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JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

Transcript of Hearing

Date: April 22, 2022
Case: Depp, II -v- Heard

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Transcript of Hearing
Conducted on April 22, 2022

1 VIRGINIA:
2 IN THE CIRCUIT COURT FOR FAIRFAX COUNTY
3 -----x
4 JOHN C. DEPP, II,
5 Plaintiff,
6 v. Case No. CL2019-0002911
7 AMBER LAURA HEARD,
8 Defendant.
9 -----x
10
11 HEARING
12 Before the HONORABLE PENNEY S. AZCARATE, Judge
13 Fairfax, Virginia
14 Friday, April 22, 2022
15 9:0a a.m. EST
16
17
18
19
20 Job No.: 443889
21 Pages: 1 - 255
22 Transcribed by: Bobbi J. Fisher, RPR

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2
3 Fairfax County Circuit Court
4 4110 Chain Bridge Road
5 Fairfax, Virginia 22030
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7
8 Pursuant to Docketing, before Ashley Meredith,
9 Digital Court Reporter and Notary Public in the
10 Commonwealth of Virginia.
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22

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17 EXHIBITS
18 (None.)
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20
21
22

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2 (5 to 8)

5	7
1 PROCEEDINGS	1 MS. BREDEHOFT: iO Tillett Wright is the
2 THE COURT: Good morning.	2 first one.
3 (The court reporter was duly sworn.)	3 THE COURT: Okay. So who is going to be
4 THE COURT: Yes, sir.	4 working on that one?
5 MR. CHEW: Good morning, Your Honor. May	5 MS. BREDEHOFT: I'm going to be doing
6 it please the Court? We had a preliminary matter.	6 that one.
7 THE COURT: Okay.	7 THE COURT: Okay. Who is going to be on
8 MR. CHEW: Ms. Bredehoft, very	8 this side working? (No audible response.)
9 graciously, signed our proposed, agreed order with	9 Okay. All right. Can we -- now, we have
10 respect to Mr. Dennison's pro hac vice.	10 more attorneys, so can we start working on another
11 THE COURT: Okay.	11 one too?
12 MS. BREDEHOFT: Notwithstanding that they	12 MS. BREDEHOFT: Oh, yes, yes.
13 already made the representation that they were not	13 THE COURT: All right.
14 going to --	14 MS. BREDEHOFT: So the next -- next one
15 THE COURT: I do think I recall hearing	15 is Rocky Pennington.
16 that on the record at some point. This is the last	16 THE COURT: Okay.
17 one.	17 MS. BREDEHOFT: And that's Mr. Rottenborn
18 MR. CHEW: Ms. Bredehoft is correct, but	18 and --
19 this is by way of substitution rather than	19 THE COURT: Mr. Rottenborn? Okay. Who
20 augmentation.	20 can do that one?
21 THE COURT: Okay. That's fine. All	21 MS. MEYERS: I can do that one.
22 right.	22 THE COURT: Okay. Perfect. Does that
6	8
1 MR. CHEW: Thank you, Your Honor. If I	1 keep everybody busy or do we need another --
2 may approach?	2 MS. BREDEHOFT: Well, then, let's drop
3 THE COURT: Sure. I'll sign that.	3 down to No. 5, Elizabeth Mars, because that's
4 MR. CHEW: Thank you so much, Your Honor.	4 Ms. Pintado, and she can do that with --
5 THE COURT: Okay. Thank you.	5 MS. MEYERS: Can you do Melanie
6 MR. CHEW: Thank you so much.	6 Inglessis?
7 THE COURT: All right. So where are we?	7 MS. BREDEHOFT: I'm doing that one, so...
8 Are we able to start with one or do you need time?	8 MS. MEYERS: Okay. We need more time.
9 MS. BREDEHOFT: Your Honor, although we	9 Rami Sarabi?
10 gave them nine of our ten by last Sunday and one	10 MR. MONIZ: That was me.
11 the other -- two nights ago, we just -- we were at	11 MS. MEYERS: Can you do Kristy Sexton?
12 the office until after 10:00 last night, waiting,	12 THE COURT: This is like a card game. I
13 but they didn't get them to us -- through the night	13 can read it in four notes.
14 and this morning. So we are literally -- we just	14 MS. MEYERS: Can you do (overlapping) --
15 printed out what they gave us when we came to	15 MR. MONIZ: That was me too.
16 court.	16 MS. MEYERS: We'll work on them.
17 THE COURT: Okay.	17 MS. BREDEHOFT: He was doing iO.
18 MS. BREDEHOFT: So I think we have some	18 MS. PINTADO: I'm ready to go on Rocky --
19 time here.	19 Rocky Pennington's deposition.
20 THE COURT: Sure, sure. No problem. And	20 THE COURT: Yeah, we tried to get three.
21 you're talking -- so the first one -- right to	21 Since they have three attorneys, I was trying to
22 left; right?	22 get three at the same time.

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9	11
1 MR. ROTTENBORN: I'm ready to start 2 discussing it with you. I wasn't here last week. 3 How does it -- you and I are going to discuss it 4 together and then -- because I haven't looked at -- 5 THE COURT: Right, right. That's what 6 we're going to do. Round Robin. It works really 7 well. 8 MS. BREDEHOFT: Yeah, we just print 9 those -- 10 THE COURT: So we have got those, we have 11 got those. Is there any way we can do a third one? 12 MS. CALNAN: Okay. We can do Michele 13 Mulrooney now. 14 THE COURT: Okay. So which one are you 15 going to be doing now? 16 MS. CALNAN: Michele Mulrooney, No. 9. 17 THE COURT: No. 9. 18 MS. BREDEHOFT: And, Your Honor, can 19 we -- before we all go into this, there's a bigger 20 picture. Can we get a sense of how much longer the 21 plaintiffs think they're going to be on the stand? 22 That would be helpful. I'm just trying to	1 or two of May, and then we're done. 2 THE COURT: Okay. And then they're done. 3 MS. BREDEHOFT: Okay. 4 MS. VASQUEZ: It's just experts, really, 5 at the end, so... 6 THE COURT: Right. 7 MS. VASQUEZ: We anticipate they should 8 be short, you know, on and off, but... 9 THE COURT: Okay. 10 MS. VASQUEZ: We only control half the 11 equation. 12 THE COURT: Well, I can tell you exactly 13 how much time you have left as of right now. 14 MS. BREDEHOFT: That would be great. 15 THE COURT: Sammy, you have got it; right? 16 I'm sorry. I put it on a sticky, and then I left 17 it in my office. 18 MS. MEYERS: Your Honor, I believe, when 19 we were here a week ago or two weeks ago, you said 20 there were six and a half hours in the day, and I 21 thought it's only five and a half. 22 THE COURT: Well, it's six and a half --
10	12
1 figure -- 2 THE COURT: You mean after -- after -- 3 MS. BREDEHOFT: After Mr. Depp, yeah. 4 THE COURT: Well, I know we did six 5 depositions. 6 MS. BREDEHOFT: Didn't we do eight? 7 THE COURT: I don't know how many are 8 left. 9 MS. BREDEHOFT: But, yeah, you're right. 10 Are they thinking they're going to be all next week 11 and then into -- I'm just trying to get a sense. 12 MR. MONIZ: Well, how long are you 13 planning on keeping Mr. Depp on the stand? 14 MS. BREDEHOFT: Five or six days. 15 MR. MONIZ: Okay. We have a few more -- 16 MS. VASQUEZ: That is your prerogative. 17 MR. MONIZ: We have a few more 18 depositions to go and then a few live witnesses. 19 We're getting towards the end of it. I think 20 probably towards the end of next week. 21 MS. VASQUEZ: Beginning -- it will 22 probably will spill over to the first, maybe, day	1 well, let's count it. 10:00, 11:00, 12:00, 1:00. 2 That's three hours. And then 3:00, 4:00, 5:00. 3 That's three hours. Six hours. So maybe you're 4 right. Five and a half hours. 5 MS. MEYERS: Yes. So I think we have 6 been operating on maybe having about 72 hours. I 7 think it's only about 60 each. 8 THE COURT: Well, we'll revamp it and 9 take a look at it while you guys are working on 10 your depositions. 11 MS. VASQUEZ: Of total time? 12 THE COURT: Yeah, you're probably right. 13 MS. MEYERS: Yeah, I would be curious. 14 THE COURT: Five and a half hours, right, 15 instead of six and a half. Yeah, so we'll go back 16 and we'll figure it out. 17 THE CLERK: So I can say, base off of -- 18 THE COURT: No, let's wait until we 19 figure it out. 20 THE CLERK: I can just say how much 21 they've used -- or how much time they've done so 22 far.

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13	15
1 THE COURT: Yeah, how much time you have 2 used. 3 THE CLERK: So for the plaintiff, they 4 have used 18 hours and one minute, and the 5 defendant has used 13 hours and 13 minutes. 6 THE COURT: Okay. All right. And then 7 we'll figure out the total time again. We'll go 8 back. That gives us something to do. 9 MS. BREDEHOFT: Does that include the 10 Lloyd one that you just got? 11 THE CLERK: Yes, that's completely up to 12 date. 13 THE COURT: That's all the testimony we 14 have had so far. 15 MS. BREDEHOFT: Perfect. Okay. 16 THE COURT: Okay? 17 MS. BREDEHOFT: Thank you. 18 THE COURT: We'll figure out the total 19 hours. We'll go back and do that. All right? 20 MS. BREDEHOFT: Thank you, Your Honor. 21 MR. MONIZ: Thank you, Your Honor. 22 THE COURT: As soon as you have	1 MS. MEYERS: Just as an update, I believe 2 you should have Raquel Pennington's ready to go 3 after. 4 THE COURT: Okay. Great. 5 MS. BREDEHOFT: And I think Michele 6 Mulrooney's is ready after -- is ready to go. 7 THE COURT: Ready to go. Okay. Good. 8 All right. Let's go. So which page are we 9 starting with? 10 MS. BREDEHOFT: We're going to start at 11 page 95. 12 MR. CRAWFORD: 96. Yeah, 95, 96. 13 THE COURT: 95, 96, which is on page 24. 14 Is that correct? Yes. Okay. All right. So page 15 96, line 1 through 3? 16 MS. BREDEHOFT: Yeah, it actually starts, 17 technically, the question at page 95, line 22. 18 MR. CRAWFORD: So the question, Your 19 Honor, was what he witnessed, and then responded 20 with what he had heard, so... 21 MS. BREDEHOFT: That's witnessing, Your 22 Honor.
14	16
1 something, just let me know. 2 (A brief recess was taken from 9:05 a.m. 3 to 10:14 a.m.) 4 THE COURT: All right. So which one are 5 we ready for? 6 MS. BREDEHOFT: iO Tillett Wright, which 7 I have to say, Your Honor, is probably the longest 8 and the most contentious. So once we get through 9 this, it might be smooth sailing for the rest of 10 the day or much smoother. 11 MR. ROTTENBORN: Relatively speaking. 12 THE COURT: Relatively speaking. Okay. 13 If people are still on other ones that 14 they need to go out and work on them, they can go 15 out and work on them. 16 MS. BREDEHOFT: Did you guys want to go 17 out? 18 THE COURT: It might be easier to go out 19 to work on them. 20 MR. ROTTENBORN: Sure, yep. We'll do 21 that. 22 THE COURT: All right.	1 MR. CRAWFORD: It's a nonresponsive 2 answer. 3 THE COURT: Let's see. "Have you ever 4 personally witnessed?" 5 "I have never seen it. I have heard 6 it..." 7 What does he mean, "I have heard it"? 8 MS. BREDEHOFT: Because he was the one on 9 the phone call, on the May 21, 2016. 10 THE COURT: Okay. I'm going to sustain 11 the objection. All right. Moving on. 12 MR. CRAWFORD: 98. 13 THE COURT: Page 98. 14 MR. CRAWFORD: Lines 11 through 16, Your 15 Honor. 16 THE COURT: Okay. "And while he was on 17 OxyContin, did you ever experience him to be mean 18 or vicious?" 19 "I can't answer that with any accuracy 20 because I don't know whether or not the times that 21 I did see him be mean and vicious he was also on 22 OxyContin."

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5 (17 to 20)

17	1 All right. What's the objection? 2 MR. CRAWFORD: Speculative and character 3 evidence. 4 THE COURT: Well, character evidence -- 5 again, it is a defamation case, so character 6 evidence is going to -- going to be coming in all 7 over the place, if it has. 8 MR. CRAWFORD: Fair enough. 9 MR. MONIZ: Well, reputation evidence, 10 Your Honor. Character is a little bit different. 11 THE COURT: Yeah, but okay. 12 MS. BREDEHOFT: Overruled? 13 THE COURT: Yes, overruled. 14 MS. BREDEHOFT: Thank you, Your Honor. 15 And that goes into the next -- page 99. 16 MR. CRAWFORD: Which is the first line. 17 And then new objection started on line 2 of page 18 99. Hearsay. It's a question, misquoting from a 19 witness statement. 20 THE COURT: All right. Paragraph 5. So 21 looking at -- what are they looking at right now in 22 paragraph 5? Do you know?	19	1 nonresponsive answer. 2 MS. BREDEHOFT: No, the question says, 3 "He could be incredibly mean and vicious, 4 especially when he was drunk or high" so -- 5 MR. CRAWFORD: The question was, "What 6 substances are you referring to?" 7 MS. BREDEHOFT: Right. But then he goes 8 on and just answers those. You'll see, with this 9 witness, he tends to answer all of the questions at 10 one -- he's... 11 THE COURT: Okay. Let's see. 12 MS. BREDEHOFT: He didn't move to strike 13 as nonresponsive. He answered it there, so he 14 didn't have to be asked again. 15 THE COURT: All right. 16 MR. MONIZ: This is kind of a running 17 theme with this witness, Your Honor. 18 THE COURT: Okay. I was going to say. 19 The question is a little difficult for me to... 20 All right. I think -- you know, when you 21 start talking about, in paragraph 5, I assume -- is 22 that referenced anywhere else in this deposition?
18	1 MS. BREDEHOFT: Yeah, they're looking at 2 the -- 3 MR. CRAWFORD: It's a UK witness 4 statement. 5 MS. BREDEHOFT: Yeah, it's a UK -- 6 MR. CRAWFORD: So it's reading a portion 7 of the UK witness statement. And then -- 8 MS. BREDEHOFT: And there's no objection 9 at the time, Your Honor, to these questions. 10 THE COURT: Well, I mean, but this is a 11 different trial, yes. So paragraph 5 where you say 12 that he could -- "he could be very mean and 13 vicious, especially when he was drunk or high." 14 "When you refer to 'drunk or high,' which 15 substance were you referring to?" 16 MS. BREDEHOFT: And then he answers it. 17 MR. CRAWFORD: Well, and we also move to 18 strike, Your Honor, on lines 11 through 17 as 19 nonresponsive. The question was what substances 20 are you referring to, and he goes on to talk about 21 how alcohol would bring out an ugly side and 22 Mr. Depp was misogynistic and cruel. So it's a	20	1 Because it gets very confusing, I think. 2 MR. MONIZ: So the question posed is 3 based off of the UK witness statement that is not 4 coming into evidence. 5 THE COURT: Okay. 6 MR. MONIZ: I think -- I think the issue 7 here is just that the -- if you look at the actual 8 question is, "What substances was he referring to?" 9 Really, that's irrelevant anyway, what substances 10 are referred to in the UK witness statement. 11 MS. BREDEHOFT: Your Honor -- 12 MR. MONIZ: Beyond that -- I'm sorry; if 13 I may. 14 MS. BREDEHOFT: No, go ahead. 15 MR. MONIZ: Beyond that, it's just -- he 16 only -- the question posed was what substances are 17 you referring to? He then goes on to answer, 18 "Cocaine, hard liquor, marijuana, ecstasy, 19 mushrooms, wine." Everything else after that is 20 not referring to what he is referring to. It's 21 describing Mr. Depp -- you know, his perceptions of 22 Mr. Depp, which is simply not the question.

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6 (21 to 24)

21	23
1 MS. BREDEHOFT: Your Honor, first of all, 2 let me just say, this was Mr. Depp's counsel who 3 was asking this question. Okay? 4 THE COURT: I understand. 5 MS. BREDEHOFT: And he quotes it. He 6 says, "incredibly mean and vicious." And Your 7 Honor has already -- you know, so he could be 8 incredibly mean or vicious, especially when he's 9 drunk or high. And then he says, "When you refer 10 to 'drunk or high,' which substances?" 11 So he's answers "substances" and the 12 "incredibly mean or vicious" in there. And it's 13 not -- he doesn't move to strike it. He's answered 14 it there, and, therefore, then, that question is 15 not asked because he's already answered it. 16 When you're in a deposition and you know 17 that's going to be the trial testimony, you rely on 18 that that came in, that nobody objected to it, and 19 then you don't have to ask it again because he's 20 already answered the next question. 21 MR. MONIZ: It's also -- 22 MS. BREDEHOFT: And that's -- it is true,	1 can observe? I guess that's my question. 2 MS. BREDEHOFT: You can, because he would 3 start thinking -- and, you know, there will be a 4 lot of testimony about this. He would start 5 thinking people were in the room when they weren't 6 in the room. He would think that somebody just 7 called him when they didn't call him. 8 MR. CRAWFORD: There's no testimony about 9 that. 10 MS. BREDEHOFT: Actually, there is. 11 MR. MONIZ: Well, certainly, there's no 12 foundation laid here for this witness. 13 MS. BREDEHOFT: Yeah, it is. He's asked 14 him the question, and he's answering. 15 THE COURT: I'll overrule the objections 16 then. Let's go. Next one. 17 MR. CRAWFORD: Page 100. 18 THE COURT: Page 100. 19 MR. CRAWFORD: Lines 8 and 9, "drugs or 20 substances that you took with him." Relevance as 21 to what drugs a witness may or may not have taken. 22 MS. BREDEHOFT: I think that's important
22	24
1 this witness does that a lot, and, therefore, we 2 don't ask the questions again because he's already 3 answered them. 4 MR. MONIZ: It's also -- 5 MS. BREDEHOFT: And it's true for both of 6 us in there, because he's -- you know, he is a 7 little long-winded, but it's fair game. 8 MR. MONIZ: Your Honor, first of all, the 9 fact that this question was posed in the context of 10 discovery by Mr. Depp's counsel is irrelevant. 11 THE COURT: That's fine. I'm just trying 12 to read the question. So "he's incredibly mean and 13 vicious when he was drunk or high." So I'll allow 14 the question. 15 Let's go to the answer. The beginning is 16 fine. And I think -- when he talks about cocaine, 17 that's something that he could have witnessed, so 18 that's fine. I'm not sure "paranoid," what 19 "paranoid" means. 20 MS. BREDEHOFT: Well -- 21 THE COURT: "When he would drink alcohol, 22 he would become paranoid." Is that somebody you	1 to establish his credibility and his ability to be 2 able to observe. 3 MR. CRAWFORD: This goes on to -- 4 THE COURT: Where is the answer? Over on 5 page -- 6 MR. CRAWFORD: It's on page 101. And 7 there's similar questions on page 102 as well. 8 THE COURT: Let's see. Why is it 9 relevant that he took them with him, I guess? 10 MS. BREDEHOFT: Well, the reason, 11 because, if he was also impaired while he's making 12 his observations of being with him at the time, 13 that would make a difference. If he's clear-headed 14 and has not taken anything, that makes him more 15 credible on his observations of what Mr. Depp was 16 doing during those times. This was asked, you 17 know, by Mr. Depp's counsel but it's clearly 18 relevant because, you know, he's saying, "Other 19 than this one-week period when he gave me these 20 pain pills, I didn't do anything." 21 And he has a lot of observations. He was 22 very close to Mr. Depp for a period of time, and

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7 (25 to 28)

25	27
<p>1 he's got a lot of testimony here about things that 2 Mr. Depp told him, that he witnessed with Mr. Depp, 3 and he was not taking drugs when he witnessed all 4 of that. So it wasn't like a drug buddy who is, 5 you know, half high while he's making his 6 observations. It was somebody who was very 7 clear-headed, and I think that's important for the 8 jury to know. 9 THE COURT: I'm just reading on, because 10 I assume these are objections to the whole pages; 11 correct? The whole next pages? 12 MR. CRAWFORD: 100, 101, 102, and on to 13 103. 14 MS. BREDEHOFT: Except they withdrew the 15 objections to 104, so... 16 THE COURT: Okay. I understand. I'll 17 allow on 100 and the answer that goes through page 18 102. Then we have line 11, though. This is -- I'm 19 just -- I'm sorry, just to summarize that. "Is it 20 your testimony that, when you witnessed Mr. Depp 21 drunk or high, you were not also either drunk or 22 high? Is that your testimony?" And then he says</p>	<p>1 bottom, 20 to 21. We have moved to strike the 2 answer as nonresponsive and improper. 3 MS. BREDEHOFT: I think it's -- 4 THE COURT: "How would you explain 5 Ms. Heard's temperament in general?" 6 MS. BREDEHOFT: And then he explains it, 7 so... 8 MR. CRAWFORD: This is the first of many 9 of these, Your Honor, where Mr. Tillet Wright's 10 answers are -- this one is four pages. There are 11 some that go up to 13 pages that are just rambling, 12 non-responsive, they're narrative, they contain 13 hearsay and speculation throughout them. 14 MS. BREDEHOFT: And, Your Honor, I agree 15 to strike the word "maliciously" out of -- when you 16 start with page -- when he starts his answer, 17 "Before she was," he said, "maliciously sued." I 18 agree to strike out the two "maliciously"s, so 19 it's -- 20 MR. CRAWFORD: Lines 14 to 15, Your 21 Honor -- 22 THE COURT: Well, I mean, the question</p>
26	28
<p>1 the exact same answer again, so I'm not sure if 2 doing it twice -- 3 MS. BREDEHOFT: Well, the second time is 4 a better answer. 5 MR. CRAWFORD: We can withdraw the 6 objection, if that's easier, Your Honor. 7 THE COURT: Okay. 8 MR. CRAWFORD: That's fine. 9 THE COURT: Okay. 10 MS. BREDEHOFT: And they have withdrawn 11 the objections on 104, Your Honor. 12 MR. CRAWFORD: 104, 105, and 106. 13 MS. BREDEHOFT: 104, 105, 106, 107. 14 THE COURT: Okay. 15 MS. BREDEHOFT: All the way to 113, is 16 the next one. 17 MR. CRAWFORD: 112. 18 THE COURT: 112? 19 MS. BREDEHOFT: 112? 20 MR. CRAWFORD: Yes, at the -- 21 THE COURT: Oh, at the bottom? 22 MR. CRAWFORD: Just the question at the</p>	<p>1 was temperament, and then he goes on to about how 2 she rides horses and learns sign language and -- 3 that's not coming in. 4 MS. BREDEHOFT: He's talking about her 5 temperament all the way through this. 6 THE COURT: No, no. I can't -- I'm not 7 going to parse through their statement and cut in 8 and out of it. It's going to sustain the 9 objection. 10 Next question? 11 MS. BREDEHOFT: The next one is, Your 12 Honor, on page 130. 13 THE COURT: 130. Okay. The question 14 is -- 15 MR. CRAWFORD: You said 130? 16 THE COURT: At line 7? 17 MS. BREDEHOFT: No, they withdrew line 7 18 through 10. 19 THE COURT: Okay. 20 MS. BREDEHOFT: And 19 through 20. And 21 the rest of that is just the first part of it. 22 MR. CRAWFORD: Line 1 through 6. I</p>

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8 (29 to 32)

29	31
1 missed that one.	1 the same question we just did, though.
2 THE COURT: Which one? Line -- page	2 MR. CRAWFORD: This is another very
3 130 --	3 lengthy response that's full of hearsay, and it's
4 MR. CRAWFORD: 130, lines 1 through 6,	4 speculative, so we move to strike on those grounds.
5 Your Honor. This was cumulative testimony. It was	5 MS. BREDEHOFT: And, actually, Your
6 already discussed at length, his friendship with	6 Honor, this is a very significant one. He goes
7 Mr. Depp. That was the only objection there, I	7 through very specific examples, and it's not
8 think. And we can withdraw that. Sorry.	8 hearsay in here. It's all his witnessing with
9 THE COURT: Okay. Withdrawing. Okay.	9 these people. He is witnessing Mr. Depp on this
10 Next one, then, would be...	10 one extensively.
11 MS. BREDEHOFT: The next one would be	11 MR. CRAWFORD: All right. I got it.
12 136.	12 Lines -- Your Honor, page 141, line 11. "I got a
13 MR. CRAWFORD: 136. Relevance objection,	13 text from Amber or a call and asked me to come up
14 Your Honor, as to what Mr. Depp's kids all	14 because they were having an argument."
15 Mr. Tillet Wright, Uncle iO.	15 MS. BREDEHOFT: If that's -- I'll strike
16 MS. BREDEHOFT: I think particularly,	16 that.
17 Your Honor, since Mr. Depp has injected his	17 MR. CRAWFORD: "She told me he had been
18 children into this heavily, showing that he was	18 drinking," line 142. "I asked her what happened,
19 close to Mr. Depp's kids as well and they called	19 and she was --
20 him uncle is important. It shows the context and	20 MS. BREDEHOFT: And I'll strike those
21 how close he was to Mr. Depp and his family, for	21 parts, Your Honor, but this --
22 credibility.	22 MR. CRAWFORD: -- you know, told me they
30	32
1 THE COURT: No, that's fine. I'll allow	1 had an argument."
2 it.	2 MS. BREDEHOFT: Hold on a second, Andrew.
3 Okay. Next one?	3 If you give them to me, I'll strike those pieces.
4 MS. BREDEHOFT: The next one is 139.	4 MR. CRAWFORD: 141, lines 11 through 15.
5 THE COURT: 139.	5 MS. BREDEHOFT: "I got a text from Amber
6 MS. BREDEHOFT: And that's the same	6 asking me to come because they were having an
7 thing, "Did you ever call Mr. Depp 'brother'?"	7 argument." Okay.
8 MR. CRAWFORD: Yeah, we'll withdraw	8 MR. CRAWFORD: And that he had been
9 that --	9 drinking.
10 THE COURT: Okay.	10 MS. BREDEHOFT: Okay. I'll strike that.
11 MR. CRAWFORD: -- based on Your Honor's	11 MR. CRAWFORD: 142, 4 through 6.
12 ruling.	12 MS. BREDEHOFT: Okay. Hold on. "And I
13 THE COURT: That's fine.	13 went outside and asked her what happened. She
14 MR. CRAWFORD: Going to 140, starting at	14 told..." Okay.
15 line 16. So this is -- the question is hearsay.	15 MR. CRAWFORD: "She told me they had an
16 It's, again, quoting from the UK witness statement.	16 argument."
17 MS. BREDEHOFT: But the witness statement	17 MS. BREDEHOFT: "And then I went
18 is not coming in, Your Honor.	18 outside." So that would start, "And then I went
19 THE COURT: I understand that.	19 outside." Okay.
20 MS. BREDEHOFT: Nobody is trying to put	20 MR. CRAWFORD: 143, lines 4 through 8.
21 that in. We have asked a lot of questions.	21 "A lot of really ugly things about Amber."
22 THE COURT: Mean and vicious -- that was	22 MS. BREDEHOFT: No, that's -- that's not

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9 (33 to 36)

33	35
1 hearsay. He's saying --	1 example, I remember there was a time when it was
2 MR. CRAWFORD: Mr. Manson -- Mr. Manson	2 really late at night. I was down the hill."
3 and Mr. Depp said that.	3 MS. BREDEHOFT: And I have agreed to take
4 MS. BREDEHOFT: It took him a while to --	4 out "and I got a text from."
5 he's witnessing this, and "a lot of really ugly	5 THE COURT: "...asked me to come up."
6 things were said about Amber and women."	6 MS. BREDEHOFT: Because that would be
7 MR. CRAWFORD: That's hearsay.	7 Amber.
8 MS. BREDEHOFT: No, because that's	8 THE COURT: But then he keeps going.
9 Mr. Depp. It's party opponent admissions.	9 MS. BREDEHOFT: And then he starts up
10 MR. CRAWFORD: Mr. Manson. He doesn't	10 again, "I was shocked because..."
11 say it's Mr. Depp.	11 THE COURT: No, because he can't -- I
12 THE COURT: Yeah. Okay.	12 don't know what he's shocked about. I mean, so
13 MR. MONIZ: And a lot of this is just	13 that doesn't come in.
14 not -- it's just this lengthy narrative response,	14 "I was under the impression he was
15 just not --	15 sober." That doesn't come in.
16 THE COURT: Okay. Let me just start at	16 "So, in my head, it was a real big deal
17 the beginning, because the question is, "He could	17 that he was drinking." That doesn't come in.
18 be incredibly mean and vicious, especially when he	18 And "I have a lot of addicts and
19 was drunk or high." "What do you mean by that?"	19 alcoholics in my family." That doesn't come in.
20 I mean, that's the question we already	20 "So Amber was calling on me for help,"
21 asked once; correct?	21 and that doesn't come in.
22 MR. CRAWFORD: Right. It's also quite	22 So we get to, "So I went up the hill, and
34	36
1 cumulative, Your Honor.	1 he was outside by the pool with a glass with what I
2 MS. BREDEHOFT: But the question --	2 understood to be whiskey. So, again, just to use
3 well, no, the question was before the alcohol, he's	3 it by the pool with a glass, I guess. And she was
4 mean and vicious, what kind of substances. So he	4 inside, crying, and very upset in the kitchen, I
5 was identifying which substances would make him	5 think. And I went outside, asked her what
6 mean and vicious. He didn't go into the detail,	6 happened."
7 Your Honor. That was page -- I think that was	7 MS. BREDEHOFT: And I'm good with taking
8 one --	8 out "And I went outside and asked her what
9 THE COURT: It was page 99. In paragraph	9 happened" through something.
10 5, "When you say he could be incredibly mean and	10 THE COURT: Okay. "And then I went" --
11 vicious, especially when he was drunk or high" --	11 okay. He testified, "And then I went outside and
12 MS. BREDEHOFT: And then he just says --	12 talked to him for a long time, situations like
13 THE COURT: "What substances are you	13 that."
14 referring to?" Okay. All right.	14 So, really, all you have got him going up
15 "What did you mean by that?" Let's see	15 a hill and seeing him with a glass of something.
16 what he said. "On a number of occasions, I saw, you	16 MS. BREDEHOFT: Right, but he's giving
17 know, Amber or he, I think, also would have asked	17 the --
18 me to come and help. He and I had more of, like, a	18 THE COURT: So far, that's all I have
19 mano a mano kind of relationship that she and I had	19 got. Okay. We'll move on.
20 a -- I was kind of like the only person that would	20 "Or he would say things. He said
21 check either of them for a while. They both asked	21 something to me that night, and I thought that
22 me to do that with each other. So I saw him -- for	22 might be by the pool or I thought..."

