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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

GREGG "ROCKY" BROOKS,

Plaintiff,

vs.

JOHN C. DEPP, an individual; MIRIAM
SEGAL, an individual; BRAD FURMAN, an
individual; GOOD FILM PRODUCTIONS
US, INC., a New York Corporation;
INFINITUM NIHIL, A Californian
Corporation; And DOES 1-50,

Defendants.

CASE NO. BC713123

ASSIGNED FOR ALL PURPOSES TO
HON. HOLLY J. FUJIE, DEPT. 56

**AMENDED DEPOSITION TESTIMONY
DESIGNATION AND OBJECTIONS**

FINAL STATUS CONFERENCE:

DATE: October 7, 2019

TIME: 8:30 a.m.

DEPT: 56

TRIAL DATE:

October 21, 2019

**DEPOSITION OF GREGG "ROCKY"
BROOKS**

VOLUME ONE:

PAGE 11, LINE 7 - PAGE 11, LINE 24

OBJECTION: RELEVANCE

PAGE 12, LINE 24 - PAGE 13, LINE 15

OBJECTION: _____

PAGE 23, LINE 7 - PAGE 24, LINE 9

OBJECTION: _____

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| PAGE 25, LINE 8 - PAGE 25, LINE 13 | OBJECTION: CALLS FOR SPECULATION |
| PAGE 31, LINE 13 - PAGE 31, LINE 21 | OBJECTION: _____ |
| PAGE 32, LINE 24 - PAGE 33, LINE 17 | OBJECTION: _____ |
| PAGE 36, LINE 1 - PAGE 36, LINE 5 | OBJECTION: _____ |
| PAGE 38, LINE 16 - PAGE 38, LINE 20 | OBJECTION: _____ |
| PAGE 39, LINE 10 - PAGE 39, LINE 22 | OBJECTION: _____ |
| PAGE 58, LINE 4 - PAGE 58, LINE 13 | OBJECTION: RELEVANCE |
| PAGE 59, LINE 7 - PAGE 59, LINE 18 | OBJECTION: _____ |
| PAGE 59, LINE 21 - PAGE 60, LINE 21 | OBJECTION: _____ |
| PAGE 61, LINE 10 - PAGE 62, LINE 19 | OBJECTION: _____ |
| PAGE 63, LINE 13 - PAGE 64, LINE 18 | OBJECTION: _____ |

COUNTER-DESIGNATION:

| | |
|-------------------------------------|-------------------------------|
| PAGE 7, LINE 18 - PAGE 8, LINE 1 | OBJECTION: RELEVANCE |
| PAGE 34, LINE 1 - PAGE 34, LINE 13 | OBJECTION: RELEVANCE |
| PAGE 34, LINE 23 - PAGE 35, LINE 25 | OBJECTION: RELEVANCE |
| PAGE 38, LINE 21 - PAGE 39, LINE 9 | OBJECTION: RELEVANCE |
| PAGE 58, LINE 14 - PAGE 59, LINE 6 | OBJECTION: RELEVANCE; HEARSAY |
| PAGE 61, LINE 1 - PAGE 61, LINE 7 | OBJECTION: _____ |
| PAGE 62, LINE 20 - PAGE 63, LINE 12 | OBJECTION: _____ |

DEPOSITION OF GREGG "ROCKY" BROOKS

VOLUME TWO:

| | |
|-------------------------------------|----------------------------------|
| PAGE 78, LINE 18 - PAGE 79, LINE 1 | OBJECTION: _____ |
| PAGE 86, LINE 15 - PAGE 86, LINE 25 | OBJECTION: CALLS FOR SPECULATION |

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|---------------------------------------|--|
| PAGE 87, LINE 22 - PAGE 88, LINE 14 | OBJECTION: CALLS FOR SPECULATION |
| PAGE 91, LINE 16 - PAGE 92, LINE 4 | OBJECTION: _____ |
| PAGE 92, LINE 12 - PAGE 93, LINE 1 | OBJECTION: _____ |
| PAGE 93, LINE 17 - PAGE 93, LINE 24 | OBJECTION: _____ |
| PAGE 99, LINE 9 - PAGE 99, LINE 15 | OBJECTION: LACKS FOUNDATION |
| PAGE 100, LINE 4 - PAGE 100, LINE 8 | OBJECTION: CALLS FOR SPECULATION |
| PAGE 100, LINE 25 - PAGE 101, LINE 3 | OBJECTION: CALLS FOR SPECULATION |
| PAGE 102, LINE 9 - PAGE 102, LINE 25 | OBJECTION: _____ |
| PAGE 104, LINE 2 - PAGE 104, LINE 6 | OBJECTION: ASKED AND ANSWERED |
| PAGE 111, LINE 14 - PAGE 111, LINE 16 | OBJECTION: _____ |
| PAGE 114, LINE 3 - PAGE 114, LINE 11 | OBJECTION: HEARSAY, ASKED AND ANSWERED |
| PAGE 119, LINE 16 - PAGE 119, LINE 25 | OBJECTION: _____ |
| PAGE 120, LINE 3 - PAGE 120, LINE 14 | OBJECTION: _____ |
| PAGE 120, LINE 15 - PAGE 120, LINE 20 | OBJECTION: _____ |
| PAGE 122, LINE 19 - PAGE 122, LINE 24 | OBJECTION: _____ |
| PAGE 123, LINE 5 - PAGE 123, LINE 16 | OBJECTION: _____ |
| PAGE 124, LINE 10 - PAGE 124, LINE 24 | OBJECTION: _____ |
| PAGE 126, LINE 12 - PAGE 126, LINE 22 | OBJECTION: _____ |
| PAGE 126, LINE 23 - PAGE 127, LINE 1 | OBJECTION: _____ |
| PAGE 128, LINE 9 - PAGE 128, LINE 24 | OBJECTION: _____ |
| PAGE 130, LINE 3 - PAGE 132, LINE 7 | OBJECTION: _____ |
| PAGE 133, LINE 17 - PAGE 135, LINE 9 | OBJECTION: _____ |
| PAGE 135, LINE 21 - PAGE 136, LINE 14 | OBJECTION: _____ |
| PAGE 138, LINE 2 - PAGE 138, LINE 12 | OBJECTION: _____ |
| PAGE 138, LINE 16 - PAGE 139, LINE 9 | OBJECTION: _____ |

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|---------------------------------------|--|
| PAGE 139, LINE 24 - PAGE 140, LINE 16 | OBJECTION: RELEVANCE, ASKED AND ANSWERED |
| PAGE 142, LINE 1 - PAGE 143, LINE 2 | OBJECTION: RELEVANCE, ASKED AND ANSWERED |
| PAGE 144, LINE 8 - PAGE 144, LINE 24 | OBJECTION: RELEVANCE |
| PAGE 145, LINE 12 - PAGE 145, LINE 16 | OBJECTION: RELEVANCE |
| PAGE 146, LINE 10 - PAGE 146, LINE 17 | OBJECTION: _____ |
| PAGE 146, LINE 24 - PAGE 147, LINE 4 | OBJECTION: _____ |
| PAGE 152, LINE 20 - PAGE 153, LINE 21 | OBJECTION: RELEVANCE |
| PAGE 154, LINE 24 - PAGE 155, LINE 24 | OBJECTION: RELEVANCE |
| PAGE 157, LINE 5 - PAGE 157, LINE 17 | OBJECTION: RELEVANCE |
| PAGE 159, LINE 7 - PAGE 159, LINE 15 | OBJECTION: RELEVANCE |
| PAGE 160, LINE 23 - PAGE 161, LINE 22 | OBJECTION: _____ |
| PAGE 162, LINE 16 - PAGE 162, LINE 19 | OBJECTION: _____ |
| PAGE 170, LINE 13 - PAGE 170, LINE 18 | OBJECTION: _____ |
| PAGE 172, LINE 2 - PAGE 172, LINE 6 | OBJECTION: _____ |
| PAGE 172, LINE 7 - PAGE 172, LINE 15 | OBJECTION: _____ |
| PAGE 172, LINE 16 - PAGE 172, LINE 20 | OBJECTION: _____ |
| PAGE 173, LINE 14 - PAGE 173, LINE 22 | OBJECTION: _____ |
| PAGE 178, LINE 7 - PAGE 178, LINE 22 | OBJECTION: _____ |
| PAGE 180, LINE 1 - PAGE 180, LINE 6 | OBJECTION: _____ |
| PAGE 183, LINE 2 - PAGE 183, LINE 15 | OBJECTION: _____ |
| PAGE 184, LINE 1 - PAGE 185, LINE 3 | OBJECTION: _____ |
| PAGE 193, LINE 9 - PAGE 193, LINE 18 | OBJECTION: _____ |
| PAGE 195, LINE 2 - PAGE 195, LINE 5 | OBJECTION: _____ |
| PAGE 195, LINE 19 - PAGE 196, LINE 4 | OBJECTION: _____ |

PAGE 200, LINE 11 - PAGE 200, LINE 24 OBJECTION: _____

PAGE 206, LINE 12 - PAGE 207, LINE 2 OBJECTION: _____

PAGE 207, LINE 19 - PAGE 208, LINE 10 OBJECTION: _____

PAGE 216, LINE 16 - PAGE 217, LINE 7 OBJECTION: _____

PAGE 224, LINE 22 - PAGE 225, LINE 7 OBJECTION: _____

PAGE 226, LINE 3 - PAGE 226, LINE 8 OBJECTION: MOVE TO STRIKE "SO PUTTING ASIDE LAWYER FEES OR COST OF LITIGATION IN THIS CASE"

COUNTER-DESIGNATION:

PAGE 87, LINE 3 - PAGE 87, LINE 21 OBJECTION: LACKS FOUNDATION; SPECULATION

PAGE 92, LINE 5 - PAGE 92, LINE 11 OBJECTION: THE REFERENCED TESTIMONY IS NOT RESPONSIVE AND SHOULD BE STRICKEN

PAGE 100, LINE 9 - PAGE 100, LINE 24 OBJECTION: SPECULATION

PAGE 101, LINE 4 - PAGE 101, LINE 14 OBJECTION: _____

PAGE 103, LINE 1 - PAGE 103, LINE 17 OBJECTION: _____

PAGE 111, LINE 5 - PAGE 111, LINE 13 OBJECTION: RELEVANCE

PAGE 120, LINE 21 - PAGE 120, LINE 25 OBJECTION: IMPROPER LEGAL OPINION

PAGE 122, LINE 25 - PAGE 123, LINE 4 OBJECTION: _____

PAGE 123, LINE 22 - PAGE 124, LINE 9 OBJECTION: _____

PAGE 127, LINE 2 - PAGE 127, LINE 17 OBJECTION: _____

PAGE 128, LINE 1 - PAGE 128, LINE 8 OBJECTION: _____

PAGE 129, LINE 1 - PAGE 129, LINE 5 OBJECTION: _____

PAGE 138, LINE 13 - PAGE 138, LINE 15 OBJECTION: _____

PAGE 140, LINE 8 - PAGE 140, LINE 9 OBJECTION: _____

PAGE 141, LINE 1 - PAGE 141, LINE 21 OBJECTION: _____

PAGE 142, LINE 17 - PAGE 142, LINE 18 OBJECTION: _____

| | |
|---------------------------------------|--|
| PAGE 146, LINE 2 - PAGE 146, LINE 5 | OBJECTION: _____ |
| PAGE 146, LINE 18 - PAGE 146, LINE 21 | OBJECTION: _____ |
| PAGE 158, LINE 8 - PAGE 158, LINE 15 | OBJECTION: RELEVANCE |
| PAGE 159, LINE 1 - PAGE 159, LINE 6 | OBJECTION: _____ |
| PAGE 159, LINE 16 - PAGE 160, LINE 6 | OBJECTION: RELEVANCE |
| PAGE 161, LINE 23 - PAGE 162, LINE 10 | OBJECTION: RELEVANCE; LACK OF PERSONAL KNOWLEDGE/LACKS FOUNDATION; SPECULATION |
| PAGE 162, LINE 20 - PAGE 163, LINE 10 | OBJECTION: RELEVANCE; LACK OF PERSONAL KNOWLEDGE/LACKS FOUNDATION; SPECULATION |
| PAGE 170, LINE 19 - PAGE 170, LINE 25 | OBJECTION: RELEVANCE; LACK OF PERSONAL KNOWLEDGE/LACKS FOUNDATION; SPECULATION; HEARSAY |
| PAGE 172, LINE 21 - PAGE 172, LINE 24 | OBJECTION: RELEVANCE; LACKS FOUNDATION; SPECULATION; HEARSAY; INCOMPLETE AND MISLEADING—TO THE EXTENT ADMITTED, INCLUDE 172:25-173:3 |
| PAGE 174, LINE 3 - PAGE 174, LINE 21 | OBJECTION: RELEVANCE; LACKS FOUNDATION; SPECULATION; HEARSAY |
| PAGE 175, LINE 13 - PAGE 175, LINE 19 | OBJECTION: RELEVANCE; LACKS FOUNDATION; SPECULATION; HEARSAY |
| PAGE 185, LINE 4 - PAGE 185, LINE 7 | OBJECTION: RELEVANCE |
| PAGE 193, LINE 19 - PAGE 193, LINE 22 | OBJECTION: RELEVANCE; EVERYTHING AFTER THE WORD “YES” IS NONRESPONSIVE AND SHOULD BE STRICKEN |
| PAGE 194, LINE 2 - PAGE 194, LINE 8 | OBJECTION: _____ |
| PAGE 195, LINE 6 - PAGE 195, LINE 18 | OBJECTION: _____ |
| PAGE 196, LINE 5 - PAGE 196, LINE 24 | OBJECTION: RELEVANCE |

DATED: October 6, 2019

Respectfully submitted,

BAKER, OLSON, LeCROY & DANIELIAN

In association with:

LAW OFFICES OF PAT HARRIS

By: */s/ Arbella Azizian*

ARBELLA AZIZIAN

Attorneys for Plaintiff,

GREGG "ROCKY" BROOKS

DATED: October 6, 2019

Respectfully submitted,

BROWN RUDNICK LLP

By:


RANDALL A. SMITH

Attorneys for Defendants,

JOHN C. DEPP, II and INFINITUM NIHIL

- Defendants' Deposition Designation
- Plaintiff's Counter-Designation
- Defendants' Objection to Plaintiff's Counter-Designation
- Plaintiff's Objection to Defendants' Deposition Designation

Gregg "Rocky" Brooks, 9/13/2019
 Gregg "Rocky" Brooks v. John C. Depp

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

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|-------------------------------|---|-------------------|
| GREGG "ROCKY" BROOKS, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| vs. |) | CASE NO. BC713123 |
| |) | |
| JOHN C. DEPP, an individual; |) | |
| MIRIAM SEGAL, an individual; |) | |
| BRAD FURMAN, an individual; |) | |
| GOOD FILM PRODUCTIONS US, |) | |
| INC., a New York Corporation; |) | |
| INFINITUM NIHIL, A |) | |
| California Corporation; And |) | |
| DOES 1-50, |) | |
| |) | |
| Defendants. |) | |
| |) | |

VIDEOTAPED DEPOSITION OF
 GREGG "ROCKY" BROOKS

September 13, 2019
 10:41 a.m.

