

**SUBPOENA DUCES TECUM (CIVIL) -**

Case No.: CL-2019-0002911

**ATTORNEY ISSUED** VA. CODE §§ 8.01-413, 16.1-89, 16.1-265;  
Commonwealth of Virginia Supreme Court Rules 1:4, 4:9

**FILED  
COURT SERVICES**

HEARING DATE AND TIME

**FAIRFAX COUNTY CIRCUIT COURT: 25**

Court

4110 CHAIN BRIDGE ROAD, FAIRFAX, VIRGINIA 22030

JOHN C. DEPP, II

**CLERK, CIRCUIT COURT  
FAIRFAX, VA**

AMBER LAURA HEARD

**TO THE PERSON AUTHORIZED BY LAW TO SERVE THIS PROCESS:**

You are commanded to summon

KEVIN MURPHY

NAME

25 RONAN ROAD

STREET ADDRESS

HIGHWOOD

ILLINOIS

60040

CITY

STATE

ZIP

**TO the person summoned:** You are commanded to make available the documents and tangible things designated and described below:

SEE ATTACHMENT A

at LOCATION TO BE DETERMINED BY THE PARTIES at MAY 21, 2019 AT 12:00PM CST

LOCATION

DATE AND TIME

to permit such party or someone acting in his or her behalf to inspect and copy, test or sample such tangible things in your possession, custody or control.

This Subpoena Duces Tecum is issued by the attorney for and on behalf of

JOHN C. DEPP, II

PARTY NAME

BENJAMIN G. CHEW

NAME OF ATTORNEY

601 THIRTEENTH STREET, N.W.

OFFICE ADDRESS

WASHINGTON, D.C. 20005

OFFICE ADDRESS

May 7, 2019

DATE ISSUED

29113

VIRGINIA STATE BAR NUMBER

202-536-1785

TELEPHONE NUMBER OF ATTORNEY

202-536-1701

FACSIMILE NUMBER OF ATTORNEY

SIGNATURE OF ATTORNEY

**Notice to Recipient:** See page two for further information.

**RETURN OF SERVICE** (see page two of this form)

**TO the person summoned:**

If you are served with this subpoena less than 14 days prior to the date that compliance with this subpoena is required, you may object by notifying the party who issued the subpoena of your objection in writing and describing the basis of your objection in that writing.

This SUBPOENA DUCES TECUM is being served by a private process server who must provide proof of service in accordance with Va. Code § 8.01-325.

**TO the person authorized to serve this process:** Upon execution, the return of this process shall be made to the clerk of court.

NAME: .....	
ADDRESS: .....	
.....	
<input type="checkbox"/> PERSONAL SERVICE	Tel. No. ....
Being unable to make personal service, a copy was delivered in the following manner:	
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above:	
.....	
<input type="checkbox"/> Posted on front door or such other door as appear to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> NOT FOUND	....., Sheriff
.....	by..... Deputy Sheriff
DATE	

**CERTIFICATE OF COUNSEL**

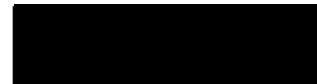
I, BENJAMIN G. CHEW, counsel for JOHN C. DEPP, II, hereby certify

that a copy of the foregoing subpoena duces tecum was SERVED VIA EMAIL

DELIVERY METHOD

to SEAN ROCHE AND ERIC GEORGE, counsel of record for AMBER LAURA HEARD,

on the 7TH day of MAY, 2019.



SIGNATURE OF ATTORNEY

**NOTICE:** Upon receipt of the subpoenaed documents, the requesting party must, if requested, provide true and full copies of those documents to any other party or to the attorney for any other party, provided the other party or attorney for the other party pays the reasonable cost of copying or reproducing those documents. This does not apply when the subpoenaed documents are returnable to and maintained by the clerk of the court in which the action is pending. Va. Code § 8.01-417

1 **ATTACHMENT A**

2 **DEFINITIONS**

3 1. "YOU" and/or "YOUR" shall mean and refer to Kevin Murphy.

4 2. "COMMUNICATION" and/or "COMMUNICATIONS" shall mean and refer to  
5 any written and verbal exchanges between any person or persons or entities, including but not  
6 limited to verbal conversations, telephone calls, letters, e-mails, memoranda, reports, telegraphs,  
7 faxes, exhibits, drawings, text messages, and any other documents which confirm or relate to the  
8 written or verbal exchange, including applicable ELECTRONICALLY STORED  
9 INFORMATION.

10 3. "ELECTRONICALLY STORED INFORMATION" means data that is stored in an  
11 electronic medium and shall include, by way of example only, computer programs, electronic mail  
12 (including message contents, header information and logs of electronic mail usage), output  
13 resulting from the use of any software program, including electronic, digital, or any other recorded  
14 material whatsoever, including but not limited to, any notes, memoranda, videotapes, affidavits,  
15 statements, papers, files, forms, data, tapes, printouts, letters, reports, communications, contracts,  
16 agreements, telegrams, records, financial records, applications, correspondence, diaries, calendars,  
17 recordings and transcriptions of recordings, voice mail messages recorded electronically and in  
18 writing, email messages and printouts, photographs, diagrams, or any other writings, however  
19 produced or reproduced, word processing documents, spreadsheets, databases, telephone logs,  
20 contact manager information, Internet usage files, PDF files, .JPG files, .TIF files, .TXT files,  
21 batch files, ASCII files, and any and all miscellaneous files and data and shall include all active  
22 data, deleted data, file fragments, metadata, native file formats and forensic images thereof.