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10 (37 to 40)

37	39
1 I don't know. He doesn't say what he	1 underneath the objections? "But Mr. Manson and..."
2 says.	2 MS. BREDEHOFT: "... Mr. Depp partook in a
3 "Things like, she's going to, you know,	3 lot of cocaine."
4 all she's got is her looks, and, you know, she has	4 THE COURT: Oh, Mr. Depp. Okay. "That
5 no talent. When her tits start to sag and her face	5 Mr. Manson and Mr. Depp partook in a lot of
6 gets wrinkly, nobody would be interested in her for	6 cocaine." That's fine. "And a lot of really ugly
7 anything."	7 things were said about Amber and women and how
8 MS. BREDEHOFT: He's saying -- Depp is	8 Amber was -- had him on a leash and was controlling
9 saying these things to him.	9 his drinking and drug use."
10 MR. CRAWFORD: Things like. He's not	10 MR. CRAWFORD: And there's no foundation
11 recounting.	11 laid for those being Mr. Depp's statements, Your
12 THE COURT: Things like.	12 Honor.
13 MR. CRAWFORD: I mean, that's	13 MS. BREDEHOFT: Clearly --
14 speculation, I think, Your Honor.	14 THE COURT: I don't know.
15 MS. BREDEHOFT: That's not speculation.	15 MS. BREDEHOFT: -- he's not saying he had
16 He's saying the things that -- he's giving his best	16 her on a leash and was controlling his drinking and
17 recollection of it. He's not saying "quote,"	17 drug use.
18 because people don't quote, you know, if they don't	18 THE COURT: Well, it just says "a lot of
19 remember them exactly.	19 ugly things were said." It doesn't say who says,
20 MR. CRAWFORD: Well, the jury would	20 so it doesn't come in. So "they partook in a lot
21 interpret that as a quote because he's saying	21 of cocaine" is fine. And his perception is not
22 things --	22 coming in. Okay. All right. Moving on.
38	40
1 MS. BREDEHOFT: Things like.	1 MS. BREDEHOFT: Sorry, so what part -- so
2 MR. CRAWFORD: The "things like" makes	2 "and a lot of really ugly things were said about
3 clear that it's not a quote. He's describing the	3 Amber and women," is that in or out?
4 types of things maybe.	4 THE COURT: No, that's out. Because I
5 MS. BREDEHOFT: Right.	5 just don't know who's saying it.
6 MR. CRAWFORD: But it's speculative.	6 MS. BREDEHOFT: "And how Amber had him on
7 MS. BREDEHOFT: That's the things he	7 a leash and was controlling" --
8 says.	8 THE COURT: Yeah, that could be
9 THE COURT: I'll allow it. I'll allow	9 Mr. Manson talking. I don't know. So that doesn't
10 it. That goes to -- let's see. All right. I'll	10 come in.
11 allow that up to "I also witnessed him." Let's see	11 MS. BREDEHOFT: And, like, he owned
12 where this goes. "When Amber was in England,	12 her --
13 Marilyn Manson and Paul Bettany came over. At one	13 THE COURT: Again, I don't know who's
14 point, there was a great deal of cocaine and	14 saying it, Ms. Bredehoft.
15 alcohol involved that I witnessed them doing	15 MS. BREDEHOFT: So the -- and "Johnny,
16 together." Okay. That's fine.	16 inebriated was not great -- really not great"?
17 "I don't specifically recall.." okay.	17 MR. MONIZ: I mean, it's --
18 That's fine. "... or really much of anything except	18 MR. CRAWFORD: It's speculation. It's
19 things that he..."	19 his perception. It's relevance and it's
20 I'm sorry. Your objections are over the	20 speculative.
21 lines. Okay. "He said in his personality"?	21 MR. MONIZ: I don't really even know what
22 "But Mr. Manson and" -- what does it say	22 it means.

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11 (41 to 44)

41	43
1 THE COURT: All right. I'll sustain the 2 objection to that as well. Okay. Moving on. 3 MS. BREDEHOFT: So it stops after "line 4 of cocaine." 5 THE COURT: Right. 6 MS. BREDEHOFT: Okay. 7 MR. CRAWFORD: Question on -- staying on 8 143, line 17 and 18, "What, if anything, did 9 Mr. Depp tell you about his trouble with drugs and 10 alcohol?" This is a five-page response again, Your 11 Honor. We move to strike as nonresponsive based on 12 hearsay, foundation, speculative. 13 MS. BREDEHOFT: It's a party opponent 14 admission. It's everything that -- 15 THE COURT: Well, we'll have to go 16 through it and see if there's anything that he said 17 about drugs and alcohol. Okay. 18 "In the period when Amber was in England 19 and I was living on the same street and I was going 20 up there a lot, there was one night in particular 21 where Johnny had dental surgery that was quite 22 extensive and intent, and he was in a fair bit of	1 THE COURT: Okay. "So we sat on the 2 couch." Is that where we're at? 3 MS. BREDEHOFT: Yes. 4 THE COURT: Okay. "We sat on the couch 5 and he told me a number of things. He told me 6 about his childhood in Kentucky. He told me about 7 growing up very poor." 8 MR. CRAWFORD: Still nonresponsive. 9 MS. BREDEHOFT: He's leading up to it. 10 THE COURT: That's fine. "He told me 11 that he was very young when he started drinking and 12 taking drugs." It's just like he starts 13 summarizing here at some point. 14 All right. I'll allow into "I think or 15 at least drinking quite heavily." And then you 16 have to strike the rest of it. 17 MS. BREDEHOFT: The rest of that page? 18 THE COURT: The rest of that page. "From 19 the stories..." 20 All right. We'll keep going. 21 MR. CRAWFORD: I'm sorry, Your Honor. I 22 didn't follow. What's in on that page?
42	44
1 pain, which is, again, my understanding that that's 2 when he started using OxyContin." 3 Okay. Again -- 4 MR. CRAWFORD: There's no foundation for 5 that being Mr. Depp's statement. 6 THE COURT: It's not responsive yet. 7 "And his assistant, Nathan, asked me to 8 come up." Okay. "But he basically said...", okay, 9 "...there are all of the medications that he needs 10 to take. Don't let him" -- oh, that's what Nathan 11 said. 12 MR. CRAWFORD: Hearsay, Your Honor. 13 THE COURT: I got that. Okay. 14 "And I remember Nathan" -- I don't know 15 what -- "with somebody else." Okay. So I'm just 16 waiting to see -- is there a point where he says 17 what Mr. Depp told him about his struggles with 18 drugs and alcohol? 19 MS. BREDEHOFT: Yeah, he -- yeah, he 20 does. 21 THE COURT: Where do we get to that? 22 MS. BREDEHOFT: Well, let's see.	1 THE COURT: Okay. Let's see. It's 2 starting on that page, line 8. You can have line 8 3 through "quite heavily" on line 15. Okay? 4 If we have to go back to 144, I don't 5 think there's anything. 6 MR. CRAWFORD: I think that was entirely 7 nonresponsive, Your Honor. 8 THE COURT: Okay. All right. Moving on. 9 MR. CRAWFORD: And the rest of -- after 10 "quite heavily," everything else on that page is 11 out too? 12 THE COURT: Right. And I haven't got to 13 page 146 yet. 14 MS. BREDEHOFT: But he says, Your Honor, 15 on line 21, he says -- he's quoting Mr. Depp, "But 16 I have been doing it my whole life. I'm built like 17 a tank." 18 THE COURT: Okay. 19 MR. CRAWFORD: I really think it's kind 20 of -- well, I mean, a lot of this is just 21 summarizing. 22 THE COURT: I know.

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<p style="text-align: right;">45</p> <p>1 MR. CRAWFORD: It's not actually -- it's 2 very difficult to parse through this. 3 THE COURT: I understand. I can see the 4 problem. Okay. You can -- yeah, I guess you can 5 pick up back on the middle of line 20, "And he was 6 even kind of like, yeah, it's crazy, I know, but I 7 have been doing it my whole life. I'm built like a 8 tank." And so that was kind of the nature of the 9 conversation. That's fine up to that. 10 Let's see. "And then he told me that he 11 had struggled with ever not drinking or ever not 12 doing drugs." I'm not sure what that means. Okay. 13 "And he also told me that he didn't 14 particularly enjoy being sober ... at times 15 inebriated." 16 Okay. Well, "he told me that" -- so I'll 17 allow line -- on page 146, line 2 through line 13. 18 That's fine. And then strike about his children 19 and great sympathy "because I was a child of an 20 addict." That goes out. 21 Okay. So you can pick up again on line 22 17, "And he told me" to the end of the page is</p>	<p style="text-align: right;">47</p> <p>1 It doesn't say anything about drinking 2 here. 3 MR. CRAWFORD: It does not. 4 THE COURT: "Which I don't think he 5 worded it as nicely..." 6 MS. BREDEHOFT: But keep going down, Your 7 Honor, because it connects up. 8 THE COURT: Well, this is another story. 9 "He also told me that he had experienced great 10 bouts of jealousy in relationships that had -- that 11 had also led to a lot of drinking and a lot of rage 12 activities." That's fine. 13 But this one up here, there's no tie. 14 It's not responsive, on 147, so I'm striking 147. 15 MR. CRAWFORD: Your Honor, I don't mean 16 to go back. Can I just ask -- 17 THE COURT: Sure. 18 MR. CRAWFORD: -- a clarifying question 19 on 146? Where it says, "He was very, very 20 concerned with his children and he would express 21 shame or regret at times that he had been 22 inebriated to the point of falling down or</p>
<p style="text-align: right;">46</p> <p>1 fine. 2 All right. Page 147. Now, the rage 3 issue doesn't have anything to do with the 4 question. 5 MR. CRAWFORD: Correct. 6 MS. BREDEHOFT: But it's the struggles he 7 had with -- and Your Honor will see, as it goes 8 down, because he says -- because the question is -- 9 hold on a second. The question is, "What, if 10 anything, did Mr. Depp tell you about his struggles 11 with drugs and alcohol?" And now he's connecting 12 that in. And you'll see -- 13 THE COURT: But he doesn't say anything 14 drugs -- okay. I mean, this is a Kate Moss story. 15 "But he told me" -- this is line 12 on page 147, 16 for the record. "But he told me about arguing with 17 her in, like, a particular, intense way in a hotel 18 room. And then he took -- he wanted to leave and 19 they couldn't stop arguing or something, and so he 20 took the phone, which is (indiscernible) phone and 21 smashed it into his own head repeatedly until there 22 was blood."</p>	<p style="text-align: right;">48</p> <p>1 embarrassing himself, you know, urinating on 2 himself and things like that." 3 MS. BREDEHOFT: That's struggles with 4 alcohol. 5 MR. CRAWFORD: Well, maybe, but it's not 6 clear. I mean, it really seems -- I mean, it's 7 speculation kind of about what's in Mr. Depp's 8 mind. 9 THE COURT: Right. He's saying he said 10 it. "He told me." So I'm just going to allow 11 that. 12 MR. CRAWFORD: Okay. 13 THE COURT: Okay. Moving on to 148. "He 14 told me he experienced greats bouts of jealousy in 15 relationships ... led to a lot of drinking." Okay. 16 That's fine. 17 "He told me that that happened with Kate 18 ... Kate Moss. He told me that happened with 19 Vanessa." Okay. 20 "An incident in Paris." 21 MR. CRAWFORD: This is speculative, Your 22 Honor.</p>

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49	1 THE COURT: Yeah, okay. 2 MS. BREDEHOFT: "He told me about that." 3 THE COURT: Which I understood, that's 4 clearly speculative. 5 "I wasn't clear, but, you know, it was 6 kind of positioned as, like, a rage outburst to the 7 drugs and alcohol." 8 MR. MONIZ: You can't even tell what that 9 means. 10 THE COURT: I don't -- yeah, I'm going to 11 strike that as well. You can get the first 12 paragraph, page 148, 1 through 8, but I'm striking 13 the rest of 148. 14 Okay. And that's the end of that answer? 15 MR. CRAWFORD: It is. And we're 16 jumping -- 17 MS. BREDEHOFT: And then they withdrew -- 18 MR. CRAWFORD: -- to 152, I think, 19 Elaine. 20 MS. BREDEHOFT: Yeah. 21 THE COURT: To 152? Okay. 22 MR. CRAWFORD: Lines 3 through 7 as	50
1 speculative. 2 THE COURT: "I remember the night with 3 Marilyn Manson also thinking, Wow, this guy doesn't 4 do things in moderation." Obviously -- so far, I 5 have got, "Remember the night with Marilyn Manson. 6 He does a lot of whatever he's doing, so it's like 7 not" -- so he's talking about Marilyn Manson there? 8 MS. BREDEHOFT: Hold on a second. I'm 9 trying to catch up here. 10 THE COURT: Sure. 11 MS. BREDEHOFT: 152? 12 MR. MONIZ: I don't think you can tell, 13 from this response, what he's talking about, Your 14 Honor. 15 THE COURT: What's the question? Let's 16 go back to the question. 17 MR. CRAWFORD: The question, I believe, 18 Your Honor, is on 151, line -- 19 THE COURT: 11? 20 MR. CRAWFORD: -- 11. 21 THE COURT: Okay. "And when you talk 22 about the whiskey and the red wine, how much did	51	
1 you observe Mr. Depp consume on any given 2 occasion?" 3 "I don't know. The one occasion I know 4 specifically was the one I mentioned before during 5 the argument where he suddenly had a glass of 6 whiskey, and I remember it being like -- I remember 7 clock -- because I grew up counting people's 8 drinks, so I remember clocking that it was a 9 very" -- 10 MS. BREDEHOFT: That's part's withdrawn. 11 They have withdrawn the objection. 12 THE COURT: Yeah, I understand. I'm just 13 getting the context of the rest of it. 14 "I remember the night with Marilyn Manson 15 also thinking, Wow, this guy doesn't do things in 16 moderation. He does a lot of whatever he's doing. 17 So it's, like, not a shot but the whole bottle kind 18 of..." 19 MR. CRAWFORD: He's not testifying about 20 his observations. 21 MS. BREDEHOFT: He is. 22 MR. CRAWFORD: He's testifying about his	52	
1 own -- his own -- 2 THE COURT: Well, he can -- you can say a 3 very large glass, which is fine. "I remember the 4 night with Marilyn Manson" part and then the 5 thinking part. You can say, "I remember the night 6 with Marlin Manson." 7 MS. BREDEHOFT: He testified earlier 8 about when he was with Marilyn Manson and Johnny 9 Depp. Your Honor has struck what was said between 10 the two of them, but he's talking about Depp here. 11 THE COURT: I understand he's talking 12 about Depp, but it's just his thoughts. Because he 13 says, "Wow, this guy doesn't do things in 14 moderation." That doesn't come in. That's not 15 something he observed. "He does a lot of whatever 16 he's doing so it's not like a shot..." Yeah, I'm 17 going to strike this. Okay. All right. Line 3 18 through 7 is out. 19 Next? 20 MS. BREDEHOFT: I think it's one-fifty -- 21 MR. CRAWFORD: 152, line 12. Starting on 22 line 12, Your Honor. Again, the question is		

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14 (53 to 56)

<p style="text-align: right;">53</p> <p>1 reading from the witness statement, so there's a 2 hearsay objection. It's also an improper 3 refreshing of recollection. And we move to strike 4 the answer as nonresponsive. 5 THE COURT: "He wouldn't just have one 6 drink. He would have six. Okay. Does that 7 refresh your recollection?" 8 "No." 9 MR. MONIZ: I mean, the question was, 10 "Does that refresh your recollection?" The answer 11 was -- 12 THE COURT: Was no. 13 MR. MONIZ: None of the rest of that 14 should come in, Your Honor. 15 THE COURT: Okay. 16 MS. BREDEHOFT: But then it's -- but then 17 he goes on and he then starts explaining the 18 drinking -- the question on the drinking. 19 MR. MONIZ: But that wasn't the question. 20 It was the prior question. 21 THE COURT: It's nonresponsive. I'll 22 strike the answer. Okay.</p>	<p style="text-align: right;">55</p> <p>1 "Mr. Depp told me, he..." And then I took out -- I 2 agreed to strike from "and Ms. Heard through Josh 3 Richmond all told me." And just, "He told me that 4 Mr. Depp was prone to multi-day benders." Period. 5 MR. CRAWFORD: It's impossible to tell 6 from this, Your Honor. 7 THE COURT: It's -- 8 MS. BREDEHOFT: Well, he's saying he told 9 me and all these other people told me. So I took 10 out all these other people, but "he told me." 11 THE COURT: Yeah, but it's unclear that 12 that's -- because it's -- 13 MR. MONIZ: It's impossible to parse out. 14 THE COURT: I mean, if you did that, 15 Mr. Depp himself told me that -- 16 MS. BREDEHOFT: That Mr. Depp was prone 17 to multi-day benders. 18 THE COURT: I can't -- I just can't parse 19 this out. Because the question was -- the 20 question, "Was any observation you make about how 21 long Mr. Depp would go on a cocaine binge?" And 22 then he goes, "And they all told me." But you</p>
<p style="text-align: right;">54</p> <p>1 Moving on... 2 MR. MONIZ: Strike the question as well? 3 THE COURT: Strike the question and 4 answer. Okay. 5 MR. CRAWFORD: 154, Your Honor. Move to 6 strike the answer as based on hearsay, lacks 7 foundation, never witnesses. 8 THE COURT: What's the question? Is the 9 question on line 5? 10 MR. CRAWFORD: Line 5 through 7 is the 11 question, Your Honor. 12 MS. BREDEHOFT: So what I have already 13 agreed to take out, then -- 14 THE COURT: Okay. 15 MS. BREDEHOFT: And, Your Honor, of 16 course this question is a follow-up to the cocaine 17 that Your Honor struck, which he was talking about 18 doing piles of cocaine. But the -- but it says, 19 "What, if any, observations did you make how long 20 he would go on a cocaine binge?" 21 THE COURT: Okay. 22 MS. BREDEHOFT: And what -- he said,</p>	<p style="text-align: right;">56</p> <p>1 can't parse out Mr. Depp there when he adds all 2 these people in the middle. It's just impossible 3 to tell. So I'll sustain the objection. I'm not 4 sure if he -- 5 MR. MONIZ: It's also unresponsive, 6 anyway, because it's not an observation. 7 THE COURT: No. Yeah, I'll sustain the 8 objection to the answer. 9 MS. BREDEHOFT: Well, then, the next part 10 he says, "Can I finish" -- 11 THE COURT: Okay. Let's see. 12 MS. BREDEHOFT: "He told me of several 13 instances where he left his phone, to leave behind 14 means of contacting and would just go and lose 15 track of time, didn't know if it was day or night." 16 MR. MONIZ: But that's still not -- 17 MS. BREDEHOFT: That's responsive. 18 That's him telling you. 19 MR. MONIZ: That's not -- 20 THE COURT: No, it's still -- "What, if 21 any, observation did you make," is the question. 22 MS. BREDEHOFT: Right. But if his answer</p>

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<p style="text-align: right;">57</p> <p>1 is "that's what he told me," then it's still -- 2 that's admissible for what -- he told him that. 3 That's his observation. Sometimes you have 4 observations because somebody tells you something. 5 MR. MONIZ: It's not responsive, Your 6 Honor. 7 THE COURT: I'm going to sustain the 8 objection. 9 Excuse me. What's the next one? 10 MR. CRAWFORD: 155, Your Honor, beginning 11 on line 19, although it -- there's not much of an 12 answer really until the bottom of page 156, the 13 next page. 14 MS. BREDEHOFT: I think, if you -- we can 15 strike the first time it's asked and what his 16 answer was, and then say, "Because you're saying he 17 would tell me things." So then it says, "If you 18 recall those -- I think my was question, what, if 19 any, observations did you make or did Mr. Depp ever 20 tell you about him blacking out?" 21 And then he says, "Mr. Depp was very 22 open." And I have agreed to take out "with</p>	<p style="text-align: right;">59</p> <p>1 MS. BREDEHOFT: And blacking out is very 2 important in this case. 3 THE COURT: "There was one instance where 4 he had this very large house property. Sweetzer 5 Avenue goes like this. The house that I was 6 staying in is down there..." 7 Okay. "So he and I were staying. I was 8 at..." okay. "And he told me about, like, 9 vanishing into 82, into the, like, property..." 10 "And he told me about kind of, like, 11 blacking out and going in there on one instance." 12 MS. BREDEHOFT: Right. And the question 13 was what observations or did he tell you? 14 THE COURT: "He told me -- I know he told 15 me that, in Australia, when he cut his finger off, 16 there was a -- he told me that he had -- he had 17 blacked out. He also told me he fucked up, so I 18 don't know if he was telling the truth or not." 19 MR. MONIZ: The one on that, Your 20 Honor -- I mean, that's also foundation, 21 speculation. And it's not clear -- 22 MS. BREDEHOFT: He told them that he</p>
<p style="text-align: right;">58</p> <p>1 everyone." "He was a heavy user. There was no 2 secret about that. Everyone talked about it and 3 open with each other and with him, with each other. 4 You know, everyone talked about that." I agreed to 5 talk that out. 6 So it would be, "Mr. Depp was very open. 7 He was kind of proud of it, I think, and he told me 8 I know there was..." 9 THE COURT: Well, I don't -- "kind of 10 proud of it, I think" that has to come out. 11 MS. BREDEHOFT: Okay. 12 THE COURT: But you've got, "Mr. Depp was 13 very open with everyone that he was a heavy user." 14 That's fine. "And he told me about..." about what? 15 MR. CRAWFORD: Your Honor, this is a -- 16 MS. BREDEHOFT: I think it's a long 17 answer, so I think Your Honor just needs to read 18 through that. 19 THE COURT: Okay. 20 MR. CRAWFORD: There's a relevance 21 objection here, Your Honor. This is some random 22 blackout.</p>	<p style="text-align: right;">60</p> <p>1 blacked out. I think that stays in. If you wanted 2 to take out "but he also told me that he fucked up, 3 so I don't know if he was telling the truth." 4 MR. MONIZ: Well, I'm actually look -- 5 sorry. I apologize, Ms. Bredehoft; I didn't mean 6 to interrupt. 7 I was looking at the part where it says, 8 "I know that he told me that in Australia. When he 9 cut his finger off there was" -- 10 THE COURT: So it would just be "he told 11 me he had blacked out." 12 MR. MONIZ: Yeah. Take out the 13 reference. Because Mr. Wright is not in a position 14 to testify about what happened in Australia. 15 MS. BREDEHOFT: Wait. Your Honor, you're 16 leaving -- Your Honor is leaving in the "he told 17 me" -- "I know that he told me that in Australia, 18 when he cut his finger off there, he told me he had 19 blacked out." 20 MR. MONIZ: That doesn't -- that doesn't 21 suggest that he said he cut his finger off. 22 THE COURT: It doesn't suggest -- I</p>

61	1 agree. It just says, "When he told me -- he told 2 me that he had blacked out." 3 MS. BREDEHOFT: When in Australia -- 4 that, in Australia, he blacked out? 5 THE COURT: Yeah. Well, he doesn't say 6 that he told him that he cut his finger in 7 Australia. This was specifically just that he -- 8 MS. BREDEHOFT: So I'm just making sure 9 that I mark it right because I'm the one that's in 10 charge of this. 11 THE COURT: Yes. Okay. Right. 12 MS. BREDEHOFT: "He told me -- I know 13 that he told me that, in Australia, he had blacked 14 out?" 15 THE COURT: "He told me" -- okay. I'm 16 okay with that. 17 MS. BREDEHOFT: All right. And, then, do 18 we leave in or take out, "But he also told me that 19 he had fucked up, so I don't know if he was telling 20 the truth or not"? I have gotten so -- so immune, 21 Your Honor. 22 THE COURT: I know. I understand. I do	63	1 in. 2 MS. BREDEHOFT: Yeah, I took that -- I 3 already took that out. 4 THE COURT: I think just, in terms of 5 specifically blackouts -- 6 MR. MONIZ: None of that is actually 7 responsive, I don't think, Your Honor. The 8 question is blackout. He doesn't say Depp 9 recounted a blackout. He just said he didn't 10 remember it. 11 MS. BREDEHOFT: Well, that's the same -- 12 I mean, that's a blackout. 13 THE COURT: That's fine. I'll allow it. 14 But in terms of specific blackouts, I think you 15 have to stop there. "I think he said." Again, 16 it's "I think." "I think he said" -- and you can 17 say, I guess, "on the plane" -- "he said he didn't 18 remember what had happened." And that's about it. 19 MR. MONIZ: So we strike out after "he 20 kicked Amber on the plane"? 21 THE COURT: Yes. 22 MR. MONIZ: Okay.
62	1 it too now. 2 MS. BREDEHOFT: I apologies. 3 THE COURT: That's quite all right. I 4 think the first part of that is fine. I don't 5 think you can go to his opinions, "so I don't know 6 if he was telling the truth or not." 7 MS. BREDEHOFT: Okay. Okay. 8 And then the next, "There were a number 9 of" -- 10 THE COURT: "There were a number ... I 11 think he said that after he" -- 12 MR. CRAWFORD: Foundation objection 13 there, Your Honor. He wasn't on the plane. 14 MS. BREDEHOFT: No, but the question is 15 did Depp tell him. 16 MR. MONIZ: But he doesn't say Depp told 17 him. 18 THE COURT: No. He just says after. And 19 then he goes into -- he's setting up the place. 20 That after -- or "on the plane, he said he didn't 21 remember what had happened. After I talked to his 22 assistants, they said" -- well, that doesn't come	64	1 MS. BREDEHOFT: So, I'm sorry -- 2 THE COURT: "I think he said -- on the 3 plane, he said that he didn't remember what had 4 happened." 5 MS. BREDEHOFT: So he said "on the" -- 6 okay. So after "he kicked Amber on the plane." 7 THE COURT: Yeah. 8 MS. BREDEHOFT: "So I think he said on 9 the plane that he said -- 10 THE COURT: He said he didn't remember 11 what happened. 12 MS. BREDEHOFT: -- he didn't remember 13 what happened." 14 THE COURT: Yeah. 15 MS. BREDEHOFT: Then we take out down to 16 "anything" and then it starts with "you know." 17 THE COURT: "You know, I think a lot of 18 the instances that I went and spoke to him about 19 it, he would say that he had blacked out." 20 MR. CRAWFORD: Speculative. 21 THE COURT: I can't -- yeah, I'll sustain 22 that as speculative. I can't -- there's a lot of

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17 (65 to 68)