100 West Broadway, Suite 990
 Glendale, California

Kieu Pham, CSR NO. 13667

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23
24 Also Present:

25 Gigi Fadich, Videographer
Stacey Brooks, Plaintiff's Wife

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INDEX OF EXAMINATION

WITNESS: GREGG "ROCKY" BROOKS

| EXAMINATION | PAGE |
|--------------|------|
| BY MR. SMITH | 5 |

INDEX TO EXHIBITS

| DEFENDANTS' | PAGE |
|------------------------|------|
| 12 Discovery Responses | 28 |

1 you'll have a chance to review it and sign it and
2 make changes to it if you think you've either
3 testified incorrectly at the time or if you think
4 the reporter took down what you said incorrectly.

5 You should know, though, if you do make 10:44
6 changes to the transcript, that at the trial of this
7 case or before trial if we're in court with a motion
8 proceedings, that I or other lawyers on behalf of
9 Mr. Depp could comment to the court or the jury that
10 you told me one thing today and went back later and 10:44
11 changed it. That might reflect poorly on your
12 credibility. Do you understand that?

13 A Yes.

14 Q Now, are you on any medication this morning
15 that would affect your ability to understand my 10:44
16 questions or give me coherent answers?

17 A No.

18 Q Normally, I ask -- and I'll go ahead and ask
19 it now so we can discuss this. Is there any reason
20 your deposition can't proceed today? 10:45

21 A Well, like I stated earlier, that I am in a
22 lot of pain from neck injuries, and I'm having
23 recurring symptoms. And -- you know, so I'm in a
24 little bit of pain, and I haven't been sleeping
25 well. But I didn't take any pain medication so I 10:45

1 could be clear headed today.

2 Q Perfect. Let me follow up a bit on that so
3 we can hopefully come up with a game plan of how to
4 approach this.

5 As I told you off the record and your 10:45
6 counsel, I don't want to put you through something
7 that you are physically unable to do, whether it's
8 going to be putting you in an extreme amount of pain
9 and then somehow possibly impacting your testimony
10 today. 10:45

11 A Correct.

12 Q So if -- if you hit a point today where you
13 think you can't continue anymore because of your
14 pain, will you tell me that?

15 A I will. 10:46

16 Q If you need to take a break at any point --
17 and we've discussed off the record that you probably
18 will need to take some breaks to walk around -- will
19 you tell me when you need a break?

20 A Absolutely. Definitely. 10:46

21 Q And we talked off the record about how long
22 this might take, and I think you told me up front
23 that if this is going to be a whole day, you
24 wouldn't be able to make that; correct?

25 A That's more than likely correct. 10:46

1 Q Okay.

2 A Yeah.

3 Q And these symptoms, the pain you described
4 for me, is attributable to a spinal condition; is
5 that right? 10:50

6 A Cervical and spinal.

7 Q Can you give me a little more detail on what
8 the cervical and spinal issues are that you have?

9 A I've had a cervical laminectomy in 2015
10 where the nerve canal is narrowed to the point where 10:50
11 my nerve -- my feeling in my body was shut off.
12 They had to shave down the bone so that it could
13 re -- have a place to go, and that was somewhat
14 successful.

15 A year later, I had recurring symptoms, and 10:50
16 they put in two titanium discs to the front of my
17 neck. And I was -- I had recovered very well from
18 that, and then I was back at work. And recently,
19 I've been having recurring symptoms --

20 Q Okay. 10:51

21 A -- so I'm scheduled the 20th to see my
22 surgeon as a follow-up. I gotta have an MRI --
23 another MRI taken of my spine this week. It was
24 supposed to be yesterday, but it was canceled.

25 Q That's on September 20th? 10:51

1 A Yes.

2 Q And the titanium disc you had put into your
3 neck, that was in 2016?

4 A Yes.

5 Q Okay. 10:51

6 A That was August.

7 Q And you said that you -- after the titanium
8 discs, you were feeling better for an extended
9 period of time?

10 A Recovered nicely and well. 10:51

11 Q Okay. And when did you -- when did the
12 symptoms start to return?

13 A Roughly a month to six weeks ago.

14 THE REPORTER: Can I just ask you to speak
15 up a little bit for me? 10:51

16 THE WITNESS: Yes. Sorry.

17 BY MR. SMITH:

18 Q Do you have any idea what -- what -- was
19 there any sort of incident or accident that -- that
20 happened that would -- led to the recurring
21 symptoms? 10:52

22 A Getting up and stepping out of bed. Who
23 knows.

24 Q Now, maybe I can fast forward on some of
25 this. You've given -- this -- this lawsuit as you 10:52

12

1 know, relates to a -- an incident that occurred in
2 April of 2017 on a movie set involving yourself and
3 Johnny Depp; correct?

4 A That's correct.

5 Q And you've given sworn discovery responses 10:52
6 in this case indicating that you don't attribute any
7 physical injuries to that incident with Mr. Depp in
8 April of 2017.

9 Are you aware that you've given those
10 answers? 10:52

11 A Yes.

12 Q And is it fair to say then that you don't
13 attribute any of your current physical conditions to
14 anything that happened between you and Mr. Depp?

15 A That's correct. 10:52

16 Q Okay. Let me -- let me shift gears, then.
17 I will remind you if at any point you need to take a
18 break or we're getting too far down the road, tell
19 me.

20 A (No audible response.) 10:53

21 Q Have you done anything to prepare yourself
22 for your deposition today?

23 A I'm not sure I understand what you mean.

24 Q Okay. Have you -- for example, have you
25 reviewed any documents to get yourself back up to 10:53

1 A So ask the question again, please.

2 Q Do you know one way or the other whether any
3 person ever actually told Mr. Bertolino that
4 Mr. Depp was the one that was the source of the
5 blackballing? 11:02

6 A I'm unsure.

7 Q Now, you -- in this action, you sued Brad
8 Furman; correct?

9 A Uh-huh.

10 Q Is that a yes? 11:02

11 A Yes.

12 Q And who is Mr. Furman?

13 A Mr. Furman is the director of the movie.

14 Q And you also sued Miriam Segal; is that
15 correct? 11:03

16 A She's the producer of the movie.

17 Q And you did sue her; correct?

18 A Yes.

19 Q And you eventually dismissed the claims
20 against Mr. Segal and -- or Ms. Segal and
21 Mr. Furman; correct? 11:03

22 A Correct.

23 Q To the extent that you have been put on a
24 no-hire list, is it possible that Mr. Furman might
25 have some involvement in your appearing on a no-hire 11:03

1 list?

2 A It's possible.

3 Q And to the extent you have actually been on
4 some sort of no-hire list, is it possible that
5 Ms. Segal might be responsible for you being on that
6 no-hire list?

11:03

7 MS. AZIZIAN: Objection. Calls for
8 speculation.

9 THE WITNESS: It's possible.

10 BY MR. SMITH:

11:04

11 Q As you sit here today, do you have any
12 knowledge yourself that would enable you to identify
13 the actual source of the blackballing in terms of
14 who the person was that did it if it even happened?

15 A My best guess would be it has something to
16 do with Mr. Depp, Depp's people, and his influence
17 over Hollywood.

11:04

18 MR. SMITH: I'll move to strike that as
19 nonresponsive. Let me clarify. I don't mean to be
20 rude by doing that --

11:04

21 THE WITNESS: I understand.

22 MR. SMITH: -- but this is a process. And
23 later on, we may be talking with the judge about
24 whether answers are proper or not, and I have to
25 protect my record on that.

11:04

24

1 THE WITNESS: I understand.

2 MR. SMITH: Okay. And I'll -- I'll just
3 re-ask the question.

4 BY MR. SMITH:

5 Q I don't want you to guess. And you prefaced 11:04
6 what you said by your best guess.

7 A Uh-huh.

8 Q So would you agree with me that other than
9 guessing or speculating, you personally can't offer
10 any testimony one way or the other as to the actual 11:05
11 source of any blackballing in terms of who the
12 person was?

13 A That's correct.

14 Q Okay.

15 A I'm sorry. Can I stand up for a second? 11:05

16 Q Sure.

17 MR. SMITH: Let's go off the record.

18 THE VIDEOGRAPHER: Video deposition off the
19 record at 11:05 a.m.

20 (Whereupon a short break was taken 11:05
21 from the proceedings.)

22 THE VIDEOGRAPHER: Video deposition
23 returning to the record at 11:07 a.m.

24 MR. SMITH: Okay.

25 /// 11:07

1 Q And that Good Film Productions, Inc., that's
2 a reference to the Labyrinth film that you worked
3 on; correct?

4 A Yes.

5 Q And that's the film where the incident 11:14
6 between yourself and Mr. Depp occurred; correct?

7 A Yes, correct. Now called City of Lies, yes.

8 Q And so your work history shows that for
9 several months after it, you went through October
10 working on other productions on a fairly regular 11:14
11 basis; correct?

12 A Yes.

13 Q And would you agree with me that none of the
14 injuries that you attribute to the incident with
15 Mr. Depp in any way prevented you from working in 11:14
16 your chosen field, at least through October 8th,
17 2017?

18 A When you say injuries, does that have
19 anything to do with the incident?

20 Q Yes. 11:14

21 A Okay. Then yes.

22 Q Okay. So -- and tell me in the period
23 between June 18, 2017 and October 8, 2017 when you
24 were -- had these jobs here that came after the
25 Labyrinth film. 11:15

1 A Yeah. What would you like to know?

2 Q Well, my -- my question simply is -- and I
3 need to find out from you, but my assumption having
4 looked at your work history here was that for many
5 months after the incident, you had no difficulty
6 obtaining or doing work in your chosen field;
7 correct?

11:15

8 A Um, it wasn't as easy as it used to be, but
9 correct.

10 Q And when you say it wasn't as easy as it
11 used to be, what do you mean by that?

11:15

12 A Well, there were people questioning me about
13 the incident.

14 Q Okay. And who were those people?

15 A Producers and such.

11:15

16 Q Okay. Putting aside -- and I want to make a
17 distinction here. So putting aside any negative
18 ramifications that you think might -- other people
19 in the industry might have had because you were
20 involved with the incident --

11:16

21 A Uh-huh.

22 Q -- so set that aside --

23 A Right.

24 Q -- I want to focus only on your physical or
25 emotional trauma that you suffered from the

11:16

1 incident.

2 Was there anything about your physical or
3 emotional trauma from the incident that impaired
4 your ability to work at least through October of
5 2017?

11:16

6 A Not really, no.

7 Q Okay. So -- and we'll get into the other --
8 other issues. But in terms of your physical and
9 mental condition, you'd agree with me that you were
10 perfectly capable of working after the Labyrinth
11 incident.

11:16

12 A Yes.

13 Q And would you also agree that any impairment
14 of your ability to work in later periods has to do
15 with your belief that you've been blackballed? Is
16 that right?

11:16

17 A Correct.

18 Q Would you also agree with me that any
19 impairment of your ability to work in the period
20 after Labyrinth has nothing to do with any physical
21 or emotional trauma you claim to have suffered?

11:17

22 A Can you repeat the question, please?

23 Q Sure. I just want to understand the lay of
24 the land in your point of view.

25 A Right.

11:17

1 Q Would you agree with me that no physical or
2 emotional trauma that you attribute to the incident
3 has impaired your ability to work since the incident
4 occurred?

5 A I would disagree, and I would say emotional 11:17
6 trauma is certainly rising its ugly head.

7 Q Okay. And when did -- when did emotional
8 trauma begin to have any impact on your ability to
9 work?

10 A I would say after filing suit, the story 11:17
11 coming out in the news, and then false stories
12 coming out afterwards in the news really took a big
13 hit on my emotional stability.

14 Q Okay. Would you agree with me that up
15 through the filing of your complaint, that up 11:18
16 through that point in time, your physical and
17 emotional state had no -- let me start over.

18 Focusing on the period of time between the
19 incident on Labyrinth in April 2017 and the date you
20 filed your complaint -- and I can represent to you 11:18
21 that was July 6th of 2018.

22 A Right.

23 Q Would you agree with me that between April
24 2017 and July 2018, no physical or emotional trauma
25 that you attributed to the incident impacted your 11:18

1 ability to work?

2 A I would agree with the physical part, but
3 the mental part is just having to do with people
4 questioning me about the incident all the time, and
5 it becomes a little bit overburdening or -- you 11:19
6 know, it's a drag on you after awhile. So -- but
7 yeah, I kept moving on and shrugging shoulders and
8 just another --

9 Q But I -- stop me if I'm wrong, and I want to
10 clarify this. I think what you told me was the 11:19
11 questioning that led to your emotional concerns,
12 that questioning really started after you filed your
13 complaint; correct?