23 4. "DOCUMENT" and/or "DOCUMENTS" unless otherwise indicated, are used in  
24 their customarily broad sense and shall refer to and mean all writings and other tangible things of  
25 any nature whatsoever, and shall include, but not be limited to, all writings (or drafts thereof),  
26 medical records, drawings, graphs, charts, photographs, phone records, other data compilations or  
27 storage devices from which information can be obtained (even if such information must be  
28 translated into a reasonably usable form), magnetically recorded or stored information generated

1 by a computer, contracts, agreements, communications, correspondence, telegrams, memoranda,  
2 records, reports, books, summaries or records of telephone conversations, summaries or records of  
3 personal conversations or interviews, diaries, forecasts, statistical statements, work papers, drafts,  
4 accounts, analytical records, minutes or records of meetings or conferences, records, reports or  
5 summaries of negotiations, brochures, pamphlets, circulars, calendars, notes, marginal notations,  
6 bills, invoices, checks, lists, journals, advertising, and all other written, printed, recorded or  
7 photographic matter or sound reproductions, or tangible representations of things, however  
8 produced or reproduced, including ELECTRONICALLY STORED INFORMATION and all  
9 nonidentical copies of the foregoing.

10 5. "RELATING TO" means, without limitation, constituting, containing, showing,  
11 reflecting, discussing, concerning, commenting upon, mentioning, evidencing, quoting,  
12 describing, or referencing in any way, directly or indirectly.

13 6. "MR. DEPP" means and refers to John C. Depp, II.

14 7. "MS. HEARD" means and refers to Amber Laura Heard.

15 8. "DECLARATION" means and refers to the documents titled "Declaration of  
16 Amber Laura Heard", dated April 10, 2019, which was filed by MS. HEARD in this proceeding  
17 on April 11, 2019. A true and correct copy of the DECLARATION is attached as Attachment B.

### 18 INSTRUCTIONS

19 9. When necessary, the singular form of a word shall be interpreted as plural, and the  
20 masculine gender shall be deemed to include the feminine, in order to bring within the scope any  
21 DOCUMENTS which might otherwise be construed to be outside the scope of these Requests.  
22 The terms, "and" and "or," have both conjunctive and disjunctive meanings, and "each," "any,"  
23 and "all" mean "each and every."

24 10. All undefined terms shall be interpreted according to their plain and commonsense  
25 meaning.

26 11. DOCUMENTS should be produced as single page .tiff format files imaged at 300  
27 dpi, with the exception of stand-alone Databases (e.g., Access), spreadsheets (e.g., Excel), slide  
28 presentations (e.g., PowerPoint), video files, and audio files, which should be produced in native

1 format. Each .tiff file should have a unique name matching the Bates number labeled on the  
2 corresponding page. Color DOCUMENTS should be produced in color.

3 12. DOCUMENTS should be produced with (a) a delimited data file (.dat), and (b) an  
4 image load file (.opt and/or .lfp). Each .tiff in a production must be referenced in the  
5 corresponding image load file. The total number of documents referenced in a production's data  
6 load file should match the total number of designated document breaks in the image load file for  
7 the production.

8 13. DOCUMENTS should be produced with extracted metadata for each DOCUMENT  
9 in the form of a .dat file. The metadata should include the following fields, to the extent such  
10 fields are available in the original DOCUMENT as it originally existed in its native format:

Field	Description
Bates_Begin	The bates label of the first page of the document
Bates_End	The bates label of the last page of the document
Attach_Begin	The bates label of the first page of a family of documents (e.g., email and attachment)
Attach_End	The bates label of the last page of a family of documents
Sent_Date	For email, the sent date of the message
Sent_Time	For email, the sent time of the message converted to GMT
Email_Author	The sender of an email message (email FROM)
Recipient	The recipients of an email message (email TO)
CC	The recipients of a copy of an email message (email CC)
BCC	The recipients of a blind copy of an email message (email BCC)
Custodian	The custodian in whose file the document was found,

	including all duplicate custodians
Datercvd	Date received
Datesent	Date sent
Subject	E-mail subject
Author	The person who created the document
Modifier	The person who last modified the document
Created	The creation date of the document
Last_Modified	The last modified date of the document
Title	The title of the document
File_Name	The name of the file
File_Extension	The file extension of the document
MD5Hash	The MD5 Hash Value of the document
Message_ID	The Message ID of the email and/or attachment
Mailstore	The name of the Mailstore in which the email and/or attachment is contained
File_Size	The size of the file
File_Path	Original file path of the document as it existed in the normal course of business or the folder location if the document/email is contained in a Mailstore
Number_Pages	The number of pages in the document

14. All DOCUMENTS attached to and/or embedded in an e-mail and/or other DOCUMENT must be produced contemporaneously and sequentially after the parent e-mail/document.

1           15.     In producing DOCUMENTS, you shall furnish all DOCUMENTS in your  
2 possession, custody, or control. Without limitation of the term "control," a DOCUMENT is  
3 deemed to be in your control if you have the right to secure the DOCUMENT or a copy thereof  
4 from another person or public or private entity having actual possession thereof, or if you have the  
5 practical ability to obtain the DOCUMENT from a third-party, irrespective of any legal  
6 entitlement to the DOCUMENT. If any original DOCUMENT requested is not in your possession,  
7 custody, or control, then you are required to produce the best available copy, and to state, to the  
8 best of your knowledge, the name and address of the person in possession and/or control of the  
9 original. The fact that a DOCUMENT is in possession of another person or entity does not relieve  
10 you of the obligation to produce your copy of the DOCUMENT, even if the two DOCUMENTS  
11 are identical. In addition, any copy of a DOCUMENT shall be produced if it differs in any respect  
12 from the original (e.g., by reason of handwritten notes or comments having been added to copy  
13 which do not appear on the original or otherwise).

14           16.     If responsive DOCUMENTS no longer exist because they have been destroyed,  
15 cannot be located, or are otherwise no longer in your possession or subject to your control,  
16 identify each DOCUMENT and describe the circumstances under which it was lost or destroyed.

17           17.     All DOCUMENTS should be organized and labeled to correspond by number with  
18 the numbered categories set forth in these Requests. If a DOCUMENT is responsive to more than  
19 one Request, reference that DOCUMENT in your written response to each Request to which it is  
20 responsive or in a load file identifying the same.

21           18.     A Request for a DOCUMENT shall be deemed to include a request for any and all  
22 file folders within which the DOCUMENT was contained, transmittal sheets, cover letters,  
23 exhibits, enclosures, or attachments to the DOCUMENT in addition to the DOCUMENT itself.

