me again after I had moved to the other side of the room.
17 Raquel ran in between us and begged Johnny to stop. He then slapped away her arms that she
18 had extended in a defensive manner and continued to yell obscenities at her.

19 16. I retreated to the couch. Raquel then came over to cover me in a protective
20 posture, while Johnny then picked up the magnum size bottle of wine he had been drinking out
21 of, and he started swinging it around, smashing everything he could.

22 17. Johnny then stormed at me once again, demanding that I get up and stand. He
23 did this – about ten times – getting closer to me, louder and more threatening each time.
24 Johnny's security team, that included, Judge Jerry, entered the condominium at this time, but they
25 stood back without saying or doing anything. I yelled to Jerry to please help me and told him that
26 if Johnny hit me one more time I was going to call the police. I heard Jerry say, "Boss, Please."
27 But Johnny continued screaming and breaking things, finally leaving the condominium.

28 18. As Johnny went down the hallway, he smashed another bottle of wine and then

2 went into the adjoining condominium unit I use as my office, painting studio and closet. I could
3 hear him destroying items of my personal property as he continued screaming.

4 19. Joshua and Raquel took me into their condominium for safety. Eventually I did not
5 hear Johnny any more.

6 20. Collectively attached hereto as **Exhibit "A"** are photographs depicting the injuries
7 to my face and the property damage caused by Johnny.

8 21. I live in fear that Johnny will return to the Broadway residence unannounced to
9 terrorize me, physically and emotionally. I require the protection of this Court via the issuance
10 of Domestic Violence restraining orders. There also have been several prior incidents of
11 domestic violence with Johnny, in particular there was one severe incident in December 2015
12 when I truly feared that my life was in danger.

13 22. In addition to the DVROs I am seeking, as I have no place to live other than the
14 Broadway residence (my home for the past two years), I am requesting exclusive use and
15 possession of said property. I also require exclusive use and possession of the Range Rover
16 vehicle, which I am currently using. Further, I am requesting possession of my dog Pistol.

17 23. Although Johnny is extremely wealthy, he refuses to provide me with any direct
18 financial support. Concurrent with this filing I am providing an Income and Expense Declaration.
19 I am requesting \$50,000 a month as and for *pendente lite* spousal support based on our marital
20 lifestyle.

21 24. Except as to that which is based on information and belief, I have personal
22 knowledge of the matters set forth herein and, and if sworn as a witness, I could and would
23 competently testify thereto. This declaration is being submitted in lieu of personal testimony
24 pursuant to *Code of Civil Procedure* §§ 2009 and 2015.5, *California Rules of Court*, Rule 5.118(f),
25 and *Reifler v. Superior Court* (1974) 39 Cal.App.3d 479.

26 I declare, under penalty of perjury pursuant to the laws of the State of California, that the
27 foregoing is true and correct. Executed this 26th day of May, 2016 at Los Angeles, California

28 see signature on DV-100 form
AMBER LAURA DEPP

2 **ATTACHMENT TO FORM DV-100**

3 **DECLARATION OF RAQUEL ROSE PENNINGTON**

4 I, RAQUEL ROSE PENNINGTON, declare as follows:

5 1. I have firsthand personal knowledge of the facts stated herein and if called as a
6 witness, I could and would competently testify thereto.

7 2. I submit this declaration in support of Petitioner AMBER LAURA DEPP's ("Amber")
8 Request for CLETS Domestic Violence Restraining Orders against Respondent John Christopher
9 Depp II aka Johnny Depp ("Johnny").

10 3. I have been friends with Amber since 2003. My fiancé Joshua Drew and I live in
11 one of the condominiums located at [REDACTED] Los Angeles. I have a key to the
12 condominium units which Amber shares with Johnny.

13 4. On May 21, 2016, I was in my condominium with Joshua when I received a text
14 message from Amber at approximately 8:06 p.m., asking me to come over to her condominium
15 unit.

16 5. I immediately went over to Amber's place. When I got to the door, I could hear
17 Amber and Johnny arguing inside. I knocked on the locked door, but there was no answer, so
18 I quickly ran back to my apartment to get my key to open Amber's door.

19 6. I returned to Amber's condominium less than a minute later. When I opened the
20 door, I saw Amber by the couch in the living room covering her head with her arms and hands,
21 as Johnny was loudly screaming at her.

22 7. I ran over and stood in between Johnny and Amber, begging Johnny to stop yelling
23 at her. I put my hands out in a defensive manner motioning him to stop. Johnny slapped my
24 hands away and screamed foul obscenities at me. I then tried to covered Amber up with my body
25 to protect her from him.

26 8. Johnny picked up a magnum size bottle of wine and began swinging it like a
27 baseball bat. Wine was flying all over the walls, floors and furniture, and he began using the
28 bottle to smash everything he could.

2 9. He then charged at Amber, screaming at her to stand up. He repeatedly yelled
3 at Amber to stand up -- about ten times -- and each time, he got closer, louder and more
4 threatening.

5 10. Johnny's security team then arrived, which included Jerry Judge, but they each
6 stood back and did not say or do anything.

7 11. Amber pleaded with Jerry to help and said that if Johnny hit her one more time she
8 was going to call the police.

9 12. Jerry said "Boss. Please."

10 13. Johnny continued screaming and breaking things, before finally walking out of the
11 apartment and into the hallway where he continued screaming and breaking things.

12 14. I could hear Johnny go into Amber's private condominium, where she keeps her
13 personal belongings and artwork, and continue to scream and break things.

14 15. Joshua came into the condominium unit and together we took Amber into our
15 condominium unit for safety.

16 16. I observed that Amber sustained a significant injury to her right eye as a result of
17 the incident with Johnny, as there was redness and swelling. Amber was crying, shaking and very
18 afraid of Johnny.

19 17. Finally, I heard Johnny leave the premises. I then took pictures of Amber's face
20 which are attached as Exhibit "A" to the Declaration of Amber.

21 18. Many times over the past few years, Amber has confided and complained to me
22 about Johnny's abusing her, both physically and verbally.

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