14 A That's when it -- the volcano erupted. But
15 before that, it was always a constant. 11:19

16 Q Okay. So before you filed your complaint,
17 from time to time, people would ask about the
18 incident when you were seeking employment?

19 A Everybody would ask about it when they've
20 heard who I was -- 11:19

21 Q Okay.

22 A -- or found out who I was or found out about
23 the story. Everybody. There was no escaping it.

24 Q And that caused you to have anxiety?

25 A Absolutely. 11:19

1 Q What's the first time you can recall in your
2 own mind's eye when any other person raised this
3 incident as it related to your reference to find
4 employment?

5 A After filing suit. 11:20

6 Q Okay.

7 MS. AZIZIAN: For clarification, that was
8 for employment -- it was raised with relation to
9 employment; correct?

10 MR. SMITH: Can you read back my last 11:20
11 question and his answer.

12 THE REPORTER: What's the first time you can
13 recall in your own mind's eye when any other person
14 raised this incident as it related to your reference
15 to find employment? After filing suit. 11:20

16 MS. AZIZIAN: Thank you.

17 BY MR. SMITH:

18 Q And that would have been after the complaint
19 was filed.

20 A Yes. 11:21

21 Q Tell me how you wound up getting the
22 position on Labyrinth.

23 A I was on the availability list. Labyrinth
24 had completed their principal photography but had
25 gone over schedule, and they had lost their actors 11:21

1 set, so they had just walked away and let it -- they
2 were paying for it as we were shut down.

3 So I had to keep the -- you know, make sure
4 everything was going smoothly with the Barclay Hotel
5 and then also deal with all of our new locations, 11:23
6 the Petersen Museum where I shut down Fairfax and
7 Wilshire Boulevard for the reenactment of the Biggy
8 Small murder, we shot at the El Rey Theatre, various
9 locations.

10 It's my responsibility to procure them, do 11:23
11 the contracts, insurance, all the hiring of security
12 and fire and police. That's my job.

13 Q So you get -- you're responsible for
14 securing the locations from soup to nuts?

15 A From soup to nuts. 11:23

16 Q Who -- who was your employer on the
17 Labyrinth production, if you know?

18 A What do you mean by employer?

19 Q Who wrote your paychecks?

20 A Good Film Productions. 11:24

21 Q And were you working on an independent
22 contractor basis on behalf of Good Film Productions?

23 A Yes.

24 Q So Good Film Productions didn't, for
25 example, provide you with health benefits; correct? 11:24

1 A No. I work for my health benefits through
2 the union, and you need to have a certain amount of
3 hours to accrue them.

4 Q Okay. So employment-type benefits in your
5 line of work is something that you get through your
6 union position; correct? 11:24

7 A Uh-huh.

8 Q Is that a yes?

9 A Yes. Sorry.

10 Q And your contract then with Good Film was
11 essentially on an independent contractor basis;
12 correct? 11:24

13 A Correct.

14 Q And who did you report to at -- well, who
15 did you report to on the Labyrinth matter? 11:24

16 A My -- the head of me is Bruce Wayne Gillies
17 (unintelligible)

18 THE REPORTER: I'm sorry. What producer? -

19 THE WITNESS: Bruce Wayne Gillies.

20 THE REPORTER: What did you say after that? 11:25

21 THE WITNESS: He was the line producer that
22 hired me.

23 BY MR. SMITH:

24 Q Line -- like, line down the street?

25 A Yes. 11:25

1 I may have walked over and told Miriam
2 myself. I don't recall. You just let everybody
3 know you got the extension. So --

4 Q Was Ms. Segal difficult to work with?

5 A Extremely. 12:02

6 Q And give me a little overview on that. Why
7 do you say she's extremely difficult to work with?

8 A You know, just bully. She's a bully and
9 didn't really listen to reason. And when I took
10 over the job, I was warned by the previous location 12:03
11 department and all -- most department heads on the
12 show that this is a different kind of movie and that
13 it's really toxic.

14 Q Okay. And did anybody elaborate on what
15 they meant by it's really toxic? 12:03

16 A They elaborated by the triangle relationship
17 of Johnny, Miriam, and Brad.

18 Q And what do you mean by the triangle
19 relationship between the three of them?

20 A The three of them as director, producer, 12:03
21 A-list actor and star of the movie.

22 Q And so people that were working on the
23 production told you that that three-way combination
24 was not healthy?

25 A Yes. 12:03

1 Q And that it was a three-way combination that
2 was a difficult work environment?

3 A Yes.

4 Q Did you share those views once you began
5 working on the project?

12:04

6 A Yes.

7 Q Was Mr. Furman also difficult to work with?

8 A Extremely.

9 Q And what about Mr. Furman was difficult to
10 work with?

12:04

11 A Again, just combative, doesn't really listen
12 to reason, only wanted his way, did things that
13 didn't really make sense, you know, and wasted a lot
14 of time.

15 Q And what do you mean he wasted a lot of
16 time?

12:04

17 A Indecisions, just unprofessionalism. Sorry.
18 Okay.

19 Q All right?

20 A Yeah.

12:04

21 Q So give me your recollection. Once you
22 communicated to Mr. Gillies that you'd gotten the
23 extensions to 11 o'clock and midnight for the inside
24 shoot, what do you recall next happening that day?

25 A The day went on as usual. We did our

12:05

1 filming, everything was as usual. The usual hectic
2 film set trying to get everything done with a
3 timeline. It's nothing unusual.

4 Q And did -- was -- from your observation,
5 were things going along business as usual right up 12:05
6 to the point you had the encounter with Mr. Depp?

7 A Somewhat, yes.

8 Q And --

9 A As usual.

10 Q By somewhat, I take that as a qualification. 12:05
11 What was not business as usual prior to the incident
12 with Mr. Depp?

13 A I -- just movie production nonsense. That's
14 all. It's no specific thing. It's just all the ins
15 and outs and minutia of, like, can we just get 12:05
16 through this day and all the craziness that
17 surrounds it. I couldn't give you any specific.

18 Q Would you agree that day was getting tense
19 all the way around because of the impending
20 deadlines? 12:06

21 A Yes. It's the last day of filming.

22 Q So would you agree that Ms. Segal and
23 Mr. Furman were particularly difficult to work with
24 that day?

25 A Most likely. 12:06

1 Q Would you also agree that Mr. Depp was under
2 time constraints that day as a co-producer?

3 A Absolutely.

4 Q Would you agree that the -- the general
5 feeling on the set before the incident was somewhat
6 tense? 12:06

7 A It was every day.

8 Q Was it more tense that day?

9 A It's hard to say.

10 Q Okay. Do you recall if you had any
11 interactions with people besides Mr. Depp right
12 before the incident that you would characterize as
13 in any way tense? 12:06

14 A Yes.

15 Q And tell me what such interactions you had
16 before the incident. 12:06

17 A There was an incident with the security
18 guard for Gilmore Associates.

19 Q Okay. And tell me what you recall about the
20 interaction between yourself and that security
21 guard. 12:07

22 A Well, the problem with Richard Wynn and
23 Gilmore Associates are that they -- Gilmore
24 Associates owns all the filming properties around
25 the area that we were filming, and they like to 12:07

1 extort money from productions who are silly enough
2 to pay them for no reason.

3 And our movie was over budget and over
4 deadline, and they were trying to extort money from
5 our production. And it's my job as a location
6 manager to make sure that doesn't happen. 12:07

7 And so when they try to extort money
8 unsuccessfully from the production, Richard Wynn who
9 is in charge of filming at Gilmore Associates sent
10 his security guard out on the street to take
11 videotape. 12:08

12 Q How do you know that?

13 A Because he was.

14 Q How do you know Mr. Wynn sent the security
15 guard to do videotape? 12:08

16 A Because that's what he does every time.
17 That's his MO. He always has a security guard film
18 other people's production so that they have record
19 of it so that they -- it's a battle of Film LA.

20 Q And when you say your perception of Gilmore
21 Associates somehow trying to extort the production,
22 what do you mean by that? 12:08

23 A So they own all the properties. And in one
24 incident, there's some lights that are -- from the
25 Barclay Hotel connected to their property and we 12:08

1 wanted to get them turned off and they wanted \$2,500
2 to have them turned off. So we just said no, we'll
3 leave them on, thank you.

4 And -- and the other time is when we were
5 going to be out on the street doing this filming 12:09
6 with Johnny closing the street. We are in front of
7 the Gilmore Associates old bank building which is on
8 Fourth Street.

9 It's an empty building and there's no
10 business inside of it, so our filming is not 12:09
11 impeding with their course of business or any of
12 their residences.

13 Q And how -- how did you observe them trying
14 to do any type of extortion as it pertained to this
15 bank building on that day? 12:09

16 A Well, in order for me to get extended hours,
17 we have to have the -- Richard Wynn who represents
18 Gilmore Associates sign off on anything permit-wise.
19 And for me to get extended hours, they have to sign
20 off on it. 12:10

21 Q What happens if he were to refuse to sign
22 off?

23 A Well, it just depends. Usually -- usually
24 people pay, and he signs off. But I immediately
25 started an e-mail chain with Film LA and my film 12:10

1 coordinator, and I showed them the text chain that
2 he was trying to get \$2,500 for us to film out
3 there.

4 And I, you know, had the backing of Film LA
5 that you do not need to pay him anything. You are 12:10
6 on a public sidewalk, and you're not responsible for
7 paying him anything.

8 Q So Film LA said don't pay him.

9 A Correct.

10 Q And then what happened from there in 12:11
11 relation to your interaction with anybody from
12 Gilmore?

13 A Well, I was -- you know, it's a game that we
14 play with Richard Wynn and I got a little excited
15 and he sent the security guard out there and I 12:11
16 flipped him off behind my back because I was sending
17 a little love message to Richard Wynn. It was
18 nothing -- had nothing to do with anything else.

19 Q How -- and let me back up. So -- so
20 Mr. Wynn -- was it Mr. Wynn personally that refused 12:11
21 to sign off on the extension?

22 A Yeah. He did not sign off on the extension.

23 Q And did he communicate that directly to you?

24 A Um, he didn't sign off on it. I don't know
25 who he communicated to or not. We went ahead and 12:11

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REPORTER'S CERTIFICATION

I, KIEU PHAM, a Certified Shorthand Reporter, in and for the State of California, do hereby certify:

That the foregoing witness was by me duly sworn; that the deposition was then taken before me at the time and place herein set forth; that the testimony and proceedings were reported stenographically by me and later transcribed into typewriting under my direction; that the foregoing is a true record of the testimony and proceedings taken at that time.

IN WITNESS WHEREOF, I have subscribed my name this 26th day of September, 2019.



Kieu Pham, CSR NO. 13667

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DEPOSITION ERRATA SHEET

Assignment No. 48085

Case Caption: Brooks v. Depp, et al.

DECLARATION UNDER PENALTY OF PERJURY

I declare under penalty of perjury that I have read the entire transcript of my Deposition taken in the above captioned matter or the same has been read to me, and the same is true and accurate, save and except for changes and/or corrections, if any, as indicated by me on the DEPOSITION ERRATA SHEET hereof, with the understanding that I offer these changes as if still under oath.

Signed on the _____ day of _____,
20____.

GREGG "ROCKY" BROOKS

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

GREGG "ROCKY" BROOKS,)
)
 Plaintiff,)
)
 vs.) CASE NO. BC713123
)
 JOHN C. DEPP, an individual;)
 MIRIAM SEGAL, an individual;)
 BRAD FURMAN, an individual;)
 GOOD FILM PRODUCTIONS US,)
 INC., a New York Corporation;)
 INFINITUM NIHIL, A)
 California Corporation; And)
 DOES 1-50,)
)
 Defendants.)
 _____)

VOLUME II
VIDEOTAPED DEPOSITION OF
GREGG "ROCKY" BROOKS

September 25, 2019
11:03 a.m.

100 West Broadway, Suite 990
Glendale, California

Kieu Pham, CSR NO. 13667

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Izabella Morrissey, Videographer
Stacey Brooks, Plaintiff's Wife

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INDEX OF EXAMINATION

WITNESS: GREGG "ROCKY" BROOKS

| EXAMINATION | PAGE |
|--------------|------|
| BY MR. SMITH | 75 |

INDEX TO EXHIBITS

| DEFENDANTS' | PAGE |
|---|------|
| 34 Plaintiff's Responses to Special Interrogatories - Set Two | 150 |
| 35 Text Messages | 176 |
| 36 List of Employers | 179 |
| 37 8/22/19 Terre Bridgham's, MFT, ATR File re: Gregg "Rocky" Brooks | 201 |
| 38 Form Interrogatories - General | 212 |

1 happened on the evening of April 12, 2017?

2 A Yes.

3 Q And how many other discussions have you had
4 with Mr. Duffy?

5 A Just one. 11:08

6 Q Okay. When was that discussion?

7 A That was right after the New York Post
8 article came out and he called me.

9 Q And when did the New York Post article come
10 out as best you recall? 11:08

11 A May of 20 -- (inaudible)

12 THE REPORTER: 20 --

13 THE WITNESS: '18, I believe.

14 BY MR. SMITH:

15 Q And was that before or after your lawsuit
16 had been filed? 11:08

17 A That was before.

18 Q Is the New York Post article from May of
19 2018 the first published article about the incident
20 that you can recall ever learning about? 11:08

21 A Yes.

22 Q So fair to say that prior to May -- prior to
23 the New York Post article being published in May of
24 2018, you never heard that there was any sort of
25 other press coverage about the incident; correct? 11:08

1 A That's correct.

2 Q Okay. And you said Mr. Duffy called you
3 after the New York Post article came out in May?

4 A That's correct.

5 Q And tell me what you recall about that 11:09
6 discussion.

7 A We -- I was driving and we were in a bad
8 cell zone, so we had discussion that was hard to
9 hear from each other. Eventually, I called him
10 back, and we discussed the article and went over 11:09
11 again the case -- the -- the -- what happened on
12 set.