24           19.     If you claim that any DOCUMENT is, in whole or in part, beyond the scope of  
25 permissible discovery (including but not limited to any claim of privilege or confidentiality),  
26 specify in detail each and every ground on which such claim rests and identify generally what the  
27 document is. If you assert any claim of privilege, then at the time of production you are to furnish  
28 a privilege log that specifically identifies each DOCUMENT (or portion) withheld by (a) date, (b)

1 author, (c) recipient, (d) persons copied, (e) general description of the subject matter of the  
2 DOCUMENT, and (f) a statement of the specific privilege claimed and the basis upon which such  
3 privilege is claimed as to each separate DOCUMENT (or portion) withheld. The privilege log  
4 should contain enough specificity, but without disclosing privileged information, to allow  
5 Plaintiffs and the Court to adequately assess the privilege claimed.

6 20. To the extent you consider any portion of the following Requests to be  
7 objectionable, (a) identify the portion of the Request claimed to be objectionable, (b) state the  
8 nature and basis of the objection, and (c) produce DOCUMENTS responsive to any portion of  
9 such Request that is not claimed to be objectionable.

10 21. If you believe that any Request is unclear, unintelligible, or because of its wording  
11 otherwise prevents you from responding fully to that Request, identify the ambiguity or source of  
12 confusion and explain the definition and understanding that you relied upon in responding. It shall  
13 be insufficient to object to a particular Request on the grounds that it is vague, ambiguous, or  
14 otherwise unclear, and withhold DOCUMENTS on that basis without seeking clarification.

### 15 DOCUMENT REQUESTS

#### 16 Request No. 1:

17 All DOCUMENTS and COMMUNICATIONS YOU reviewed and/or relied upon in  
18 preparation for YOUR deposition.

#### 19 Request No. 2:

20 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
21 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
22 Los Angeles, California in late 2012 or early 2013, as described in ¶ 5 of MS. HEARD'S  
23 DECLARATION.

#### 24 Request No. 3:

25 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
26 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
27 Los Angeles, California on March 8, 2013, as described in ¶ 6 of MS. HEARD'S  
28 DECLARATION.



1 **Request No. 4:**

2 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
3 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident  
4 occurring on a flight from Boston, Massachusetts to Los Angeles, California on or about May 24,  
5 2014, as described in ¶¶ 7-8 of MS. HEARD'S DECLARATION.

6 **Request No. 5:**

7 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
8 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in the  
9 Bahamas on August 17, 2014, as described in ¶¶ 9-11 of MS. HEARD'S DECLARATION.

10 **Request No. 6:**

11 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
12 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
13 Los Angeles on December 17, 2014, as described in ¶ 12 of MS. HEARD'S DECLARATION.

14 **Request No. 7:**

15 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
16 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident  
17 taking place in a hotel room in Tokyo, Japan on January 25, 2015, as described in ¶ 13 of MS.  
18 HEARD'S DECLARATION.

19 **Request No. 8:**

20 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
21 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
22 Australia on March 3 through March 5, 2015, as described in ¶¶ 14-18 of MS. HEARD'S  
23 DECLARATION.

24 **Request No. 9:**

25 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
26 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
27 Los Angeles, California in March 2015, as described in ¶¶ 19-20 of MS. HEARD'S  
28 DECLARATION.

1 **Request No. 10:**

2 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
3 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
4 Thailand and/or Malaysia in August 2015, as described in ¶ 21 of MS. HEARD'S  
5 DECLARATION.

6 **Request No. 11:**

7 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
8 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
9 Los Angeles, California on November 26, 2015, as described in ¶ 22 of MS. HEARD'S  
10 DECLARATION.

11 **Request No. 12:**

12 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
13 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
14 Los Angeles, California on December 15, 2015, as described in ¶¶ 23-33 of MS. HEARD'S  
15 DECLARATION.

16 **Request No. 13:**

17 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
18 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
19 Los Angeles, California on April 21, 2016, as described in ¶¶ 34-35 of MS. HEARD'S  
20 DECLARATION.

21 **Request No. 14:**

22 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
23 PERSON, including but not limited to MS. HEARD, RELATING TO the purported incident in  
24 Los Angeles, California on May 21, 2016, as described in ¶¶ 36-42 of MS. HEARD'S  
25 DECLARATION.

26 **Request No. 15:**

27 All DOCUMENTS concerning YOUR in-person interactions with MR. DEPP on or  
28 around May 21, 2016.

1 **Request No. 16:**

2 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any PERSON, including t  
3 COMMUNICATIONS RELATING TO how MS. HEARD came to have those purported injuries  
4 on her face on May 27, 2016.

5 **Request No. 17:**

6 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
7 PERSON, including but not limited to MS. HEARD, RELATING TO any other domestic abuse  
8 incidents in which MS. HEARD assaulted MR. DEPP.

9 **Request No. 18:**

10 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
11 PERSON, including but not limited to MS. HEARD, RELATING TO the incident between MS.  
12 HEARD and Tasya van Ree that occurred at the Seattle-Tacoma International Airport on  
13 September 14, 2009, which prompted MS. HEARD's arrest.

14 **Request No. 19:**

15 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
16 PERSON, including but not limited to MS. HEARD, RELATING TO any other domestic abuse  
17 allegations against MR. DEPP not identified in Request Nos. 2 through 18.

18 **Request No. 20:**

19 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
20 PERSON, including but not limited to MS. HEARD, RELATING TO MS. HEARD'S relationship  
21 with Elon Musk.

22 **Request No. 21:**

23 All DOCUMENTS and all COMMUNICATIONS by and between YOU and any  
24 PERSON, including but not limited to MS. HEARD, RELATING TO MS. HEARD requesting  
25 Ms. Trinity Esparza and Mr. Brandon Patterson of the Eastern Columbia Building to give a  
26 statement to *People Magazine* about one week after MS. HEARD made her domestic abuse  
27 allegations against MR. DEPP on May 27, 2016.