65	67
1 "think"s in there going on. Okay.	1 THE COURT: Okay. Let's see what he
2 MR. CRAWFORD: Elaine, sorry to	2 says.
3 backtrack.	3 MR. MONIZ: He also gets very
4 THE COURT: Yep.	4 speculative. He talks about what Depp knew.
5 MR. CRAWFORD: 155, the question at the	5 THE COURT: All right. Well, I think we
6 bottom, did you withdraw that, did you say?	6 have to, unfortunately, kind of just go through it.
7 THE COURT: 155.	7 MR. MONIZ: I apologize. I struggled
8 MR. CRAWFORD: The question and the	8 with this transcript.
9 answer at 156?	9 THE COURT: Yeah, I know. I'm struggling
10 MS. BREDEHOFT: I'm sorry. Bear with me.	10 too, so I'm right there with you. But I think
11 MR. CRAWFORD: 155, 19 through 22. It's	11 we'll keep -- we'll keep going here. Let's see
12 the same question that's asked on 156.	12 what he says.
13 MS. BREDEHOFT: Oh, yes. Yes, I did,	13 All right. "He expressed a number of
14 because the question then is -- it doesn't make	14 times that he felt like she was his leash and she
15 sense to have the question twice.	15 was holding him back from doing what he wanted to
16 MR. CRAWFORD: Okay. And then the first	16 do in terms of substance, alcohol..." Okay. That's
17 answer at 156 --	17 fine. I'll allow that even though I'm not sure
18 MS. BREDEHOFT: Right. There's no	18 that's the perception, but we'll let that in.
19 specific -- tells specifics, so I just -- yeah, we	19 Okay.
20 don't need it twice.	20 "He expressed, yeah, I don't know that.
21 MR. CRAWFORD: Great. Thank you.	21 He knew that he had to get sober if he wanted the
22 MS. BREDEHOFT: So it just goes -- yeah,	22 relationship to work because they kept fighting
66	68
1 so I just start at 156/10, because I think that	1 when he would get drunk -- drink or get high."
2 covers it.	2 That's out because, again, I can't tell if that's
3 THE COURT: Okay.	3 what he was saying, so we'll take that out.
4 MR. MONIZ: 159, Your Honor, starting on	4 And then, eventually, he would say, "You
5 line 20 -- excuse me, line 15.	5 know, I do horrible things when I get drunk or
6 THE COURT: Line 15. "And what, if	6 high." That's fine. That's in.
7 anything, did Mr. Depp say to you about his	7 "And he, you know, reached out to me a
8 perception of Amber's role in him becoming sober	8 number of times over the years, apologizing for
9 and clean?"	9 having hit her or having hurt her or having
10 MR. CRAWFORD: I have relevance, leading,	10 verbally abused her while high or drunk."
11 and foundation objections to the question.	11 MR. CRAWFORD: That's nonresponsive -- I
12 THE COURT: About his perception. What's	12 think that's all nonresponsive, Your Honor. The
13 the relevance of his --	13 question was what is his perception of Amber's
14 MS. BREDEHOFT: Oh, his perception? This	14 role.
15 is the whole -- this is Mr. Depp's testimony, that	15 THE COURT: Of Amber's role.
16 she was haranguing him, that he was exaggerating,	16 MS. BREDEHOFT: He's --
17 and that he wasn't nearly as drunk or as high as	17 MR. MONIZ: It's nonresponsive. It's
18 she said.	18 also -- it's not also clear what Mr. Depp actually
19 THE COURT: All right. Let's see what he	19 said.
20 says. Okay. "He expressed" --	20 THE COURT: I agree.
21 MR. CRAWFORD: Move to strike the answer	21 MR. MONIZ: He's apologizing, but he's
22 as nonresponsive.	22 speculating about what he's apologizing for, and

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18 (69 to 72)

69	<p>1 there's no foundation laid. 2 MS. BREDEHOFT: It's not speculating, 3 Your Honor. 4 MR. MONIZ: There's no foundation laid 5 for that on any -- 6 THE COURT: I'm going to sustain the 7 objection as to that. That comes out on 8 nonresponsive, and also, I just don't -- I can't 9 tell from the way that he's talking if it's 10 something that was said. 11 Okay. Let's go on to line 12, "Oh, I 12 just want to go back to another incident that I 13 remember. He told me he blacked out. It was on 14 the island." Okay. Again, that's not -- 15 MS. BREDEHOFT: This is responsive to the 16 earlier one, Your Honor. You know, sometimes 17 witnesses do that. I mean, we can't -- this is his 18 testimony. 19 THE COURT: All right. That's -- all 20 right. Let's see. Let's see where we go. 21 "He went to the Bahamas. There were two 22 different instances. One was, I guess, like they</p>	71	<p>1 THE COURT: You're right. I'm sorry; I 2 thought there was another 12 pages as there was 3 for -- so he never answered the question, 4 Ms. Bredehofs. That's the concern. 5 MS. BREDEHOFT: Well, Your Honor, the 6 top -- Your Honor didn't strike the top. He 7 expressed a number of times he felt, what, if 8 anything -- 9 THE COURT: Well, I thought -- that's my 10 bad, I guess, because I thought this was going to 11 be going on, and, eventually, he would get to the 12 answer. 13 MS. BREDEHOFT: I think that that's -- 14 his perceptions of it is that he felt she was -- he 15 expressed to him that he felt she was, like, on 16 a leash. I mean, how -- 17 THE COURT: All right. I'll allow -- 18 I'll allow that top part, but then that's it. 19 MS. BREDEHOFT: And then, also, the 20 blackout, because he's going back and answering the 21 earlier one, the first one. 22 THE COURT: That's fine. We'll keep it.</p>
70	<p>1 had only recently met, and he told me that he 2 passed out face-down in the sand while his kids 3 were there and that the staff had, like, whisked 4 his kids away so they didn't see it. And then he 5 told me that, when they went down there for him to 6 kick, I believe there was some kind of incident 7 where he maybe had blacked out during the trip." 8 I'm not totally sure about that one. That one 9 comes out. 10 So we have got -- I'll allow the Bahamas 11 one in up to -- 12 MS. BREDEHOFT: "See it"? 13 THE COURT: Excuse me? 14 MS. BREDEHOFT: "To see it"? "Didn't see 15 it"? No. 20? Line 20? 16 THE COURT: Okay. That's fine. 17 And then we'll strike the rest of that 18 page, going on to page 167, striking the top of 19 167. So he never answered the question. 20 MR. MONIZ: I mean, Your Honor, just -- 21 well, you have already ruled, I guess. But I just 22 don't see an answer here.</p>	72	<p>1 We'll keep going forward instead of backwards. I'm 2 going to have to keep looking to make sure, at some 3 point, they answer the question. 4 MS. BREDEHOFT: Thank you, Your Honor. 5 THE COURT: Okay. What is next? 6 MR. CRAWFORD: Line or page 161, Your 7 Honor, line 6. Hearsay. "What did you say to 8 Mr. Depp?" 9 THE COURT: "What, if anything, did you 10 say to Mr. Depp about his drinking and his drug use 11 and what you thought about it?" How is that not 12 hearsay? 13 MS. BREDEHOFT: Yeah, I think -- 14 THE COURT: Okay. All right. I'll 15 sustain the objection as to that. 16 Next one? 17 MS. BREDEHOFT: That takes out quite a 18 bit over there. Okay. 19 MR. CRAWFORD: 164, Your Honor. 20 THE COURT: Okay. 21 MR. CRAWFORD: Got a leading objection to 22 the question and move to strike the answer as</p>

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19 (73 to 76)

<p style="text-align: right;">73</p> <p>1 nonresponsive. 2 THE COURT: All right. "When you said 3 that Mr. Depp used the term 'monster,' what do you 4 recall him saying about that?" Okay. I'll allow 5 that question. Okay. Well, let's see what the 6 answer is, I guess. Okay. 7 MR. CRAWFORD: It's a two-page answer, 8 Your Honor, on 165. 9 THE COURT: All right. "I don't think 10 that misstates my testimony." 11 MS. BREDEHOFT: He's responding to 12 Mr. Persidio's (ph) objection in the first part. 13 So I think we can take that out. 14 THE COURT: You can take that line out. 15 Okay. All right. I got confused there. Okay. 16 "What do you recall him saying about the 17 monster?" 18 "Mr. Depp, after there were a number of 19 times -- I'd say at least, you know, a half a dozen 20 times -- when really bad fights would happen 21 between them such as the time that he kicked her on 22 the plane..." That's not coming in.</p>	<p style="text-align: right;">75</p> <p>1 battle. And the language that he always used was 2 that a battle, battling the demon, battling 3 monster. So that the monster -- you know, he would 4 say things like, 'The monster will not win. I will 5 not be that type of man. You know, I don't want 6 to. I don't want to be that type of man.' He 7 would call Slim..." 8 Okay. So I'll allow line 10 through the 9 first, line 1. 10 MR. CRAWFORD: Your Honor, just very 11 quickly, 164, line 14, talks about the time that he 12 kicked her on the plane. 13 THE COURT: No, that all comes out. 14 MR. CRAWFORD: Oh, okay. 15 THE COURT: There's no answer. So far, 16 all I have is a question, and then the answer 17 starts with, "And the language that ended up being 18 kind of settled on." 19 MS. BREDEHOFT: Yeah. 20 THE COURT: Okay. That's okay. 21 MR. CRAWFORD: 167, Your Honor. 22 THE COURT: All right.</p>
<p style="text-align: right;">74</p> <p>1 MR. CRAWFORD: Lack of foundation. 2 THE COURT: Okay. "According to everyone 3 that was there or after the Australia incident, or, 4 you know, a number of incidents, he would retreat 5 for a couple of days, and he would sleep, 6 hungover." Still not responsive yet, so... 7 "And then he would resurface, and 8 somebody would tell him what had happened. And he 9 would remember bits and pieces, you know, when his 10 staff or somebody was there. And the Johnny that I 11 knew and loved and saw come back would be horrified 12 at what he had done, and he struggled. It was 13 very, very painful for him to acknowledge that he 14 behaved when he was drunk and high, and he 15 struggled to explain how that could happen. And 16 the language that ended up being kind of settled on 17 was that there was a side of him..." 18 Okay. Maybe we got here. Okay. "So the 19 language that ended up being kind of settled on was 20 that there was a side of him that was the monster 21 and that it was not who he was, but it was 22 something that lived within him that he had to</p>	<p style="text-align: right;">76</p> <p>1 MR. CRAWFORD: That's a compound 2 question. Physical and temperament. 3 THE COURT: "What, if any, observations 4 did you make about Mr. Depp both in terms of 5 physical as well as temperament?" I'll allow the 6 question. 7 Okay. "When you perceived him" -- "when 8 you perceived him as having too much to drink?" 9 Okay. 10 MR. CRAWFORD: And we move to strike as a 11 speculative response. 12 MS. BREDEHOFT: No, that -- everybody's 13 been asked that on the stand already, Your Honor, 14 and we have gone through everybody and what they 15 thought Mr. Depp, how he acted when he had 16 something to drink. 17 THE COURT: Okay. "When Mr. Depp would 18 drink and/or take drugs, he would get very mean, 19 very paranoid, extremely paranoid. He would weave 20 these elaborate situations." I think the first 21 part is fine, but I'm not sure where these -- 22 "Which Amber was having affairs with every man that</p>

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77	79
1 she ever worked with and every woman she ever came 2 in contact with. He became very demeaning." 3 I think -- let's see. 4 MS. BREDEHOFT: The paranoid, he's 5 explaining what he meant by the paranoid. 6 MR. MONIZ: Well, he doesn't act -- I 7 mean, whether Mr. Depp is paranoid or not, he 8 doesn't have -- there's no foundation for that. 9 It's just -- 10 MS. BREDEHOFT: Yes, it is. That's what 11 he's -- 12 MR. MONIZ: That's speculation about 13 Mr. Depp's state of mind. 14 MS. BREDEHOFT: That's what he is 15 observing. That's his -- 16 THE COURT: That's what he's observing, 17 not what is perceived, but I'll allow the first 18 three lines, 11 through 13 to "paranoid." I'm not 19 going to allow that because I'm not sure where the 20 foundation -- I'm not sure what's going on "to 21 weave these elaborate situations." I'll allow, "He 22 became very demeaning." I'll allow that on 17.	1 THE COURT: I don't know if it's 2 cumulative. 3 MS. BREDEHOFT: I think it's very 4 important. That's the other side of Mr. Depp. 5 It's our -- we have to have our chance, too, to put 6 on what he behaves like. 7 THE COURT: I get it. 8 MS. BREDEHOFT: And what he says. 9 THE COURT: It seems like he's specific 10 about these incidences. I'll allow up through line 11 12. That's fine on page 168. 12 MR. CRAWFORD: Your Honor, that last 13 paragraph, I would argue, is extremely prejudicial. 14 THE COURT: Well, everything in this case 15 is prejudicial, so... 16 MS. BREDEHOFT: Not unfairly prejudicial. 17 MR. CRAWFORD: Unfairly prejudicial. 18 MR. MONIZ: It's also lacking in 19 specificity. 20 THE COURT: Well, that is -- that's the 21 problem I have. It just is very generic. It's 22 just saying that these things happened but without
78	80
1 Okay? 2 And then this is not what he perceived 3 anymore. This is just -- 4 MS. BREDEHOFT: Well, he's giving the 5 background and then going further, so... 6 THE COURT: I'm reading it. Yeah, I 7 don't -- 8 MR. MONIZ: It's not really responsive. 9 MS. BREDEHOFT: This is all when he had 10 something to drink, Your Honor. These other people 11 have all been able to testify: Mr. White, 12 Mr. Baroush, Oh, he's a good guy, he doesn't change 13 at all. He's just a joking, affable, you know, 14 never says a bad word about anybody. 15 Now, we have got somebody who is with 16 him -- good friends with him, who is saying, No, 17 this is what he does when he drinks. 18 MR. MONIZ: He's being -- he's been 19 allowed to testify to the first paragraph. But, 20 Your Honor, this really gets beyond the scope of 21 the question. It's unreasonably cumulative and 22 it's --	1 being specific on what exactly, so I'm not going to 2 allow in 13 through 18. Okay? 3 MS. BREDEHOFT: So -- 4 MR. CRAWFORD: That small continuation of 5 the lines 21 and 22, just a small continuation of 6 that last paragraph. 7 THE COURT: I'll take that out as well. 8 All right. Moving on. 9 MS. BREDEHOFT: So, just for 10 clarification -- 11 THE COURT: Sure. 12 MS. BREDEHOFT: -- so out of that one, in 13 addition to 13 and 18, also "He would weave" down 14 to "contact (indiscernible)" is also out; right? 15 Is that right or is that in? 16 THE COURT: Which line are you at? I'm 17 sorry. 18 MS. BREDEHOFT: Oh, I'm sorry. Line -- 19 go to page 167, the start of this. "He would weave 20 these elaborate situations in which Amber was 21 having affairs with every man." Is that in or out? 22 I mean, I think it's pretty specific.

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21 (81 to 84)

81	83
1 THE COURT: That's specific enough. I'll 2 allow it in. 3 MR. MONIZ: I apologize, I was -- I'm 4 sorry. What's being allowed? 5 MS. BREDEHOFT: Basically the whole 6 answer down to line 13 on page 168. 7 THE COURT: Right. 8 MS. BREDEHOFT: And then it's out. 9 MR. MONIZ: Understood. So we're not 10 taking out the "He would weave"? 11 MS. BREDEHOFT: Correct. 12 THE COURT: No, that's fine. 13 MS. BREDEHOFT: Just put that back in. 14 MR. MONIZ: I apologize, Your Honor. 15 THE COURT: That's okay. No problem. I 16 try not to go backwards. Okay. 17 MR. CRAWFORD: Your Honor, 169, we move 18 to strike the answer as nonresponsive. 19 MR. MONIZ: And also speculative. 20 THE COURT: Okay. 21 MR. MONIZ: Speculative, lacking personal 22 knowledge, prejudice.	1 MS. BREDEHOFT: No, actually, I think all 2 that comes out, based on Your Honor's ruling. 3 THE COURT: All right. 4 MS. BREDEHOFT: And they withdrew the 5 objections on 172, so we're jumping now. 6 MR. MONIZ: Just to make sure we're on 7 the same page, Counsel, 171 is out entirely? 8 MS. BREDEHOFT: Yes. 9 MR. MONIZ: And 172, line 1? 10 MS. BREDEHOFT: Yes. 11 MR. MONIZ: Okay. 12 MS. BREDEHOFT: Okay. Then to -- 13 MR. CRAWFORD: 173, line 7. 14 THE COURT: 173, line 7. "What, if 15 anything, did Mr. Depp say Amber was awful to him 16 about when he was giving his example?" Who asked 17 that question? 18 MS. BREDEHOFT: That was me. 19 THE COURT: I just don't know -- I don't 20 know what was going on there. "What, if anything, 21 did Mr. Depp say Amber was awful to him about when 22 he was giving this example?" Can you give me --
82	84
1 THE COURT: All right. "I'm going to 2 take you to 2015 and '16. What, if any, 3 observations did you make about Mr. Depp's 4 perception of Amber trying to have him be sober and 5 clean?" Mr. Depp's perception. Okay. Let's see 6 the answer. Okay. 7 "In 2015, they got married ... Mr. Depp's 8 perception of Amber's desire." Okay. 9 MR. MONIZ: I don't think there's 10 anything in here that's responsive, Your Honor. 11 THE COURT: I'll keep -- let me finish. 12 Let me see. "But my understanding from everybody 13 around..." 14 No. All right. It's nonresponsive. 15 I'll sustain the objection. 16 MS. BREDEHOFT: That will -- that will 17 take out the next page as well, Your Honor. 18 THE COURT: Okay. 19 MS. BREDEHOFT: It was through 171. 20 MR. CRAWFORD: 171, line 3. 21 MS. BREDEHOFT: And 172, line 1. 22 THE COURT: 171, line 3.	1 MS. BREDEHOFT: And the reason for that 2 is because it comes right off the last question, 3 which is not objected to. 4 THE COURT: Okay. 5 MS. BREDEHOFT: There's a method to my -- 6 THE COURT: Okay. I'm just not sure what 7 we're asking here. All right. "... Amber was awful 8 to him about what he ... example." 9 MR. MONIZ: Again, it's nonresponsive, 10 Your Honor. 11 MS. BREDEHOFT: I think it's exactly. 12 MR. MONIZ: He doesn't say anything that 13 Mr. Depp said. I mean, you could maybe construe 14 those first two sentences as arguably possibly 15 being what Mr. Depp said, but the rest of it is 16 just speculation. And even those first two 17 sentences, it's not clear to me. 18 MS. BREDEHOFT: You know what? I think 19 the question is so badly asked that I will go ahead 20 and withdraw it. 21 THE COURT: Okay. Or maybe it's not a 22 bad question. I just -- I'm just -- I'm not

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22 (85 to 88)

<p style="text-align: right;">85</p> <p>1 getting it. 2 MS. BREDEHOFT: I'm far from perfect. I 3 don't know if I should be saying that on the 4 record, but it's true. 5 THE COURT: We all are. 6 MR. MONIZ: We'll stipulate to that. 7 THE COURT: All right. Next one? 8 MR. CRAWFORD: 176, I believe, Your 9 Honor. Line 17. Hearsay. 10 THE COURT: "What, if anything, did Amber 11 Heard say to you about any reasons not to disclose 12 or not to tell you about any physical abuse by 13 Johnny?" 14 MS. BREDEHOFT: So the reason I didn't 15 withdraw this one, Your Honor -- 16 THE COURT: Okay. 17 MS. BREDEHOFT: -- is because I think it 18 goes to state of mind. 19 THE COURT: Whose state of mind? 20 MS. BREDEHOFT: Amber's. 21 MR. MONIZ: Well, she can't present her 22 own hearsay.</p>	<p style="text-align: right;">87</p> <p>1 threw a knife at his assistant, which shows his 2 anger. He's just showing the observation. It's 3 kind of -- comes off a fight. 4 MR. MONIZ: I mean, it's not responsive 5 to the question. 6 THE COURT: "But he also threw a knife." 7 Okay. Here I am. Sorry. I was on the wrong page. 8 All right. I got it. 181. 9 "And he said... I'm pretty sure they had 10 trashed the hotel room." 11 MR. MONIZ: That's speculating -- that's 12 speculative, Your Honor. And, also, the question 13 was what he told you about those fights and 14 specific instances. It's just nonresponsive. 15 MS. BREDEHOFT: Well, they have withdrawn 16 the objections to everything except for lines 20 17 and 21. 18 THE COURT: Right, because this is the 19 part where they're saying it's not responsive. I 20 mean, I'll sustain the objection. It's just not 21 responsive. 22 Okay. Moving on?</p>
<p style="text-align: right;">86</p> <p>1 THE COURT: I mean, it would have to go 2 to the state of mind of the listener. Right? 3 MS. BREDEHOFT: Right. Well, I'll 4 withdraw that one. 5 THE COURT: Okay. 6 MS. BREDEHOFT: And the next -- 181? 7 Line 20 is what I have next. 8 THE COURT: Line 20, what page? 9 MS. BREDEHOFT: 181, line 20. They 10 withdrew their objections to most of the answer and 11 just -- 12 MR. MONIZ: We did, Your Honor. Just 13 lines 20 on 181 through just the first line on 182 14 as nonresponsive. The question here was about 15 fights between Mr. Depp and Ms. Heard. Mr. Depp 16 throwing a knife at his assistant because he didn't 17 like somebody his assistant had said is 18 nonresponsive. 19 MS. BREDEHOFT: Well, I think if you read 20 right above it, the context of it is the night that 21 he proposed to her. They're all at dinner and they 22 have a huge fight. They were at dinner and he also</p>	<p style="text-align: right;">88</p> <p>1 MR. CRAWFORD: Line -- or page 182, Your 2 Honor, down at the bottom, asking about the 3 Boston/LA flight incident. Got a foundation 4 objection. He was not on the plane. And a lot of 5 this answer has been withdrawn, Your Honor. 6 THE COURT: Okay. 7 MR. CRAWFORD: And I believe -- 8 THE COURT: "What do you recall of your 9 discussion with Mr. Depp about the Boston plane 10 incident?" Okay. So what is in and what's out so 11 far? What do you want? 12 MS. BREDEHOFT: So here's -- so "What do 13 you recall of your discussions with Mr. Depp about 14 the Boston plane incident?" 15 THE COURT: Right. 16 MS. BREDEHOFT: And then we agreed to 17 withdraw the rest of that page, the next whole 18 page. 19 THE COURT: Okay. 20 MS. BREDEHOFT: The next whole page and 21 the next whole page. This was a long answer. 22 THE COURT: All right. 187 we're at now?</p>

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23 (89 to 92)

89	1 MR. CRAWFORD: 186, line 22. 2 MS. BREDEHOFT: We're down to 186, line 3 22. 4 MR. CRAWFORD: Line 22, Your Honor. 5 THE COURT: Okay. 6 MS. BREDEHOFT: And that's when he 7 actually starts with what he talked to Mr. Depp 8 about. 9 THE COURT: All right. Good, good, good. 10 "And I went upstairs to his bedroom, which was, 11 like ... blacked out and I woke him up." Okay. 12 "Shaking his shoulders..." 13 MR. CRAWFORD: We have got speculation 14 objections here, Your Honor. 15 THE COURT: To where? Which parts? Or 16 all of it? 17 MR. CRAWFORD: "Which was not something 18 that a lot of people did to Johnny, wake him from 19 his slumber." 20 MR. MONIZ: It's still nonresponsive. 21 MS. BREDEHOFT: He's just giving his 22 context as he goes.	91	1 it's -- I mean, it's speculation. It's -- and it's 2 not really responsive to the question. The 3 question was, "What did Mr. Depp tell you?" 4 THE COURT: Yeah. 5 MR. MONIZ: This is just a description of 6 what he thinks was in Mr. Depp's mind. 7 THE COURT: I think -- I think it all 8 comes out to -- when we get to line 13 on 188. "He 9 swore up and down that he was going to stop -- he 10 was going to stop drinking and taking drugs. He 11 was never going to do it again. That was that 12 incident." 13 MS. BREDEHOFT: So from "and he was 14 horrified" -- so the "horrified"s both come out? 15 THE COURT: Yes. The two "horrified" 16 bookends. 17 MS. BREDEHOFT: All right. 18 THE COURT: "That was the last time he 19 had a conversation." 20 MR. MONIZ: And that's just 21 nonresponsive. 22 THE COURT: Yeah. Line 17 through 20
90	1 MR. MONIZ: I don't think there's one 2 word in here that's actually attributed to 3 Mr. Depp, at least not on that page. 4 THE COURT: I'll allow -- 5 MR. MONIZ: And him not remembering 6 something, he didn't really remember? That's 7 not -- 8 THE COURT: It was clear that he 9 didn't -- the part -- that's out; right? Line 7 to 10 the beginning of line 8. Because that's not -- it 11 sounds like it's the witness saying, "And it was 12 clear that he been blacked out." But then he -- 13 "He didn't really remember being on a plane. He 14 didn't really remember getting off the plane. He 15 didn't really remember much of anything." I'll 16 allow that in. Does that make sense so far? 17 MR. MONIZ: I think so, Your Honor. The 18 next paragraph is Mr. Wright speaking, so that's 19 hearsay. 20 THE COURT: Yes. Okay. And, again, it 21 goes into -- 22 MR. MONIZ: And the following paragraph,	92	1 comes out. That's fine. Okay. 2 Next? 3 MR. CRAWFORD: Page 189, Your Honor. I 4 have a leading objection, but I think we can 5 probably... 6 THE COURT: Okay. "What, if any..." 7 So you don't have an objection to the 8 answer, or the answer is... 9 MR. CRAWFORD: Can we have a couple of 10 seconds, Your Honor? 11 THE COURT: Yeah, no problem. 12 MR. CRAWFORD: So, Elaine, did you 13 withdraw -- 14 MS. BREDEHOFT: I withdrew 20 through -- 15 20 on that page down to 12 on the next page. "And 16 she needed some support" through "not lose herself 17 completely." I took that out. 18 MR. MONIZ: So the question -- okay. So 19 lines 13 to 22 on 190, I guess the first sentence 20 is probably okay. It doesn't -- on line 18 where 21 he says, "She was watching documentaries about it 22 and she would listen to any radio shows she could

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1 get on, like anything, anything she could get her
2 hands on that would give her some tools," that
3 seems speculative. There's no foundation laid that
4 he actually witnessed that.
5 And I find that the first part of that
6 response -- I think we would maintain our objection
7 on speculation to lines 18 through 22.
8 THE COURT: I'll allow it. I'll overrule
9 the objection.
10 Next one?
11 MR. CRAWFORD: 191, Your Honor. As to
12 the question, have an assumes facts objection.
13 There's no evidence that Mr. Depp and Ms. Heard
14 broke up after the Boston plane incident. And then
15 as to the answer, which is five-plus pages, we move
16 to strike for a number of reasons.
17 THE COURT: Okay. "What, if any,
18 communications did Johnny have with you in this
19 timeframe about wanting to get back with Amber
20 after the Boston plane incident?" Okay. This is
21 one that we just have to go through. Is that --
22 MS. BREDEHOFT: Looks like it.