13 Q In either of these discussions with
14 Mr. Duffy, did you tell him that Mr. Depp had
15 physically struck you? 11:09

16 A Yes.

17 Q And tell me as best you can recall what you
18 conveyed to him about that.

19 A I told him that in the process of enforcing
20 the permit for Film LA, I walked up to the first AD 11:09
21 and told him that it was the last shot, and I was
22 directed by Brad Furman, the director, to tell that
23 to Johnny Depp. And I went over to tell my officer,
24 John Bigrigg, to enforce the permit.

25 Q What else did you tell Mr. Duffy about 11:10

1 THE WITNESS: They were not in my purview.

2 MR. SMITH: Okay.

3 BY MR. SMITH:

4 Q And do you have any idea why Mr. Depp
5 approached you to speak with you? 11:17

6 MS. ARMINAK: Objection. Calls for
7 speculation.

8 THE WITNESS: Is that --

9 MS. ARMINAK: Ignore my objection --

10 THE WITNESS: Sorry. 11:17

11 MS. ARMINAK: -- and answer the question if
12 you can.

13 THE WITNESS: Ask the question again.

14 BY MR. SMITH:

15 Q Did you have any idea why Mr. Depp 11:17
16 approached you in the first place?

17 MS. ARMINAK: Same objection.

18 THE WITNESS: No.

19 BY MR. SMITH:

20 Q Would Mr. Depp have had any reason to know 11:17
21 that you were doing anything to shut down the
22 production at the time he approached you?

23 MS. ARMINAK: Objection. Calls for
24 speculation.

25 THE WITNESS: No. 11:17

1 MR. SMITH: Okay.

2 BY MR. SMITH:

3 Q So as you sit here today knowing all the
4 events that transpired, can you think of any reason
5 why it was that Mr. Depp approached you that 11:18
6 evening?

7 A He -- he overheard Brad Furman tell me to go
8 tell him it was the last shot.

9 Q So you believe Mr. Depp heard that and then
10 approached you for that reason? Is that your 11:18
11 testimony?

12 A Absolutely.

13 Q Okay. How close was Mr. Furman at the time
14 Mr. Depp interacted with you that evening?

15 A Mr. Furman and Mr. Silver were next to each 11:18
16 other, and I am not sure where Mr. Depp was. I was
17 not looking for him at the time.

18 Q So -- and when you say you weren't sure
19 where Mr. Depp was at the time, you're referring now
20 to the moments before he approached you; correct? 11:18

21 A That's correct.

22 Q At the time Mr. Depp approached you and came
23 within a few feet of you, do you recall how close
24 Mr. Furman was to the two of you?

25 A Ten feet. 11:18

1 Q Okay. Was his view of the interaction
2 between yourself and Mr. Depp blocked in any way to
3 your knowledge?

4 MS. ARMINAK: Objection. Calls for
5 speculation. 11:19

6 THE WITNESS: I don't believe so.

7 MR. SMITH: Okay.

8 BY MR. SMITH:

9 Q So from your recollection of that evening,
10 you would have expected that Mr. Furman would have 11:19
11 had a clear view of what took place between yourself
12 and Mr. Depp that evening; correct?

13 MS. ARMINAK: Objection. Speculation.

14 THE WITNESS: Correct.

15 MR. SMITH: Okay. 11:19

16 BY MR. SMITH:

17 Q Now, let's continue going through
18 chronologically here -- I think where we left off
19 was you said you were surprised and -- and Mr. Depp
20 approached you from your left-hand side and came 11:19
21 within a few feet of you; correct?

22 A Yes.

23 Q And he then raised his voice at you;
24 correct?

25 A Yes. 11:19

1 A No.

2 Q Are you sure of that?

3 A No.

4 Q Let me -- let me back up and give you one of
5 the ground rules I didn't remind you of at the 11:21
6 outset.

7 A Sorry.

8 Q I don't want you to speculate on anything.

9 A Okay.

10 Q Don't assume because I ask you an answer -- 11:22
11 or ask you a question, you have to know an answer.
12 So if I ask you a question and you honestly don't
13 know, you should tell me I don't know or I don't
14 remember; okay?

15 A Yes. 11:22

16 Q Okay. So is it fair to say you don't
17 remember whether you were wearing a coat that
18 evening or not at the time you had this exchange
19 with Mr. Depp; correct?

20 A That's correct. 11:22

21 Q Okay. Did you shout out in pain when you
22 were hit with either of these punches?

23 A No.

24 Q Did you get the wind knocked out of you when
25 you were hit by either of these punches? 11:22

1 A No.

2 Q Did you drop to a knee at the time you were
3 hit with either of these punches?

4 A No.

5 Q Did you make any sort of physical reaction 11:22
6 that would indicate you were in any sort of pain or
7 distress at the time you were hit with either of
8 these punches?

9 A I was more surprised.

10 Q Is that a no to my question? 11:22

11 A The punches hurt.

12 Q Okay. Did you make a physical reaction when
13 you were hit with these punches?

14 A I don't remember.

15 Q Did either of the punches bring you to 11:23
16 tears?

17 A No.

18 Q Did either of the punches knock you down?

19 A No.

20 Q Did either of the punches leave any physical 11:23
21 marks on your body?

22 A No.

23 Q And by your answer to that question, is it
24 your testimony that -- that you did not have any
25 bruising on your body based on these punches? 11:23

1 A I don't recall seeing any bruising.

2 Q Okay.

3 A Doesn't mean it wasn't there.

4 Q Okay.

5 MR. SMITH: I'll move to strike everything 11:24
6 after doesn't mean it wasn't there as nonresponsive
7 to the question posed just so I get a clean
8 record -- as I told you before, from time to time,
9 your counsel may interpose objections --

10 THE WITNESS: Right. 11:24

11 MR. SMITH: -- or I may say things like
12 that. I don't mean that as any disrespect to you.
13 I'm protecting a record to talk with the judge later
14 on in this case.

15 THE WITNESS: Yes. 11:24

16 BY MR. SMITH:

17 Q Is it -- is it your testimony today that you
18 don't recall either of these punches causing you to
19 suffer any bruising?

20 A That's correct. 11:24

21 Q Is it also fair then to say that after this
22 incident, you didn't make any effort to take any
23 pictures showing any bruising on your body; correct?

24 A Yes.

25 Q That's -- that's fair to say? 11:24

1 Q And during that discussion, did you discuss
2 what had happened between yourself and Mr. Depp?

3 A I do not remember.

4 Q Do you have any sort of formal training in
5 self-defense? 11:32

6 A No.

7 Q Have you ever served in the military?

8 A No.

9 Q Now, in the complaint you filed in this
10 action -- and I'm going to paraphrase, but the 11:32
11 allegations indicate words to the effect that
12 throughout the incident with Mr. Depp, you remained
13 calm. Would you agree with that?

14 MS. ARMINAK: Objection. Lacks foundation.

15 THE WITNESS: Yes. 11:32

16 BY MR. SMITH:

17 Q As best you can do it, can you describe for
18 me what your demeanor was after you got struck by
19 Mr. Depp? How did you react, if at all?

20 A To the best of my recollection, once I was 11:33
21 approached by Mr. Depp and started being screamed at
22 and berated in front of the whole crew and then
23 being punched, I don't really remember.

24 I just know that I had to stay calm because
25 it's my job to stay calm and diffuse situations. 11:33

1 But in my mind, I was thinking this is unbelievable
2 to me. I cannot believe this is happening. This is
3 so unreal.

4 Q Looking backwards on this interaction
5 between yourself and Mr. Depp, do you believe that 11:33
6 Mr. Depp intended to cause you any sort of harm at
7 the time of this exchange?

8 A I don't know what he intended.

9 MS. ARMINAK: Objection. Calls for
10 speculation. 11:34

11 BY MR. SMITH:

12 Q Looking backwards in time, do you have any
13 reason to believe that Mr. Depp intended to somehow
14 offend you by his conduct?

15 A Yes. 11:34

16 Q And what about the events caused you to say
17 that you have that belief?

18 A He approached me, he belittled me in front
19 of the crew, he punched me when I was doing my job.
20 Due to protocol, Film LA says wrap up the permit, 11:34
21 and that's what I'm doing.

22 My interaction -- my interaction was never
23 supposed to be with Mr. Depp. So yes, I was very
24 surprised and taken aback.

25 Q Would you agree the best person to ask about 11:35

1 Mr. Depp's intentions were at that time would be
2 Mr. Depp himself?

3 A Yes.

4 Q You say Mr. Depp belittled you in front of
5 the crew. And were there particular words that
6 Mr. Depp used that you considered to be a belittling
7 towards you?

11:35

8 A Who the fuck are you, what the fuck do you
9 think you're doing.

10 Q Any other words that you consider to be
11 belittling directed at you by Mr. Depp?

11:35

12 A Yes, that and he said I don't give a fuck
13 who you are or what you're doing and then punching
14 me is pretty belittling also, I would believe.

15 MS. ARMINAK: Do you need to take a break?

11:36

16 THE WITNESS: I'm getting to that point,
17 yes.

18 MR. SMITH: Okay. Go off the record.

19 THE VIDEOGRAPHER: The time is 11:36 a.m.,
20 and we are off the record.

11:36

21 (Whereupon a short break was taken
22 from the proceedings.)

23 THE VIDEOGRAPHER: The time is 11:54, and we
24 are back on the record.

25 ///

11:53

1 BY MR. SMITH:

2 Q Mr. Brooks, I want to back up and ask you a
3 few more questions about the exchange where you say
4 Mr. Depp screamed at you and hit you with a couple
5 punches --

11:53

6 A Correct.

7 Q -- okay?

8 A Yes.

9 Q Can you remember how long the incident with
10 Mr. Depp lasted between the time you recall him
11 approaching you and raising his voice to the time
12 his bodyguards left with him? How long did the
13 whole thing last?

11:53

14 A It seemed like forever, but I don't know.

15 Q Can you give us any estimate?

11:54

16 A (Inaudible response.)

17 THE REPORTER: I'm sorry?

18 THE WITNESS: A couple minutes.

19 BY MR. SMITH:

20 Q At any point during that interaction, did
21 you call out to anyone else to help you?

11:54

22 A No.

23 Q At any point in that interaction, did you
24 ever consider turning and fleeing?

25 A No.

11:54

1 Q Why not?

2 A I didn't consider it.

3 Q Were you ever fearful for your own personal
4 safety?

5 A Yes. 11:54

6 Q And describe for me what your feelings were
7 in that regard?

8 A Again, I'm standing there on set, I've just
9 been punched twice by a big star and being yelled
10 at, offered to punch him in the face for \$100,000. 11:54

11 That was a very scary situation to me. I've
12 never encountered anything like that in my 25 years
13 of production experience, and I was very scared.

14 Q That being said, is there any reason you
15 didn't reach out to anyone else that was in that
16 same vicinity and ask for any kind of help? 11:55

17 A It was a spur of the moment thing. No.

18 Q Sticking with the -- this incident here
19 again for a few moments, can you -- can you recall
20 any physical reaction you displayed when you were
21 hit with these punches? 11:55

22 MS. ARMINAK: Objection. Asked and
23 answered.

24 THE WITNESS: I don't remember.

25 ///

11:55

1 BY MR. SMITH:

2 Q Can you even recall flinching at the time
3 you were hit with either of these punches?

4 MS. ARMINAK: Objection. Asked and
5 answered. 11:55

6 THE WITNESS: I don't remember.

7 BY MR. SMITH:

8 Q Can you recall dropping your arms to your
9 side to cover up after you were hit with either of
10 these punches? 11:56

11 MS. ARMINAK: Objection. Lacks foundation.

12 THE WITNESS: No.

13 BY MR. SMITH:

14 Q Is it -- is it fair to say that as you sit
15 here today, you really don't recall what physical
16 reaction, if any, you had at the time these punches
17 were landed on? 11:56

18 MS. ARMINAK: Objection. Misstates
19 testimony.

20 THE WITNESS: Can you repeat the question? 11:56

21 MR. SMITH: Sure.

22 BY MR. SMITH:

23 Q Is it fair to say that you just don't recall
24 one way or the other what physical reaction, if any,
25 you had at the time these punches were landed on? 11:56

1 MS. ARMINAK: Depends on the psychology of
2 the person, I guess.

3 THE WITNESS: Everybody's different.

4 BY MR. SMITH:

5 Q How long before the incident between 12:04
6 yourself and Mr. Depp was it that you saw Mr. Depp
7 smoking marijuana on the balcony?

8 A Within a couple hours.

9 Q Okay. Was the incident where you saw
10 Mr. Depp smoking marijuana on the balcony the only 12:04
11 time that day that you saw Mr. Depp do any sort of
12 drugs on the set?

13 A Yes.

14 Q Have you ever personally observed Mr. Depp
15 take any other sort of drugs other than marijuana? 12:04

16 A No.

17 Q Did you actually -- well, when you observed
18 Mr. Depp on the balcony of the Barclay, could you
19 smell what was being smoked?

20 A Yes. 12:05

21 Q Can you describe for me what you smelled?

22 A I smelled burning marijuana.

23 Q Is it fair to say from your own personal
24 experience you knew at that point in time what
25 marijuana smelled like? 12:05

1 within ten feet of me, and he was the person I was
2 walking towards when the incident happened.

3 Q As you sit here today, can you remember
4 anything Mr. Rigg told you in this phone
5 conversation that caused you to believe that he had 12:09
6 witnessed Mr. Depp punch you?

7 MS. ARMINAK: Objection. Asked and
8 answered.

9 THE WITNESS: He did not -- he knew that
10 there was a -- a -- an altercation between the two 12:09
11 of us. He did not see the punch.