28 **Request No. 22:**

1 All DOCUMENTS concerning the affidavit that MS. HEARD submitted to obtain a  
2 temporary restraining order against MR. DEPP, including but not limited to drafts of the same.

3 **Request No. 23:**

4 All COMMUNICATIONS by and between YOU and any PERSON, including but not  
5 limited to MS. HEARD, concerning the affidavit that MS. HEARD submitted to obtain a  
6 temporary restraining order against MR. DEPP.

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# ATTACHMENT B

**VIRGINIA :**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY**

**JOHN C. DEPP, II**

**Plaintiff,**

**v.**

**AMBER LAURA HEARD**

**Defendant.**

Civil Action No.: CL-2019-0002911

**DECLARATION OF AMBER LAURA HEARD**



1 **March 8, 2013, Los Angeles, California:**

2 6. Johnny hit me again on March 8, 2013 in my Los Angeles home. This was just one  
3 unfortunate incident in a series around that time where Johnny would become volatile and violent  
4 when under the influence of drugs and alcohol, then contrite and apologetic when he would sober  
5 up. On this particular incident, Johnny was getting drunk and high alone, and was angry that I had  
6 hung up a painting given to me by someone I had formerly dated. He tried to set fire to the  
7 painting the following morning. Johnny's team and I asked my sister Whitney to come over to try  
8 to intervene with Johnny, which she did. At some point after she left, Johnny resumed his fight  
9 with me, and hit me so hard that blood from my lip ended up on the wall. Attached hereto as  
10 Exhibit 1 is a true and correct copy of a text message exchange Johnny and I had the following  
11 Tuesday. On my phone, I had labeled Johnny as "Steve," and on his phone, he labeled me "Slim,"  
12 in part to protect our privacy if anyone else came into possession of our phones.

13 **May 24, 2014, Flight from Boston, Massachusetts to Los Angeles, California:**

14 7. On or about May 24, 2014, I met Johnny in Boston, and we both flew from Boston  
15 to Los Angeles on a private plane. Johnny appeared to have been drinking heavily and was  
16 holding a bottle of champagne when I met him in the morning. On the flight, Johnny ordered the  
17 flight attendants to give him an oxygen tank, and drank heavily. Johnny's handlers told me that he  
18 was upset that I was filming a movie with a romantic scene with James Franco the day before.  
19 Soon, Johnny began to throw objects at me. Instead of reacting to his behavior, I simply moved  
20 seats. That didn't stop him. He provocatively pushed a chair at me as I walked by, yelled at me,  
21 and taunted me by yelling out the name "James Franco." At some point, I stood up, and Johnny  
22 kicked me in the back, causing me to fall over. Johnny threw his boot at me while I was on the  
23 ground. Johnny continued to scream obscenities until he went into the plane bathroom and passed  
24 out locked in the bathroom for the remainder of the flight. Attached hereto as Exhibit 2 is a true  
25 and correct copy of text messages exchanged between me and Johnny (labeled "Steve") dated May  
26 25, 2014. In them, Johnny admitted, "Once again, I find myself in a place of shame and regret.  
27 Of course, I am sorry. I really don't know why or what happened. But I will never do it again."  
28



1           8.       Johnny's assistant Stephen Deuters (labeled "Stephen" on my phone) also texted  
2 me on May 25, 2014 to pass along Johnny's apologies for his behavior during the flight. Stephen  
3 admitted that Johnny "was appalled. When I told him he kicked you, he cried." Attached hereto  
4 as Exhibit 3 is a true and correct copy of the text message exchange between me and Deuters dated  
5 May 25, 2014, in which Deuters confirmed my memory of what took place and relayed messages  
6 from Johnny to me. Specifically, Exhibit 3 was generated by a forensics expert who extracted  
7 these text messages from my phone in 2016 to disprove allegations that I had somehow doctored  
8 or fabricated these messages.

9 **August 2014, Bahamas:**

10           9.       In August of 2014, Johnny and I took a trip to the Bahamas to try to help Johnny  
11 detox under the supervision of his full-time, live-in nurse, Debbie Lloyd. While we were in the  
12 Bahamas, Johnny had a number of manic episodes requiring medical attention that Debbie was  
13 unable to manage on her own, so we flew in Dr. David Kipper, Johnny's private doctor, to help  
14 manage his increasingly severe episodes.

15           10.      On August 17, 2014, while in the Bahamas, Johnny and I got into a fight during  
16 which Johnny kicked and pushed me to the ground, slapped me with an open hand, and grabbed  
17 me by the hair. During his attack, Johnny kicked the door so hard that it splintered Attached  
18 hereto as Exhibit 4 are true and correct copies of photographs of the broken door.

19           11.      I contacted Dr. Kipper and his assistant Debbie Lloyd for help with Johnny and  
20 managing his complex drug regimen. They both arrived on the night of August 17, 2014, and  
21 observed my injuries. We all continued to monitor Johnny for several days thereafter. Attached  
22 hereto as Exhibit 5 are true and correct copies of text messages I exchanged with Dr. David Kipper  
23 and his assistant Debbie Lloyd during that time frame.

24 **December 17, 2014, Los Angeles, California:**

25           12.      On December 17, 2014, after Johnny had a particularly violent episode, he  
26 apologized for his behavior, calling himself a "fucking savage." Attached hereto as Exhibit 6 are  
27 true and correct copies of screenshots of that text message exchange (again, Johnny is "Steve").  
28

1 **January 25, 2015, Tokyo, Japan:**

2 13. On or around January 25, 2015, Johnny and I were in a hotel room in Tokyo, Japan.  
3 Johnny shoved me, slapped me, and grabbed me by my hair. When I tried to stand up, Johnny  
4 muscled me back to the floor. He stood over me and yelled as I cried on the floor.

5 **March 2015, Australia:**

6 14. On March 3, 2015, I arrived in Australia to meet Johnny after I had been filming a  
7 movie. It was the first time I had seen Johnny in about a month, and I noticed that Johnny had lost  
8 a lot of weight and was behaving erratically. At some point in the next few days, I watched  
9 Johnny pull out what I later found out was a bag of MDMA (ecstasy); even though Johnny was  
10 supposed to be clean at that time, Johnny told me that I had not explicitly forbidden him from  
11 taking ecstasy. The argument heated up, and Johnny pushed me, slapped me, and shoved me to  
12 the ground before I retreated to a locked bedroom and went to sleep, as I was jet-lagged from the  
13 travel.