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1 THE COURT: Okay. All right. "So after
2 Boston or after the plane incident, as I mentioned,
3 Amber was really freaking out, having a real hard
4 time." Okay. So that part comes out.
5 "And we were a Chateau Mormont and
6 Sweetzer Avenue where Johnny lives. It's, you
7 know, practically a..."
8 MS. BREDEHOFT: I think the rest of that
9 paragraph comes out, Your Honor.
10 THE COURT: Okay. We'll take that out.
11 MS. BREDEHOFT: So we're down to -- let's
12 see.
13 MR. CRAWFORD: 192, line 3.
14 MS. BREDEHOFT: And probably --
15 MR. CRAWFORD: Is a trip to New York.
16 THE COURT: "We went to New York, and I
17 remember we were staying at the Ace Hotel Midtown,
18 and Johnny started reaching out to me." Okay.
19 MS. BREDEHOFT: So maybe "and so we
20 did" -- it might be good to say, just for context,
21 say, "We went to New York."
22 THE COURT: That's fine. I don't have a

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1 problem with that.
2 "The next day or two ... because we
3 weren't there for long, and he reached out to me
4 and basically said to the -- something to the
5 effect of, like, you know, I have to fix this. I
6 will do anything that I can." All right. I'll
7 allow that.
8 All right. Let's go to the next
9 paragraph.
10 MR. CRAWFORD: Starts talking about
11 Dr. Kipper --
12 THE COURT: Okay, that's --
13 MR. CRAWFORD: That's nonresponsive.
14 THE COURT: -- not going to come in.
15 Okay. Let's go to page 193. "And then,
16 while he was in Boston, he let me know..."
17 He says, "He let me know again." Okay.
18 "He let me know that he had engaged Dr. Kipper and
19 that he intended with every fiber of his being to
20 get sober." Okay. "Beat this thing." That's
21 fine.
22 MR. CRAWFORD: Beginning here, Your

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1 Honor, this is hearsay.
2 THE COURT: "And my conversation with him
3 were (a) you have to because this can never..."
4 Okay. Yes. So this is just the witness
5 talking, right?
6 MR. MONIZ: Correct, Your Honor.
7 THE COURT: Okay. So, starting at line
8 9, "And my conversations with him were..." Okay.
9 That comes out.
10 MR. MONIZ: And that takes us to the end
11 of that page.
12 THE COURT: Okay. Fine. And then page
13 194. "And, eventually, they communicated. I think
14 they spoke on the phone." Okay. That comes out.
15 "Didn't hear any conversations. I wasn't
16 in the room." Okay.
17 "She said..." That comes out.
18 MS. BREDEHOFT: So I think that -- I
19 think that whole paragraph --
20 THE COURT: Comes out? Okay.
21 MS. BREDEHOFT: -- comes out.
22 THE COURT: All right. "And then he flew

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97	1 to New York." Is that where we're at? 2 MR. CRAWFORD: Yes, Your Honor. 3 THE COURT: "He arrived and he presented 4 with her one of the most ridiculously lavish 5 diamond bracelets I have ever seen." 6 MR. MONIZ: That's hearsay, speculation. 7 THE COURT: Yeah, that comes out. 8 MS. BREDEHOFT: Yeah, I think that whole 9 paragraph comes out. 10 THE COURT: Comes out. All right. 11 MS. BREDEHOFT: So we're down to "And the 12 entirety." 13 THE COURT: "The entirety of the 14 conversation was 'I'm very serious about my 15 sobriety now. I've engaged Dr. Kipper' ... going 16 to beat this." Okay. That's fine. 17 "We all went to dinner. I remember 18 walking down the stairs." 19 MS. BREDEHOFT: I think we can probably 20 take out -- 21 THE COURT: Yeah, it doesn't seem like 22 that's really necessary.	99	1 MR. CRAWFORD: I think so. 2 THE COURT: Yes. 3 MR. MONIZ: Did we take out the paragraph 4 at the bottom of 192 about Dr. Kipper? 5 MS. BREDEHOFT: We did. We did. 6 MR. CRAWFORD: We did, yeah, because -- 7 MS. BREDEHOFT: Yeah. 8 THE COURT: That's all out. 9 MR. MONIZ: Okay. 10 MS. BREDEHOFT: Thank you. Sorry for 11 the -- 12 THE COURT: No problem. 13 MS. BREDEHOFT: Okay. Then -- 14 MR. CRAWFORD: 196. 15 THE COURT: 196. I think we finished 16 196. Oh, 196. Okay. The question, line 4? 17 MR. CRAWFORD: Yes, Your Honor. We have 18 got an assumes fact objection to the question, 19 Johnny's violence towards Amber. And then we have 20 got foundation and hearsay objections to the 21 answer. 22 THE COURT: "Any discussions that you had
98	1 MS. BREDEHOFT: I think we can stop 2 after, "We all went out to dinner" on that 3 paragraph and take the rest of that paragraph out. 4 THE COURT: Okay. "At dinner..." that's 5 not him talking. 6 MS. BREDEHOFT: Okay. 7 THE COURT: So take that out, too. All 8 right. 9 MS. BREDEHOFT: So just for 10 clarification, Your Honor, on the top of page 192, 11 I just want to make sure I have this right. 12 THE COURT: Right. 192. 13 MS. BREDEHOFT: "And then while he was in 14 Boston," do I take out "he let me know" down to 15 "she wasn't ready to talk to him" or do I leave 16 that in? 17 THE COURT: I'm sorry. Which page are on 18 again? 19 MS. BREDEHOFT: Page 193, line 2. 20 THE COURT: Oh, 193. 21 MR. CRAWFORD: I have that in. 22 MS. BREDEHOFT: You have that in?	100	1 with Mr. Depp and Amber together." 2 MR. MONIZ: More importantly -- well, not 3 more importantly, but there's no, also, foundation 4 laid for any of this being Mr. Depp's statements. 5 He's just commenting about how Australia was in the 6 response. 7 THE COURT: Let me see the response. Are 8 there any statements from Mr. Depp in this 9 response? 10 MR. MONIZ: Not that I can tell, Your 11 Honor. 12 THE COURT: All right. 13 MS. BREDEHOFT: I have to say that I 14 would agree with them. 15 THE COURT: Okay. 16 MS. BREDEHOFT: On that first one, we can 17 go down to the Q at the bottom. Yes, yes. If you 18 want to take the "yes, yes" out. "Please describe 19 for me what transpired, what you discussed with 20 Johnny and Amber relating to Australia in 2015." 21 MR. MONIZ: So can we take out -- 22 THE COURT: We'll take out --

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26 (101 to 104)

101	103
1 MR. MONIZ: So we can take out	1 MR. MONIZ: That's argumentative.
2 everything, basically, on page 196 at least until	2 Understood, Your Honor.
3 that question.	3 THE COURT: So we'll overrule that
4 THE COURT: That question.	4 objection. That answer comes in.
5 MS. BREDEHOFT: And then I have the	5 What's the next one?
6 answer as not objected to.	6 MR. CRAWFORD: Line 12 on page 199. "How
7 THE COURT: "Please describe what you	7 did that make you feel?" Relevance.
8 discussed with Johnny." And then he described	8 THE COURT: "How do you respond to that?
9 that. That's fine. So we'll take out --	9 How did that make you feel?" Yeah, I'm not sure.
10 MR. MONIZ: Well, the answer is just	10 He doesn't make any other statements in here;
11 after that --	11 right? Yeah, I'll sustain the objection as to
12 THE COURT: Page 196. Right. I don't	12 that.
13 have a box around it.	13 All right. Next question or next one?
14 MR. MONIZ: Right. That's fine.	14 MR. CRAWFORD: That takes us down, Your
15 MS. BREDEHOFT: And then the next one --	15 Honor, to page 200, line 13, conversations with
16 THE COURT: No box.	16 Amber, hearsay objection.
17 MS. BREDEHOFT: -- down to what looks	17 THE COURT: "Amber and Johnny return to
18 like 198, line 20.	18 LA. Did you have any conversation with Amber about
19 THE COURT: 198, line 20.	19 what transpired in Australia?" Okay.
20 MR. MONIZ: Correct.	20 MS. BREDEHOFT: Right. Okay.
21 MS. BREDEHOFT: And then that's a long --	21 THE COURT: So, I'll sustain the
22 just about everything is objected to for the next	22 objection as to that question and response.
102	104
1 multiple pages.	1 MR. MONIZ: So that takes us through --
2 THE COURT: Well, I just want to say I	2 MR. CRAWFORD: That takes us to the top
3 appreciate you doing this witness by deposition.	3 of 206. Okay.
4 It's quite lengthy responses we have here. We	4 MS. BREDEHOFT: Hold on a second, Your
5 might have been here for another week. Okay.	5 Honor.
6 MR. MONIZ: At least, Your Honor.	6 THE COURT: Sure.
7 THE COURT: Okay. All right. "So after	7 MS. BREDEHOFT: At the top of 205, Your
8 the ceremony, as you're walking to the reception,	8 Honor, he's actually talking about Mr. Depp. And
9 what, if anything, did Johnny Depp say to you about	9 this is about Australia.
10 Amber?" So that's what we're looking for; right?	10 THE COURT: But that's to the same
11 MS. BREDEHOFT: Yes.	11 question --
12 MR. MONIZ: Correct, Your Honor.	12 MR. MONIZ: It's not responsive, Your
13 THE COURT: "He said we're married now.	13 Honor. The question was Ms. Heard --
14 I can punch her in the face and nobody can do	14 MS. BREDEHOFT: But the question -- if
15 anything about it." All right.	15 you go back, the question back a little further
16 MS. BREDEHOFT: That should come in.	16 was, "Did you have any discussions with Amber and
17 THE COURT: All right. Okay.	17 Johnny?"
18 MR. MONIZ: I mean, I think -- not a	18 THE COURT: I'll sustain the objection.
19 hearsay objection, Your Honor. I think the unfair	19 Moving on.
20 prejudice, because it's, obviously, an	20 MR. CRAWFORD: On top of 207.
21 out-of-context joke.	21 THE COURT: 207.
22 THE COURT: But that's --	22 MS. BREDEHOFT: And this would be, yeah,

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<p style="text-align: right;">105</p> <p>1 Exhibit 2. 2 THE COURT: Oh, this is a picture? It 3 says Exhibit 3. 4 MS. BREDEHOFT: Yeah. I have them on 5 here. I have given them all to them. This would 6 be Defendant's Exhibit 15. 7 THE COURT: So you're showing him a 8 picture of him and her? Okay. 9 All right. So this is the picture you 10 showed them. All right. The left -- 11 MS. BREDEHOFT: He's identifying it. 12 He's in the picture with her. 13 MR. MONIZ: Actually, Your Honor, we may 14 have an issue. I don't know if we're going to be 15 able to resolve our concern on this one today. We 16 may have an issue -- 17 MS. BREDEHOFT: I'd like to get them 18 resolved today. 19 MR. MONIZ: Well, we have an issue 20 because some documents have been late produced 21 following close of discovery. I'm not sure if this 22 is one of them. But to the extent that it is, we</p>	<p style="text-align: right;">107</p> <p>1 nonresponsive. 2 THE COURT: "What, if any, communications 3 did you have with Amber Heard about any issue she 4 was having with Johnny Depp?" All right. I'll 5 sustain the objection. 6 And that takes us -- 7 MR. CRAWFORD: That takes us to 216, Your 8 Honor, I believe. 9 THE COURT: All right. 10 MR. CRAWFORD: Line 21, "What did you ask 11 Amber about why she didn't call the police?" 12 THE COURT: "About why she didn't call 13 the police." 14 MR. CRAWFORD: Hearsay. 15 THE COURT: I'll sustain the objection. 16 MS. BREDEHOFT: All right. Now, we have 17 Exhibit -- what is -- if I may approach, Your 18 Honor. 19 THE COURT: Sure. Exhibit No. 5, a text 20 message exchange. "Do you recognize this text 21 message number?" 22 MS. BREDEHOFT: This is Defendant's</p>
<p style="text-align: right;">106</p> <p>1 do have an objection to late-produced documents 2 and -- 3 MS. BREDEHOFT: Your Honor, this 4 deposition was taken on March 10. This was an 5 exhibit during that -- 6 THE COURT: During that deposition. 7 MR. MONIZ: That's March 10. 8 THE COURT: That would be before 9 discovery closed. 10 MS. VASQUEZ: Right before. 11 MR. MONIZ: All right. In that case, 12 Your Honor, I think -- 13 THE COURT: We're good. All right. So 14 what's the objection to these line of questions? 15 Or was that the objection? 16 MR. MONIZ: I think we can -- I think we 17 can -- yeah, I think this can -- 18 THE COURT: Keep going? Okay. All 19 right. Next one? 20 MR. CRAWFORD: So 207, 208. Next is 209. 21 Communications with Ms. Heard, so hearsay 22 objection. And large portions of this answer are</p>	<p style="text-align: right;">108</p> <p>1 Exhibit 537, Your Honor. 2 THE COURT: Okay. 3 MS. BREDEHOFT: And what I'm proposing is 4 to redact all but the very first line on 12/16 5 where she says, "I need you." And the purpose of 6 this is to show -- is to explain what happened when 7 she texted him. And so he, very quickly, wrapped 8 up what he was doing in New York and flew back to 9 LA. So it shows the context and the timing of it. 10 It's not offered to prove the truth of the matter 11 asserted. 12 THE COURT: What's the relevance of 13 her -- 14 MS. BREDEHOFT: Well, because he -- 15 THE COURT: I don't know if that's an 16 objection or not. I'm sorry. 17 MR. MONIZ: We do object to the entire 18 document on hearsay grounds, Your Honor. I mean, 19 I'm not sure -- I mean, I think it is being offered 20 for the truth, "I need you." I don't know. This 21 is just a text exchange between Ms. Heard and the 22 witness. I'm afraid I don't see the relevance</p>

109	<p>1 either in addition to the hearsay objection. 2 THE COURT: I just want to know what the 3 relevance is. 4 MS. BREDEHOFT: The relevance, it just 5 setting the tone that he immediately wraps up, 6 comes back. He's on the plane watching the James 7 Corden Show. By the way, that's what she had to 8 appear on the next night. There's going to be a 9 lot of testimony about that, including 10 cross-examination of Amber because she was able to 11 cover up all of the bruises and the cuts. And he 12 sees her on there and what he observes on there. 13 Then he gets there, and then he sees the 14 hair on the floor, he sees the bed frame, he sees 15 all the damage. 16 THE COURT: So you're saying that "I need 17 you" is not offered for that. She actually needed 18 him, but that it's offered to show that he got on a 19 plane right away. 20 MS. BREDEHOFT: His state of mind. 21 THE COURT: All right. I'll allow "I 22 need you" from that text message.</p>	111	<p>1 out. 2 THE COURT: Now you have Exhibit No. 6? 3 MS. BREDEHOFT: Yes, Your Honor. If I 4 may approach. 5 THE COURT: All right. Exhibit 6. 6 MS. BREDEHOFT: This is Defendant's 7 1493-M as in "Mary." 8 THE COURT: Okay. What are the 9 objections or where are we at with the objections 10 on this? 11 MR. MONIZ: So, I think, Your Honor, our 12 objection to this is this is -- these are 13 photographs that are being shown to the witness. 14 There's no foundation laid that the witness was 15 involved in the photographs or is familiar with the 16 photographs, so it's really an authentication and 17 foundation issue. 18 MS. BREDEHOFT: So I will -- 19 MR. MONIZ: There are a few different 20 ones of those, so I think -- I think the ruling on 21 this may be instructive. 22 MS. BREDEHOFT: Your Honor, I will</p>
110	<p>1 MR. MONIZ: So the rest of the exhibit 2 comes out? 3 THE COURT: Yeah, everything else is out. 4 MR. MONIZ: Thank you, Your Honor. 5 THE COURT: And so, I guess, I don't know 6 if that adds up with the questions, but I assume 7 whatever doesn't relate to just the "I need you" is 8 out in the responses and questions. 9 MR. CRAWFORD: So is that -- that would 10 eliminate the bottom of 220. 11 MS. BREDEHOFT: So the top of 220 then. 12 THE COURT: 220, the top is in, and then 13 the bottom would be out. 14 MS. BREDEHOFT: Okay. And then is 15 this -- I think we can -- since it's in, I don't 16 think we have to ask if it's a genuine and accurate 17 message. 18 THE COURT: Okay. That's fine. We can 19 take all that out. 20 MS. BREDEHOFT: Just to save some time. 21 THE COURT: That's fine. 22 MS. BREDEHOFT: Okay. So we'll take that</p>	112	<p>1 represent to the Court that Ms. Heard will be 2 taking the stand before we put this witness on. 3 THE COURT: Okay. 4 MS. BREDEHOFT: And we will be putting 5 the exhibits in -- 6 THE COURT: So these photos will always 7 be in evidence. 8 MS. BREDEHOFT: They'll already be 9 authenticated. 10 THE COURT: All right. 11 MR. MONIZ: But there's also no reason, 12 necessarily, to be showing them to this witness, I 13 don't believe. I mean... 14 MS. BREDEHOFT: Yes, because he observed 15 these. 16 THE COURT: Did he say that? I don't 17 remember. 18 MS. BREDEHOFT: Yeah, he -- 19 THE COURT: All right. I see Amber 20 Heard. I see the finger that I'm assuming is 21 Raquel Pennington. 22 MS. BREDEHOFT: He flew to LA.</p>

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113	1 THE COURT: "I remember this being one of 2 the injuries that I was shown when I arrived to the 3 penthouse." Okay. I'll allow it. Maybe other 4 than Ms. Pennington's nails, unless you have -- 5 don't have an objection to that. 6 MR. CRAWFORD: Yeah, we objected as 7 foundation, speculation as to that. 8 THE COURT: Okay. The assuming, you're 9 going to have to take that part out. Assuming 10 Ms. Pennington, based on nails. 11 MS. BREDEHOFT: "I see the finger..." 12 THE COURT: "I see the finger and I see 13 an injury to Amber's scalp." 14 MS. BREDEHOFT: So "I see Amber Heard" is 15 all that's left on that one? 16 THE COURT: "I see Amber's scalp." Where 17 are you at? I'm sorry. 18 MS. BREDEHOFT: I'm sorry. "I see..." 19 THE COURT: "I see Amber Heard, and I see 20 an injury to Amber's scalp." 21 MS. BREDEHOFT: Okay. Thank you, Your 22 Honor.	115	1 MR. MONIZ: Yes, Your Honor. 2 MS. BREDEHOFT: I'm sorry, Your Honor, I 3 got to keep up with you. 4 THE COURT: No, that's fine. Page 225, 5 it says, "This was a picture of Amber's scalp with 6 a clump of hair. I was told where the clump of 7 hair was ripped out." He was told. 8 MS. BREDEHOFT: I was told -- 9 THE COURT: I think all he can say is 10 this was a picture of Amber's scalp, because that's 11 all -- all he knows. 12 MS. BREDEHOFT: Okay. 13 THE COURT: So that's all we get from 14 there. 15 MS. BREDEHOFT: And then, Your Honor -- 16 so just for the record, just so we can be clear. 17 THE COURT: Sure. 18 MS. BREDEHOFT: Plaintiff's Exhibit -- or 19 Defendant's Exhibit 1493-O is in; correct? No 20 objection; right? 21 MR. CRAWFORD: No objection, based on 22 Your Honor's prior ruling.
114	1 THE COURT: That's fine. Because that 2 goes into your next question about seeing something 3 similar. And then the answer that, when they 4 arrived, they saw that. Okay. 5 MS. BREDEHOFT: And then we have -- 6 THE COURT: Okay. What's the next one? 7 MS. BREDEHOFT: We have additional 8 pictures. I think you were going to see how the 9 Court rules on the first one and then -- 10 MR. MONIZ: I think, based -- I think we 11 can assume that that ruling will apply. 12 THE COURT: Okay. 13 MR. MONIZ: I think the questioning -- 14 THE COURT: Some kind of -- 15 MR. MONIZ: For each one. 16 THE COURT: Okay. 17 MS. BREDEHOFT: So that one -- 18 THE COURT: So the pictures are okay -- 19 okay. "This was a picture of Amber's scalp and a 20 clump of hair." Oh, "I was told there was a clump 21 of hair ripped out." So that comes out. I'm on 22 page 225. I don't know if that's where we're --	116	1 THE COURT: Okay. 2 MS. BREDEHOFT: And then the same for 3 1493-N as in "Nancy." We'll come to all of these, 4 but I think we can move them on faster if we have 5 gotten them in. 6 THE COURT: You said N as -- 7 MS. BREDEHOFT: N as in "Nancy." 8 THE COURT: All right. We already had 9 "M," right? 10 MS. BREDEHOFT: Correct. N and M and O. 11 And I think the O came in before the M. 12 THE COURT: Okay. Which I assume is the 13 next picture? 14 MS. BREDEHOFT: N? Are we good on N? 15 MR. CRAWFORD: I think so. What page? 16 THE COURT: 226. It wasn't even -- it's 17 not boxed, so... 18 MR. CRAWFORD: Yeah, Your Honor. And we 19 should have flagged this at the outset; I 20 apologize. There's just a few -- I think just 21 three or four instances where there were some 22 objections that were conveyed that didn't make it

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1 into the transcript, and this is one of them on 2 226. 3 MR. MONIZ: There were actually quite a 4 few. 5 MR. CRAWFORD: Lines 8 through 14, there 6 are -- 7 THE COURT: Okay. "This is Amber Heard's 8 face with a very swollen lip and what appears to be 9 the beginning of a black eye." I don't see -- 10 MR. CRAWFORD: Yeah, and it's also -- 11 MR. MONIZ: Right. And so it didn't make 12 it onto the transcript. 13 THE COURT: I gotcha. Okay. 14 MR. MONIZ: There are objections that 15 were provided to counsel. So we have a speculation 16 objection here. 17 THE COURT: I just don't see the eye 18 part. Was a different picture that was shown or... 19 MS. BREDEHOFT: It was a different 20 picture. And I'm trying to figure out... 21 THE COURT: So if this is not the picture 22 you're showing the witness, then --	1 and 10. 2 MS. BREDEHOFT: Okay. So, before that -- 3 THE COURT: All right. And that -- okay. 4 Then that takes us to page 227, which, I guess, is 5 the picture 1493-X, which I have. 6 MS. BREDEHOFT: Correct. 7 THE COURT: "This is the clump of hair 8 that I was shown when I arrived at Penthouse 3 on 9 the night of December 16, 2015." That's fine. 10 But then the next part, "I was told," 11 that part comes out. 12 MS. BREDEHOFT: Yeah. 13 THE COURT: Okay. Next? 14 MR. CRAWFORD: Next, I believe, is 229, 15 Your Honor. 16 THE COURT: Okay. 17 MR. CRAWFORD: Line 19. "What 18 conversations did you have with Amber?" Hearsay 19 objection and nonresponsive answer. 20 MS. BREDEHOFT: Yeah, based on Your 21 Honor's rulings, that will come out. 22 THE COURT: All right. Sustain that
118	120
1 MS. BREDEHOFT: No, and my apologies. I 2 think we have the wrong conversion of that one. 3 Correct. That's a different one. It's -- it's 4 this one right here, Exhibit 8. On the conversion 5 chart, it says it's that one. 6 We'll come back. My apologies, Your 7 Honor. 8 THE COURT: Okay. That's something we 9 can resolve, though; right? You'll just get the 10 right picture for me? 11 MS. BREDEHOFT: Yeah. I think we can 12 resolve that. 13 THE COURT: All right. Even if it's -- 14 the picture where there is an eye, I'm not going 15 to -- "what appears to be the beginning of a black 16 eye," I'm going to strike that part. I'll allow 17 "this is Amber's face with a very swollen lip." 18 That's fine. 19 MS. BREDEHOFT: Okay. What page are you 20 on? 21 THE COURT: Oh, page 226. 22 MR. CRAWFORD: 226. It's 226, lines 9	1 objection. 2 Next one? 3 MS. BREDEHOFT: Then it goes through 233. 4 MR. CRAWFORD: Goes through 244 -- 234, 5 excuse me. 235, I believe, and another exhibit. 6 MS. BREDEHOFT: This is -- okay. 7 MR. MONIZ: And we'll object to this 8 exhibit, Your Honor. It's another text exchange 9 between Ms. Heard and Mr. Wright. It's hearsay. 10 THE COURT: Do you have that text? 11 MS. BREDEHOFT: This is -- 12 MR. MONIZ: I think it's Exhibit 560, 13 isn't it? 14 MS. BREDEHOFT: 560... 15 MR. MONIZ: Or am I in the wrong place? 16 MS. BREDEHOFT: Bear with me a second. 17 THE COURT: Okay. 18 MS. BREDEHOFT: 579? And I withdrew that 19 one. 20 THE COURT: Withdrawn. Okay. Moving on. 21 MR. CRAWFORD: So can we withdraw the 22 text on 235 and 236?

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121	123
1 MR. MONIZ: Yes, if you're withdrawing	1 MS. BREDEHOFT: It's Defendant's Exhibit
2 the exhibit, can we take out...	2 616.
3 MS. BREDEHOFT: Where does it --	3 THE COURT: 616. Okay. Got it.
4 MR. MONIZ: Page 235, starting on line	4 MS. BREDEHOFT: May I approach?
5 10, when the exhibit is introduced. Do you want to	5 THE COURT: All right.
6 take that out?	6 MS. BREDEHOFT: Your Honor, this is the
7 MS. BREDEHOFT: Correct, correct.	7 email in which --
8 MR. MONIZ: And the question posed at	8 THE COURT: Who is it between?
9 line 18, which we objected to on hearsay grounds?	9 MS. BREDEHOFT: It's between iO Tillett
10 MS. BREDEHOFT: Yep. 237?	10 Wright and Amber Heard. It's not offered to prove
11 MR. MONIZ: That takes us to 236.	11 the truth of the matter asserted, but there's a
12 THE COURT: 236?	12 couple of things on here. One is that he says that
13 MR. MONIZ: 237.	13 Mr. Depp left him a crazy voicemail, I'm going to
14 THE COURT: 237.	14 ask him about the voicemail. And it puts the
15 MS. BREDEHOFT: And that one is withdrawn	15 timing of it, on 2:10.
16 as well.	16 And then she sends him -- and this is the
17 THE COURT: Okay. Withdrawn.	17 video that we saw at the end of yesterday, Your
18 MR. MONIZ: So that takes us through 238,	18 Honor, of him in the kitchen. And so it puts the
19 and, next, we're on 239.	19 timing on the video at 2:10. She sends it to him
20 MS. BREDEHOFT: Yes.	20 and then says, "Please erase as soon as you watch."
21 MR. MONIZ: Everything is withdrawn, 237	21 And we show it to him. "Is this the
22 and 238.	22 video that she sent?" "Yes." So we're putting the
122	124
1 MS. BREDEHOFT: Correct.	1 context of those two, and he's going to tell about
2 THE COURT: All right. 239.	2 the voicemail message that Mr. Depp left him at
3 MS. BREDEHOFT: And then we withdrew this	3 5 a.m. that morning.
4 one too.	4 So there's nothing on this page that's
5 THE COURT: All right.	5 offered to prove the truth of the matter asserted.
6 MR. MONIZ: So 239 is out entirely?	6 It's not hearsay. But it does give us the context
7 THE COURT: So that takes us to 241?	7 and the timing of both of those.
8 242.	8 MR. MONIZ: Your Honor -- I apologize.
9 MS. BREDEHOFT: Correct.	9 THE COURT: That's okay.
10 THE COURT: "Did you take a trip with	10 MR. MONIZ: Your Honor, he can testify
11 Amber in that timeframe?" Is that where we're at?	11 about potentially a statement that Mr. Depp left
12 MS. BREDEHOFT: Yes.	12 him on a voicemail, possibly. But his
13 MR. CRAWFORD: Yes, Your Honor. Hearsay	13 characterization to the voicemail, his own prior
14 and speculation objections to this.	14 testimony, is that that is hearsay.
15 MS. BREDEHOFT: Based on Your Honor's	15 We also object to the introduction of
16 ruling, that would come out.	16 that video in the context of this deposition.
17 THE COURT: Okay. What's the next one?	17 There's absolutely no reason for Mr. Wright to be
18 MR. CRAWFORD: 245, I believe, Your	18 opining about it. He wasn't there. It's
19 Honor.	19 irrelevant whether he received it or not. And the
20 MS. BREDEHOFT: I'm going to hand up --	20 fact that Ms. Heard is transmitting the video to
21 we have got an exhibit.	21 other people is -- I mean, this is a text message
22 THE COURT: Okay.	22 exchange between Ms. Heard and Mr. Wright. It's,

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<p style="text-align: right;">125</p> <p>1 clearly, hearsay. 2 MS. BREDEHOFT: Your Honor, I think it is 3 relevant that she sent it to him, that he played 4 it, because it verifies when it was taken and that 5 that was something that he saw at that time. 6 MR. CRAWFORD: Ms. Heard can testify as 7 to when the video was taken. I don't think the 8 date of the video is even in dispute. 9 MS. BREDEHOFT: Well, Mr. Depp was asked 10 that on the stand. 11 MR. CRAWFORD: But, regardless -- but, 12 regardless, I mean, there's just absolutely no 13 reason for the video to be played in Mr. Wright's 14 deposition. He's not a recipient witness to that 15 video. The jury can see the video for themselves 16 without listening to Mr. Wright's commentary about 17 it. 18 MS. BREDEHOFT: I don't agree, Your 19 Honor. I think -- I think it's the con -- that's 20 the video that he received. He received it on 21 February 10, 2016. She sent it to him. He played 22 it. And it verifies the time --</p>	<p style="text-align: right;">127</p> <p>1 MS. BREDEHOFT: I'm sorry. I'm not 2 following you. 3 THE COURT: I know. Neither am I. It's 4 okay. 5 Do you remember -- I'm trying to -- right 6 before that, I'm trying to see how to get in that 7 he received a text. I think you can ask the 8 question on line -- on page 245. "I'm going to 9 show you a text message exchange. Do you recognize 10 this document?" You can say that, because you're 11 not getting into the text of it. And then he says, 12 "It's a text message exchange between me and Amber 13 Heard about a video that she sent me." That's 14 fine. 15 Then I'd strike the question, because it 16 reads the text of the -- of the text. 17 MR. MONIZ: So 5 -- lines 5 through 6 on 18 page 246 are out? 19 THE COURT: Maybe just take out the word 20 "crazy" so you can get some context there. Now, it 21 starts out, "Steve left me a voicemail at 5 a.m." 22 How about you just keep that part?</p>
<p style="text-align: right;">126</p> <p>1 MR. CRAWFORD: But it doesn't matter that 2 he played it, Your Honor. It's irrelevant. 3 THE COURT: I understand. Just that he 4 received it is what is important. 5 MS. BREDEHOFT: Right. 6 THE COURT: Correct? 7 MS. BREDEHOFT: Right. 8 THE COURT: So we don't need to have 9 commentary of what he saw on it; correct? Just 10 that he received it. I get that. 11 MS. BREDEHOFT: Right. 12 THE COURT: I understand that. It is 13 hearsay about "a crazy voicemail," but I'm not 14 going to allow the text messages in; however, if 15 you want to -- I don't know how you get -- because 16 these statements, "Johnny called me and left me a 17 voicemail." Okay. I believe that answer comes in 18 on page 246, except for the last part, "Like he 19 clearly had been up all night of cuckoo bongo (ph) 20 ramble." I'm not sure what that is, so that would 21 come out. 22 Now, I'm just seeing --</p>	<p style="text-align: right;">128</p> <p>1 "That's correct." 2 And then they can go, "Do you remember 3 what the voicemail was?" And then you can have 4 that response, other than the middle of line 20 5 through 21. Okay? 6 And then, starting on line -- 7 MS. BREDEHOFT: So "like he was clearly 8 had been up all night" -- 9 THE COURT: Right. That's out. 10 MS. BREDEHOFT: Okay. 11 THE COURT: Okay. And then everything 12 else would be out. 13 MR. MONIZ: So that's on page 247 as 14 well? 15 THE COURT: Right. Right. 16 MR. MONIZ: 247 is out. Okay. 17 MS. BREDEHOFT: So -- 18 THE COURT: Because then they go into -- 19 I guess you show the video to him. 20 MR. MONIZ: I mean, I think the attorney 21 is just reading the text message into the record, 22 is it what looks like.</p>