12 MR. SMITH: Fair enough. And I'm not trying
13 to --

14 THE WITNESS: Yeah.

15 MR. SMITH: -- trick anyone. I just want to 12:09
16 know what everybody told you.

17 THE WITNESS: Yes.

18 BY MR. SMITH:

19 Q Now, you say you talked to Mr. Rigg two
20 times; is that correct? 12:09

21 A Yes.

22 Q Tell me, how did the second discussion come
23 about?

24 A I called him --

25 Q And -- 12:10

1 I'm not sure.

2 MS. ARMINAK: Okay.

3 BY MR. SMITH:

4 Q Do you remember ever speaking with Malcolm
5 Connelley about the incident?

12:14

6 A I don't remember Malcolm. Who's Malcolm
7 Connelley?

8 Q Okay. Let's -- let me shift gears now at
9 least from the witnesses, and we can go back to the
10 incident. Let me know -- I tend to get kind of
11 locked in.

12:15

12 A Okay.

13 Q So if I'm oblivious to your needs, you need
14 to tell me.

15 A I got a few minutes left in me.

12:15

16 Q All right. So after Mr. Depp and his
17 bodyguards went back to what they were doing after
18 the exchange with you, what do you next remember
19 doing on the set in terms of performing your job
20 functions?

12:15

21 A Again, I remember making sure the streets
22 got cleared and that we were off the streets, the
23 street was reopened, and the lights were gone and
24 the cables were off, and then I remember being
25 upstairs for wrap.

12:16

1 Q And what's -- what does wrap mean?

2 A When we finish filming.

3 Q And what role, if any -- well, what was your
4 job function in relation to wrapping up the filming?

5 A Again, I'm the location manager, and I'm 12:16
6 responsible for making sure that permit's enforced.

7 Q And did you continue to perform your job
8 functions as production manager that entire --
9 manager that entire evening?

10 A Yes. 12:16

11 Q Were you physically and emotionally able to
12 perform your job functions that evening after the
13 incident?

14 A Yes.

15 Q Did you ever file a police report in 12:16
16 relation to what had occurred between yourself and
17 Mr. Depp?

18 A No.

19 Q Why not?

20 A Did not occur to me. 12:16

21 Q Did you believe the evening of the incident
22 that Mr. Depp had -- had assaulted you?

23 A Yes. \

24 Q Did you ever talk with anyone -- I want to
25 exclude your wife and your lawyers. I don't want to 12:17

1 MS. ARMINAK: His and his wife's, yes.

2 MR. SMITH: Okay.

3 THE WITNESS: I was surprised.

4 BY MR. SMITH:

5 Q At the time -- on the evening of the 12:18
6 incident, was it your understanding that Mr. Bigrigg
7 was actually employed by the LAPD?

8 A He's a retired officer.

9 Q Okay. And how do you know that?

10 A Because he is a retired LAPD officer. 12:18

11 Q Did he tell you that?

12 A Yes. I've worked with him many times.

13 Q Have you worked with Bigrigg since the City
14 of Lies project?

15 A I believe he may have -- yes, I think so. 12:18

16 Q Can you remember what projects you worked
17 with him on?

18 A No.

19 Q Did you ever ask any member of law
20 enforcement to do anything to investigate what had 12:18
21 happened between yourself and Mr. Depp?

22 A No.

23 Q Why not?

24 A Did not occur to me.

25 Q At any point through to today, did you seek 12:19

1 any sort of medical -- medical treatment for -- in
2 relation to anything that happened to you with the
3 incident with Mr. Depp?

4 A Just therapy.

5 Q Well, we can break that up. Do I correctly 12:19
6 understand that from the moment that Mr. Depp landed
7 these punches on you on the set through today, you
8 haven't seen any medical doctor for any complaints
9 about what happened to you?

10 A No. 12:19

11 Q No, I don't understand or no, you haven't
12 seen a medical --

13 A No, I have not seen a medical doctor.

14 Q Is that because you didn't feel the need to
15 seek medical treatment? 12:19

16 A Yes.

17 Q And you've given some sworn discovery
18 responses in this case that say essentially that the
19 injuries you're claiming are emotional injuries, not
20 physical. Is that still your position? 12:20

21 A Yes.

22 Q And would you agree with me today that you
23 didn't suffer any physical injuries as a result of
24 this incident?

25 A No. 12:20

1 Q No, you wouldn't agree or no, you didn't
2 suffer any physical injuries?

3 A He hit me, it hurt. So that's a physical
4 injury.

5 Q Would you agree with me that the -- that 12:20
6 physical injury was never something that rose to the
7 level that caused you to think you needed any sort
8 of medical treatment?

9 A Yes.

10 Q Did you do anything to self-medicate 12:20
11 yourself for any physical pain as a result of
12 anything that happened in the incident?

13 MS. ARMINAK: Objection. Vague and
14 ambiguous as to self-medicate.

15 THE WITNESS: I go home, and I take my, you 12:21
16 know, nighttime pain medication for my injuries.

17 BY MR. SMITH:

18 Q And -- and the injuries you're referring to
19 now are the injuries relating to your spinal cord?

20 A Yes. 12:21

21 Q Okay. And the injuries relating to your
22 spinal cord are not something you attribute to
23 Mr. Depp; correct?

24 A That's correct.

25 Q As long as we're on that subject, let me 12:21

1 MR. SMITH: Fair enough.

2 BY MR. SMITH:

3 Q You don't know her credentials one way or
4 the other; correct?

5 A I guess not.

12:41

6 Q But you know she's a family therapist;
7 correct?

8 A Yes.

9 Q And you actually had sought assistance from
10 Ms. Bridgham prior to the incident; correct?

12:41

11 A Correct.

12 Q Okay. Is the only professional that you've
13 sought any sort of treatment from as a result of the
14 incident, would that be Ms. Bridgham?

15 A Yes.

12:41

16 Q Okay. And since the incident happened, how
17 many times have you visited Ms. Bridgham to seek
18 treatment?

19 A At this point, three.

20 Q Were two of those within the past few
21 months?

12:41

22 A Yes.

23 Q Do you recall the evening of the incident
24 while things were wrapping up that you sat down with
25 Mr. Depp and had a talk?

12:42

1 A I recall at wrap he apologized to me.

2 Q And let me -- let me back up. How -- do you
3 remember how it was you came to talk with Mr. Depp
4 during the wrap?

5 A I was -- yes. I was on the second floor of 12:42
6 the Barclay Hotel --

7 Q Okay.

8 A -- where we were finishing up filming for
9 the night. Camera had wrapped, and he approached me
10 to apologize. 12:42

11 Q Did he approach you or did someone on his
12 behalf say that Mr. Depp wanted to speak with you?

13 A I -- I don't remember.

14 Q Okay.

15 A I -- I -- that may have happened, but I 12:43
16 really don't remember how it happened. I just
17 remember he came up to me with an apology.

18 Q And where were you when he offered the
19 apology?

20 A In the second -- in the Barclay set on the 12:43
21 second floor.

22 Q Did you actually sit down with Mr. Depp or
23 was this just a stand-up discussion between the two
24 of you?

25 A I remember it to be a stand-up discussion. 12:43

1 Q Do you have any recollection of sitting down
2 and having a glass of wine with Mr. Depp that
3 evening?

4 A No.

5 Q Do you drink wine?

12:43

6 A No.

7 Q Do you drink at all?

8 A Rarely.

9 Q Do you recall the words Mr. Depp used when
10 he approached you as things were wrapping up?

12:43

11 A No.

12 Q Is it fair to say you don't remember the
13 specific words he used, but the gist of it from your
14 recollection was he offered an apology?

15 A Yeah, it was an apology.

12:44

16 Q Did he say anything to you during this
17 discussion about whether or not he had physically
18 struck you?

19 A I -- I do not believe that happened.

20 Q Did you -- what did you say to Mr. Depp when
21 he offered the apology?

12:44

22 A I don't remember. I believe that we just --
23 he apologized to me, some words were said, and then
24 we kind of did that bro thing and that -- you know.

25 (The witness is indicating.)

12:44

1 Q And when you say we did that bro thing, what
2 do you mean by that?

3 A You know, you shake hands and you go like
4 that and that's it.

5 (The witness is indicating.)

12:44

6 Q So during this --

7 MS. ARMINAK: You don't know the bro thing?
8 We're going to bro right now at the end of this
9 depo.

10 MR. SMITH: And you gestured for us and I
11 appreciate that, but actually our reporter can't
12 take down what you did. Although our video can, but
13 I'm not sure that's admissible.

12:44

14 BY MR. SMITH:

15 Q But regardless, I just want to understand
16 exactly what happened between the two of you from
17 what you're describing to me. So Mr. -- in your
18 mind's eye, you recall Mr. Depp offering words that
19 you took as an apology; correct?

12:45

20 A Yes.

12:45

21 Q And you can't recall one way or the other
22 whether he said what he had done or not done to you;
23 correct?

24 A Yes.

25 Q It's just -- you remember an apology; is

12:45

1 that right?

2 A Yes.

3 Q And then after the apology -- and you say
4 some words were exchanged. Can you remember any of
5 the words that were exchanged between the two of
6 you?

12:45

7 A Just the apology.

8 Q And you say we did the bro thing. By that,
9 you gave a gesture. Did you kind of shake hands
10 with him?

12:45

11 A Yes.

12 Q Was it, like, a fist bump or something like
13 that or describe for me how it was that you did the
14 bro thing.

15 A It's the shake hand, and then you --

12:45

16 (The witness is indicating.)

17 A That's it.

18 MS. ARMINAK: Describe with your hands what
19 you're doing.

20 THE WITNESS: So you shake hands, and then
21 you go a half a hug sort of like a lighthearted tap,
22 tap hug.

12:45

23 MR. SMITH: Okay.

24 BY MR. SMITH:

25 Q So you -- you and Mr. Depp joined hands on a

12:45

130

1 handshake --

2 A Yes.

3 Q -- and then you simultaneously kind of
4 wrapped the other arm around each other?

5 A Yes. 12:46

6 Q And you gave each other effectively a hug;
7 correct?

8 A A bro hug, yes.

9 Q And you call it a bro hug?

10 A Yeah. 12:46

11 Q Okay. How long did this interaction with
12 Mr. Depp last?

13 A Not long.

14 Q Was anybody else present to witness this to
15 your knowledge? 12:46

16 A There were people on the set clearing out.
17 I don't know who was up there to see it.

18 Q Did you accept his apology?

19 A Yes.

20 Q Did you tell him that you had no hard
21 feelings? 12:46

22 A I don't remember what I said to him.

23 Q Do you think you conveyed that sort of
24 sentiment to him at this time?

25 A He apologized to me and we hugged it out, so 12:46

1 probably, yes.

2 Q Okay. So based on what you do remember
3 about what the two of you did in this exchange, it's
4 your best recollection that you would have conveyed
5 to him somehow that you were accepting his apology;
6 correct? 12:46

7 A Yes.

8 Q Do you remember taking a selfie with
9 Mr. Depp at the time that he offered the apology?

10 A It was later in the evening. 12:47

11 Q And how much later in the evening was it you
12 took a selfie with Mr. Depp?

13 MS. ARMINAK: Objection. Lacks foundation
14 to the term selfie. Go ahead.

15 THE WITNESS: It actually wasn't a selfie,
16 so -- someone took a picture. 12:47

17 MR. SMITH: Okay.

18 BY MR. SMITH:

19 Q So at some -- well, let me -- let me stick
20 for the moment on this discussion -- 12:47

21 A Yes.

22 Q -- where he apologized and you accepted.
23 Can you recall anything else that transpired between
24 the two of you during that exchange?

25 A No. The apology happened, and I just wanted 12:47

132

1 it to be over with so I can go about my business.

2 Q Okay.

3 MR. SMITH: Move to strike everything after
4 the word no as nonresponsive.

5 BY MR. SMITH:

12:47

6 Q And can you recall any of the words you
7 conveyed to Mr. Depp at the time he offered the
8 apology?

9 A No, I cannot.

10 Q Now, at some point after -- and this was in
11 the lobby of the Barclay Hotel; is that right?

12:48

12 A No. This was on the second floor on the set
13 of the Barclay Hotel where we just finished filming.

14 Q Have you told me everything you recall about
15 that encounter with Mr. Depp?

12:48

16 A Yes.

17 Q Okay. At some point later that evening, did
18 you again come into contact with Mr. Depp?

19 A Yes.

20 Q And when was that?

12:48

21 A That would be in the parking lot after we
22 cleared the building.

23 Q And tell me what you recall about that
24 encounter.

25 A We were just trying to get everybody out of

12:48

1 the parking lot. Depp was taking pictures with his
2 fans who were waiting for him. Miguel thought it
3 would be a good idea to take a picture.