14 15. When I woke up the next morning, I went downstairs to find that Johnny was still  
15 awake, and that he had stayed up all night, having taken about eight MDMA pills. He was also  
16 drinking again. We got into a fight that Johnny made physical, and I barricaded myself in one of  
17 the rooms. That didn't stop Johnny from busting through the door of the room I was in. By  
18 nightfall, Johnny had hit me multiple times, shoved and pushed me to the ground, choked me, and  
19 spit in my face. Johnny then handed me a liquor bottle that he was drinking from, and asked me,  
20 "What are you going to do?" I threw the bottle on the floor. Johnny responded by starting to  
21 throw cans and unopened glass bottles at me. I wanted Johnny to go to sleep, in hopes that he  
22 would sober up. Instead, he began to fight with me about our upcoming marriage. I observed as  
23 Johnny then called multiple lawyers and representatives, including Tracey Jacobs, then his agent  
24 at the United Talent Agency.

25 16. That night, Johnny shoved me into a ping pong table that collapsed underneath me.  
26 Johnny threw bottles through the window panels of a glass door, breaking two panes, and leaving  
27 glass everywhere. Johnny then grabbed me, gripping my body and nightgown. He tore the  
28 nightgown off, and at some point, I was naked and barefoot, covered in alcohol and glass. Johnny

1 grabbed me by my hair and choked me against the refrigerator in the kitchen. I tried to stand  
2 myself up but I was sliding around the glass-strewn floor and countertop. Johnny threw me away  
3 from him, and I tried to run away as Johnny continued to throw objects and alcohol at me. In one  
4 of the most horrific and scariest moments of this three-day ordeal, Johnny grabbed me by the neck  
5 and collarbone and slammed me against the countertop. I struggled to stand up as he strangled  
6 me, but my arms and feet kept slipping and sliding on to the spilled alcohol and were dragged  
7 against the broken glass on the countertop and floor, which repeatedly slashed my feet and arms.  
8 Scared for my life, I told Johnny, "You are hurting me and cutting me." Johnny ignored me,  
9 continuing to hit me with the back of one closed hand, and slamming a hard plastic phone against  
10 a wall with his other until it was smashed into smithereens. While he was smashing the phone,  
11 Johnny severely injured his finger, cutting off the tip of it. I did not throw a vodka bottle—or any  
12 other kind of bottle—at Johnny, nor did I cause that injury to Johnny's finger. Once I was able to  
13 get away, I barricaded myself in an upstairs bedroom, and tried to go to sleep.

14 17. On the third day of Johnny staying awake without sleeping, I came downstairs to  
15 find numerous messages Johnny had written to me around the house, on the walls and on my  
16 clothes, written in a combination of oil paint and the blood from his broken and severed finger.  
17 Johnny also urinated all over the house in an attempt to write messages. I was only able to capture  
18 a few pictures of these messages because I had barricaded myself in my bedroom, even though  
19 they had been spread all over the house. Attached hereto as Exhibit 7 are true and correct pictures  
20 of messages Johnny had smeared in his blood and paint in the bathroom adjoining the bedroom I  
21 had barricaded myself in.

22 18. By the time I got the security guards to come upstairs, it had been almost 24 hours  
23 now since Johnny had cut off part of his finger. His team was worried about the blood he had lost,  
24 and so he was rushed to hospital. Afterwards, I flew back to Los Angeles, and Johnny returned to  
25 his separate house in West Hollywood. I had a busted lip, a swollen nose, and cuts all over my  
26 body, which friends, family, medical professionals, and co-workers all witnessed. To this day, I  
27 still have scars on my arms and feet from this incident. Attached hereto as Exhibit 8 is a true and  
28 correct copy of a picture of scars that are still on my left arm from this incident.

1 **March 2015, Los Angeles, California:**

2 19. Later in March, 2015, Johnny and I were in Los Angeles, California. Johnny's  
3 hand was still in a cast following the incident in Australia. After becoming enraged, he began to  
4 destroy personal property all over the house, including my belongings in my closet. My sister  
5 Whitney was there, so when Johnny lunged to hit me, Whitney placed herself between us. Johnny  
6 turned his attention to Whitney, who was standing on the top of a flight of stairs, and moved on  
7 her. Acting in defense of my sister, as I was scared for her physical safety, I punched Johnny in  
8 the face to draw his attention away from her. That was the only time I ever hit Johnny. At that  
9 point, house security intervened and separated us. Attached hereto as Exhibit 9 are true and  
10 correct copies of a text message exchange Whitney had with Kevin Murphy (the house manager)  
11 following that incident. Attached hereto as Exhibit 10 is a true and correct copy of excerpts of the  
12 transcript of my deposition dated August 13, 2016, in which I previously testified under oath about  
13 that incident. Attached hereto as Exhibit 11 is a true and correct copy of a video excerpt of that  
14 deposition testimony.

15 20. After he attacked me and my sister in March of 2015, Johnny seemed to get clean  
16 and quit using everything other than his prescription medications. For some months, things were  
17 peaceful. Then, in July of 2015, Johnny started to drink wine and smoke marijuana again.

18 **August 2015, Thailand and Malaysia:**

19 21. In August of 2015, Johnny and I traveled to Southeast Asia. While on the Eastern  
20 Oriental train, Johnny picked a fight with me, and started hitting and pushing me against a wall by  
21 grasping my throat and holding me there. I remember being afraid that Johnny might not know  
22 when to stop, and that he might kill me. .

