

CL-2019-2911

[ ] This SUBPOENA/SUBPOENA DUCES TECUM TO PERSON UNDER FOREIGN SUBPOENA 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: Kelly Milano c/o Anya Goldstein, Summa LLP	
ADDRESS: 800 Wilshire Blvd, Ste 1050 Los Angeles, California 90017	
<input type="checkbox"/> PERSONAL SERVICE	Cal. 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 appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> not found	....., Sheriff
..... DATE	by ....., Deputy Sheriff

JOHN T. FREY, CLERK  
FAIRFAX COUNTY CIRCUIT COURT  
4110 CHAIN BRIDGE ROAD  
FAIRFAX, VIRGINIA 22030

**SUBPOENA/SUBPOENA DUCES TECUM  
TO PERSON UNDER FOREIGN SUBPOENA**

File No. CL2019-0002911

Commonwealth of Virginia VA CODE §§ 8.01-412.8—8.01-412.15; Rule 4:9

Fairfax County

Circuit Court

4110 Chain Bridge Road, Fairfax, Virginia 22030

ADDRESS OF COURT

John C. Depp, II

*v./In re:* Amber Laura Heard

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

You are commanded to summon

Kelly Milano

NAME

c/o Anya Goldstein, Summa LLP, 800 Wilshire Blvd., Ste 1050

STREET ADDRESS

Los Angeles,

California

90017

CITY

STATE

ZIP

FILED  
CIVIL INTAKE  
2020 JAN -8 PM12:28  
JOHN T. FREY  
CLERK CIRCUIT COURT  
FAIRFAX, VA

**TO THE PERSON SUMMONED:** You are commanded to

attend and give testimony at a deposition

produce the books, documents, records, electronically stored information, and tangible things designated and described below

1900 Avenue of the Stars, Ste. 400,  
at Los Angeles, CA 90067

LOCATION

January 20, 2020 at 10:00 a.m.

DATE AND TIME

and to permit inspection and copying by the requesting party or someone acting in his or her behalf of the designated items in your possession, custody or control

permit inspection of the premises

at the following location

LOCATION

on DATE AND TIME

This subpoena is issued upon the request of the party named below

Amber Laura Heard

NAME OF REQUESTING PARTY

c/o Ben Rottenborn, Esq., Woods Rogers, PLC, 10 S. Jefferson Street, Ste. 1400

STREET ADDRESS

Roanoke

Virginia

24011

(540) 983-7540

CITY

STATE

ZIP

TELEPHONE NUMBER

The requesting party has submitted to this Clerk's Office the foreign subpoena, copy attached, the terms of which are incorporated herein, and the written statement required by Virginia Code § 8.01-412.10.

The names, addresses and telephone numbers of all counsel of record in the proceeding to which the subpoena relates and of parties not represented by counsel are provided  below  on attached list.

January 15<sup>th</sup> 2020  
DATE ISSUED

**JOHN T. FREY, CLERK**

by



DEPUTY CLERK

J. Benjamin Rottenborn

84796

Virginia

NAME OF ATTORNEY FOR REQUESTING PARTY

BAR NUMBER

LICENSING STATE

Woods Rogers PLC, 10 S. Jefferson St.