129	1 THE COURT: I'm striking that. 2 MS. BREDEHOFT: Wait a minute. I'm 3 trying to figure out how to get the context in of 4 the timing that she sent him the video. 5 THE COURT: Well, it's -- because at line 6 17 on page 245, it says, "This is a text message 7 exchange between -- dated February 10, 2016. Do 8 you recognize it?" 9 "Yes. It's a text message exchange 10 between me and Amber about a video she sent me." 11 MS. BREDEHOFT: Oh, okay. 12 THE COURT: Okay? So then we strike out 13 everything -- the contents of it. 14 And then, on page 248, I guess you show 15 the video to him, which is fine. 16 MS. BREDEHOFT: And then they say, "Was 17 that the video that Amber sent?" 18 THE COURT: Yeah, that was the video. 19 And he says, "Yes." That's fine. 20 MS. BREDEHOFT: And that's been 21 withdrawn. So I'm -- so I would be -- okay. But, 22 to be clear -- I think I missed it.	131	1 just an excuse to play the video again. 2 MS. BREDEHOFT: I think he's got to 3 verify that that's what was sent to him. 4 THE COURT: That's fine. That's fine. 5 MS. BREDEHOFT: And that's Exhibit -- 6 THE COURT: It's already in evidence, 7 yeah. 8 MS. BREDEHOFT: It is already in 9 evidence. 638. Okay. 10 THE COURT: Okay. 11 "And do you recall watching the video?" 12 "Yes, I recall watching the video and the 13 time that I received those text messages." Okay. 14 MR. MONIZ: Can we strike out -- well, we 15 would object to the reference to the -- 16 THE COURT: "Yes, I recall watching the 17 video." That's fine. We can just leave it at 18 that. Oh, "at that time." "At that time." Okay. 19 "Then you respond after with" -- oh, 20 okay. Yeah. That comes out. 21 MS. BREDEHOFT: Okay. 22 THE COURT: Now we're going to Amber's
130	1 THE COURT: Okay. 2 MS. BREDEHOFT: You're sustaining their 3 objection on the text message itself? 4 THE COURT: Right. 5 MS. BREDEHOFT: Okay. So that's out. 6 THE COURT: The text message doesn't come 7 in. And I'm just trying to get the context of -- 8 MS. BREDEHOFT: Okay. 9 MR. MONIZ: Just so I understand Your 10 Honor's ruling, the video is going to be allowed to 11 be played during this deposition? 12 THE COURT: No, we're not -- why would 13 you play it again, or... 14 MS. BREDEHOFT: To show that that's the 15 video that was sent. And they have withdrawn their 16 objections on that. 17 MR. CRAWFORD: Your Honor, I think that's 18 unfairly prejudicial. I mean, the jury has seen it 19 once. The witness was not there. Whether -- she 20 may be able to play it for the jury, but I don't 21 know that it would be the witness's -- what does it 22 establish that the witness has seen it again? It's	132	1 30th birthday party or can we skip a few? 2 MR. CRAWFORD: I believe it was -- that 3 was withdrawn. I believe we're down to 249, the 4 question on line 22: "What do you recall..." 5 THE COURT: Three lines were withdrawn. 6 Thank you. Wow. Rolling now. 7 MR. CRAWFORD: Hearsay and foundation 8 objection, Your Honor. 9 THE COURT: "Did he have any 10 conversations with Amber about her 30th party in 11 July?" 12 MS. BREDEHOFT: Yeah, I think that, based 13 on Your Honor's ruling, would come out. 14 THE COURT: All right. Next one? 15 MR. CRAWFORD: Sorry, was that -- 16 THE COURT: I think that was withdrawn. 17 MR. CRAWFORD: 250 is out? Oh, excuse 18 me. 19 MS. BREDEHOFT: Then I think 252, that's 20 your purple. Since the other comes out, doesn't 21 that come out? 22 THE COURT: Purple comes out as well on

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133	1 252. 2 MR. MONIZ: I'm sorry, we fell behind. 3 Apologies. 4 THE COURT: All right. 5 MR. MONIZ: So page 252, lines 3 through 6 8 are out. 7 THE COURT: Right. Exactly. 8 MR. MONIZ: Now, 250 is out entirely; 9 correct? 10 THE COURT: Right. 11 MR. MONIZ: Okay. Thank you. 12 THE COURT: We're there now. Okay. Next 13 one? 14 MR. MONIZ: So, next, we're at 252, lines 15 19 -- lines 9 through the rest. 16 MR. CRAWFORD: Discussions with Amber. 17 Hearsay objection, Your Honor. 18 THE COURT: "And through that month, 19 what, if any, discussions did you have with Amber 20 about her relationship with Johnny." 21 MS. BREDEHOFT: Yeah, based on Your 22 Honor's ruling, that would come out.	135	1 MR. CRAWFORD: I'm afraid so, Your Honor. 2 MR. MONIZ: It's 14 -- it is 14 pages 3 long. 4 And very quickly, Ms. Bredehoft, can we 5 take away on page 253, lines 20 and 21? 6 MS. BREDEHOFT: Yes. 7 MR. MONIZ: That question? 8 MS. BREDEHOFT: Yes. 9 THE COURT: All right. So we're starting 10 at line 7? 11 MR. MONIZ: Yes. 12 THE COURT: On 254? 13 MR. MONIZ: Yes, Your Honor. 14 THE COURT: Okay. Let's see what we have 15 got here. "Moved to New York. I was there 16 visiting family. I was in Brooklyn. I was walking 17 down an avenue and I got, I believe, a text message 18 from Amber that said something to the effect of 19 "Can you talk?", which is often how she would reach 20 out to me, and I would call her." 21 Okay. So... 22 MR. CRAWFORD: Objection. Hearsay
134	1 THE COURT: Come out. Okay. So that -- 2 oh, that's quite a conversation. 3 MS. BREDEHOFT: And then we -- 4 THE COURT: Does that go all the way to 5 page 267? 6 MS. BREDEHOFT: No. 7 THE COURT: Oh, okay. 8 MS. BREDEHOFT: Because he's the person 9 on the phone on the May 21, 2016, so now he's going 10 to tell what happened when he's on the phone. This 11 is the last fight these two had, the May 21, 2016. 12 THE COURT: Oh, okay. 13 MS. BREDEHOFT: And he's the person that 14 gets called and is on the phone during this. So, 15 when we start at 254, that's when we say, "What do 16 you recall with respect to the telephone call you 17 received from Amber?" It's in the context she's on 18 speakerphone with Mr. Depp, and this is him telling 19 that story. 20 THE COURT: All right. Is this one of 21 those stories we have to go through line by line? 22 MR. MONIZ: It is.	136	1 objection to the text message. 2 THE COURT: Yes. Okay. I'm just trying 3 to figure out what to strike here. 4 MS. BREDEHOFT: And it's not offered to 5 prove the truth of anything. It's just showing how 6 he -- 7 MR. MONIZ: It's also just nonresponsive, 8 Your Honor. 9 MS. BREDEHOFT: Well, he's telling the 10 context of the -- 11 THE COURT: -- telephone call. That's 12 fine. I'm going to allow that text in. Just "Can 13 we talk?" That's fine. "Which is often how she 14 would reach out to me, and then I would call her." 15 You can take that part out. That's nonresponsive. 16 Okay. 17 MR. MONIZ: I think the next paragraph is 18 all speculation. 19 THE COURT: "I think I could consult 20 (indiscernible) I can tell you what I think would 21 happen is that she'd text me and then I'd call her 22 back. Doesn't really matter if she texted me and

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<p>137</p> <p>1 said, you know, I can't..."</p> <p>2 MS. BREDEHOFT: "And so I called," I</p> <p>3 think if we start --</p> <p>4 THE COURT: Okay. All right. So we'll</p> <p>5 take out all that paragraph, 14 through 20, and</p> <p>6 we'll just leave in "so I called." Correct? Okay.</p> <p>7 "So I called."</p> <p>8 "I was walking down the street as this</p> <p>9 happened." Okay. "She puts me on speakerphone, so</p> <p>10 I was talking to both of them. At that point, I</p> <p>11 was just like -- I was just very afraid for her</p> <p>12 safety." All right. So we take that -- take out</p> <p>13 "and at that point" all the way through "physical</p> <p>14 safety."</p> <p>15 MR. MONIZ: And then the rest of it is</p> <p>16 what he was saying to her.</p> <p>17 THE COURT: Okay. I'll strike all of</p> <p>18 that through the end of the paragraph. "She said,</p> <p>19 no, no, it's okay, it's okay." This is all</p> <p>20 Ms. Heard talking now; right?</p> <p>21 MR. MONIZ: Yeah, and that's hearsay as</p> <p>22 well, Your Honor.</p>	<p>139</p> <p>1 Johnny. She's saying, "He stopped by to pick up</p> <p>2 some things. He has a theory. He wants you to</p> <p>3 answer it." And then he goes into it, and says,</p> <p>4 "Okay. Hello, Johnny."</p> <p>5 And he said, "I think he said or she</p> <p>6 said, 'Johnny thinks that you and I</p> <p>7 defecated..." -- he said he -- I mean, one of them</p> <p>8 said, you know --</p> <p>9 THE COURT: Well, that's the problem.</p> <p>10 MS. BREDEHOFT: Well, I know, but, Your</p> <p>11 Honor, this is the -- this was the whole discussion</p> <p>12 here. I mean, I think you can't, you know, just</p> <p>13 take a -- I think you've got to read the whole</p> <p>14 thing before deciding to just piecemeal something.</p> <p>15 THE COURT: Okay. All right. Let's keep</p> <p>16 going.</p> <p>17 "And I was totally baffled as to what</p> <p>18 this could be."</p> <p>19 MR. MONIZ: And that's not relevant.</p> <p>20 THE COURT: Okay. And I think it was</p> <p>21 he -- he said or she said --</p> <p>22 MR. MONIZ: It's a lack of personal</p>
<p>138</p> <p>1 MS. BREDEHOFT: But he's on speakerphone.</p> <p>2 MR. MONIZ: But it's still her words,</p> <p>3 Your Honor.</p> <p>4 THE COURT: It's still her words. It</p> <p>5 doesn't matter who's in the room. So that comes</p> <p>6 out. So that goes through the end of that</p> <p>7 paragraph? Is that all?</p> <p>8 MS. BREDEHOFT: I think -- no, Your</p> <p>9 Honor. Before "he starts drinking" -- some of it</p> <p>10 is not offered --</p> <p>11 THE COURT: All right. Let's see.</p> <p>12 MS. BREDEHOFT: I assume it's the whole</p> <p>13 context.</p> <p>14 THE COURT: "He just stopped by to pick</p> <p>15 up some of his stuff, and he has a theory that he</p> <p>16 wants to ask you about or want him to be able to</p> <p>17 ask you about so that you can answer him yourself,</p> <p>18 a theory about something we did together."</p> <p>19 So you're saying that's not offered for</p> <p>20 the truth of the matter?</p> <p>21 MS. BREDEHOFT: Right. She's giving him</p> <p>22 the context. She's on the phone with him and</p>	<p>140</p> <p>1 knowledge and speculation.</p> <p>2 MS. BREDEHOFT: But, Your Honor, I mean,</p> <p>3 it doesn't matter. It's not offered for the truth.</p> <p>4 I mean, this whole thing is the context of what</p> <p>5 happened here. So they say, "Hey, he thinks that</p> <p>6 you defecated on the bed a month ago." And he</p> <p>7 starts laughing. That makes him mad.</p> <p>8 MR. MONIZ: It lacks personal knowledge.</p> <p>9 It's hearsay, Your Honor. He doesn't remember who</p> <p>10 is saying what.</p> <p>11 MS. BREDEHOFT: It's -- that -- you can't</p> <p>12 piecemeal that in that manner, Your Honor. None of</p> <p>13 this is offered to prove the truth of the matter</p> <p>14 asserted. This isn't just what happened on that</p> <p>15 phone call that led to -- I mean, this whole thing</p> <p>16 about is whether he beat her up again.</p> <p>17 MR. MONIZ: Yeah, I mean, this entire</p> <p>18 thing is offered for the truth, Your Honor. I</p> <p>19 think it's pretty clear. I don't know what else</p> <p>20 it's offered for. I mean, context? It's --</p> <p>21 THE COURT: I mean, some of it -- some of</p> <p>22 it's going to come in because it's -- it was</p>

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<p style="text-align: right;">141</p> <p>1 offered already in evidence, which is still silly 2 to me, but let's -- we started down that road, 3 everybody, so we're going to keep traveling down 4 this road, so some of it does come in. And I don't 5 think it's offered for the truth that this person 6 actually defecated on the bed. I mean, really, is 7 that where we're at? 8 MS. BREDEHOFT: Right, that's what -- 9 MR. MONIZ: No, I'm not saying -- I'm not 10 saying it's offered for that truth, Your Honor. 11 THE COURT: Okay. 12 MR. MONIZ: It's offered for the truth of 13 what Ms. Heard is saying. 14 THE COURT: Okay. So here we go. Let's 15 go back up to line 9 on this page. And I'll allow 16 in the statement from Ms. Heard, "He just stopped 17 by to pick up some of his stuff, and he has this 18 theory he wants to talk to you about." I'll leave 19 it at that. Okay? That comes in. 20 All right. And so then we strike it 21 through line 16, "Hello, Johnny, like, you 22 know...". That's fine.</p>	<p style="text-align: right;">143</p> <p>1 serious." 2 MS. BREDEHOFT: Well, so, Your Honor, the 3 part when I said, "Are you joking? Like, is this a 4 joke, what are you talking about?" He's saying 5 to -- 6 THE COURT: This is why I want you guys 7 to do this ahead of time. Here I am, again, on a 8 Friday, for two hours going line by line on these 9 depositions. Okay? So it's getting very 10 frustrating. 11 So now I'm going to talk and I'm going to 12 decide what's going on these 14 pages. Got it? 13 All right. Let's move on. 14 So I'm striking "And I said, Are you 15 joking? Like, is this a joke? And what are you 16 talking about? And it was clear to me that it was 17 serious." I'm striking that. 18 "And I was just laughing. She was 19 laughing. I think that..." -- this is all just -- 20 I'll keep in, "And I just was laughing. She was 21 laughing." And "I think" comes out. "Poor guy, 22 state of delusion or whatever he believed -- he</p>
<p style="text-align: right;">142</p> <p>1 MS. BREDEHOFT: So we start again, "And I 2 said, okay, sure. Hello, Johnny, like, you 3 know..." 4 THE COURT: Right. 5 MS. BREDEHOFT: Okay. 6 THE COURT: "And I say, okay, sure. 7 Hello, Johnny, like, you know. And he -- you 8 can -- I think it was he or she said that Johnny 9 thinks that you and I defecated on the..." That's 10 fine. I'll allow that in. All right. 11 Then strike everything else about -- 12 MS. BREDEHOFT: "You know the whole 13 thing..." 14 THE COURT: Right. "So I started 15 laughing, and I said, Are you joking? Is this a 16 joke? Or whatever." Let's just leave it at, "So I 17 started laughing." Strike everything else. 18 MS. BREDEHOFT: Are you striking him 19 saying, "Are you joking?" 20 THE COURT: "Are you joking? Is this a 21 joke are we talking about?" Because there's not a 22 response. "It was clear to me that this was</p>	<p style="text-align: right;">144</p> <p>1 thought we had shit on a pillow together." Again, 2 that comes out. 3 I'll leave in, "And when I realized he 4 was serious," that's fine. "I slept with Caleb 5 (ph). I wasn't there that day." That's fine. 6 Strike -- "I wasn't there for the 7 birthday party and I didn't go there in the 8 morning." This is still all what he's saying. I 9 don't see the statements of Mr. Depp. So I'll 10 strike all the way to line 17. 11 MS. BREDEHOFT: So, from the right? I'm 12 sorry. 13 THE COURT: From line -- I'll allow from 14 line 12, "Okay, look. You know, first of all, I 15 wasn't there that day." I'll allow that. And then 16 I strike everything down to the end of the 17 paragraph. 18 Line 18, "And I said, you know, I 19 remember when I made a terrible pun." That all 20 comes out. What he said comes out. What he said 21 to Johnny comes out. 22 Next page, that all comes out. Never</p>

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145	1 make a joke. Amber prides herself. I don't care. 2 All right. They had a dog. All that comes out. 3 And something about dog-sitting. Okay. I'm 4 striking all of this, page 258. 5 MS. BREDEHOFT: I'm sorry, is all of 6 257 -- 7 THE COURT: 257 is out. 8 MS. BREDEHOFT: Okay. Thank you. 9 MR. MONIZ: And 258 also, Your Honor? 10 THE COURT: I'm still getting there. 11 I'll allow line 8 in, "So he got very 12 agitated on the fact that she and I thought it was 13 funny." I'll allow that. 14 And I'll allow line 15 in, "He started 15 getting more and more agitated." 16 Then strike the rest until we get to -- 17 it doesn't say what he says. It just says a number 18 of insulting things, so that's just characterizing 19 it, so I'm striking that. 20 Page 259 -- 21 MS. BREDEHOFT: I'm sorry, Your Honor. 22 Since I'm the scribe here, "And he started to get	147	1 but lines 1 through 5 on 260, are those out? 2 THE COURT: Yes. 3 MR. MONIZ: Okay. 4 THE COURT: Now, it's just him and Amber 5 talking. That all comes out. And what she says 6 comes out, to the end of the page. 7 All right. Next page, 261. 8 MS. BREDEHOFT: I just want to make sure 9 I got it right. Does it start with line 10 and to 10 take out, "And I said to her at that point"? 11 THE COURT: The only thing on page 260 12 that's in is line 7, "I could hear him walk away 13 from the phone." Everything else is out. 14 MS. BREDEHOFT: Nothing "because you know 15 you're on speakerphone, you can hear the whole 16 room"? 17 THE COURT: No, no. Still out. 18 All right. "Then he came back down. I 19 could hear because he's a heavy walker." All 20 right. Strike everything except, "He came clomping 21 back down the stairs." Okay. 22 "I think he heard me saying to her,"
146	1 more and more agitated." Did Your Honor strike the 2 rest of that or... 3 THE COURT: Yes, strike the rest of the 4 page after that. 5 And then we're on page 259. Strike at 6 the beginning. Something about writing a story. 7 We're striking that. 8 "The three of us would make a lot of 9 jokes about it for years, two years at least." I 10 don't think -- it doesn't make clear to me that he 11 said that, so I'm striking that. 12 Page 260. I don't know how -- I'll 13 allow, "I could hear him walk away from the phone." 14 I'm not sure how you can hear that, but okay. 15 MS. BREDEHOFT: So do we keep in, "And he 16 went upstairs. I could hear him walk away from the 17 phone?" 18 THE COURT: You can -- I don't know how 19 they know upstairs. "I could hear him walk away 20 from the phone." I'll allow that. 21 MS. BREDEHOFT: Okay. 22 MR. MONIZ: And, I apologize, Your Honor,	148	1 again, that's all speculation. So line 7 comes 2 out. 3 "I think he got agitated" comes out. 4 All right. "So the next thing I know" -- 5 MR. MONIZ: So 7 to 14 is out? 6 THE COURT: Yes. "So I might be missing 7 a detail. Basically what happened was I think I 8 heard, he said something threatening to her." 9 Again, he doesn't say what he says so that's just 10 speculative. 11 "And then I heard, like, he 12 indicating" -- so all we have is "I heard, like, a 13 noise, and then the phone drops." So we're 14 striking line 15 all the way through the middle of 15 20. "I heard, like, a noise and then the phone 16 dropped." 17 "And she said something," which is 18 struck. 19 She said -- okay. Here we go. Line 16. 20 "And he said to her, 'Oh, you think I hit you? You 21 think I fucking hit you? What if I peel your 22 fucking hair back?' And then I heard the phone

<p style="text-align: right;">149</p> <p>1 drop again and I heard a scream." Okay. That all 2 comes in. 3 And then we strike what we were going to 4 do after that, what he talks to her about. We'll 5 keep on line -- page 263, line 3, "I remember her 6 screaming." Okay. 7 "Then I hung up the phone and I called 8 Raquel immediately," which is fine. "Because I..." 9 that's fine. "She lives with her boyfriend, Josh 10 (ph). I called and texted here right away." 11 That's fine. 12 "Get over there right now." Can't say 13 what she said to him. So take out, "Get over right 14 now. He's attacking her." 15 "And she (indiscernible) that we would" I 16 think comes out. 17 MS. BREDEHOFT: So -- I'm sorry, it 18 stops -- 19 THE COURT: It stops, "And I called and 20 texted her right away." 21 MS. BREDEHOFT: Okay. That's in or out? 22 "And I called"?</p>	<p style="text-align: right;">151</p> <p>1 times." That's fine. Leave it there. We'll 2 strike with what else that person may have said or 3 knew. 4 And what she said to her goes out. 5 And we're on page 265. 6 MS. BREDEHOFT: So is it after Amber a 7 number of times, is everything out on 264? I'm 8 just trying to stay up. 9 THE COURT: Yeah, 264. We have, "And 10 then I called a friend of mine in LA, and I knew 11 she had met Amber a number of times." 12 MS. BREDEHOFT: "Number of times" and 13 stop there? 14 THE COURT: Yes. 15 MS. BREDEHOFT: Thank you. 16 THE COURT: All right. So page 265. 17 Still talking to the person and what she said. 18 Then she talked to Rachel. That's out. 19 She was talking to Rachel, I think, is 20 through the page. I'll allow line 20. "And I 21 think I placed a second call to NYPD." And what 22 she said -- I'll strike everything else on that</p>
<p style="text-align: right;">150</p> <p>1 THE COURT: That is in. Then it's out 2 from the rest of the end of that sentence. 3 "And I hung up with her and immediately 4 called 911 in New York" is fine. 5 "Which patched me through" -- we don't 6 need, "Which patched me through, in my experience, 7 is not very efficient." That's fine, take that 8 out. 9 And what she said to them comes out. All 10 the way to the end of the page, page 264. 11 MR. MONIZ: Your Honor, very quickly. Is 12 "and I hung up with her and immediately called 911 13 in New York," is that still in? 14 THE COURT: That's in. 15 MR. MONIZ: But everything else is out? 16 THE COURT: Right. Exactly. 17 MR. MONIZ: Okay. 18 THE COURT: Then once she talked to them 19 on the phone comes out. And what they said on the 20 phone comes out. And all the way -- I mean, I 21 guess you can have, "And then I called a friend of 22 mine in LA, who I knew had met Amber a number of</p>	<p style="text-align: right;">152</p> <p>1 page. 2 And then, page 266, that's everything she 3 talked to 911 about. And then she talked with 4 Amber, what Amber said. "If everything ever comes 5 out." Talking about domestic assault. 266 is out. 6 So there's nothing on 266. 7 MS. BREDEHOFT: That's what I was just 8 going to -- 9 THE COURT: All right. 267. Still 10 talking about domestic assault. Talking about what 11 Amber said. I'll strike that. 12 All right. And I guess, if you want, 13 "And then I finally went to sleep." I don't know 14 if you want that or not, but that's fine, because 15 that's something they actually did. 16 And then I'll strike the end of the page. 17 MS. BREDEHOFT: I think that's so much 18 out of context -- 19 THE COURT: Okay. That's fine. All 20 right. We're done with that one. Moving on. 21 MR. MONIZ: Your Honor, it's just a 22 thought. I think this is the most difficult</p>

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<p>1 transcript. I think it's also the one we were most 2 far apart on. 3 THE COURT: I have gone to every page so 4 far. 5 MR. MONIZ: I know. We have gotten -- 6 THE COURT: I gave you an hour. I should 7 have started at 9:00, then I could have just been 8 doing this. 9 MR. MONIZ: I think we might be able to 10 apply the ones Your Honor has made so far in this 11 transcript. And I think the other transcripts will 12 go much faster. We were very far apart on this 13 one. There wasn't a lot we agreed on. But it 14 makes sense for us to meet-and-confer -- 15 THE COURT: That's fine. We have nine 16 more depositions to go to before I let you leave 17 today. 18 MR. MONIZ: Understood. So perhaps maybe 19 we'd try to work through and give it, you know, 20 figure this out for ourselves. 21 THE COURT: Okay. All right. 22 All right. So which one do you want to</p>	<p>1 this. 2 THE COURT: That's fine. 3 MS. VASQUEZ: You know, I'm putting her 4 to do it. I'm just going to try to assist. And, 5 just as background, Your Honor, Michele Mulrooney 6 represented Ms. Heard during the negotiations of 7 the postnuptial agreement. 8 THE COURT: Okay. 9 MS. VASQUEZ: She is an attorney. And so 10 there were a number of objections lodged for 11 attorney-client privilege, but we only have maybe a 12 handful of issues for Your Honor to consider. 13 THE COURT: All right. Let's see what we 14 got. All right, yes, ma'am. Which is the first 15 one? 16 MS. PINTADO: On page 24. 17 MS. CALNAN: On page 24, yes. 18 MS. PINTADO: Lines 1 through 10. 19 THE COURT: Page 24 -- 20 MS. VASQUEZ: It's actually 21. 21 MS. CALNAN: Oh, I'm sorry. 22 THE COURT: 21.</p>
154	156
<p>1 do? 2 MS. PINTADO: Mulrooney updated. 3 THE COURT: All right. Mulrooney. 4 How many more depositions after today are 5 there? Because I only have one more Friday for 6 you, and then I'm done. 7 MS. BREDEHOFT: There are around 18. 8 THE COURT: So next Friday 18 9 depositions? 10 MR. MONIZ: I think we only have one 11 additional deposition that we would expect to use 12 in our rebuttal case. 13 THE COURT: So 19 depositions next 14 Friday. That's the only other day I have for 15 depositions. Period. So 19 next Friday. Okay. 16 So please do some work this week. Please. 17 MR. MONIZ: Understood, Your Honor. 18 THE COURT: All right. Thank you. Okay. 19 MS. VASQUEZ: Your Honor, I'm going to 20 just have Ms. Calnan -- 21 THE COURT: That's fine. 22 MS. VASQUEZ: -- your favorite, argue</p>	<p>1 MS. VASQUEZ: 21, 22, and 24. 2 THE COURT: All right. Page 21, line 15. 3 MS. PINTADO: Yes, Your Honor. So 4 plaintiff has asserted that this is expert 5 testimony here. The question is, absent a 6 prenuptial agreement or postnuptial agreement is 7 California, what we call common law -- what we call 8 a common law property state. 9 Previously, Depp has designated, on page 10 10, her explaining what a prenup is. I think this 11 is just a further extension of that. I don't 12 think -- it's her testimony. She is an attorney in 13 California. 14 MS. CALNAN: I think she -- Ms. Mulrooney 15 is being offered as a fact witness here. 16 THE COURT: All right. I'll allow it. 17 The next one? 18 MS. PINTADO: The next one is the same, I 19 believe. Same reason. 20 THE COURT: I'll allow that one. 21 The next one? 22 MS. PINTADO: So the next one is page 24,</p>

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157	1 and this is a hearsay objection that they're making 2 now. They did not make it at the time. 3 MS. CALNAN: Yes, we did. It's 24. 4 Yeah, we have hearsay objection. 5 THE COURT: I have an H there, so I'm not 6 sure. 7 MS. PINTADO: They didn't make it at the 8 time of the deposition, Your Honor. 9 MS. CALNAN: Well, hearsay is not 10 required at the time of deposition. 11 THE COURT: That's okay. 12 MS. PINTADO: The other -- I'll continue. 13 THE COURT: Okay. What's the question? 14 "What, if any, understanding did you have..." 15 Okay. The question is not in the box. 16 "Was it your understanding they actually got 17 married on February 3rd..." 18 MS. CALNAN: I think Ms. Heard's counsel 19 is reading an email. 20 THE COURT: Oh, that's what it is. Okay. 21 She's reading the email. Okay. 22 MS. PINTADO: Yes. And this is not being	159	1 conceivably, a party admission there. 2 THE COURT: "...financial information to 3 me ASAP. I'd also like to exchange two years of 4 tax returns." Okay. So why is this not hearsay, I 5 guess is the question? 6 MS. PINTADO: Well, I mean, it's just to 7 show that they are communicating with each other. 8 THE COURT: I would need a hearsay 9 exception. It's not hearsay because... 10 MS. PINTADO: It's not being offered for 11 its truth. 12 THE COURT: Then what it's being offered 13 for? 14 MS. PINTADO: Just to give context that 15 they were communicating about the prenup. 16 THE COURT: I think she can testify to 17 that, but this is hearsay, so I'll sustain the 18 objection as to hearsay for the email. Okay? 19 MS. CALNAN: And so the exhibit is also 20 not coming in? 21 THE COURT: Right. 22 MS. VASQUEZ: And lines --
158	1 asserted for its truth. 2 THE COURT: All right. So is this email 3 that you're getting into evidence? 4 MS. PINTADO: Yes, it is. 5 MS. CALNAN: Which we also object to. 6 THE COURT: All right. Let me take a 7 look at that. Okay. So you're offering this 8 email. And who is this email from? From -- 9 MS. PINTADO: This is from Michele 10 Mulrooney, the attorney -- 11 THE COURT: So Dana Lowery (ph). 12 MS. PINTADO: Dana Lowey (ph), who is 13 another attorney. 14 THE COURT: Okay. 15 MS. PINTADO: That's the attorney, I 16 believe, for Depp. And so these are the two 17 attorneys talking to each other about the prenup. 18 So, obviously, the prenup is highly 19 relevant to the case. You know, Depp has mentioned 20 it in his opening statements and testimony. So 21 this is just to give context to that. It's not -- 22 we're not -- you know, it's also his attorney, so	160	1 MS. CALNAN: -- 1 through 10 on page 2 24 -- 3 THE COURT: Would be struck. Okay. 4 MS. PINTADO: The next one, Your Honor, 5 is on page 35, I believe. 6 THE COURT: Okay. 7 MS. PINTADO: I hate to say it, but 8 you're probably going to rule the same way on this 9 one. 10 THE COURT: All right. 11 MS. PINTADO: But I'll just show you what 12 the -- 13 THE COURT: Sure. 14 MS. PINTADO: So this is -- just to 15 verify. I believe this is it. 340. Is that what 16 you have? 17 MS. CALNAN: Yes. 18 THE COURT: All right. And I assume the 19 objection is hearsay. And why do you say it's not 20 hearsay? Or is it the same? 21 MS. PINTADO: You know, we're just 22 showing again, these are between the two attorneys