23 **November 26, 2015, Los Angeles, California:**

24 22. On November 26, 2015, which was Thanksgiving, Johnny and I were in Los  
25 Angeles, and got into another physical fight. Johnny ripped my shirt, and threw me around the  
26 room. He threw a wine glass and a heavy glass decanter at me, which luckily missed. At one  
27 point, Johnny pushed me, and I fell over the back of a lounge chair and hit my head against a brick  
28

1 wall. I later learned that I had gotten a sizeable lump on the back of my head, and that my lip had  
2 busted open.

3 **December 15, 2015, Los Angeles, California:**

4 23. On the night of December 15, 2015, I had plans to meet with my friends Raquel  
5 "Rocky" Pennington and Melanie at Johnny's and my penthouse in Los Angeles. Before they  
6 arrived, Johnny picked another fight with me. He threw another decanter at me, knocked items  
7 around the room, and punched the wall. He slapped me hard, grabbed me by my hair, and dragged  
8 me from a stairwell to the office to the living room to the kitchen to the bedroom and then to the  
9 guest room. In the process, he pulled large chunks of hair and scalp out of my head.

10 24. Hoping to avoid the violence, I tried to calm Johnny down, and then went upstairs  
11 to try to remove myself from the situation. Johnny followed me, hit me in the back of my head,  
12 grabbed me by my hair again, got in front of me on the steps, and then dragged me by my hair up  
13 the last few steps. At the top of stairs, Johnny shoved me twice, which made me fear I would fall.  
14 I told Johnny that he had broken my wrist in an attempt to get him to stop.

15 25. Johnny kept hitting me, and each time he knocked me down, I chose to react by  
16 simply standing up and looking him in the eye. Johnny responded by yelling, "Oh, you think  
17 you're a fucking tough guy?" He reeled back and head-butted me in my face, bashing my nose,  
18 which immediately began bleeding, sending searing pain through my face. I instantly started  
19 tearing up, and I thought that I would have to go to the hospital. I told Johnny I wanted to leave  
20 him, and that I would call the police if he ever touched me again. When I began to walk away  
21 toward the guest apartment, he responded by pushing me, then grabbed me and pulled me from  
22 one room to the next, gripping me by my hair.

23 26. By the time Johnny had dragged me into the upstairs office, I told Johnny that I was  
24 leaving him, since I could not put up with his behavior any longer. Johnny reacted by grabbing  
25 me by my throat, pushing me down to the ground, and punching me in the back of my head. He  
26 grabbed me by my hair, slapping me in the face, and screaming at me something like, "I fucking  
27 will kill you – I'll fucking kill you, you hear me?" There were chunks of my hair everywhere and  
28 indentations in the carpet where I was dragged.

1           27.     At some point, the fight continued onto a bed. Johnny got on top of me with his  
2 knee on my back and the other foot on the bedframe, while repeatedly punching me in my head,  
3 and he screamed—as loudly as I’ve ever heard him scream—“I fucking hate you” over and over  
4 again. The bedframe splintered under the weight of the pressure of his boot. Johnny hit me with  
5 his closed fists, and I remember being unable to hear myself screaming because he had pushed my  
6 face into the mattress. I screamed as loudly as I could, hoping Johnny would realize he was  
7 severely hurting me. For a while, I could not scream or breathe. I worried that Johnny was in a  
8 blacked-out state and unaware of the damage he was doing, and that he could actually kill me. To  
9 this day, I do not know how the fight ended. Attached hereto as Exhibit 12 are true and correct  
10 copies of photographs of the hair he pulled out of my head and the bedframe he splintered during  
11 the course of this violent episode.

12           28.     The first thing I remember after the fight was Rocky coming into my room, and  
13 screaming “Oh my god! Oh my god! Oh my god!” as she saw me. Together with Melanie, who  
14 had also arrived, we called Erin Boeurum, a nurse, who instructed us on how to conduct a  
15 concussion check over the phone. I had severe headaches and other pain for at least a week  
16 afterward.

17           29.     I later learned, that when Rocky and Melanie arrived, broken glass and chunks of  
18 hair were strewn across the downstairs of the penthouse. True and correct copies of pictures of my  
19 injuries from that occasion are attached hereto as Exhibit 13.

20           30.     Johnny also had written a message on the countertop in our kitchen in gold sharpie  
21 that said, “Why be a fraud? All is such bullshit.” A true and correct copy of a picture of that  
22 message is attached hereto as Exhibit 14.

23           31.     That night, I texted my publicist Jodi Gottlieb (who lives in Los Angeles) to let her  
24 know that I had been badly injured, and that I might not be able to make an appearance on the Late  
25 Show that was scheduled for the following day depending on the extent of my bruising. I told her,  
26 “I had an accident tonight Jodi. I’m really bruised and might have a black eye or two tmrw – same  
27 with my nose. . . . But won’t know how bad the bruising is until the morning.” I told Jodi that I  
28 had had an accident because, like many who experience abuse, I was afraid of exposing this aspect

1 of my relationship with Johnny to her or the world. A true and correct copy of the text message I  
2 sent Jodi is attached hereto as Exhibit 15 (my message in white, Jodi's in blue). I asked Melanie  
3 and Rocky to help cover up the bruises, bleeding, and swelling so I could make it to the Late Show  
4 appearance without exposing Johnny.

5 32. A day or two later, I went to Dr. Kipper's office to get a concussion check follow-  
6 up examination. Lisa Beane, the nurse who saw me followed me out to the parking lot, and told  
7 me that she recognized that I "was in trouble," and advised me to call her if I was attacked again.

8 33. Attached hereto as Exhibit 16 are text messages I exchanged with Rocky a few  
9 days later, on December 20 and 21, 2015, in which we discussed the attack from the night of  
10 December 15, 2015 (my messages are in white, hers are in blue).