(540) 983-7540

TELEPHONE NUMBER OF ATTORNEY

OFFICE ADDRESS

Suite 1400, Roanoke, Virginia 24011

(540) 983-7711

FACSIMILE NUMBER OF ATTORNEY

OFFICE ADDRESS

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

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

**All Counsel of Record**

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*Counsel for Amber Laura Heard*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Davida Brook (SBN 275370)</b> <b>Susman Godfrey L.L.P.</b> <b>1900 Avenue of the Stars, Suite 1400, Los Angeles, CA 90067</b> TELEPHONE NO.: 310-789-3100 FAX NO. (Optional): E-MAIL ADDRESS (Optional): <b>dbrook@susmangodfrey.com</b> ATTORNEY FOR (Name): <b>Defendant Amber Laura Heard</b>	FOR COURT USE ONLY
Court for county in which discovery is to be conducted: <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles</b> STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central District	
Court in which action is pending: <b>Name of Court: In the Circuit Court of Fairfax, Virginia</b> STREET ADDRESS: 4110 Chain Bridge Road MAILING ADDRESS: CITY, STATE, AND ZIP CODE: Fairfax, VA 22030-4009 COUNTRY: United States	
PLAINTIFF/PETITIONER: JOHN C. DEPP, II DEFENDANT/RESPONDENT: AMBER LAURA HEARD	CALIFORNIA CASE NUMBER (if any assigned by court):
<b>DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE IN ACTION PENDING OUTSIDE CALIFORNIA</b>	CASE NUMBER (of action pending outside California): <b>CL-2019-0002911</b>

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):

Kelly Milano, c/o Anya Goldstein, Summa LLP, 800 Wilshire Blvd Ste 1050, LA, CA 90017

1. YOU ARE ORDERED TO APPEAR IN PERSON TO TESTIFY AS A WITNESS in the action specified above at the following date, time, and place:

Date:	Time:	Address:
January 20, 2020	10:00 AM	1900 Ave of the Stars, Ste 400, Los Angeles, CA 90067

- a.  As a deponent who is not a natural person, you are ordered to designate one or more persons to testify on your behalf as to the matters described in item 2. (Code Civ. Proc., § 2025.230.)
- b. This deposition will be recorded stenographically  through the instant visual display of testimony and by  audiotape  videotape.
2.  If the witness is a representative of a business or other entity, the matters upon which the witness is to be examined are as follows:

Continued on Attachment 2 (use form MC-025).

3. Attorneys of record in this action or parties without attorneys are (name, address, telephone number, and name of party represented):

See Attachment 3

Continued on Attachment 3 (use form MC-025).

PLAINTIFF/PETITIONER: JOHN C. DEPP, II	CASE NUMBER (of action pending outside California):
DEFENDANT/RESPONDENT: AMBER LAURA HEARD	CL-2019-0002911

4.  Other terms or provisions from out-of-state subpoena, if any (specify):

See Attachment 4

Continued on Attachment 4 (use form MC-025).

5. At the deposition, you will be asked questions under oath. Questions and answers are recorded stenographically at the deposition; later they are transcribed for possible use at trial. You may read the written record and change any incorrect answers before you sign the deposition. You are entitled to receive witness fees and mileage actually traveled both ways. The money must be paid, at the option of the party giving notice of the deposition, either with service of this subpoena or at the time of the deposition. Unless the court orders or you agree otherwise, if you are being deposed as an individual, the deposition must take place within 75 miles of your residence. The location of the deposition for all deponents is governed by Code of Civil Procedure section 2025.250.

**DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF \$500 AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.**

Date issued: 1/7/2020

Davida Brook

(TYPE OR PRINT NAME)



(SIGNATURE OF PERSON ISSUING SUBPOENA)

Attorney for Defendant Amber Laura Heard

(TITLE)

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE**

1. I served this Deposition Subpoena for Personal Appearance in Action Pending Outside California by personally delivering a copy to the person served as follows:

- a. Person served
- b. Address where served:

c. Date of delivery:

d. Time of delivery:

e. Witness fees and mileage both ways (check one):

(1)  were paid. Amount: ..... \$ \_\_\_\_\_

(2)  were not paid.

(3)  were tendered to the witness's public entity employer as required by Government Code section 68097.2. The amount tendered was (specify): \$ \_\_\_\_\_

f. Fee for service: ..... \$ \_\_\_\_\_

2. I received this subpoena for service on (date):

3. Person serving:

- a.  Not a registered California process server
- b.  California sheriff or marshal
- c.  Registered California process server
- d.  Employee or independent contractor of a registered California process server
- e.  Exempt from registration under Business and Professions Code section 22350(b)
- f. Name, address, telephone number, and, if applicable, county of registration and number:

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

Date:



(SIGNATURE)

(For California sheriff or marshal use only)

I certify that the foregoing is true and correct.