161	<p>1 for Mr. Depp and Ms. Heard, and so these are, 2 again, an admission by a party opponent. It's not 3 being offered for the truth of the matter at all. 4 This is, again, just to give context. 5 THE COURT: Context to what? 6 MS. PINTADO: Context to the 7 communications. Because they have asserted that 8 Ms. Heard was not -- was not wanting a prenup, and 9 so this is really just, you know, to show that, in 10 fact -- 11 THE COURT: All right. It's still 12 hearsay. I'll sustain the objection. You're 13 right. 14 MS. CALNAN: So just to confirm, Your 15 Honor, on 35, lines 5 through 16. 16 THE COURT: Through 16 would be out, 17 okay. 18 MS. CALNAN: And also Exhibit 5 or 19 Defendant's Exhibit 340 -- 20 THE COURT: 340, correct. 21 MS. CALNAN: -- is out. Okay. 22 THE COURT: All right. Next one?</p>	163	<p>1 to get in? Do you want to get the attachment to 2 the email in and not the email itself? 3 MS. PINTADO: It could come -- I'd like 4 to get it all in, but... 5 THE COURT: Okay. 6 MS. CALNAN: And, Your Honor, besides 7 hearsay, we're also arguing relevance here. This 8 is the confidentiality agreement for the 9 negotiations, and we don't see how it's relevant at 10 all. 11 MS. PINTADO: Exactly what I said, 12 before, Your Honor, that this confidentiality 13 agreement is relevant because this was part of the 14 negotiations for the prenup, and it shows that both 15 parties were willing to negotiate, were involved in 16 that negotiation. They have opened the door for 17 this, so... 18 MS. CALNAN: Well, we have opened the 19 door that Ms. Heard hasn't signed a prenup and 20 postnup, which is a fact. The rest of this is just 21 irrelevant and a side show. 22 THE COURT: It has opened the door to it,</p>
162	<p>1 MS. PINTADO: Okay. The next one, Your 2 Honor, is similar objection. So I'm going to say, 3 based on your prior -- 4 THE COURT: All right. 5 MS. PINTADO: -- ruling -- sorry; this is 6 a little different. 7 THE COURT: Okay. 8 MS. PINTADO: So this one -- well, I 9 guess we'll deal with the designation first. I 10 think we might be willing to take out the subject 11 matter of the email. 12 THE COURT: Okay. 13 MS. PINTADO: And so the question is 14 whether -- and I would be willing to even redact 15 the entirety of this email, but the -- the entirety 16 of the body of the email, that is. 17 THE COURT: Okay. 18 MS. PINTADO: It attaches the 19 confidentiality agreement, which is signed by 20 Mr. Depp. So, for that reason, I think it would be 21 an exception to any hearsay objection. 22 THE COURT: So what exactly do you want</p>	164	<p>1 that's true, but you have a hearsay objection. 2 MS. CALNAN: We do. 3 MS. VASQUEZ: And there's no exception 4 just because he signed it. 5 MS. PINTADO: And he signed every page of 6 this confidentiality agreement, Your Honor. 7 MS. CALNAN: I don't think that's a valid 8 exception to the hearsay rule, just because he 9 signed the document. It's not a statement by him. 10 MS. PINTADO: Exactly. It's not a 11 statement. It's not being offered for the truth. 12 It's being -- it's to show that both parties were 13 engaged in the negotiations and that it was not -- 14 THE COURT: You have already got this in 15 on cross-examination, though; right? Is this the 16 same one that was shown to him on 17 cross-examination? Or no? This is a different 18 one? Oh, okay. 19 MS. VASQUEZ: That was the -- I'm sorry, 20 Your Honor. That was the marriage dissolve 21 settlement agreement. 22 THE COURT: Okay, okay.</p>

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1 MS. VASQUEZ: So while -- after Mr. Depp	1 right?
2 and Ms. Heard married, they engaged attorneys, each	2 MS. CALNAN: Yes. 49 and 50.
3 of them.	3 MS. PINTADO: Okay. The next one I have
4 THE COURT: For a postnup.	4 is 51.
5 MS. VASQUEZ: Right. For the postnuptial	5 MS. CALNAN: We'll withdraw 51.
6 agreement. This is a confidentiality agreement	6 THE COURT: Okay.
7 that was executed by both parties ahead of the	7 MS. CALNAN: 52, there's just a comment
8 negotiations. It is an established, stipulated	8 from Mr. Brenner that I think shouldn't be in
9 fact that there was no prenuptial or postnuptial	9 there. Page 52, lines 4 through 5.
10 agreement between the parties. I mean, she can	10 MS. PINTADO: Yeah, that should be out.
11 testify to the fact that they engaged in	11 THE COURT: Okay.
12 negotiations. I don't think that the	12 MS. PINTADO: And then the next one --
13 confidentiality agreement should come in. It's	13 MS. CALNAN: And we'll withdraw 52, lines
14 hearsay and it's, frankly, irrelevant.	14 13 through 22.
15 THE COURT: What's the objection? What's	15 THE COURT: Next one?
16 the -- how is it not hearsay, I guess? What's the	16 MS. VASQUEZ: Well, actually, Your Honor,
17 exception that you're relying on?	17 we may -- 52, the question on line 22, "Why did it
18 MS. PINTADO: It's not -- there's not	18 shake you up?"
19 a -- there's no statement in here that we're trying	19 THE COURT: Okay.
20 to say is true or assert that it's true. We're	20 MS. VASQUEZ: We're going to stand on
21 trying to say that both parties --	21 that objection. It's improper.
22 THE COURT: Right. And I think she can	22 THE COURT: "Why did it shake you up?"
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1 testify to that, absolutely. I just don't see the	1 MS. VASQUEZ: She's describing a phone
2 basis for that. So I'll sustain the objection.	2 call that she received from Mr. Depp, and, you
3 MS. CALNAN: Okay. So to confirm, Your	3 know, the fact that -- those statements are in, so
4 Honor, striking line 16 on page 39 through line 2	4 the fact that she's testifying about how she was
5 on page 40?	5 shaken up, we don't think it's proper.
6 THE COURT: Right.	6 MS. PINTADO: What is your objection?
7 MS. CALNAN: And then also exhibit --	7 MS. VASQUEZ: Improper character
8 Defendant's Exhibit 343?	8 evidence.
9 THE COURT: Yes.	9 MS. CALNAN: Improper character evidence.
10 Okay. What's the next one?	10 Relevance. Prejudicial.
11 MS. PINTADO: The next one, Your Honor,	11 MS. PINTADO: "Why did it shake you up?"
12 is page 47, I believe.	12 She's talking about her -- her own feelings.
13 THE COURT: Okay.	13 THE COURT: How is that relevant to the
14 MS. CALNAN: We're going to withdraw 47	14 case? You got the statements in. I just -- I'll
15 and 48.	15 sustain the objection. All right.
16 THE COURT: Okay. All right.	16 MS. CALNAN: All right. So, to confirm,
17 MS. CALNAN: And so I guess 49 as well.	17 lines 21 through 22 on 52?
18 THE COURT: Okay.	18 THE COURT: Okay.
19 MS. PINTADO: The next one I have --	19 MS. CALNAN: And then all the way
20 MS. CALNAN: And, yeah, 50 as well, we'll	20 through --
21 withdraw.	21 MS. PINTADO: So we have got 52/22 coming
22 MS. PINTADO: You withdrew 49; is that	22 out.

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169	1 THE COURT: Okay. 2 MS. PINTADO: And then 53, 1 through 3 3 coming out. 4 MS. VASQUEZ: 1 through 8. 5 MS. PINTADO: That's why, I guess, Your 6 Honor, you know, it's talking about his behavior on 7 the phone. 8 THE COURT: I just want to make sure. 9 The statements are already in, what he said to her; 10 correct? 11 MS. VASQUEZ: That's correct, Your Honor. 12 We withdrew those objections. 13 MS. PINTADO: Okay. 14 MS. VASQUEZ: Excuse my language. He 15 called her a bitch, allegedly. 16 THE COURT: Okay. And she also has 17 already said, "I was extremely rattled by the 18 call." 19 MS. VASQUEZ: Correct. 20 THE COURT: All right. We can move on. 21 MS. VASQUEZ: Similarly, Your Honor, on 22 page 53, lines 9 through --	171	1 MS. PINTADO: We still remain your 2 favorite. 3 MS. CALNAN: Well, we still have these 4 exhibits. 5 THE COURT: The exhibits -- which 6 exhibits did I not have? I had 340, which was not 7 in. Actually, I have got 16. 8 MS. CALNAN: Well, maybe these aren't 9 actually out because you -- 10 THE COURT: Exhibits that you are 11 entering into evidence with this witness or were 12 those the three... 13 MS. PINTADO: I think that was it, but if 14 you don't mind, I'll just -- 15 THE COURT: Yeah, sure. If you want to 16 double-check, that's fine. 17 MS. VASQUEZ: There are just more emails, 18 Counsel. 19 MS. PINTADO: Yeah, I think we'll go 20 ahead and we will not be offering those. 21 THE COURT: Okay. So offered these 22 three.
170	1 THE COURT: "Did you have any reaction 2 while on the phone with Mr. Depp that maybe 3 expressed your nervousness or your discomfort?" 4 What's the relevance to that? 5 MS. PINTADO: I think I'll withdraw that. 6 THE COURT: Okay. Moving on. 7 MS. VASQUEZ: Moving on through also 19 8 through 22 on page 53. 9 THE COURT: Okay. All right. "What, if 10 anything, do you recall about Mr. Depp saying, 'So 11 you think this is funny' or something like that?" 12 I think she says the same thing she said before, 13 right? So I'll sustain the objection. Okay. 14 MS. CALNAN: So just to confirm, all of 15 53 is out. 16 THE COURT: Yes. 17 MS. CALNAN: And lines 1 through 7 on 54? 18 THE COURT: Correct. 19 All right. Next one? 20 MS. VASQUEZ: That's it. 21 MS. PINTADO: That's it for that one. 22 THE COURT: Oh, I like that. Okay.	172	1 MS. VASQUEZ: And the confidentiality 2 agreement again. So she's already ruled on that. 3 Okay. 4 THE COURT: All right. If you could get 5 somebody else back in here. Maybe Ms. Mars is 6 ready. So you're going to go do a different one? 7 MS. CALNAN: Yes. 8 THE COURT: And get Ms. Meyers back here? 9 Maybe, we'll see. I think they were ready. I 10 think I scared them off. They'll come back. All 11 right. 12 MS. VASQUEZ: We can do Elizabeth Mars. 13 THE COURT: All right. Are you ready on 14 Mars -- 15 MS. VASQUEZ: Yes, we are. 16 THE COURT: -- or do you need time to 17 work with each other? 18 MS. VASQUEZ: No, Your Honor. 19 THE COURT: Oh, are they ready? 20 MR. ROTTENBORN: These should be pretty 21 quick. 22 MS. MEYERS: Yeah, we'll be super quick.

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1 THE COURT: All right. Let's go and 2 get -- I'll take care of it. 3 MS. VASQUEZ: That's fine, Your Honor. 4 THE COURT: And then we'll do Mars. All 5 right. Sustained objections. Make sure I 6 (indiscernible) getting evidence. If I don't do it 7 right, Jamie is really going to get mad at me. All 8 right. These are all into evidence except 9 Ms. Bredehoft owes me one. 10 Okay. So which one is this one? 11 MS. MEYERS: This is both volumes of 12 Rocky Pennington, Raquel Pennington's deposition. 13 THE COURT: Okay. All right. So which 14 part are we starting with? 15 MS. MEYERS: It's pretty far into the 16 first one. 17 THE COURT: Okay. 18 MR. ROTTENBORN: I was going to say I 19 think -- I don't know what the over/under is on the 20 numbering, but I think it's hopefully in the single 21 digits. 22 THE COURT: Okay. I like that.	1 light of that, we'll just take out the whole 2 question and answer. 3 THE COURT: Okay. 4 MR. ROTTENBORN: If that's okay. 5 MS. MEYERS: Yes, that's fine. 6 THE COURT: All right. Next one? 7 MS. MEYERS: I believe it's on 120. 8 THE COURT: 120. 9 MS. MEYERS: We're maintaining the 10 objection that any -- well, there's a lack of 11 foundation, and any foundational knowledge to be 12 able to say that hair was ripped out of Ms. Heard's 13 scalp is based off of hearsay from Ms. Heard. 14 MR. ROTTENBORN: Well, and we would argue 15 that she saw Ms. Heard's scalp with a big clump of 16 hair missing, so that's just her testifying as to 17 what she saw. 18 THE COURT: "...the scalp where the hair 19 was ripped out." I'll allow it. 20 Okay. Go ahead. Next one? 21 MS. MEYERS: The next objection that 22 we're maintaining is on 127, lines 19 through 24.
174	176
1 MS. MEYERS: I think it's on 101 to 102. 2 Is that right, Ben? 3 THE COURT: 101 to 102, okay. 4 MS. MEYERS: And, so, this one, we're 5 actually just -- we're maintaining our objection to 6 the portion of the answer after "I did not see it." 7 THE COURT: Okay. 8 MS. MEYERS: Because it's -- 9 THE COURT: "I did not see it but I would 10 say that Amber would not smash..." Okay. All 11 right. 12 And what's your response to that? 13 MR. ROTTENBORN: Just the response is 14 that she had personal knowledge that -- I mean, 15 from all the time she spent around Amber, that this 16 particular painting, which had a bottle of wine 17 thrown at it, was Amber's favorite piece of art, 18 that that's relevant and admissible. 19 THE COURT: I'll sustain the objection. 20 I'll allow "I did not see it," but I'll sustain the 21 objection. 22 MR. ROTTENBORN: I think -- I think, in	1 It's Ms. Pennington testifying that -- as to why 2 other people appeared to be aware of Ms. Heard's 3 injuries. And so that would be speculative, and 4 she doesn't have any personal knowledge as to their 5 awareness. 6 THE COURT: All right. 7 MR. ROTTENBORN: We'd just say she's not 8 testifying that they were aware. She's testifying 9 that, to her perception, that they appear to be 10 aware because they were all -- what they were 11 doing. 12 THE COURT: All right. I'll sustain the 13 objection. 14 MR. ROTTENBORN: Okay. 15 THE COURT: Next one? 16 MS. MEYERS: That's it for volume 1. 17 THE COURT: All right. Volume 2? 18 MR. ROTTENBORN: Hey, Jessica? 19 MS. MEYERS: Yes. Am I doing this one? 20 MR. ROTTENBORN: Just 135, 20 through 25, 21 I don't know if that -- that's one of your 22 objections, but I don't know if we discussed it,

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177	1 so... 2 MS. MEYERS: 135 -- 3 MR. ROTTENBORN: Because it just said 4 "same as above," so you and I may have missed that. 5 MS. MEYERS: Oh, I thought we -- you said 6 you were withdrawing that. 7 MR. ROTTENBORN: Withdrawing the? 8 MS. MEYERS: Designation. 9 MR. ROTTENBORN: The designation. Yes, 10 that's fine. 11 MS. MEYERS: Okay. 12 THE COURT: All right. Volume 2? 13 MR. ROTTENBORN: Yep. 14 MS. MEYERS: The first one is on 190 at 15 line 16 through 24, and we are maintaining our 16 relevance objection as to the relevance of 17 Ms. Pennington's emotional state in her deposition. 18 THE COURT: "Why does this testimony, 19 these memories make you emotional?" What's the 20 relevance to her emotional state? 21 MR. ROTTENBORN: I'll withdraw it. 22 THE COURT: Okay. Next one?	179	1 on the wall in Mr. Depp and Ms. Heard's home and 2 what it says and what it means, which she lacks any 3 personal knowledge about or, to the extent she does 4 have knowledge, it would be from hearsay. 5 MR. ROTTENBORN: It's not -- it's a 6 picture of Ms. Heard with bruises on her face, and 7 in the background, there's a note on the wall 8 that's framed, and I'm just asking her to read it, 9 and, based on her personal understanding, say who 10 Steve is. Basically just having her read the note. 11 THE COURT: The note you can see in the 12 picture? 13 MR. ROTTENBORN: Yes. 14 THE COURT: I'll allow it. That's fine. 15 Do you have the evidence for this? 16 MR. ROTTENBORN: Yes. I don't think 17 there's going to be any dispute about the exhibits. 18 THE COURT: Okay. 19 MR. ROTTENBORN: It's just whatever 20 portions Your Honor allows in, we're good. 21 THE COURT: Perfect. Got it. Okay. 22 MR. ROTTENBORN: I have it, if you'd like
178	1 MS. MEYERS: The next objection, we're 2 maintaining our -- from -- on page 214, starting at 3 line 23, and there's a number of leading objections 4 to the questions that go through page 215, line 5. 5 THE COURT: All right. "Have you ever 6 known her to threaten someone's life?" "No." That 7 goes up to line 5 on 215, the two questions? 8 MS. MEYERS: Yes. 9 THE COURT: Okay. 10 MR. ROTTENBORN: She's not a friendly 11 witness. She's just a third-party neutral that 12 started out as hostile. I mean, she's not in 13 either camp. We're calling her, but she's not -- 14 she and Amber used to be friends. They're not 15 friends anymore. She was not -- I think she's 16 refused to come here. So it's not -- I don't 17 think -- 18 THE COURT: I'll allow it. That's fine. 19 Next one? 20 MS. MEYERS: I believe the next one is on 21 223, starting at line 6, and goes on to 224, line 22 3. And it is asking Ms. Pennington about a picture	180	1 to see that picture. 2 THE COURT: No. That's okay. That's all 3 right. It might be just easier if you keep your 4 evidence and then just do it at trial. 5 MR. ROTTENBORN: Sure. 6 THE COURT: That will make Jamie happier 7 anyway. Okay. 8 MS. MEYERS: I think the next objection 9 we are maintaining to the testimony designated by 10 Ms. Heard is on 239, line 7 through 12. 11 THE COURT: 239, 7 through 12. "Did 12 Ms. Heard ever tell you that she was going to fake 13 an injury and claim that Mr. Depp had done 14 something to her when, in fact, he hadn't?" 15 MR. ROTTENBORN: It's not hearsay because 16 the answer is no. It's an out-of-court statement. 17 Their whole theory of the case is everything is a 18 hoax, and Ms. Pennington herself has been accused 19 of being part of that hoax. 20 THE COURT: I understand, but I think 21 that's a very argumentative kind of question. I'll 22 sustain the objection.

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181	1 MR. ROTTENBORN: Okay. 2 THE COURT: Good try, though. I like it. 3 MR. ROTTENBORN: I had to try for it. 4 THE COURT: Right, exactly. 5 MS. MEYERS: So I think we are also 6 maintaining the speculation, lack of foundation, 7 for our objection for 239, lines 14 through 240, 8 line 6. Actually, we can withdraw our objection on 9 241, 1 through 6, but I think the part before it is 10 speculative. 11 MR. ROTTENBORN: This is just her 12 personal knowledge I'm asking about. 13 MS. MEYERS: It's asking, "Did Ms. Heard 14 ever paint bruises or use makeup to make it seem 15 like she had a bruise?" That's not something 16 that -- 17 MR. ROTTENBORN: It says, "To your 18 knowledge." 19 THE COURT: It says, "To your knowledge." 20 That's fine. I'll allow it. 21 MS. MEYERS: Your Honor, there's a 22 portion on 260 where it seems like our hearsay	183	1 5 through 11. I think we agreed that the portion 2 referring to he, Mr. Depp, yelling from lines 2 3 through 4 can come in. 4 THE COURT: So you just want to take out 5 the part -- 6 MS. MEYERS: Yes. We're maintaining our 7 hearsay objection for 266, lines 5 through 11. 8 MR. ROTTENBORN: And my argument to this 9 is -- I mean, this is the classic definition of 10 present sense impression. She's got -- 11 Ms. Pennington runs in. She hears Amber 12 immediately saying "Help me." 13 THE COURT: Yeah, I'll allow it. Okay. 14 MS. MEYERS: The next objection that 15 we're maintaining is on 270, and it's with respect 16 to lines 18 through 23. And this is asking about a 17 statement by someone else. It's hearsay, and she 18 doesn't -- Ms. Pennington doesn't have any personal 19 knowledge as to the statement itself. 20 MR. ROTTENBORN: And that statement is 21 one of the -- I mean, that's -- you know, 22 essentially, the counterclaim is alleging that they
182	1 objections to the rest of the text message didn't 2 get input here. 3 MR. ROTTENBORN: And that's fine. I told 4 them just as -- didn't get it input or not, we 5 would take that out, so... 6 THE COURT: Okay. 7 MS. MEYERS: So 260, 2 through 13, is 8 out? 9 MR. ROTTENBORN: Yeah, that's fine. 10 MS. MEYERS: Okay. 11 MR. ROTTENBORN: So, in light of that, 12 then, I think we take out -- 13 MS. MEYERS: 258, 3 through 5? 14 MR. ROTTENBORN: Yeah, 258, 3 through 5, 15 which is a text message, and then 260. This is in 16 December. I think we just take out all of 260. 17 MS. MEYERS: Okay. And then, on 266, 18 lines 2 through 11, we're maintaining a hearsay 19 objection because this is Ms. Pennington testifying 20 about what Ms. Heard was saying. 21 MR. ROTTENBORN: 266? 22 MS. MEYERS: I'm sorry. It's 266, lines	184	1 committed a hoax. 2 THE COURT: All right. I'll allow that. 3 It goes to the counterclaim. 4 MS. MEYERS: Okay. But we would ask that 5 the portion -- so 271, lines 3 through 9, which 6 asks how it makes Ms. Pennington feel that 7 Mr. Depp's agents are saying this, I think that's 8 irrelevant. 9 THE COURT: What's the relevance? 10 MR. ROTTENBORN: I'll take that out. 11 THE COURT: Okay. Take that out. 12 MS. MEYERS: 284, we're maintaining our 13 foundation, lack of personal knowledge objections 14 to 284, line 21 through 285, line 3. I don't 15 believe it's established in here that 16 Ms. Pennington actually saw Mr. Depp supposedly 17 knock the bottle of wine over. 18 MR. ROTTENBORN: I'll take that out, but 19 I think the next one, "Is this the bottle of wine 20 he was swinging?" Because she did testify she saw 21 him swinging a bottle of wine. 22 MS. MEYERS: That's fine.

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185	1 THE COURT: Okay. 2 MS. MEYERS: The objections on 293, going 3 onto 294, line 8, we are all maintaining. And 4 these are leading objections. And, Your Honor, 5 Ms. Pennington is Ms. Heard's best friend. She 6 submitted testimony on her behalf. 7 THE COURT: I have heard her name quite 8 often. 9 MS. MEYERS: Yes, yes. 10 THE COURT: She's one of the ones I know, 11 so okay. 12 MS. MEYERS: Yes. 13 THE COURT: All right. What's the 14 question? "Was there -- was there some concern in 15 there that he was going to be violent to you?" 16 That's the one you're objecting to? 17 MS. MEYERS: It's -- we have essentially 18 the same objections to all the testimony on 293 19 through 294. 20 THE COURT: Okay. So all of 293? 21 MS. MEYERS: Yes. 22 MR. ROTTENBORN: I think you can just	187	1 take it out. 2 THE COURT: Okay. 3 MR. ROTTENBORN: That's fine. 4 THE COURT: Next one? 5 MS. MEYERS: Sorry. So everything on 293 6 comes out? 7 MR. ROTTENBORN: Yes. 8 MS. MEYERS: And then the beginning of 9 294, 1 through 8? 10 MR. ROTTENBORN: Yep. 11 MS. MEYERS: Okay. And then, 296, we are 12 maintaining our objection on lines 20 -- excuse me, 13 lines 12 through 21. 14 THE COURT: Okay. 15 MS. MEYERS: It's asking for 16 Ms. Pennington's understanding of what the police 17 officers could have seen in the penthouses. 18 THE COURT: "Do you believe that police 19 officers would have been able to see the damages?" 20 MR. ROTTENBORN: Based on her knowledge. 21 THE COURT: I'll sustain the objection. 22 Next one?
186	1 kind of decide them as a set. And this is just 2 her -- it's just her personal knowledge of when she 3 was in there and she witnessed, not what she had 4 been told. 5 THE COURT: "Were you apprehensive" -- I 6 just don't understand why it was -- 7 MR. ROTTENBORN: Well, because she walked 8 in and she got between Johnny and Amber. 9 THE COURT: Right. 10 MR. ROTTENBORN: She even said that 11 she -- 12 THE COURT: And I'm assuming she 13 testifies to all of that; correct? 14 MR. ROTTENBORN: Mm-hmm. Mm-hmm. I 15 mean, it goes to his state of mind and his conduct. 16 THE COURT: I'll sustain the objection. 17 MR. ROTTENBORN: The one -- 18 THE COURT: Which one? 19 MR. ROTTENBORN: 14 through 17, "You 20 testified that you saw an ashtray on the table that 21 you would use to defend yourself and Amber." Well, 22 I guess that part is coming in anyway, so we can	188	1 MR. ROTTENBORN: We'll take out 23, 24, 2 and 2 through 5 on the 297. We'll agree to take 3 those out. 4 MS. MEYERS: Thank you. 5 MR. ROTTENBORN: We'll take out -- we 6 were just going through this when we came in here. 7 So we'll take out 299, 1 through -- well, 298/25, 8 299, 1 through 6. We'll take out the next one, 8 9 through 15. We'll take out the next one. 10 MS. MEYERS: Is that 17 through 20? 11 MR. ROTTENBORN: Yeah. I think the next 12 one is relevant because it's the absence of her 13 expressing financial motivations goes to one of the 14 issues in the case, which is that she did all this 15 to get his money. 16 MS. MEYERS: We can withdraw our 17 objection on that one. That's fine. 18 THE COURT: Okay. 19 MR. ROTTENBORN: Same thing, 300. 20 THE COURT: Do you want to go back out 21 and finish these? 22 MS. MEYERS: This is truly the --

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189	1 there's, like, three pages. 2 THE COURT: Yeah, I have heard that this 3 morning. I just want to make sure. 4 MS. MEYERS: No, we have already -- 5 THE COURT: If we're going line by line, 6 I don't want to do that. 7 MS. MEYERS: No, no, we have most of this 8 removed anyways. 9 THE COURT: Okay. Just checking. 10 MS. MEYERS: Yeah, we can withdraw our 11 objection on 13 through 18. And -- 12 MR. ROTTENBORN: We'll take out 301 -- 13 the top of 301. 14 MS. MEYERS: Lines 2 through 7. 15 MR. ROTTENBORN: Yeah. 16 MS. MEYERS: We are maintaining our 17 objection on 303, line 6 through 8. It's asking 18 Ms. Pennington about how often Ms. Heard would wear 19 makeup, which is outside her personal knowledge. 20 MR. ROTTENBORN: It's asking for her 21 knowledge. There's been a ton of testimony -- 22 THE COURT: I'll overrule it. We have	191	1 MS. MEYERS: And I think 23 through 25 2 comes out because I don't see an answer to that. 3 MR. ROTTENBORN: Yeah. 4 THE COURT: Okay. 5 MS. MEYERS: We can withdraw our 6 objections on 309. 7 MR. ROTTENBORN: Yeah, I think we had 8 kind of worked through this. 9 MS. MEYERS: Yeah, we had already worked 10 through most of this. 11 314, lines 9 through 17. 12 MR. ROTTENBORN: I think that's an 13 appropriate question. 14 MS. MEYERS: It's a compound question and 15 leading. That was maintained in the record. 16 THE COURT: I'll allow it. 17 MS. MEYERS: And, on 315, we just 18 maintain our relevance objection that -- as to 19 Ms. Pennington's testimony about how she feels 20 about -- 21 MR. ROTTENBORN: The relevance is that it 22 goes to her lack of bias. This was extremely hard
190	1 heard makeup. 2 MS. MEYERS: We will withdraw our 3 objection on 304, 1 through 5. And we're 4 maintaining our objections on lines 6 through 19. 5 It's asking about her awareness of an allegation 6 that Ms. Heard had a fake bruise, and that's -- 7 MR. ROTTENBORN: Well, it's a series of 8 questions leading to her saying it's not true. 9 THE COURT: What's your reaction to that? 10 Yeah, I don't think that's... 11 MR. ROTTENBORN: Okay. So that gets rid 12 of both of those then. 13 THE COURT: Okay. 14 MS. MEYERS: We can withdraw our 15 objections on 307, 10 through 14. We're 16 maintaining our leading objection on line 16 17 through 22. It's also speculative and outside of 18 Ms. Pennington's personal knowledge. 19 MR. ROTTENBORN: We'll take it out. 20 THE COURT: All right. Taking it out. 21 MR. ROTTENBORN: Take it out? 22 THE COURT: Take it out. All right.	192	1 for her to testimony. She always loved Johnny. I 2 mean, she -- she was horrified at his conduct at 3 the end, but she -- you know, this goes to her 4 being a neutral and impartial witness, and they're 5 going to say that she's not. You just heard 6 Ms. Meyers say she's her best friend and all that, 7 so we think it's important for the jury to hear 8 this. 9 MS. MEYERS: But how she feels about 10 Mr. Depp now, years later, after she's already 11 submitted sworn testimony on Ms. Heard's behalf 12 is -- is not relevant. 13 THE COURT: I think it goes into quite a 14 statement here. I'll allow "I just wanted to say 15 that I love this person very, very much." Can we 16 just leave it at that? 17 MR. ROTTENBORN: Okay. 18 THE COURT: All right. Not single digits 19 but not bad. 20 MR. ROTTENBORN: Maybe -- I can almost 21 guarantee that the Josh Drew one has to be single 22 digits. Right, Jess?