4 Q So you and Miguel Gutierrez were present at
5 this time? 12:49

6 A Uh-huh.

7 Q Is that a yes?

8 A Yes, yes.

9 Q And Mr. Depp was also present?

10 A Yes. 12:49

11 Q What did Mr. Gutierrez say to you about
12 whether a picture ought to be taken?

13 MS. ARMINAK: Objection. Asked and
14 answered. You can answer again.

15 THE WITNESS: I believe he asked Johnny if
16 he would take a picture with me. 12:49

17 BY MR. SMITH:

18 Q And what did Mr. Depp say?

19 A He said yes.

20 Q And did Mr. Depp then allow Mr. Gutierrez to
21 take a picture of you and Mr. Depp? 12:49

22 A Yes.

23 Q Do you have a copy of that picture in your
24 possession, custody, or control?

25 A I'd have to look for it. I deleted it. 12:49

1 Q Did Mr. Gutierrez text a copy of that photo
2 to you after he took it?

3 A I don't remember if he used my phone or his
4 phone.

5 Q But was -- was the photo taken by 12:50
6 Mr. Gutierrez --

7 A Yes.

8 Q -- on an i-type phone?

9 A Yes.

10 Q And you don't remember if it was your phone 12:50
11 or his phone; correct?

12 A That's correct.

13 Q Have you looked on -- do you still own the
14 same phone today that you had with you that evening?

15 A Probably not, no. Yeah. 12:50

16 Q Do you know what became of the phone that
17 you had with you that evening?

18 A Yeah, it broke.

19 Q What did you do with it after it broke?

20 A I replaced it with a new phone. 12:50

21 Q When's the last time you've seen a copy of
22 the picture of yourself and Mr. Depp that
23 Mr. Gutierrez took?

24 A When I erased it off of Facebook.

25 Q And when was that? 12:50

1 A Right after I filed suit.

2 Q Why did you erase the photo right after you
3 filed suit?

4 A Didn't seem like a good idea to be there.

5 Q And why do you think it was not a good idea 12:51
6 for it not to be there?

7 A Common sense.

8 Q Did the photo remain on your Facebook page
9 from at or about the day after the incident until
10 the day you filed your lawsuit? 12:51

11 A Yes.

12 Q Were you and Mr. Depp both smiling in the
13 photo?

14 A Yes.

15 Q Is this photo that you posted on your 12:51
16 Facebook page that Mr. Gutierrez took, is that the
17 only photo that you're aware of that was ever taken
18 of yourself and Mr. Depp?

19 A Yes.

20 Q When's the last time you've seen that photo? 12:52

21 MS. ARMINAK: Objection. Asked and
22 answered.

23 THE WITNESS: When I erased it.

24 BY MR. SMITH:

25 Q If you wanted to go about getting a copy of 12:52

1 A No.

2 Q Did you talk with any of Mr. Depp's security
3 guards at any point in the evening of April 12th
4 after the incident between yourself and Mr. Depp?

5 A I don't remember speaking to any of the 12:53
6 security guards.

7 Q Do you know who Sean Bett is?

8 A I think he's one of his security guards.

9 Q Do you have any recollection to speaking
10 with Sean Bett at any point about the incident 12:54
11 between yourself and Mr. Depp?

12 A No.

13 Q Do you recall speaking to Mr. Bett at any
14 point about any topic whatsoever?

15 A No. 12:54

16 Q Did you tell Mr. Depp at any point the
17 evening of April 12th after the incident that you
18 thought he had physically assaulted you?

19 A No.

20 Q Did you tell Mr. Depp at any point the 12:54
21 evening of April 12th that he had done anything that
22 hurt you?

23 A No.

24 Q Did you tell Mr. Depp at any point on the
25 evening of April 12th that he had done anything that 12:54

1 caused you to take great offense?

2 A No.

3 Q Did you tell Mr. Depp at any point during
4 the evening of April 12th that he'd done anything to
5 cause you emotional trauma? 12:55

6 A No.

7 Q Did you ever tell Mr. Depp that you were
8 traumatized by what he'd done?

9 A No.

10 Q Did you make any effort to reach out and 12:55
11 contact Mr. Depp at any point prior to filing this
12 lawsuit?

13 A No.

14 Q I want to back up in time now and pick up
15 where we actually left off the first day of your 12:56
16 deposition.

17 A Okay.

18 Q I was examining you in the first day of your
19 deposition about an exchange that had occurred
20 between yourself and a security guard from Gilmore 12:56
21 Associates shortly before the incident with
22 Mr. Depp. Do you recall my questions about that?

23 A Yes, I do.

24 Q And you agree with me -- or let me ask you.
25 You agree with me that that exchange with the 12:56

1 Gilmore security guard was something that occurred
2 in the range of 15 minutes before the encounter with
3 Mr. Depp.

4 A Yes.

5 Q Now, I think -- well, let me -- did you flip 12:56
6 off the security guard from Gilmore Associates at
7 the time you were interacting with him?

8 MS. ARMINAK: Objection. Asked and
9 answered.

10 THE WITNESS: Does that mean I shouldn't -- 12:57

11 MS. ARMINAK: No. Ignore my objection.

12 THE WITNESS: Yeah. Yes, I did.

13 BY MR. SMITH:

14 Q And by flip off, I mean you showed him your
15 middle finger; correct? 12:57

16 A Yes.

17 Q Which is a -- a body language way of saying
18 basically fuck you; correct?

19 A Uh-huh, yes.

20 Q Why did you do that? 12:57

21 MS. ARMINAK: Objection. Asked and
22 answered. You can answer again.

23 THE WITNESS: Okay. So you want to --

24 MS. ARMINAK: Why did you do that? Answer
25 the question. 12:57

1 THE WITNESS: So, again, the Tom Gilmore
2 Associates and Richard Wynn who is the filming
3 location he is on for Gilmore Associates, when you
4 film in that area, they are very adamant about
5 trying to receive money from productions whether
6 it's deserved or not.

12:58

7 And, again, my job is to make sure that we
8 don't pay Richard Wynn when it's not necessary. And
9 so at this point, there was multiple extensions of
10 the permit, and the last extension of the permit
11 went over the time 10:00 p.m. on the street where he
12 feels that he needs to be compensated for his
13 buildings.

12:58

14 But we were not filming at his buildings.
15 We were filming on the sidewalk in front of an old
16 empty bank which they own, and they felt they needed
17 to be compensated for.

12:58

18 My job as a location manager is to watch the
19 money, and we were severely over budget and over
20 schedule. And the \$2,500 extortion payment wasn't
21 going to happen.

12:58

22 BY MR. SMITH:

23 Q Let me fast forward some of this out because
24 I don't want to spend a lot of time on it.

25 A Right.

12:59

1 Q We've already covered it. Is it fair to
2 summarize that Film LA eventually said go ahead and
3 film without Gilmore signing off?

4 A Yes.

5 Q And then is it also fair to say that once 12:59
6 that occurred, Gilmore had one of its personnel come
7 on the set and start videotaping your production?

8 A Yes.

9 Q And that's what led to your encounter where
10 you flipped off the security guard from Gilmore; 12:59
11 correct?

12 A Yes.

13 Q I want to cover what lead up to you flipping
14 him off. Describe to me the interaction you had
15 with the security guard from Gilmore. Once he 12:59
16 started filming, what was going on on the set?

17 MS. ARMINAK: Objection. Asked and
18 answered.

19 THE WITNESS: I remember that I saw him
20 filming. It was after 10:00 p.m., and I was nearby. 12:59
21 And I had my back turned to him, and I flipped him
22 the bird. But that was meant for Richard Wynn, not
23 for the security guard.

24 BY MR. SMITH:

25 Q And by flipping the bird, you mean you 01:00

142

1 flipped him off.

2 A Yes.

3 Q And your recollection is you did that with
4 your hand behind your back facing away from the
5 security guard? 01:00

6 A Yes.

7 Q Was Mr. Gutierrez present with you at that
8 time?

9 A I don't know.

10 Q Do you have any recollection one way or the
11 other about Mr. Gutierrez's presence with you when
12 you were interacting with the Gilmore security
13 guard? 01:00

14 A He's always nearby, but I don't know if he
15 was right there. 01:00

16 Q Besides flipping off the Gilmore security
17 guard, did you have a verbal argument with him?

18 A I don't remember that.

19 Q How close did you get physically to the
20 Gilmore security guard? 01:00

21 A I remember having my back turned towards
22 him.

23 Q Did you ever get in the Gilmore Associates
24 security guard's face during this interaction?

25 A I do not remember that. 01:01

1 Q Is it possible it happened but you don't
2 remember?

3 A It's possible, but I do not remember.

4 Q Do you recall the security guard at some
5 point in time actually filming you as the two of you 01:01
6 interacted?

7 A No.

8 Q Do you recall Jason Gonet approaching you
9 after you had this interaction with the security
10 guard that you flipped off? 01:01

11 A Yes.

12 Q And do you recall he approached you to talk
13 with you about the exchange you had with the
14 security guard?

15 A Yes. 01:01

16 Q Do you recall Mr. Gonet expressing the
17 sentiment to you that he thought you needed to calm
18 down?

19 A I remember having a discussion with
20 Mr. Gonet about the situation and to move away from 01:02
21 the Gilmore security guard.

22 Q So you recall Mr. Gonet asking you to move
23 away from the Gilmore security guard?

24 A Yes.

25 Q Did he explain to you why he was making that 01:02

1 request of you?

2 A No.

3 Q Do you recall him expressing words to the
4 effect that he thought you needed to calm down?

5 A No.

01:02

6 Q Do you recall Mr. Gonet telling you anything
7 like you needed to take a breather?

8 A No.

9 MS. ARMINAK: Objection. Asked and
10 answered.

01:02

11 BY MR. SMITH:

12 Q Do you recall effectively Mr. Gonet asked
13 you to leave the security guard alone?

14 MS. ARMINAK: Objection. Asked and
15 answered.

01:02

16 THE WITNESS: Yes.

17 BY MR. SMITH:

18 Q And after Mr. Gonet intervened, you left the
19 security guard alone; correct?

20 MS. ARMINAK: Object as to the word
21 intervened. That lacks foundation. That misstates
22 testimony.

01:02

23 MR. SMITH: You can answer.

24 THE WITNESS: Repeat the question, please.

25 ///

01:03

1 BY MR. SMITH:

2 Q After Mr. Gonet intervened, you then left
3 the security guard alone; correct?

4 MS. ARMINAK: Same objection.

5 THE WITNESS: I walked away.

01:03

6 BY MR. SMITH:

7 Q And you walked away at the request of
8 Mr. Gonet; correct?

9 A Yes.

10 Q Would you say that as you were walking away
11 from this encounter with the security guard who you
12 flipped off, that you were at least a little bit
13 agitated?

01:03

14 A I can't say.

15 Q Do you typically flip off people you don't
16 know if you're not agitated?

01:03

17 A No.

18 Q So would you agree based on your conduct
19 that looking back in time, you probably were a
20 little bit agitated by that point in time?

01:03

21 A No.

22 Q Did you know the security guard?

23 A No.

24 Q How much time would you estimate transpired
25 between the time you flipped off the security guard

01:04

146

1 and then walked away at the request of Mr. Gonet and
2 the exchange you had with Mr. Depp?

3 A It would have had to have been within
4 15 minutes.

5 Q Do you recall between the interaction with 01:04
6 the security guard and the interaction with Mr. Depp
7 having any interaction with -- with any homeless
8 individuals that were on the set?

9 A No.

10 Q Have you -- 01:04

11 A There were no homeless individuals on the
12 set.

13 Q So it's your testimony, Mr. Brooks, that at
14 the time of the incident between yourself and
15 Mr. Depp, there were no homeless individuals in the 01:04
16 area of the set?

17 A Yes.

18 Q And you're 100 percent certain of that?

19 A 100 percent certain.

20 Q What makes you 100 percent certain of that? 01:05

21 A It's a closed set.

22 Q And what does that mean for somebody who
23 doesn't know your business?

24 A That means that anybody who is entering the
25 area of our filming which is between -- on Fourth 01:05

1 neck surgeries.

2 MS. ARMINAK: He asked you when this
3 accident occurred. Read it again and answer,
4 please.

5 THE WITNESS: Well, there's been three. 01:11
6 There's been two -- so do you want too know the very
7 first -- I'm sorry. I'm confused.

8 MR. SMITH: No, don't apologize.

9 MS. ARMINAK: You can read back the
10 question, how about that, so you can listen to it 01:11
11 when it's read back.

12 THE WITNESS: Excluding recent period after
13 the accident during which he recovered from multiple
14 neck surgeries. So do you want to know after that
15 accident or after my very first one? 01:11

16 MR. SMITH: Let's walk through your first,
17 and then we'll get to that one.

18 THE WITNESS: Okay.

19 BY MR. SMITH:

20 Q How many accidents have you had? 01:11

21 A So I've been in two accidents.

22 Q Okay. Tell me about the first one.

23 A The first one I was rear-ended on the night
24 of April 1st, 2011 riding home from work, last day
25 of filming a Sony pilot. 01:11

1 Q Riding home on a motorcycle?

2 A No, no. Driving home in my car.

3 Q Did you suffer any injuries from that
4 accident?

5 A Yes. 01:12

6 Q What sorts of injuries?

7 A Neck, wrist, back.

8 Q Did you have surgeries as a result of that
9 accident?

10 A Eventually, yes. 01:12

11 Q And are you still suffering symptoms from
12 the injuries you suffered in that accident?

13 A Yes.

14 Q What -- what symptoms are you suffering from
15 today that you attribute to that accident? 01:12

16 A That is all related to my numbness in my
17 feet, hands, my loss of balance, and the fire going
18 down my right arm, and the pain in my neck.

19 Q Did you have spinal surgery as a result of
20 that accident? 01:12

21 A Yes. I had a cervical laminectomy.

22 Q And --

23 A But that was roughly five years -- four and
24 a half years later.

25 Q And when did you have the cervical 01:12

1 laminectomy?

2 A In August 2000 -- excuse me --
3 September 2015.

4 Q And what is a cervical laminectomy in
5 layman's terms? 01:13

6 A That is where you -- this is your nerve
7 passage way, and this is your -- this is your nerve,
8 and this is your nerve passage way.

9 (The witness is indicating.)

10 A Well, this is what it looks like when it's 01:13
11 normal, and this is what it looks like when it's
12 pinched.

13 (The witness is indicating.)