11 **April 21, 2016, Los Angeles, California:**

12 34. On April 21, 2016, I was hosting my own 30<sup>th</sup> birthday party at our penthouse.  
13 Johnny arrived to the party late and inebriated, and, after our guests had left, we started to fight.  
14 During the course of that fight, Johnny threw a magnum-sized bottle of champagne against the  
15 wall, and shattered a glass against the floor. Johnny grabbed me by the shoulders, pushed me onto  
16 the bed, and blocked the bedroom door when I tried to leave. He grabbed me by my hair, and  
17 violently shoved me to the floor. I later applied for a domestic violence restraining order, and  
18 cited that incident as part of the reason I was afraid of Johnny. His lawyers later deposed me and  
19 asked about that incident. Attached hereto as Exhibits 17, 18, and 19 are true and correct copies of  
20 excerpts of the transcript of my deposition dated August 13, 2016, in which I previously testified  
21 under oath about that incident. Attached hereto as Exhibits 20, 21, and 22 are true and correct  
22 copies of the video excerpts of that deposition testimony.

23 35. Johnny and I did not speak for a month after my birthday. Nonetheless, during that  
24 month, I found myself unable to sleep through the night because I was afraid that Johnny would  
25 come home and instigate a fight. I even inquired about the possibility of having my locks changed  
26 because Johnny and his team had keys to the house, and I never knew when—or in what state—he  
27 would come home.

28

1 **May 21, 2016, Los Angeles, California:**

2 36. On May 21, 2016, Johnny and I met at our home in Downtown Los Angeles to  
3 discuss our relationship. His behavior was erratic, and as I felt increasingly unsafe, I texted Josh  
4 and Rocky—who lived next door—to have them come over. I also called our mutual friend iO  
5 Tillet Wright to mollify Johnny. Johnny started to scream at iO over the phone, left to go upstairs,  
6 then came back downstairs and grabbed my phone, threatening iO and calling him names. At  
7 some point, iO yelled at me to “get out of the house.” When Johnny heard that, he wound up like  
8 a baseball pitcher and threw the phone in my face, as hard as he could. I yelled, “You hit my  
9 face,” and started to cry. I had been sitting on the couch, cross-legged, and Johnny grabbed my  
10 hair and started to slap, shake and yank me around the room while I continued to scream. I was  
11 questioned about this topic during my August 13, 2016 deposition. Attached hereto as Exhibits 23  
12 and 24 are true and correct copies of excerpts of the transcript of my deposition dated August 13,  
13 2016, in which I previously testified under oath about that incident. Attached hereto as Exhibits  
14 25 and 26 are true and correct copies of the video excerpts of that deposition testimony.

15 37. Rocky had a key to our penthouse, and let herself in. When she entered, Johnny  
16 noticed, turned, and let go of me, allowing me to retreat to the corner sofa. Both Johnny and  
17 Rocky ran toward me at the same time. Rocky threw herself in between Johnny and me, and  
18 raised her arms. Johnny ran into Rocky, and pushed her arms down. She calmly planted herself  
19 and said, “Stop, Johnny.” Johnny grabbed Rocky’s arms again and threw them to her sides. I  
20 collapsed onto the couch, with Johnny standing over me. Johnny repeatedly screamed at me, “Get  
21 the fuck up, Amber.” I did not move, and Johnny got closer, screaming “Get the fuck up, Amber”  
22 about 10 times. At some point, Rocky got between us, and placed her arms over me protectively.

23 38. The door opened and someone yelled, “Boss! Boss!” Jerry Judge and Sean Bett,  
24 Johnny’s private security guards, came in. Johnny stood up and then I stood up. I ran to the  
25 corner of the room and said, “Jerry, he hit me, if he hits me one more time I’m calling the police! I  
26 will call the police!” At the time, I did not realize that iO had been on speakerphone since Johnny  
27 had thrown my phone at my face. I later learned that, at some point, iO had hung up and called  
28 911.



1           39.     Johnny smashed various objects around the house with a wine bottle as he left.  
2 Josh—Rocky’s fiancé—entered and told Rocky and me to stay in PH 1 (the neighboring  
3 Penthouse Josh and Rocky lived in). Josh met Johnny in the hallway, where they squared off.  
4 Johnny did not touch Josh. Instead, Johnny smashed more items in the hallway, spilled wine  
5 everywhere, and kicked a hole in a solid door. Johnny then demanded to be let into PH 5, my  
6 apartment where all of my belongings were at the time. Either Jerry or Sean opened the door,  
7 despite my repeated requests not to let Johnny in due to his longstanding history of destroying my  
8 possessions when he would get angry. After entering, Johnny destroyed everything he could and  
9 chased Liz Marz out of the penthouse carrying a wine bottle. He also destroyed all of Rocky’s  
10 beads (which she used in her work) that were supposed to be used in her show the next day.  
11 Johnny’s security guards stood by the entire time. Attached hereto as Exhibit 27 is a true and  
12 correct copy of an excerpt of the transcript of my deposition dated August 13, 2016, in which I  
13 previously testified under oath about Sean and Jerry’s inaction. Attached hereto as Exhibit 28 is a  
14 true and correct copy of the video excerpt of that deposition testimony. Attached hereto as Exhibit  
15 29 are true and correct copies of photographs of the aftermath of Johnny’s destruction that night.

16           40.     At some point during Johnny’s destruction, while I was hiding in PH 1, I called my  
17 attorney, Samantha Spector, with whom I had been consulting about my situation with Johnny, to  
18 ask for her advice. I was afraid to give the police a statement that would create an international  
19 media incident for either Johnny or me, and my instinct was still to protect Johnny and our  
20 privacy. When the police officers arrived, I told them “I decline to give any statement at this time  
21 as per the advice of my counsel.” The officers repeatedly requested that I cooperate by providing  
22 a statement so that they could take action, but I declined. They did, however, conduct a search of  
23 the apartments, which they insisted was necessary in order to ensure my safety. Attached hereto  
24 as Exhibit 30 is a true and correct copy of an excerpt of the transcript of my deposition dated  
25 August 13, 2016, in which I previously testified under oath about that interaction. Attached hereto  
26 as Exhibits 31 is a true and correct copy of the video excerpt of that deposition testimony.

27           41.     During this time, I also texted Melanie. Attached hereto as Exhibit 32 is a true and  
28 correct copy of the text exchange between us that night (my messages in white, hers in blue).

1           42.     Attached hereto as Exhibit 33 are true and correct copies of photographs of the  
2 injuries I sustained on May 21, 2016, which were taken between May 21 and May 28, 2016.