Date:



(SIGNATURE)

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 3*(This Attachment may be used with any Judicial Council form.)*

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Counsel for John C. Depp, II

*(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)*

Page 1 of 2*(Add pages as required)*



SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 3 Cont.*(This Attachment may be used with any Judicial Council form.)*

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*(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)*

Page 2 of 2*(Add pages as required)*

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 4

*(This Attachment may be used with any Judicial Council form.)*

See Attached.

*(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)*

Page 1 of \_\_\_\_\_

*(Add pages as required)*

VIRGINIA :

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

JOHN C. DEPP, II

Plaintiff,

v.

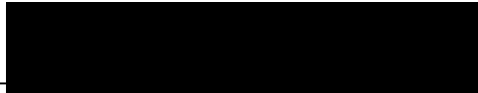
Civil Action No.: CL-2019-0002911

AMBER LAURA HEARD

Defendant.

CERTIFICATE OF COUNSEL

This is to certify that I caused a true and accurate copy of the enclosed Deposition Subpoena for Personal Appearance in Action Pending Outside California and Virginia Subpoena To Person Under Foreign Subpoena to be sent via email, per the parties' agreement regarding service by electronic mail, on the 7th day of January, 2020, to counsel of record.



J. Benjamin Rottenborn

J. Benjamin Rottenborn (VSB #84796)  
Joshua R. Treece (VSB #79149)  
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[jtreece@woodsrogers.com](mailto:jtreece@woodsrogers.com)

*Attorneys for Defendant Amber Laura Heard*

I certify that on this 7th day of January, 2020, a copy of the foregoing shall be served by email, per the parties' agreement regarding service by electronic mail, upon:

Benjamin G. Chew, Esq.  
Elliot J. Weingarten, Esq.  
Andrew C. Crawford, Esq.  
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*Counsel for Plaintiff John C. Depp, II*

  
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FILED  
CIVIL INTAKE

**WOODS ROGERS**  
ATTORNEYS AT LAW

BEN ROTTENBORN  
(540) 983-7540  
brottenborn@woodsrogers.com

2020 JAN -8 PM 12: 28

JOHN T. FREY  
CLERK-CIRCUIT COURT  
FAIRFAX, VA January 7, 2020

**VIA OVERNIGHT UPS DELIVERY**

**John T. Frey, Clerk**  
Fairfax County Circuit Court  
4110 Chain Bridge Road  
Fairfax, Virginia 22030

**Re: John C. Depp, II v. Amber Laura Heard;  
Fairfax County Circuit Court Case No. CL2019-0002911  
Deposition Subpoena: Kelly Milano**

Dear Mr. Frey,

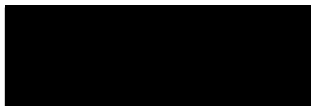
In the above-referenced matter, enclosed for filing please find two copies of Defendant's Certificate of Counsel and corresponding subpoenas issued pursuant to Virginia Code Section 8.01-412.10 and California Civil Procedure Code Section 2029.100 (collectively, "Acts"). The enclosed Deposition Subpoena for Personal Appearance in Action Pending Outside California and Virginia Subpoena to Person Under Foreign Subpoena have been issued in accordance with both Acts and the reciprocal privileges included therein.

The enclosed documents will be served by private process server and affidavits of service will be filed as necessary. Please file these documents with the Court's papers in this case and return a file-stamped copy of the same in the enclosed, self-addressed envelope.

Thank you for your assistance and please do not hesitate to call with any questions or concerns.

Very truly yours,

WOODS ROGERS PLC



Ben Rottenborn

JBR:jt  
Enclosures

{2655556-1, 121024-00001-01}

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