14 A It's like degenerative stenosis, and it
15 narrows and is completely pinched off to where I 01:13
16 couldn't feel my body --

17 Q So --

18 A -- or barely walk.

19 Q So in layman's terms, the inside of your
20 spinal column pinched on the nerves and caused 01:13
21 the --

22 A Completely shut it off. I was very close to
23 being paralyzed.

24 Q Okay. Did you have another accident after
25 the April 1, 2011 accident? 01:13

154

1 A In November of 2017.

2 Q Tell me about that accident.

3 A I was driving to meet a producer for my next
4 job, commercial, and a lady downtown ran a light,
5 turned left in front of me, and I T-boned her. 01:14

6 Q Did you sustain injuries in that accident?

7 A I did.

8 Q What sorts of injury?

9 A Again, neck, back, wrist. Reinjuring
10 everything. 01:14

11 Q This was in November 2017?

12 A Yes.

13 Q So that would have been several months --
14 roughly six months after the incident on the set of
15 City of Lies was the second accident you had? 01:15

16 A Yes.

17 Q And did you aggravate your spinal injuries
18 that you had from the original accident during the
19 second accident?

20 A Yes. 01:15

21 Q So did your pain and -- and spinal-related
22 issues become worse as a result of the second
23 accident?

24 A They returned.

25 Q Okay. And did you ultimately have a surgery 01:15

1 Q Were you hospitalized after that
2 November 2017 accident?

3 A I was not hospitalized, but I went to seek
4 immediate care.

5 Q How long were you under medical care 01:17
6 following the November 2017 accident?

7 A I was on medical care continuously through
8 May.

9 Q So from November 2017 through May of 2018;
10 is that right? 01:17

11 A Uh-huh.

12 Q And you were under continuous medical care
13 for your spinal condition caused by this accident
14 during that period?

15 A Yes. 01:17

16 Q Were you able to work during that period?

17 A No.

18 Q And in the interrogatory response, were you
19 referring to a recent period where you were
20 recovering from multiple neck surgeries? Were you 01:17
21 referring to the period of November of 2017 through
22 May of 2018?

23 A I have to check because at the time if I'm
24 recovering from multiple neck surgeries, that would
25 be right after my second surgery. So -- 01:18

1 Q So that would have been August of 2016;
2 correct?

3 A Yes.

4 Q Just so I'm clear on this, the response
5 refers to multiple neck surgeries. Did you have
6 more than two neck surgeries?

01:18

7 A No.

8 Q So is it fair to say that between
9 November of 2017 and May of 2018, even if you had
10 wanted to, you couldn't have worked during that
11 period?

01:18

12 A I could have worked.

13 Q Did you make any effort to work during that
14 period?

15 A Yes.

01:18

16 Q What efforts did you make during that
17 period?

18 A I was sent a script by a previous producer.

19 Q And were you hired on that project?

20 A I was sent a script for Netflix by Bruce
21 Wayne Gillies who is actually the line producer of
22 Labyrinth.

01:19

23 Q And you weren't hired on that project
24 ultimately; correct?

25 A Ultimately, I was not hired.

01:19

1 Q Okay. Were you actively seeking out work
2 opportunities after the November 2017 accident and
3 before May of 2018?

4 A I was looking for work while I was on --
5 recovering from disability doing my physical therapy 01:19
6 getting ready to go back to work.

7 Q Okay. At some point, did your doctor or
8 team of doctors clear you to return to work
9 activities after November of 2017?

10 A Yes, they cleared me to go back to work 01:19
11 sometime in -- in May.

12 Q May of 2018?

13 A Uh-huh.

14 Q Is that a yes?

15 A Yes. 01:20

16 Q And so prior to May -- between November of
17 2017 and May of 2018, were you under doctor's orders
18 that you should not be going back to work?

19 A No. I was under doctor's treatment.

20 Q Did your doctors tell you they didn't 01:20
21 recommend you return to work between November of
22 2017 and May of 2018?

23 A No.

24 Q When you -- when you say you were cleared to
25 return to work in May of 2018, was there some 01:20

1 impediment to your returning to work based on
2 medical conditions prior to that clearance?

3 A I was still in pain but would have been able
4 to continue. I would have gone to work if there was
5 a job available because it is more important to work
6 to support my family. I've worked in pain before.

01:20

7 Q Did you seek out other job opportunities
8 between November of 2017 and May of 2018 other than
9 the one with Mr. Gillies that you've already told me
10 about?

01:21

11 A I was sent a script for the Tax Collector,
12 another movie that I did not get.

13 Q Who sent you the script for Tax Collector?

14 A Dan Katzman.

15 Q Let me back up a minute on the
16 returning-to-work issues. From the day after --
17 let's pick April 13th, the day after the incident,
18 2017. Do you have that date in mind?

01:21

19 A I'm sorry. Say that again.

20 Q Sure. I just want to focus you on a
21 timeline.

01:21

22 A Right.

23 Q So my focus now is from April 13, 2017
24 forward.

25 A Uh-huh.

01:22

1 Q Do you have that timeline in mind?

2 A Yes. Okay.

3 Q That would be the day after the incident
4 with Mr. Depp --

5 A That's true --

01:22

6 THE REPORTER: One second.

7 BY MR. SMITH:

8 Q Focusing on that time period, would you
9 agree with me that during that entire time period,
10 you have been physically and mentally able to
11 perform work if work's available for you to perform?

01:22

12 A Yes.

13 Q That there's been no impediment to your
14 working from any injuries you suffered from anything
15 Mr. Depp did to you that would prevent you from
16 working in that period. Would you agree with that?

01:22

17 A That's correct.

18 Q And so the only impediment to your working
19 that you attribute to Mr. Depp has to do with the
20 fact that various employment opportunities
21 ultimately didn't pan out for you; correct?

01:22

22 A Yes.

23 Q And that may or may not be because you've
24 been blackballed or that the potential employers
25 otherwise don't want to touch you because of the

01:22

161

1 publicity on this case; correct?

2 A (Inaudible response.)

3 MS. ARMINAK: Well, objection. Calls for
4 speculation. Lacks foundation.

5 THE REPORTER: I didn't get your response.

01:23

6 THE WITNESS: I don't see it that way.

7 BY MR. SMITH:

8 Q And how do you see it?

9 A I see it that I'm not getting work because
10 of the incident.

01:23

11 Q Okay. But you agree, however, that from
12 April 13, 2017 forward, if work was available, you
13 were physically and emotionally able to do it;
14 correct?

15 A And I did.

01:23

16 Q Okay. So no physical or emotional injuries
17 that you suffered prevented you from working from
18 April 13, 2017 forward; correct?

19 A Yes.

20 Q So to the extent there's been some
21 impediment to your working after April 13, 2017, it
22 has something to do with something besides any
23 injuries you suffered from this incident with
24 Mr. Depp; correct?

01:23

25 A Repeat the question, please.

01:23

1 Q Okay. Would you agree that to the extent
2 you've been unable to get work from April 13, 2017
3 moving forward, that that inability has nothing to
4 do with any injuries you suffered based on this
5 incident with Mr. Depp?

01:24

6 MS. ARMINAK: Objection. Vague and
7 ambiguous. Lacks foundation. Calls for
8 speculation.

9 THE WITNESS: I believe my lack of work is
10 directly related to the incident.

01:24

11 MR. SMITH: I want to distinguish the
12 incident from your injuries, and we'll take it one
13 step at a time.

14 THE WITNESS: Okay.

15 BY MR. SMITH:

01:24

16 Q Are there any physical injuries you
17 attribute to the incident that have prevented you
18 from performing your work functions since April 13,
19 2017?

20 A No.

01:24

21 Q Are there any emotional injuries you
22 attribute to the incident that have prevented you
23 from performing your work functions at any point
24 from April 13, 2017 forward?

25 A Forward to now or forward to --

01:24

1 perception was you had no difficulty finding work
2 opportunities up through your November 2017 car
3 accident?

4 MS. ARMINAK: Objection. Misstates
5 testimony. 01:40

6 THE WITNESS: I was working. I had jobs. I
7 did some jobs.

8 BY MR. SMITH:

9 Q Were there any jobs that you sought in that
10 period rejected or turned down because anybody told 01:40
11 you it related to the incident with Mr. Depp?

12 A Not yet.

13 Q When's the first time you can ever recall
14 hearing from any source that any job opportunity you
15 didn't get was in any way tied to the incident? 01:40

16 A After I came back from disability in 2018.

17 Q So that would have been in May 2018?

18 A Yes.

19 Q And what's the first time you can recall
20 hearing any source say that there was an issue with 01:41
21 the incident that impacted your employability?

22 A Russell Bertolino who is a Teamster Local
23 399 transportation coordinator tried to get me on
24 one of his shows, and he was told that I've been
25 blacklisted by Depp. 01:41

1 A Yes.

2 Q So would you agree the first time you had
3 any difficulty in securing employment opportunities
4 tied in any way to the incident came after the
5 incident got publicized in the New York Post?

01:42

6 A Yes.

7 Q Do you have any reason to testify that
8 Mr. Depp did anything to cause the New York Post to
9 publish that article in May of 2018?

10 A No.

01:43

11 Q Do you have any reason to believe that
12 Mr. Depp made any effort to publicize anything about
13 the incident that happened between himself and you
14 on April 12, 2017?

15 A No.

01:43

16 Q Putting aside Mr. Bertolino, I want to focus
17 on potential employers. Has any potential employer
18 that you've sought work from ever told you directly
19 that Mr. Depp had blackballed you?

20 A No.

01:43

21 Q And has any potential employer ever told you
22 they were not willing to hire you because of
23 anything having to do with the incident?

24 A Yes.

25 Q And who told you that?

01:44

1 A Well, Russell Bertolino.

2 Q He wasn't your employer; correct?

3 A That's correct.

4 Q And I want to -- I want to be clear what I'm
5 asking you. I understand Mr. Bertolino said some
6 things to you --

01:44

7 A Yes.

8 Q -- as did Mr. Gillies.

9 A Yes.

10 Q I want to focus on what you personally have
11 communicated from or to with potential employers;
12 okay? Do you have that in mind?

01:44

13 A Yes.

14 Q Have you ever yourself had any potential
15 employer tell you one way or the other whether the
16 incident had anything to do with your employability?

01:44

17 A Nobody will tell me that.

18 Q And has any potential employer ever told you
19 through today that your employability has been
20 negatively impacted by anything that Johnny Depp has
21 done or said?

01:44

22 A No one has told me that.

23 Q Would you agree with me that the source of
24 your belief about your employment difficulties
25 ultimately is based on what Mr. Bertolino and

01:45

1 Mr. Gillies have shared with you?

2 A Yes.

3 Q Are there any other persons besides
4 Mr. Bertolino or Mr. Gillies that have said things
5 to you that caused you to believe you've become
6 unemployable due to the incident?

01:45

7 A Yes.

8 Q Who else?

9 A An associate named Cecil Gentry.

10 Q What -- when you say an associate, where is
11 Mr. Gentry an associate?

01:45

12 A He's a production designer.

13 Q And what has Mr. Gentry told you anything
14 about your employability and the incident?

15 A He has hired -- tried to hire me twice on
16 shows that he has been involved in. Production
17 designers are generally responsible for the location
18 department. They were Blumhouse Productions.

01:45

19 The first one was a Hulu show, Into the
20 Dark, where he wanted me to come in and do the show,
21 and that was met with nos.

01:46

22 Q And the nos that was met with, did any
23 source say that nos were --

24 A (Unintelligible.)

25 (Simultaneous speaking. Not reportable.)

01:46

1 THE REPORTER: Sorry. One second.

2 MS. ARMINAK: Excuse me.

3 THE WITNESS: Sorry.

4 MS. ARMINAK: Don't talk over him.

5 THE WITNESS: Sorry. 01:46

6 MS. ARMINAK: When he's asking a question,
7 you need to finish until the end.

8 THE WITNESS: I'm sorry.

9 MS. ARMINAK: Excuse me. You need to wait
10 until the end of the question. 01:46

11 THE WITNESS: I apologize.

12 MR. SMITH: Don't apologize. It's natural.

13 BY MR. SMITH:

14 Q Did he share with you what any other person
15 said to him about why the answer had come back no? 01:46

16 A He told me because it was of the incident.

17 Q Did he tell you what caused him to come to
18 that belief?

19 A The producer told him.

20 Q Did he say who that producer was? 01:47

21 A He would not tell me.

22 Q Did he say what exactly the producer had
23 said to him?

24 A He said that I'm not hireable right now.

25 Q Did he say the producers said you were not 01:47

1 Q And who's the Chris you reference there?

2 A Chris and Miguel Gutierrez. They're
3 brothers.

4 Q And Chris Gutierrez is a good friend of
5 yours; correct? 01:50

6 A Chris Gutierrez is a friend of mine.

7 Q And is Miguel Gutierrez also a friend of
8 yours?

9 A He's a work friend.

10 Q Miguel Gutierrez has stayed at your house on 01:51
11 numerous occasions; correct?

12 A Miguel has stayed at my house when we have
13 work on the west side. He stays on the east side,
14 so he stays at my house when there's an early call
15 for whenever he needs to go so that he doesn't have 01:51
16 to fight traffic and save an hour.

17 Q And that's happened on numerous occasions;
18 correct?

19 A Yes.

20 Q Would you say he's a welcomed house guest at 01:51
21 your house?

22 A Absolutely.

23 Q In fact, you were the one responsible for
24 first getting Miguel Gutierrez his union card;
25 correct? 01:51

1 Q And are all the jobs listed on Exhibit 36
2 union jobs?

3 A Yes, they are.

4 Q And how do you go about getting this report?

5 A I print it off my motion picture -- MPI -- 01:53
6 MPIHP page.

7 Q Let me start at the first page in, the most
8 recent productions. You see it starts from date,
9 and it's got an entry of 1/21/2019? Do you see
10 that? 01:53

11 A Oh, it's on this page.

12 (The witness is reviewing the
13 document.)

14 Q Do you see that entry there?

15 A I see, yeah, 1/21, yes. 01:53

16 Q Is -- is that the last union job you have
17 had?

18 A Yes.

19 Q And does this report capture all the union
20 jobs you had prior to that date dating back to 2006? 01:54

21 A Yes.

22 Q On the year below if you continue down this
23 first page, if you look, you'll see it's got a
24 December 25, 2018 date near the top. And if you
25 scroll on down, you'll see it runs chronologically 01:54

1 A Yes.

2 Q So were you employed at any point between
3 10/8/17 and 9/30/2018?

4 (The witness is reviewing the
5 document.)