3 **May 27, 2016, Los Angeles, California:**

4           43.     After the May 21, 2016 attack, I resolved to leave Johnny for good. I filed a  
5 request for a domestic violence restraining order in Los Angeles Superior Court. Attached hereto  
6 as Exhibit 34 are true and correct copies of the Application for Domestic Violence Restraining  
7 Order, the Declaration of Amber Laura Depp, the Declaration of Raquel Rose Pennington and the  
8 exhibits thereto, and the Declaration of Samantha F. Spector, Esq. Re Ex Parte Notice and In  
9 Support Of Petitioner Amber Laura Depp's DVRO Request, all of which were filed on May 27,  
10 2016.

11           44.     On May 27, 2016, I appeared in Court for a hearing on my request for a domestic  
12 violence restraining order. At that time, I was still bruised following Johnny's violent attack six  
13 days prior. The Court granted the domestic violence restraining order against Johnny. Attached  
14 hereto as Exhibit 35 is a true and correct copy of the Court's Notice of Hearing and Temporary  
15 Restraining Order filed on May 27, 2016.

16 **June 2016, Los Angeles, California:**

17           45.     In June of 2016, the media began reporting that there were individuals who claimed  
18 to have witnessed me between May 21, 2016 and May 26, 2016, and claimed that I did not appear  
19 to have been injured. Others claimed that my injuries were faked based on photographs I had  
20 taken, in which my bruises had been deliberately covered using my hair. Of course, as I already  
21 mentioned, other photographs that were taken of me during that time period show my injuries.  
22 Likewise, multiple people I saw at personal and private events noticed my injuries and inquired  
23 whether they could help, but also told me they could not comment publicly because they had  
24 reason to fear that they would lose their job or livelihood if they cooperated with me.

25           46.     As part of Johnny's defense in my divorce lawsuit, his lawyers claimed that I was  
26 arrested for a domestic physical altercation with my former wife, Tasya van Ree. That account  
27 was deliberately misleading, since the police released me with no charges ever being brought. Ms.  
28 van Ree has publicly contradicted the media reports generated by Johnny's team, and said, "In

1 2009, Amber was wrongfully accused for an incident that was misinterpreted and over-  
2 sensationalized by two individuals in a power position. I recount hints of misogynistic attitudes  
3 toward us which later appeared to be homophobic when they found out we were domestic partners  
4 and not just 'friends.' Charges were quickly dropped and she was released moments later. It's  
5 disheartening that Amber's integrity and story are being questioned yet again. Amber is a brilliant,  
6 honest and beautiful woman and I have the utmost respect for her. We shared 5 wonderful years  
7 together and remain close to this day." A true and correct copy of a June 8, 2016 article that  
8 appeared on E! Online recounting Ms. van Ree's statement is attached hereto as Exhibit 36.

9 47. On June 6, 2016, iO Tillet Wright—who was on the phone with Johnny and me  
10 during the May 21, 2016 fight and called 911—reacted to one of these media accounts on Twitter.  
11 iO's Twitter handle is "iOlovesyou." Attached hereto as Exhibit 37 are true and correct copies of  
12 the five tweets iO posted on June 6, 2016.

13 48. On June 13, 2016, iO filed a declaration with an accompanying exhibit. Attached  
14 hereto as Exhibit 38 is a true and correct copy of the Declaration of iO Tillet Wright and the  
15 exhibit thereto.

16 **January 13, 2017, Los Angeles, California:**

17 49. After I obtained the restraining order against Johnny, we proceeded to dissolve our  
18 marriage. A true and correct copy of the Stipulated Judgment of Dissolution of Marriage, entered  
19 on January 13, 2017, is attached hereto as Exhibit 39.

20 **December 2018, Los Angeles, California:**

21 50. Following my highly-publicized separation from Johnny, I read accounts in the  
22 media referring to me as a victim of domestic violence. In response, many people called me a liar  
23 (without ever hearing my story). I was dropped from a global fashion brand's upcoming  
24 campaign. I lost a part for a movie in which I had already been cast. People I have never met or  
25 spoken to threatened me with violence. I received so many death threats I had to change my  
26 phone number on a near-weekly basis.

27  
28

1           51.    People accused me of having abused Johnny. That simply is not true. I never  
2 attacked Johnny other than in self-defense (and in defense of my little sister). I have never  
3 physically abused anyone. I know what that does to people.

4           52.    Instead, I have attempted to promote good in the world and to advocate an end to  
5 domestic violence. I have sought to use my public persona to speak out on an issue that was  
6 extremely meaningful to me and millions of other women and men every year. I have spoken out  
7 about violence in public, but I have always avoided specifically referencing Johnny, or recounting  
8 his violence against me, not only because I wanted to move past that phase of my life but also  
9 because I was constrained by the terms of a strict confidentiality agreement that Johnny had  
10 insisted upon as part of our divorce settlement.

11          53.    In early December 2018, while working with the American Civil Liberties Union as  
12 the ACLU Ambassador for Women's Rights, I learned of an opportunity to write an Op-Ed about  
13 women's rights issues. I agreed to do so.

14          54.    I wrote the Op-Ed in Los Angeles, California, and submitted it to the Washington  
15 Post through my contact at the ACLU, who was based in New York. The Op-Ed was published  
16 on December 18, 2018.

17          55.    I do not believe I ever even spoke to an editor for the Washington Post, nor did I  
18 ever travel to Washington, D.C. or Virginia in connection with the Op-Ed. I never knowingly  
19 contacted any employee of the Washington Post who worked from the Washington Post's Virginia  
20 office. Nor did I discuss with any Washington Post employee whether or not the Op-Ed would be  
21 published in any particular metro edition of the newspaper.

22          56.    To the best of my knowledge, I have never traveled to Virginia in my life.

23                Executed this 10 day of April 2019, at Los Angeles, California.

24                I declare under penalty of perjury under the laws of the State of Virginia that the foregoing  
25 is true and correct.

26   
27 \_\_\_\_\_  
28 Amber Laura Heard