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193	1 MS. MEYERS: It's pretty insignificant, 2 but if you want to take your lunch break -- 3 THE COURT: No, that's okay. I think I 4 have -- 5 MR. ROTTENBORN: Okay. 6 THE COURT: They're still good to go; 7 right? So I can do their one? 8 MS. MEYERS: Yeah, we're done with Josh 9 Drew. 10 THE COURT: Oh, you're done with Josh 11 Drew? Do you want to do Josh Drew real quick? 12 MS. MEYERS: I think we could do it very 13 quickly. 14 THE COURT: All right. 15 MS. MEYERS: There's really not much. 16 THE COURT: Put it to the back of the 17 line. 18 MS. CALNAN: This will take five minutes. 19 The longest part is going to be flipping through, 20 but there's really not much here. 21 THE COURT: Okay. 22 MR. ROTTENBORN: This is one where, for	195	1 Well, then, let's take out, "But didn't she also 2 call her publicist, Jodi Gottlieb?" 3 MS. MEYERS: Okay. The next is their 4 objection to our designation of page 85, line 21 5 through page 86, line 8. 6 THE COURT: All right. 7 MR. ROTTENBORN: It's just a relevance 8 objection. 9 THE COURT: Let's see what it is. 10 MS. MEYERS: Your Honor, this is 11 testimony about how often Mr. Drew noticed people 12 visiting Ms. Heard. I think the fact -- you know, 13 she's alleged that Mr. Depp isolated her, that she 14 was petrified of her [verbatim], the fact that 15 she's having regular guests -- 16 THE COURT: I'll allow it. 17 All right. Next one? 18 MS. MEYERS: I believe the next is their 19 objection on 108 to our designation of lines 7 20 through 11. 21 THE COURT: All right. 22 MR. ROTTENBORN: That's different from --
194	1 some reason, the transcript wasn't condensed, so 2 we'll just be flipping through. 3 MS. MEYERS: Okay. The first is on page 4 70. So we're maintaining our foundation, 5 speculation, lack of personal knowledge, improper 6 opinion objections to the testimony asking Mr. Drew 7 what an ordinary thing for a woman who's allegedly 8 been abused to do. 9 MR. ROTTENBORN: And we have no -- no -- 10 no objection to that not being -- 11 THE COURT: Okay. 12 MR. ROTTENBORN: -- an appropriate 13 question, but what I would like to get is Melanie 14 and Jodi were not just employees of Amber. They 15 served -- functionally served a purpose. They were 16 close, dear friends. That's all I wanted to get. 17 THE COURT: But there's no question, 18 though, so... 19 MR. ROTTENBORN: Okay. Well, then, if -- 20 THE COURT: If you take out the question, 21 I can't keep the answer. 22 MR. ROTTENBORN: Okay. Fair enough.	196	1 what Officer Saenz saw is not something that he can 2 testify to. 3 THE COURT: All right. I'll sustain the 4 objection. 5 MS. MEYERS: May I just briefly? So, in 6 another portion, Mr. Drew states that he took the 7 officer through the entire penthouse. And so this 8 is about the fact that she saw every room in the 9 penthouse, essentially. 10 THE COURT: He already testifies to that, 11 though; correct? 12 MS. MEYERS: Yes. 13 THE COURT: All right. So I'll sustain 14 the objection. 15 All right. Moving on. 16 MS. MEYERS: There's a lot of withdrawn 17 testimony in this middle bit. 18 THE COURT: Okay. 19 MS. MEYERS: I'm sure the flipping pages 20 is music to your ears. 21 THE COURT: Yes. 22 MS. MEYERS: Page 151 is the next

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50 (197 to 200)

197	1 portion. 2 MR. ROTTENBORN: Did you get 145? 3 MS. MEYERS: I'm sorry. I might have 4 skipped that. 5 MR. ROTTENBORN: I have that you-all have 6 an objection. 7 MS. MEYERS: I have that you withdrew the 8 testimony that we were objecting to. 9 MR. ROTTENBORN: You're right. I don't 10 think that got marked, but I definitely would have 11 done that. 12 THE COURT: All right. Page 151? 13 MS. MEYERS: Page 151. Your Honor, this 14 is just a series of questions asking Mr. Drew for 15 his opinion about whether it's okay -- 16 MR. ROTTENBORN: I'll withdraw it. 17 THE COURT: Withdrawing. Next one? 18 MS. MEYERS: Oh, that goes on to 152, 19 line 7. 20 MR. ROTTENBORN: Yep. 21 MS. MEYERS: That might be it. No, 22 there's that one at the end. Okay. No, that one	199	1 the question -- there's no question if you take 2 apart -- 3 THE COURT: Yeah, what would the question 4 look like? 5 MR. ROTTENBORN: I guess it would just be 6 Mr. Bett is testifying that Mr. Judge has stated 7 he's not -- well, I guess there would be no 8 question, so... 9 MS. MEYERS: Yeah, no question. 10 MR. ROTTENBORN: There's going to be 11 plenty of evidence about this. Let's just take it 12 out. 13 THE COURT: Okay. 14 MR. ROTTENBORN: And that means, then, we 15 get rid of -- 16 THE COURT: Okie-dokie. 17 MS. MEYERS: I'm sorry? Yes, all the way 18 down through line 22. And then I think that -- 19 THE COURT: That was definitely much 20 better. Okay. Very good. Yes, you get a star. 21 Very good. I like that one. Let's make your next 22 one easy to do that one too; right?
198	1 was withdrawn as well. Okay. Your Honor, I think 2 the last one that we're in dispute about is on page 3 261. 4 THE COURT: 261. All right. 5 MS. MEYERS: And the issue with this is 6 really a foundational issue. It's really asking 7 the witness to speculate about what makes sense 8 that Mr. Bett and Mr. Judge (ph) would do in a 9 given circumstance. 10 MR. ROTTENBORN: I'll be willing to 11 withdraw the second part of the question. 12 THE COURT: Okay. 13 MR. ROTTENBORN: The answer talks about 14 how he was living there for quite a while, and he 15 says he can count on one hand the number of times 16 that security was ever actually stationed outside 17 of the door. And they came in and made sure that 18 Johnny had more (indiscernible) the storage room. 19 THE COURT: Okay. 20 MR. ROTTENBORN: So that's the relevant 21 point. 22 MS. MEYERS: Your Honor, the problem is	200	1 MR. ROTTENBORN: I'm sorry? 2 MS. MEYERS: We don't have any more 3 together. 4 THE COURT: Oh, you don't have any more 5 together. Oh, I'm sorry. 6 MS. MEYERS: The A Team is -- 7 THE COURT: It was quite the team. It 8 was quite the team. Okay. That's fine. 9 MR. ROTTENBORN: It's on the record. 10 THE COURT: Oh, what was the first one 11 last week? 12 MS. BREDEHOFT: We had a couple of good 13 ones last week. 14 THE COURT: Yeah, last week we had one 15 that was -- I think we only had two last week on 16 the first one. Yes, I'm still dreaming about that 17 one. Okay. That's fine. 18 All right. Do you want to do back to 19 Tillet Wright real quick? 20 MS. BREDEHOFT: Yes, we just have a few 21 left. 22 THE COURT: Good. What are we up to?

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201	1 MS. BREDEHOFT: Let's go to page 282. 2 And here's what I propose. These are the 3 counterclaims, just asking how it impacted her, and 4 as you know, Mr. Tillet Wright has a way of 5 answering questions in different places. So what I 6 propose is 282, the question 1 through 10. And 7 then he doesn't really answer it on the next 8 answer, but he answers it on the next question. 9 THE COURT: Without answering that 10 question. 11 MS. BREDEHOFT: Right. 12 THE COURT: All right. 13 MS. BREDEHOFT: Which was, unfortunately, 14 something that happened a lot. Then I propose to 15 take the question there and then the answer -- 16 THE COURT: 282, okay. 17 MS. BREDEHOFT: The answer at 383 -- 283, 18 line 18 through 22. Stop there and also take out, 19 "It caused her bouts of PTSD." So it would just be 20 a relatively short answer. 21 MR. CRAWFORD: We have got a foundation 22 objection, Your Honor. It's never even established	203	1 MS. BREDEHOFT: No, I scratched that. 2 THE COURT: Okay. So just the first two 3 lines; right? "Amber retreated. Amber became 4 isolated, embattled, extraordinarily distressed." 5 MS. BREDEHOFT: What we want to do is it 6 resulted in shaking and crying and hyperventilating 7 and caused her to relive the experiences about a 8 million times. 9 MR. MONIZ: He can't possibly testify to 10 that. 11 THE COURT: That, I -- I just think the 12 observations would be the first two lines. Okay? 13 MS. BREDEHOFT: Okay. And then I think 14 that solves the other one; right? 15 THE COURT: Okay. 16 MS. BREDEHOFT: No, wait. The second 17 one. Just making sure -- 18 THE COURT: Oh, okay. 19 MR. CRAWFORD: So now -- 286 would stay 20 in? 21 MS. BREDEHOFT: Right. So you're good on 22 that one. Right? Okay.
202	1 that Mr. Tillet Wright was aware that Amber even 2 read the article or the statements, and it's a 3 speculative response and one that we believe calls 4 for expert testimony as to the impact of her -- our 5 statements. 6 MS. BREDEHOFT: It's a friend who can say 7 how that impacted her. 8 MR. MONIZ: He doesn't testify -- I 9 apologize. 10 MS. BREDEHOFT: I'm sorry? 11 MR. MONIZ: I apologize; I didn't mean to 12 cut you off. I was just saying he didn't testify 13 to anything he observed. He said Amber retreated, 14 you know, became embattled, extraordinarily 15 distressed. There's no -- it's speculation about 16 what's inside her mind. 17 MS. BREDEHOFT: What were his 18 observations? That's the question. And that's his 19 observation. 20 THE COURT: All right. I'll allow the 21 question, and I'll just -- I can't say it caused 22 her bouts of PTSD, because I'm not sure --	204	1 Then, Your Honor, there's just two left. 2 THE COURT: Okay. 3 MS. BREDEHOFT: I think it's two. It 4 might be three. 5 Page 318 -- 6 THE COURT: Okay. 7 MS. BREDEHOFT: -- into 319 and 321. 8 It's kind of the same stream. 9 THE COURT: 318. Okay. So the question 10 on 318, line 13? 11 MS. BREDEHOFT: It is. 12 MR. MONIZ: Yes, Your Honor. The 13 question asks for causation, Your Honor, and he 14 says that he never even knew if Mr. Depp was on 15 something, so he can't testify as to causation. 16 MS. BREDEHOFT: He answers -- bear in 17 mind, that is Mr. Presidio, this is Mr. Depp's 18 counsel asking this question. He said, "If you 19 want my honest answer, the honest answer is he 20 mixed substances constantly." 21 MR. CRAWFORD: But it was a nonresponsive 22 answer.

<p style="text-align: right;">205</p> <p>1 MR. MONIZ: But the question, Your Honor, 2 is "Did you ever witness Mr. Depp become violent in 3 any manner on account of him smoking cigarettes or 4 joints?"</p> <p>5 MS. BREDEHOFT: And then, if Your Honor 6 reads the rest of it, going to 321 -- and that's 7 why I think the whole thing has to be there -- he 8 talks to Mr. Depp as being sarcastic-- --</p> <p>9 THE COURT: "He mixed all kinds of things 10 together."</p> <p>11 MR. MONIZ: None of that's responsive to 12 the question. And it ends with him saying, "And I 13 never knew what he had taken." So he can't 14 opine -- I mean, he even said --</p> <p>15 THE COURT: Just smoking -- because it 16 was just -- supposed to be for smoking cigarettes 17 or joints.</p> <p>18 MS. BREDEHOFT: But, Your Honor, if Your 19 Honor reads the whole thing that we have in 20 dispute, I think it will all tie together. So if 21 Your Honor says -- goes into the next question, 22 which was objected to, "When you say he gets</p>	<p style="text-align: right;">207</p> <p>1 mixed -- he didn't just smoke and marijuana, so he 2 couldn't just, in reality, ever see that because 3 that's not what happened in reality. He's mix 4 other substances. I'm going to allow the answer.</p> <p>5 MS. BREDEHOFT: Okay. Thank you. All 6 right. That takes care of that set. And then we 7 have got -- the last one, Your Honor, is on page 8 375.</p> <p>9 THE COURT: All right.</p> <p>10 MS. BREDEHOFT: And there's a question, 11 you know, about the hair on the ground still. And 12 so the question, again, is Mr. Depp's counsel 13 asking, and it starts at line 1. And I would agree 14 on the answer to take out "like being almost beaten 15 to death by your husband."</p> <p>16 THE COURT: All right. But what do you 17 want to keep in there, because it seems like all -- 18 it seems, from my experience of trauma?</p> <p>19 MS. BREDEHOFT: Well, he's asking -- he's 20 asking for his opinion. He's asking him wouldn't 21 that be odd to have that clump of hair on the 22 ground 20 hours later?</p>
<p style="text-align: right;">206</p> <p>1 violent, when did you see him get violent?" And 2 then they're objecting to what is on page 321, 6 3 through 20. But it all pretty much ties in, then, 4 to the cigarettes and marijuana that he asked at 5 the beginning.</p> <p>6 MR. MONIZ: But there again, Your Honor, 7 he's talking about his assumption. He says, "And 8 prior to this episode, did you" -- I mean, "Prior 9 to throwing those dishes, did you witness him 10 imbibing in any drugs or alcohol?"</p> <p>11 ANSWER: "I couldn't tell you, but my 12 assumption would be yes."</p> <p>13 He's testifying as to an assumption, not 14 as to anything he witnessed.</p> <p>15 MS. BREDEHOFT: Then he ends it up with 16 "since he was always smoking cigarettes and 17 marijuana, my assumption is yes."</p> <p>18 MR. MONIZ: But the question was, "Did 19 you witness him?" And the answer was, "My 20 assumption would be yes." But the actual answer to 21 the question was, "I couldn't tell you."</p> <p>22 THE COURT: Well, he says because he</p>	<p style="text-align: right;">208</p> <p>1 MR. MONIZ: And his opinion is 2 irrelevant.</p> <p>3 THE COURT: Yeah, I'll sustain the 4 objection as to that one.</p> <p>5 MS. BREDEHOFT: All right. That takes 6 care of it.</p> <p>7 THE COURT: Oh, yeah. Good. I think I 8 have one more I can do before I break for lunch; 9 right? Is it a quick one?</p> <p>10 MS. VASQUEZ: This one should be very 11 quick, Your Honor.</p> <p>12 THE COURT: All right. Which one is it?</p> <p>13 MS. CALNAN: Ms. Mars. And just for 14 context, Liz Mars was a friend of Amber Heard.</p> <p>15 THE COURT: Oh, there you go.</p> <p>16 MS. CALNAN: Liz Mars was a friend of 17 Amber Heard who was at the penthouse on May 21st, 18 2016.</p> <p>19 THE COURT: Okay. Is she the unknown 20 female with the dog or is that somebody else?</p> <p>21 MS. VASQUEZ: Yes. You got it right.</p> <p>22 THE COURT: I'm trying to keep track. I</p>

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53 (209 to 212)

209	211
1 did? I got that one. Unknown female with the dog. 2 MS. VASQUEZ: Unknown female with the 3 dog. 4 THE COURT: Okay. Good. All right. 5 Well, we're getting there. Okay. 6 MS. PINTADO: So our first area of 7 contention is on page 94, I think. 8 THE COURT: Oh, I like that. Okay. Page 9 94. Okay. 10 MS. PINTADO: And it's lines 22 through 11 25. Your Honor, this is speculative and needlessly 12 cumulative. On prior testimony on pages 93 and 13 above on 94, Ms. Mars testifies about whether she 14 was wearing makeup. This is just speculative and 15 needlessly cumulative. 16 MS. CALNAN: It's not entirely 17 duplicative, Your Honor. 18 THE COURT: Okay. 19 MS. CALNAN: It's also not speculative. 20 On the page 93, 8 through 19, lays a foundation for 21 that. But, again, it's asking -- 22 THE COURT: About the makeup.	1 set of officers that I actually was in the 2 apartment in PH-3, I think it was. Four came in 3 and did not come deeply into the apartment so they 4 didn't walk farther in. They stayed very close, 5 from my recollection." 6 So this is all her personal -- 7 MS. CALNAN: Well, four. There was two 8 sets of officers. She was only there for two. 9 THE COURT: All right. The second group. 10 MS. PINTADO: I see what you're saying. 11 I think that it's clarified again. I mean, it's 12 clear that she's talking about the ones that she 13 witnessed. 14 MS. CALNAN: I mean, it's not clear. The 15 second set of officers are two police officers, and 16 the question asked about the -- it says, "Ms. Mars, 17 so you were inside Penthouse 1 when the first 18 police officers came?" So it's confusing and also 19 nonresponsive. 20 THE COURT: Where is that part at? The 21 first officers? I don't see that question. 22 MS. CALNAN: Lines 9 through 11 on page
210	212
1 MS. CALNAN: -- "Did it appear to you was 2 she wearing makeup?" And she responds, "She had 3 spruced herself up enough for me to notice a 4 difference in her appearance." 5 THE COURT: Okay. I'll allow it. 6 Next one? 7 MS. CALNAN: Okay. So the next one is 8 going to be on page -- 9 MS. PINTADO: Page 166, I think. 10 MS. CALNAN: Yes. We're maintaining our 11 objections as speculative. Ms. Mars is testifying 12 about how long the police officers were in the 13 penthouse, and she testified that she wasn't even 14 in the penthouse when the first set of officers 15 arrived. 16 MS. PINTADO: And this is talking about 17 the second set, and she clarifies that in this 18 section. So it says, "Wasn't it your testimony, 19 Ms. Mars, that you were inside the penthouse when 20 the first polices came to the scene?" 21 "Correct." 22 And then she goes on to say, "The second	1 166. 2 THE COURT: All right. 9 through 11. 3 Okay. 4 MS. PINTADO: And she says at the 5 beginning there were two sets of officers. 6 THE COURT: Right. 7 MS. PINTADO: And then she says the 8 second set of officers that was actually in PH-3. 9 THE COURT: Then she says, "The second 10 set of officers. There were two sets of officers 11 that came. The second group, I actually was in the 12 apartment." All right. I think she rehabilitates 13 what she's saying there. I'll allow that. That's 14 fine. I can follow along. 15 MS. PINTADO: And then we will actually, 16 on page 174 -- sorry. No, I'm sorry. 174, I will 17 withdraw that designation. 18 THE COURT: All right. 19 MS. CALNAN: All on 174? 20 THE COURT: All three of them? 21 MS. PINTADO: All three of them. 22 MS. CALNAN: And what about 175?

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213	1 MS. PINTADO: And also on 175. 2 THE COURT: All right. 3 MS. PINTADO: And then the next one is on 4 page 256. 5 MS. CALNAN: Yep. It's lines 10 through 6 22. 7 MS. PINTADO: Yes. 8 THE COURT: Okay. 9 MS. CALNAN: Oh, this is just leading and 10 speculation. 11 MS. PINTADO: There's no speculation 12 asserted here, but -- 13 MS. CALNAN: Well, it's leading, and, 14 again, we just were talking about makeup, and we're 15 bringing it up again here. And she's talking 16 about, "We ladies sometimes" -- or the question is, 17 "We ladies sometimes use to not appear as though we 18 are wearing makeup," yeah, so it's not really 19 specific to Amber here. It's not relevant. 20 MS. PINTADO: Well, I think she 21 understood what it was, and -- 22 THE COURT: That's fine. I'll allow it.	215	1 THE COURT: Oh, yeah. Okay. Great. All 2 right. So five down, five to go. All right. So 3 make sure you get some food and everything and get 4 back at it around 2:00, and I should be able to get 5 everything taken care of. Okay? 6 But we do have 19 for next Friday, I just 7 want to let you know. Mr. Rottenborn, I don't 8 think you were in the courtroom when we talked 9 about that. Okay? 10 MR. ROTTENBORN: We have 19? 11 THE COURT: Yes, I thought I'd let you 12 know. 13 (A lunch recess was taken from 1:12 p.m. 14 to 2:15 p.m.) 15 THE COURT: All right. Yes, what do we 16 got? 17 MR. CHEW: Good afternoon. Sorry to 18 bother you. 19 THE COURT: Okay. 20 MR. CHEW: Just something came to our 21 attention. Apparently, somebody -- not accusing 22 anybody -- is putting leaflets on everybody's cars
214	1 Go ahead. 2 MS. PINTADO: The last one is page 290. 3 THE COURT: 290. 4 MS. CALNAN: I think here, we're -- lines 5 9 through 15 on 290 and hearsay. She's asking 6 about her conversation with Ms. Heard. She's 7 asking if there's anything else she remembers and 8 then she says, "Well, I remember Amber not being 9 forth telling with the police officers." That's 10 not hearsay. 11 MS. PINTADO: Well, it's speculative and 12 also lack of personal knowledge, but, yeah, it 13 says, "Is there anything else you remember about 14 that night that we haven't talked about?" 15 "And one thing I do remember is that 16 Amber was not wanting to be, like, forth telling." 17 She wouldn't know that unless Amber told her that. 18 MS. CALNAN: That's based on her personal 19 observation. 20 THE COURT: I'll sustain the objection. 21 All right. 22 MS. PINTADO: That's it.	216	1 yesterday in the parking lot, pro Amber Heard 2 leaflets, and I wanted to bring that to the Court's 3 attention. It could be a juror. 4 THE COURT: And what do you want me to do 5 about that? 6 MR. CHEW: I don't know, Your Honor. 7 This is unprecedented for us, so we just -- and 8 we're not accusing anybody. 9 THE COURT: I haven't -- nobody's told me 10 about finding any leaflets on their cars. 11 MS. VASQUEZ: It was yesterday. 12 MR. CHEW: Yeah, it was yesterday. 13 Ms. Vasquez has -- 14 THE COURT: But who knows -- did you have 15 one on your car? Did you have one on your car? 16 MS. VASQUEZ: We didn't drive. We don't 17 park here, Your Honor. 18 THE COURT: Okay. Does anybody have it 19 on their car? Anybody knows? 20 MS. MEYERS: I didn't have it on my car, 21 but -- 22 MS. BREDEHOFT: This is the first we have

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55 (217 to 220)

217	219
1 heard of it.	1 good friend.
2 MS. PINTADO: When you say "everyone,"	2 THE COURT: Okay. A friend. Okay. So
3 are you saying every single car in the parking lot?	3 he's texting her.
4 THE COURT: Do you know somebody who had	4 MR. CRAWFORD: He's texting her. "I
5 it put on their car?	5 clearly saw you with discoloring and sensitivity on
6 MS. VASQUEZ: No.	6 your cheek on the way to the gym on the 31st." And
7 THE COURT: Then I don't want to hear	7 so --
8 about it. Correct?	8 THE COURT: Okay.
9 MS. VASQUEZ: Yeah, they were found on	9 MR. CRAWFORD: -- we have got a hearsay
10 cars.	10 objection here, Your Honor.
11 THE COURT: Who found it on a car and	11 THE COURT: All right. Yes, ma'am?
12 what car? This does not sound like it's been	12 MS. PINTADO: And we are arguing that it
13 verified by anybody. If it's not verified, I don't	13 is a recorded recollection and present sense
14 want to hear about it.	14 impression at that.
15 MR. CHEW: Understood, Your Honor.	15 THE COURT: All right. I'll sustain the
16 Apologies.	16 objection. Next one?
17 THE COURT: Okay. Good. We're working	17 MR. CRAWFORD: The next one, Your Honor,
18 on depositions. Right? Thank you.	18 page 30. It is just along the same -- the same
19 MS. VASQUEZ: Well...	19 lines, reading a text into the record, you know,
20 (A recess was taken from 2:16 to 4:11	20 just asking them to describe the text message.
21 p.m.)	21 THE COURT: Okay.
22 THE COURT: All right. What are we	22 MS. PINTADO: For this one, I think based
218	220
1 doing?	1 on your prior ruling --
2 MR. CRAWFORD: Your Honor, we have just	2 THE COURT: All right.
3 four very quick items on Rami Sarabi, and those	3 MS. PINTADO: -- we'll withdraw that one.
4 will inform a number of others.	4 THE COURT: Sure. Is your microphone
5 THE COURT: Okay.	5 phone?
6 MR. CRAWFORD: And we'll turn to another	6 MS. PINTADO: No.
7 after that.	7 THE COURT: Thank you. That just helps
8 THE COURT: All right. What do we got?	8 the court reporter. Thanks.
9 MR. CRAWFORD: Page 29, Your Honor.	9 MS. PINTADO: Thank you.
10 THE COURT: Page 29. Okay.	10 MR. CRAWFORD: Your Honor, page 31.
11 MR. CRAWFORD: Starting with line 14	11 THE COURT: Okay.
12 here.	12 MR. CRAWFORD: Line 11. "So can you
13 THE COURT: Line 14.	13 describe in more detail the, quote, 'discoloring'
14 MR. CRAWFORD: So this text is hearsay,	14 you were referring to in this text message with
15 and it's just -- the question is just reading the	15 Amber Heard?"
16 text into the record.	16 MS. PINTADO: For this one, Your Honor,
17 THE COURT: Who is the text from and to	17 it's similar to the others. We would be willing to
18 and all that?	18 take out the "discoloring" you were referring to
19 MR. CRAWFORD: The text is from	19 and "can you describe in more detail."
20 Mr. Sarabi to Ms. Heard.	20 THE COURT: It's still referring to the
21 THE COURT: Okay. And who is Mr. Sarabi?	21 text.
22 MR. CRAWFORD: Mr. Sarabi is Ms. Heard's	22 MR. CRAWFORD: It's still referring to

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221	223
1 the text, yes.	1 there.
2 MS. PINTADO: Okay.	2 THE COURT: All right. That's my
3 THE COURT: I think I just said that.	3 favorite one, and you can tell Mr. Rottenborn that
4 Yes.	4 he's now not in the lead. You are.
5 MS. PINTADO: Okay. So we'll withdraw	5 MS. BREDEHOFT: Okay. All right. Then
6 that.	6 that was worth it.
7 THE COURT: All right. Thank you.	7 THE COURT: All right. The next one?
8 MR. CRAWFORD: And, Your Honor, page 33	8 MS. BREDEHOFT: And then we have -- do we
9 is the last one for this here. Line 10 -- 10	9 want to do Melanie Inglessis first, because we only
10 through 13, "What do you recall in the responses?"	10 have two?
11 "When I say hello, usually, we would greet each	11 THE COURT: Melanie Inglessis.
12 other with a kiss on the cheek. She winced back in	12 MS. BREDEHOFT: We have the first of
13 pain." I got a speculation objection to the "wince	13 those is at page 213.
14 back in pain" aspect. That is a phrase that we	14 THE COURT: 213. Okay.
15 kind of see throughout this deposition.	15 MS. BREDEHOFT: And it's line -- starts
16 MS. PINTADO: And that's his -- that's	16 at line 20 of 213 into 214.
17 his observations.	17 THE COURT: Back to makeup.
18 THE COURT: That's his conclusion, I	18 MS. CALNAN: Yeah, and just for context,
19 think. I think she can say she winced maybe.	19 Your Honor, Melanie Inglessis is Amber Heard's
20 MS. PINTADO: We'd be fine with that,	20 makeup artist.
21 Your Honor. We can take out "in pain."	21 THE COURT: Thank you. Okay. Well, that
22 MR. CRAWFORD: Take out the "in pain"?	22 makes sense that we're talking about makeup then.
222	224
1 THE COURT: Okay.	1 MS. CALNAN: Yes. And she did her makeup
2 MR. CRAWFORD: Okay. Thank you, Your	2 for the James Corden show in December of 2015.
3 Honor.	3 THE COURT: Got it, got it.
4 MS. PINTADO: And that's all; is that	4 MS. CALNAN: But she was not there
5 right?	5 throughout the week of May 21st.
6 THE COURT: We're done with this one?	6 THE COURT: Okay.
7 MR. CRAWFORD: That's all for Mr. Sarabi.	7 MS. BREDEHOFT: She actually did see her
8 MS. PINTADO: For you, yes.	8 during the week of May 21st and she's --
9 THE COURT: Wait a minute. For now?	9 MS. CALNAN: But she wasn't there every
10 Stop, stop. For now? What does that mean?	10 day and didn't --
11 MS. PINTADO: Based on your rulings,	11 THE COURT: Okay.
12 we're going to --	12 MS. CALNAN: So, yeah, hearsay, lack of
13 THE COURT: Okay.	13 foundation, speculation, lack of personal
14 MS. PINTADO: -- there's a lot of very	14 knowledge.
15 similar --	15 MS. BREDEHOFT: We have got all kinds of
16 THE COURT: All right.	16 people testifying she wasn't wearing a stitch of
17 MS. BREDEHOFT: So the good news, Your	17 makeup that week, and this is a professional makeup
18 Honor, is that we completely reached agreements on	18 artist who is her friend, who saw her a number of
19 Eric George.	19 times during that week and was just clarifying.
20 THE COURT: All right. Eric George is	20 MS. CALNAN: I mean, she wasn't there
21 done?	21 with her every single day that week, so she can't
22 MS. BREDEHOFT: So there is no dispute	22 say whether Ms. Heard was wearing makeup or not.

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225	1 THE COURT: All right. That would go to, 2 I'm assuming, cross/redirect, but I'll allow it. 3 All right. Next one? 4 MS. BREDEHOFT: Thank you. And then the 5 last one is at page 230. 6 THE COURT: 230? 7 MS. BREDEHOFT: Yes. 8 THE COURT: Okay. 9 MS. CALNAN: The question starts on line 10 17. 11 THE COURT: Of 230? 12 MS. CALNAN: 230. 13 THE COURT: Okay. 14 MS. CALNAN: And the answer is on the top 15 of page 231. 16 THE COURT: "Are you aware that Amber 17 Heard had to take her telephone number a few 18 different times while you knew her?" 19 MS. CALNAN: Absolutely no relevance to 20 this case. 21 THE COURT: All right. What's the 22 relevance?	227	1 MS. BREDEHOFT: Right. And then she 2 says, right after that, she had to change her phone 3 number. 4 THE COURT: I know, but that's not part 5 of the defamatory statements. 6 MS. BREDEHOFT: Correct, Your Honor, but 7 it's in that context. 8 THE COURT: I understand. 9 MS. BREDEHOFT: Parse it out. 10 THE COURT: I'm going to sustain the 11 objection as to relevance. Okay? 12 MS. BREDEHOFT: Okay. 13 THE COURT: I had to laminate these 14 things. 15 MS. BREDEHOFT: All right. So that's the 16 end of that one. 17 And then for the exhibits on that one, 18 Your Honor, they're just pictures, and we're going 19 to look a little harder about whether we cut more. 20 THE COURT: Sure. 21 MS. BREDEHOFT: And I think we're not 22 going to have any objections.
226	1 MS. BREDEHOFT: Hold on. Missing my pen. 2 THE COURT: Sure. Page 230. 3 MS. BREDEHOFT: Oh, the relevance of this 4 one, Your Honor, is the op-ed includes a part that 5 she said she had to change her telephone number 6 multiple times. And so I'm just establishing -- 7 that's in the context of one of the "I felt the 8 wrath." It's one of the two statements that she 9 made. And so we're just getting somebody who knew 10 that she did, just establishing that foundation 11 that she did. And she said, yes, and she had ten 12 different aliases for her on her phone. 13 But it established -- 14 THE COURT: "I spoke up against sexual 15 violence and faced our culture's wrath. That has 16 to change." That's the one you're talking about? 17 MS. BREDEHOFT: No, no. In fact, Amber 18 didn't write that. It's the one that says that -- 19 it's the third statement of the three. 20 THE COURT: "I had the rare vantage point 21 of seeing in real-time how institutions protect men 22 accused of abuse."	228	1 THE COURT: There's no objections to 2 these exhibits for this one? 3 MS. CALNAN: At this time. I think 4 Ms. Bredehopt is going to go through pages 87 to 5 127 to make sure she's de-designating all that. 6 THE COURT: Okay. 7 MS. CALNAN: And she's not -- any 8 photos -- 9 MS. BREDEHOFT: We're going to discuss 10 it, but any photos that she has, frankly, will come 11 in through Ms. Heard before they get to her. 12 THE COURT: All right. So there 13 shouldn't be any objections. 14 MS. BREDEHOFT: So we shouldn't have any. 15 THE COURT: Okay. But we'll see. Okay. 16 That's good. All right. 17 MS. BREDEHOFT: And then we have got 18 Ellen Barkin. 19 THE COURT: Ellen Barkin. Okay. 20 MR. MONIZ: And, Your Honor, may I 21 approach? 22 THE COURT: Yes, sir.

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229	231
<p>1 MR. MONIZ: So, Your Honor, by way of 2 background, this was the subject of a motion in 3 limine. We have a slightly updated transcript for 4 you there. And I think that the Court can resolve 5 this issue for us pretty quickly. 6 THE COURT: All right. So you don't want 7 me to use the transcript that I had. You want -- 8 MR. MONIZ: I'd prefer if you use the one 9 I just handed you, Your Honor. 10 MS. BREDEHOFT: They didn't file any 11 objections to the designations. They just filed 12 the motion in limine, and Your Honor denied that. 13 MR. MONIZ: So the motion in limine was 14 primarily based on relevance and propensity 15 grounds. I think I can kind of get a read on the 16 Court's position on this pretty quickly. 17 THE COURT: Okay. 18 MR. MONIZ: The basic point here is that 19 this is one of Mr. Depp's ex-girlfriends. He dated 20 her back in 1990s. 21 THE COURT: Okay. 22 MR. MONIZ: Essentially, the testimony</p>	<p>1 I have heard this trial, I feel like I know him 2 better than I know my husband after 30 years. 3 MS. VASQUEZ: We did promise you that, 4 Your Honor. 5 THE COURT: I think you can't go into 6 time durations here. You know? 7 MS. VASQUEZ: We did promise you that. 8 MS. BREDEHOFT: Your Honor, they did. 9 They started with his childhood and they have 10 gone -- now they have been asking -- 11 THE COURT: Yeah, I'll overrule the 12 objection on that, that basis. Now, do we have to 13 go through it bit by bit, or are we -- does that 14 resolve the issue? 15 MR. MONIZ: I think, if Your Honor is 16 going to overrule that objection, that may moot 17 most of the specific objections. If I can direct 18 the Court's and Ms. Bredehoff's attention to page 19 25 of the transcript, we do object to line 17 20 through 25. And then -- just on the grounds of 21 speculation and lack of personal knowledge. She 22 states in the response as to what prompted Mr. Depp</p>
230	232
<p>1 here is that she thought he was jealous and that, 2 at one point, he chucked a bottle across the room 3 in the presence of her and various other people. 4 THE COURT: All right. 5 MR. MONIZ: We don't think that's 6 relevant, and we don't think that's anything other 7 than improper propensity evidence. So -- but 8 that's kind of the overall thrust of this. 9 THE COURT: Okay. 10 MS. BREDEHOFT: And we -- 11 MR. MONIZ: And to be clear -- 12 MS. BREDEHOFT: -- introducing person 13 after person -- I'm sorry. 14 MR. MONIZ: Oh, I just wanted to make 15 sure I was clear on the record. He didn't throw 16 the bottle at anybody and that I was clear, it was 17 sort of chucked across the room, but it wasn't at 18 anybody. 19 As far as we're concerned, you know, 20 something 25 -- 20 years before he even met 21 Ms. Heard, I mean, that's really -- 22 THE COURT: I don't know. The testimony</p>	<p>1 to throw the bottle, but she has no recollection. 2 And so that's not something that really should be 3 testified to. 4 MS. BREDEHOFT: If he's just asking to 5 take out the question, "What's your recollection of 6 what prompted?", and she says, "I have no 7 recollection," I'm okay with taking those two out. 8 But the rest of it -- 9 THE COURT: Then the question was, "Were 10 you -- was something about to happen? Was 11 something..." 12 And she's like, "A fight was going on." 13 So you don't have any objection to... 14 MS. BREDEHOFT: I would be okay with 15 taking out the question, "What's your recollection 16 of what prompted Mr. Depp to do that?" "I have no 17 recollection." But I would not agree to take out 18 the rest. 19 MR. MONIZ: They already withdrew that. 20 THE COURT: Okay. 21 MR. MONIZ: All right. Based on -- I 22 think, Your Honor, based on the Court's ruling on</p>

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233	1 that, I think we can just move on. 2 THE COURT: All right. 3 MS. BREDEHOFT: I think that's -- 4 THE COURT: That takes care of Ms. Barkin 5 then? 6 MS. BREDEHOFT: Yes. What else do we 7 have? Do we just have that one? 8 MS. CALNAN: Kristy Sexton. 9 MS. BREDEHOFT: But she's got Kristy 10 Sexton; right? 11 THE COURT: I have Kristina Sexton. And 12 Sarabi. Oh, you need for her that one? 13 MS. BREDEHOFT: No, I did half of it but 14 Clarissa did the other half. I'm sorry, Your 15 Honor. 16 THE COURT: Okay. That's all right. Do 17 you want to do your half? 18 MS. MEYERS: There's only four. 19 MS. BREDEHOFT: I can argue it. 20 MS. MEYERS: Yeah. 21 MS. BREDEHOFT: Let me just find the 22 transcript.	235	1 THE COURT: Oh, sure. No, go. We're 2 fine. 3 MS. BREDEHOFT: Ms. Meyers is way more 4 efficient at finding things. Okay. 5 MS. MEYERS: The first point is on page 6 45. We have withdrawn our objection to line 16 7 through 25 at Paul's (ph) at the house, but then 8 the rest of the answer, which goes on to page 46 at 9 line 6 is relaying what Ms. Sexton heard Amber say. 10 So we maintain our hearsay objection to that 11 portion. 12 THE COURT: Okay. Let's see. Let me go 13 to the question. Okay. And, I'm sorry, who is -- 14 THE WITNESS: I'm sorry. Ms. Sexton is 15 Amber Heard's acting coach and friend. 16 THE COURT: And friend. Okay. "You 17 would hear Mr. Depp and Ms. Heard fighting." 18 "Can you describe what you heard?" 19 "I could hear Amber was trying to get out 20 of the room, and she said, 'Please, please, just 21 calm down, there's someone in the house.' And then 22 the door shut again, and then I could just hear
234	1 THE COURT: Sure. 2 MS. BREDEHOFT: We did a switch in the 3 middle of -- 4 THE COURT: That's fine. And also, 5 Ms. Bredehoft, I want to give you back your 6 evidence that you just gave to me, just so you can 7 have it. I don't want to enter into it evidence 8 today. 9 MS. BREDEHOFT: Oh, okay. 10 THE COURT: But since there's no 11 objections to it -- well, there was no objections 12 to those emails there was objections to. But other 13 than that... 14 MS. BREDEHOFT: Thank you, Your Honor. 15 I'm just going to try to find a 16 transcript of Kristy Sexton. 17 THE COURT: Sure. 18 MS. BREDEHOFT: Otherwise, I'll -- 19 THE WITNESS: Oh, and Elaine, here's your 20 sheet. And I think she flagged the four places. 21 MS. BREDEHOFT: Your Honor, may I -- may 22 I be permitted to just go quickly?	236	1 muffled yelling on his part." 2 MS. BREDEHOFT: I think that's perfectly 3 reasonable. I mean, she's describing what she -- 4 THE COURT: Well, the objection is to 5 hearsay to the, "Please, please, just calm down. 6 There's someone in the house." 7 MS. BREDEHOFT: If we just said -- if we 8 took out, "And she said, please calm down, there's 9 someone in the house," and left the rest in, then I 10 think that's the description. 11 THE COURT: I think that's -- 12 MS. MEYERS: That's fine. 13 THE COURT: Okay. 14 MS. MEYERS: And so -- and then, "One 15 time I remember one specific incident, I could 16 hear," and we're going to take "Amber was trying to 17 get out of the room and she said" through "down, 18 there's someone in the house." And then -- 19 THE COURT: "The door shut again." 20 MS. MEYERS: "The door shut again. I 21 could hear muffled yelling." 22 THE COURT: That's fine.

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<p>1 MS. MEYERS: Okay. The next one is on 2 page 64. 3 THE COURT: 64. Okay. 4 MS. MEYERS: This is -- we have many 5 objections to this portion, Your Honor. It's 6 relevance. It's asking Ms. Sexton -- 7 MS. BREDEHOFT: I'll withdraw that one. 8 THE COURT: Okay. We're withdrawing that 9 one. Okay. 10 MS. MEYERS: And then, on page 76, we are 11 maintaining our hearsay objection to lines 13 on 12 page 76 through lines 9 on page 77. This is 13 Ms. Sexton relaying a conversation she had between 14 her and Amber. 15 MS. BREDEHOFT: And, based on Your 16 Honor's ruling, you're probably going to sustain. 17 THE COURT: Okay. I'll sustain that 18 objection. 19 Next one? 20 MS. MEYERS: The last -- it's sort of the 21 portion of the answer on page 81. 22 THE COURT: Part of the answer. Okay.</p>	<p>1 that. The entire thing is destroyed." 2 MS. MEYERS: This is Ms. Sexton 3 relaying -- 4 THE COURT: What another person has said. 5 It's not her present sense impression. You're 6 saying it's a management's sense impression. 7 MS. BREDEHOFT: Right, right. 8 THE COURT: Yeah, no. I'll sustain the 9 objection. 10 MS. BREDEHOFT: Okay. So we take out "to 11 which the manager" through "the entire thing is 12 destroyed"? 13 MS. MEYERS: Well, and then we would 14 argue that also "and then they moved off to have 15 their conversation about that, I assume," which is 16 speculation on Ms. Sexton's part. 17 MS. BREDEHOFT: Okay. Yeah. 18 THE COURT: "Then I stayed with Amber, 19 and she was saying that he had just turned into a 20 monster and he had destroyed the place." 21 MS. MEYERS: Right. And so that -- 22 MS. BREDEHOFT: And I think what I have</p>
238	240
<p>1 MS. MEYERS: So we would just, I believe, 2 a portion's already been stricken in the -- our -- 3 we -- so starting on page 80, the portion on line 4 25 where they're talking about the content of what 5 a group of people were discussing. So that's "and 6 that Johnny" through 81, line 2, "that was there," 7 that should be stricken as hearsay. And I believe 8 that Ms. Pintado agreed to that portion. 9 THE COURT: Okay. 10 MS. BREDEHOFT: I have from "and that 11 Johnny," the last line of page 80 to the first half 12 of the first line on page 81. 13 THE COURT: All right. 14 MS. MEYERS: And then I believe the 15 portion that we are in disagreement is where it 16 says, "To which the manager or the owner of 17 Hicksville was saying," and it relays what that 18 individual was saying to Mr. Depp. 19 THE COURT: I think we would call that a 20 present sense impression there, to which the 21 manager -- saying, "You can't do that. We have got 22 people coming in two hours. You just can't do</p>	<p>1 got marked out here -- and I think they agreed -- 2 was after "stayed with Amber," taking out "and he 3 was saying" through "place." And then -- 4 THE COURT: Keep in "and she was really 5 shaken up." 6 MS. BREDEHOFT: "She was really shaken 7 up." 8 THE COURT: Okay. 9 MS. MEYERS: We ask to have "and she was 10 really shaken up" taken out as speculative. 11 THE COURT: All right. I'll allow it. 12 MS. MEYERS: Okay. 13 THE COURT: Okay. Next one? 14 MS. MEYERS: That's it. 15 THE COURT: That's it? 16 MS. MEYERS: Yep. 17 THE COURT: Okay. So we're just waiting 18 for Mr. Sarabi. 19 MS. MEYERS: I believe that's correct. 20 MS. VASQUEZ: I'll go ask them for a 21 time. 22 THE COURT: Sure. I mean, we had ten,</p>

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241	1 and that's ten, so I just want to make sure. And 2 next week, we're going to do 19. 3 MS. BREDEHOFT: And here's what we're 4 proposing on ours. I think we're up to 18. I'm 5 going to look and see if there's anything we can do 6 about that. 7 THE COURT: Okay. 8 MS. BREDEHOFT: But we're going to get 9 them, all of our designations by Sunday, just like 10 we did last week. 11 THE COURT: Okay. 12 MS. BREDEHOFT: And we're going to assign 13 a particular attorney to each of them. We're going 14 to tell them who is assigned to it. We'd like them 15 to assign an attorney to them and then communicate 16 so -- with each other so that they can talk through 17 the week. 18 THE COURT: Okay. 19 MS. BREDEHOFT: Because what happened to 20 us today was we got all their responses this 21 morning. 22 THE COURT: Right, right, right. I	243	1 THE COURT: And then we'd be done with 2 depositions, which is even better for everybody so 3 everybody can have their Fridays open for the end 4 of the trial too. So I like that idea. Everybody 5 wants their Fridays open. We're working on it. 6 We're working on it. 7 All right. Anything else, then, today? 8 MS. BREDEHOFT: Just Sarabi. We're just 9 waiting for Sarabi. 10 THE COURT: Okay. That's right. Just 11 while you-all are waiting for that, I know there's 12 a lot of redacted exhibits. Will I be getting 13 those Monday? There's a whole list. 14 MS. BREDEHOFT: Yes, yes. From our side, 15 we're working on those, and we'll have them to you 16 on Monday. 17 THE COURT: And I know you said 40, but 18 it's already in evidence, so I need 40. When I 19 asked about 40, you said, "Oh, I think we agreed on 20 41," but 40 was entered into evidence, so I do need 21 something for 40 since it was entered. 22 MS. MEYERS: Oh, okay. I can communicate
242	1 understand. 2 MS. BREDEHOFT: And so there's nothing we 3 could do. 4 THE COURT: Is that something we can do? 5 MS. MEYERS: I think that seems 6 reasonable, yes. 7 THE COURT: Can we do that so we cannot 8 be here until midnight next Friday? 9 MS. BREDEHOFT: Because if we do that and 10 then -- even if they just talked for an hour and a 11 half at night to go through things or whatever, at 12 least we can make way more progress. 13 THE COURT: Right. No, it makes sense 14 because, really, on these days, I think, other than 15 that first one we had to do, I was only on the 16 bench for two and a half hours, I think. So if we 17 can -- I think we can get through it if we can get 18 the preparation done ahead of time. 19 MR. CHEW: We will do that, Your Honor. 20 THE COURT: Okay. Great. That would be 21 fantastic. 22 MS. BREDEHOFT: Wonderful.	244	1 with Mr. Nadelhoft about that. We had communicated 2 about these exhibits. I think we can just 3 implement similar redactions. 4 THE COURT: Yeah, just for the record, 5 since it's already entered into evidence, I need to 6 keep it with -- with the record. Because I'm sure 7 everybody's going to appeal this case. I'm sure 8 there's not going to be 400 assignments of error. 9 MS. MEYERS: Of course not. 10 THE COURT: But, you know, just in case, 11 I want to keep a clean record for the poor Court of 12 Appeals that have to take it now, which is just 13 ironic at the timing that it works like that, 14 because I'm not sure how much the Supreme Court 15 would want to look at this case. But now Court of 16 Appeals has to. There they are. I don't know. 17 MR. CHEW: (Indiscernible) is fun. I'm 18 studying up on that. 19 THE COURT: So there will be some court 20 of appeal judges that will be waiting for this 21 case, so let's try to keep that record as clean as 22 possible for them. All right?

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245	1 MS. MEYERS: No problem. 2 THE COURT: Okay. So I'll go ahead and 3 take a break until we get Mr. Sarabi. 4 MS. VASQUEZ: They said they would need 5 another ten minutes. 6 THE COURT: Okay. That's fine. 7 MS. VASQUEZ: 15 minutes. 8 THE COURT: We're actually ahead of when 9 I thought we would be, so I'm okay with that. 10 MS. BREDEHOFT: Thank you very much. We 11 appreciate it. 12 THE COURT: All right. No problem. 13 (A brief recess was taken from 4:32 p.m. 14 to 4:47 p.m.) 15 THE COURT: All right. So what do we got 16 for Mr. Sarabi? 17 MR. CRAWFORD: Just a few more, Your 18 Honor. 19 THE COURT: Okay. 20 MR. CRAWFORD: Starting on page 34. 21 THE COURT: Okay. 22 MR. CRAWFORD: Lines 7 through 11.	247	1 MR. CRAWFORD: And just with respect to 2 that answer, she did mention that she was feeling 3 sad. 4 THE COURT: Okay. All right. 5 MS. PINTADO: And that one, Your Honor, 6 the exception would be it's a present sense 7 impression. And it's her -- and it's her 8 then-existing emotional state. She's feeling sad. 9 THE COURT: Okay. But she said she was 10 feeling sad. She did mention that she was feeling 11 sad. All right. 12 MS. PINTADO: I agree it's hearsay, but 13 the exception would be that it's her then-existing 14 emotional state. 15 THE COURT: That's an exception to the 16 hearsay, existing emotional state? 17 MS. PINTADO: It is, Your Honor. 18 THE COURT: Existing mental, emotional, 19 or physical condition. Statement of declarant, an 20 existing state of mind but not including statement 21 of memory or belief to prove a fact. I'll sustain 22 the objection.
246	1 THE COURT: Page 34, lines 7 through 11. 2 Okay. "So what is your firsthand knowledge of 3 seeing Amber with discoloring and sensitivity on 4 her cheek on the way to the gym on the 31st as you 5 describe in the text message?" Okay. So we're 6 still on the text message? 7 MS. PINTADO: Yes. I know there's still 8 a text message, but he is asking what the firsthand 9 knowledge is of seeing Amber with discoloring. So, 10 you know, I was also willing to strike the "as we 11 describe in this text message." 12 THE COURT: But that's where the language 13 comes from, so I can't really parse it, so I'll 14 sustain the objection to that one. 15 Where are we going from there? 16 MR. CRAWFORD: Jump into 55, Your Honor. 17 THE COURT: Perfect. 18 MR. CRAWFORD: That's 7 through 13. 19 THE COURT: "Do you recall any specific 20 behavior of Amber Heard that led you to believe 21 that she seemed sad at Coachella in April of this 22 year?"	248	1 All right. Next one? 2 MR. CRAWFORD: The next one, Your Honor, 3 is jumping to page 80, 2 through 12. 4 THE COURT: All right. Page 80, 2 5 through 12. Okay. 6 MR. CRAWFORD: It's a speculative 7 objection, Your Honor. 8 MS. PINTADO: Your Honor, if you'll bear 9 with me. 10 THE COURT: Sure. 11 MS. PINTADO: 82 through 12? 12 THE COURT: Yeah. 13 MS. PINTADO: I think that the foundation 14 has been laid for this one. They were close 15 friends. He has testified already that he could 16 tell when she was wearing makeup and that she only 17 wore light makeup. So, here, it's, you know, 18 discussing -- it says, "So that you're comfortable 19 stating that she was wearing makeup but not 20 comfortable stating that this particular discolor 21 (indiscernible) makeup." 22 MR. CRAWFORD: He says twice, this is

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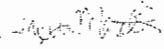
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1 just --	1 to my recollection."
2 MS. PINTADO: -- along the same lines of	2 "Did she describe being in pain or any
3 that.	3 discomfort?" Those are all hearsay.
4 MR. CRAWFORD: Sorry. He says twice this	4 MR. CRAWFORD: I'll note that there's
5 is just based on his inference so...	5 just a leading objection for those.
6 MS. PINTADO: His observation.	6 THE COURT: Okay.
7 THE COURT: I mean, he says inference.	7 MR. CRAWFORD: But still would argue that
8 MS. PINTADO: It's talking about his	8 the absence of a statement is not hearsay.
9 observations, Your Honor.	9 THE COURT: I'll sustain the objection.
10 THE COURT: All right. I'll allow it.	10 Next?
11 That's fine.	11 MR. CRAWFORD: 97, Your Honor, 7 through
12 All right. Next one?	12 9.
13 MR. CRAWFORD: 81, Your Honor, 15 --	13 THE COURT: "Did Ms. Heard ever tell you
14 starting at line 15.	14 that Mr. Depp abused her?" "No, she did not."
15 THE COURT: All right. "How did you know	15 Okay.
16 she was in pain?"	16 MS. PINTADO: And we have objected on
17 MR. CRAWFORD: This speaks sort of to our	17 hearsay. It's also leading. Same.
18 earlier -- one of our earlier discussions. He's	18 THE COURT: "You never witnessed any
19 got no foundation to say that she was in pain.	19 abuse of Ms. Heard by Mr. Depp; correct?"
20 THE COURT: Okay.	20 MS. PINTADO: So kind of same reasoning
21 MS. PINTADO: And, here, he is explaining	21 as the last one, but...
22 exactly why he believed she was in pain, so I think	22 THE COURT: Well, I mean, this one says,
250	252
1 it's actually laying that foundation. How did you	1 "And you never witnessed any abuse of Ms. Heard?"
2 know she was in pain?	2 MS. PINTADO: Oh, that one's not
3 THE COURT: All right. I'll allow this	3 objecting to, Your Honor.
4 one. That's fine.	4 THE COURT: Oh, okay.
5 All right. Next one?	5 MS. PINTADO: It's just that "Did
6 MR. CRAWFORD: 89, Your Honor.	6 Ms. Heard ever tell you?"
7 THE COURT: 89. Okay. "Did Ms. Heard	7 THE COURT: All right. I'll sustain the
8 tell you that she was suffering from headaches?"	8 objection.
9 "No."	9 Next one?
10 MS. PINTADO: Yes, Your Honor, we have	10 MR. CRAWFORD: The last one, Your Honor,
11 objected on hearsay for that one.	11 98, 12 through 21. I have got a relevance
12 MR. CRAWFORD: And that's the absence of	12 objection here.
13 a statement. There's no statement there. She	13 THE COURT: All right. "Sick or ill at
14 didn't say anything.	14 Coachella." All right. What's the relevance to
15 MS. PINTADO: It's asking what Ms. Heard	15 her feeling sick, I guess, on the second day?
16 told --	16 MS. PINTADO: Yes, Your Honor. I
17 THE COURT: Did she tell you that she	17 actually thought it was a hearsay objection before,
18 suffered -- so I'll sustain the objection.	18 so let me just review it briefly.
19 Next one? Or is that next question?	19 THE COURT: Okay.
20 MS. PINTADO: The same goes for the	20 MS. PINTADO: Or foundation. So the
21 others. "Did she tell you that she had a	21 relevance, Your Honor, is that she had experienced
22 concussion at all?" That's hearsay. It says, "Not	22 abuse shortly before that, and so it's her -- how

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253	1 she was feeling that day. 2 THE COURT: Any response to that? 3 MR. CRAWFORD: No. 4 THE COURT: All right. I'll overrule the 5 objection. That's fine. Okay? 6 MS. PINTADO: Thank you, Your Honor. 7 MR. CRAWFORD: Thank you, Your Honor. 8 THE COURT: That's it? We're good with 9 these ten? Okay. Well, you guys have a good 10 weekend. All right? 11 (At 4:54 p.m., the above hearing 12 concluded.) 13 14 15 16 17 18 19 20 21 22	255	1 CERTIFICATE OF TRANSCRIBER 2 3 I, Bobbi Fisher, do hereby certify that 4 the foregoing transcript is a true and correct 5 record of the recorded proceedings; that said 6 proceedings were transcribed to the best of my 7 ability from the audio recording and supporting 8 information; and that I am neither counsel for, 9 related to, nor employed by any of the parties to 10 this case, and I have no interest, financial or 11 otherwise, in its outcome. 12 13  14 _____ 15 Bobbi Fisher 16 Prepared: April 23, 2022 17 18 19 20 21 22
254	1 CERTIFICATE OF COURT REPORTER - NOTARY PUBLIC 2 3 I, Ashley Meredith, the officer before 4 whom the foregoing deposition was taken, do hereby 5 certify that said proceedings were electronically 6 recorded by me; and that I am neither counsel for, 7 related to, nor employed by any of the parties to 8 this case and have no interest, financial or 9 otherwise, in its outcome. 10 IN WITNESS WHEREOF, I have hereunto set my 11 hand and affixed my notarial seal this 22nd day of 12 April, 2022. 13 14  15 _____ 16 Ashley Meredith, Notary Public 17 for the Commonwealth of Virginia 18 19 Virginia Notary No. 7930582 20 Virginia Notary Expires: 6/30/2025 21 22		