01:56

6 A Oh, right. That was -- okay. So that's
7 where the accident happened. That was my last
8 commercial before my accident on November 17th.

9 Q Was it November 17th, 2017?

10 A Yes. That was when the car crash happened.

01:57

11 Q And so the lack of employment between
12 10/8 -- or -- the lack of employment from 11/17/17
13 until 9/30/2018 was due to the accident that you
14 suffered; is that right?

15 A Yes.

01:57

16 Q Okay. Now I want to work further back in
17 time. Let's look at the entry -- one, two, three --
18 six or seven up from the bottom of the page, it's
19 got the last Good Film Productions U.S. entry. Do
20 you see that?

01:58

21 A Yes.

22 Q And that's the City of Lies or Labyrinth
23 production where the incident between yourself and
24 Mr. Depp occurred; correct?

25 A Yes.

01:58

1 Q And so does this report then reflect that
2 roughly two months after that incident on the City
3 of Lies set, you got employed on the Starz Pour Vida
4 Productions; is that right?

5 A Yes. 01:58

6 Q And you held that job for --

7 A It's a three-week shoot.

8 Q Okay. And then you've got a gap between the
9 middle of July and early September, and then you
10 picked up another job; correct? 01:58

11 A Correct.

12 Q That was the Homeward Bound Productions,
13 Inc. job; is that right?

14 A Yes, it was.

15 Q And then after that, you had a slight gap,
16 and then you picked up a job in October on the
17 Corporate Management Solutions matter; correct? 01:58

18 A Yes.

19 Q So would you agree with me that during the
20 period that you were working on the Starz Por Vida
21 all the way through Corporate Management Solutions,
22 that you were able to find work and perform the work
23 if it was available? 01:59

24 A Yes.

25 Q So from your experience, you didn't have any 01:59

1 issues getting jobs because of the incident in that
2 time period; correct?

3 A Yes.

4 Q The -- the problems arose some point later
5 in time; correct? 01:59

6 A Yes. However, I was always questioned about
7 it.

8 Q But questioned or not, you were able to get
9 the jobs you wanted, at least through the Corporate
10 Management Solutions job that you took in 01:59
11 November of 2017; correct?

12 A Yes.

13 Q And then right about that time, you had your
14 car accident in November of 2017; correct?

15 A Yes. 01:59

16 Q And you were laid up for an extended period
17 of time due to that accident; correct?

18 A Yes.

19 Q Let's -- let's work our way backwards. If
20 we go to the next page, it's got 2016 entries on it. 01:59
21 Do you see the MODOP Films, LLC entry?

22 A I haven't got there yet.

23 (The witness is reviewing the
24 document.)

25 Q If you go down the date column -- 02:00

1 workload through today?

2 A Through 20 -- when I got back off of
3 disability for Good Films, I was working and ready
4 to go. I'm ready to go.

5 Q When you say when you got back off of 02:27
6 disability for Good Films, do you mean the -- May of
7 2018?

8 A No. I mean February 2017.

9 Q Okay. Were you on disability prior to
10 February of 2017? 02:27

11 (The witness is reviewing the
12 document.)

13 A I was on disability from November of 2017.

14 Q To when?

15 A Until July of 2018. 02:28

16 Q And were you actually drawing state
17 disability payments during that period?

18 A Yes.

19 Q And in July 2018, did you then get a medical
20 clearance to return to work? 02:28

21 A Yes, but I was available to return to work
22 previously before that.

23 Q Whether available or not, you continued to
24 draw disability payments from the state through
25 July of 2018; correct? 02:28

1 A Yes.

2 Q Now, you've claimed that you've suffered
3 emotional injuries as a result of the incident with
4 Mr. Depp. I'd like to ask you can you describe for
5 me what emotional injuries you have suffered. 02:29

6 A I have lost my confidence in myself, I am
7 unsure about my abilities to continue doing my job
8 with strangers, I've become depressed, withdrawn.

9 Q Anything else?

10 A Distraught. 02:29

11 Q When did --

12 A Distant.

13 Q I didn't mean to interrupt you. Go ahead.

14 A Distraught, distant.

15 Q When -- when did you first begin to 02:30
16 experience any of those symptoms after the incident?

17 A The first bit of being bothered by it was
18 the constant barrage of everybody who knew me or
19 found out who I was asking me about the incident.

20 Q And when did that begin? 02:30

21 A It started right after the original
22 incident, and then it kind of stayed at an
23 even-keeled pace. And then once the May 8th New
24 York Post story came out, it became really
25 emotionally difficult for me because I did not want 02:30

1 any publicity.

2 Q What sort of emotional difficulties were you
3 experiencing prior to the New York Post article in
4 May 2018?

5 A Normal stress of life.

02:31

6 Q So you have -- did you have any additional
7 emotional trauma or injuries that you attributed to
8 the incident that manifested themselves at any point
9 before May of 2018?

10 A I was definitely depressed about the
11 incident, but I moved on. You know, I'm a masculine
12 male, and I'm -- you know, it's your job to shrug
13 things off and move on and do your job.

02:31

14 So I continue to try to, you know, move on,
15 get jobs, move forward, work in the industry. I've
16 got a few more years until my retirement. Just
17 taking care of my family, working, and what's
18 physically better. It's time to work.

02:31

19 Q So prior to May of 2018, would you agree you
20 essentially carried on business as usual?

02:32

21 A I was carrying on business as usual, but I
22 was carrying the emotional baggage of the incident
23 with me.

24 Q But you were able to carry that and perform
25 your work functions; correct?

02:32

1 A Yes.

2 Q And that remained the case at least through
3 May of 2018; correct?

4 A Correct.

5 Q And did that situation at some point change 02:32
6 or -- let me ask a different question. At some
7 point, did your emotional trauma become more severe?

8 A Yes.

9 Q And was that after the New York Post
10 article? 02:32

11 A It started becoming more -- more so than.

12 Q And what happened in your life that caused
13 your emotional trauma to worsen at or about that
14 time?

15 A The barrage of phone calls, e-mails, texts 02:33
16 from people all over the country that I knew,
17 friends, work associates, you know, school people.
18 Hey, is this you? Did this happen? What happened?

19 Got an e-mail from Thailand from a producer
20 saying hey, is this my Rocky? You know, just all 02:33
21 over the world. It was world news.

22 Q And did the fact that it would get published
23 worldwide cause you to suffer emotional trauma?

24 A Huge, huge embarrassment.

25 Q And what about that caused you to suffer 02:33

1 emotional trauma?

2 A Well, I didn't want this to come out. I
3 walked away from the incident, and now here it is,
4 like, the top news story.

5 Q When you say you walked away from the
6 incident, what do you mean by that?

02:34

7 A That means that after the incident, I'd
8 walked away. The -- two days after the incident, I
9 received a call from a reporter from the Hollywood
10 Reporter.

02:34

11 Her name was Anita Bush, and she called me
12 saying that she heard about the incident and wanted
13 to do a story about abuse on Hollywood sets between
14 higher-ups and crew members.

15 And I just told her that I'm not that
16 person, I don't want any spotlight from it, I want
17 to walk away from it, I've got a few more years
18 until retirement, I just want to work. I just want
19 to work, and this would be bad.

02:34

20 Q So when you said you walked away from the
21 incident, what you meant was you didn't want to
22 engage with that reporter?

02:34

23 A I didn't want to engage with any reporters.
24 Yes, did not want to engage with any reporters.

25 Q Now, at some point, your intentions changed

02:35

1 public. And when it did become out in public, it
2 embarrassed me, and it just brought back childhood
3 stuff which is very distressful.

4 Q Are there any specific people that you can
5 identify today that encouraged you to pursue
6 litigation against Mr. Depp? And I'll exclude your
7 wife and your counsel from that list.

02:38

8 A I would have to think about it. Various
9 members of the location community, the production
10 community.

02:38

11 Q Now, you were seeking help from Terre
12 Bridgham well before the incident occurred; correct?

13 A Correct.

14 Q What -- when did you first seek out help
15 from Ms. Bridgham?

02:39

16 A 2014 or '15.

17 Q And why did you first start seeing
18 Ms. Bridgham?

19 A I was having anxiety attacks, and it was
20 related to my childhood.

02:39

21 Q What sort of anxiety attacks were you having
22 that caused you to seek out help from Ms. Bridgham?

23 A I was having panic attacks and I spoke to a
24 friend about it and he suggested I go see Terre.

25 Q I'll show you what we're going to have our

02:39

1 A A period of therapy and we went through it
2 and she gave me the exercises and I started doing
3 better and had stopped seeing her.

4 Q Are you currently experiencing any of the
5 symptoms that -- where you checked boxes here on
6 this form when you first visited Ms. Bridgham?

02:45

7 A I'm sorry?

8 Q I want to focus --

9 A Yeah.

10 Q -- today.

02:45

11 A Right.

12 Q Are any of the boxes that you checked back
13 when you first visited Ms. Bridgham, are any of the
14 matters you checked there matters where you're now
15 again having symptoms?

02:45

16 A No. I'm looking for that page.

17 (The witness is reviewing the
18 document.)

19 A Yes.

20 Q And which ones?

02:45

21 A Sadness and crying spells, socially
22 isolated. I've added -- you can add appetite and
23 weight loss, insomnia, difficulty having fun,
24 nervousness and jittery, excessive worrying, and
25 definitely easily distracted.

02:46

206

1 Q And fidgety?

2 A Yes.

3 Q You skipped over irritable and temper
4 outburst. Are you having issues with that?

5 A Not particularly.

02:46

6 MS. ARMINAK: Your lawyer is.

7 THE WITNESS: Well, I'm glad I'm contagious.

8 BY MR. SMITH:

9 Q If you move back in the packet here another
10 two pages, you see there's a signature -- client's
11 name and a signature line. Do you see that?

02:46

12 A Uh-huh, yes, I do.

13 Q And is that your signature there on the
14 signature line?

15 A Yes, it is.

02:46

16 Q And does this show you filled this form out
17 on August 13, 2014?

18 A Yes, it does.

19 Q How long after the incident with Mr. Depp
20 was it you first began experiencing any of these
21 symptoms that you just told me you are currently
22 experiencing?

02:47

23 (The witness is reviewing the
24 document.)

25 A I -- I would say these experiences, again,

02:47

207

1 started coming out after the New York Post. They
2 were always -- they were there. They were dormant
3 probably. But once the post article came out, I
4 started feeling them again.

5 Q So in terms of the timeline as you sit here 02:47
6 today, your recollection would be these symptoms
7 that you just described for me on the form here,
8 they began to manifest themselves mainly after the
9 New York Post article got published?

10 A Yes. 02:48

11 MS. ARMINAK: Objection. Misstates
12 testimony.

13 BY MR. SMITH:

14 Q And how long after that article got
15 published was it that you reached out and sought any 02:48
16 treatment from Terre Bridgham?

17 A I don't remember.

18 Q If you look at the third page of
19 Ms. Bridgham's file --

20 A Okay. Yes. 02:48

21 Q -- we can ask her these questions as well,
22 but it looks if you go to the bottom of that page,
23 that the last visit reflected in her notes before
24 the incident would have been July 29, 2015, and the
25 next visit appears to show on September 26, 2018. 02:49

208

1 Q And has her -- has your -- have your visits
2 with her in the past few weeks helped with any of
3 your symptoms?

4 A She has given me a hypnosis exercise, and it
5 seems to have helped a little bit. 02:58

6 Q Okay. Is there a name for that exercise?

7 A It's -- it's hypnosis of a tape.

8 Q Has Ms. Bridgham indicated what her
9 recommended future course of treatment is for you?

10 A To keep seeing her. 02:59

11 Q Has she indicated to you how long she thinks
12 she'll need you to continue to see her to resolve
13 your emotional complaints that you attribute to this
14 incident?

15 A No. 02:59

16 Q Do you have any idea as you sit here today
17 how long you think you'll need to seek assistance
18 from Ms. Bridgham relating to the emotional trauma
19 you're claiming in this case?

20 A I plan on seeing her for a little bit of
21 time. 02:59

22 Q Okay. Can you refine that for us in any
23 more detail at this point in time?

24 A Until I am feeling better.

25 Q And Ms. Bridgham hasn't given you any sort 02:59

1 of prediction or game plan on how long she thinks
2 that's going to take; correct?

3 A She did not, no.

4 Q Has Ms. Bridgham recommended you seek any
5 sort of treatment for your emotional injuries from
6 any other professionals?

02:59

7 A No.

8 Q We previously marked in this case as
9 Exhibit 12 your responses to form interrogatories
10 set one. Let me -- with counsel's permission, I'm
11 going to show you my binder. It's not the official
12 the court reporter one, but it's a clean version of
13 that exhibit.

03:01

14 (Whereupon Exhibit 12 was
15 referenced.)

03:01

16 MS. ARMINAK: Okay.

17 BY MR. SMITH:

18 Q So I put Exhibit 12 in front of you,
19 Mr. Brooks. Can you take a look, if you would, at
20 the answer to interrogatory 8.7. It's on page
21 number five.

03:01

22 (The witness is reviewing the
23 document.)

24 A Yes.

25 Q And that says -- and I'll -- you can look

03:01

217

1 MR. SMITH: I'm just trying -- let me try it
2 a different way.

3 BY MR. SMITH:

4 Q We know you saw her on September 26, 2018;
5 correct? 03:16

6 A Yes.

7 Q And you told me that even though it's not on
8 her records here, you have a recollection of seeing
9 her in 2017; correct?

10 A Yes. 03:17

11 Q Did she charge you a fee for the 2017 visit?

12 A I believe she did.

13 Q Do you know what the fee was at that time?

14 A It would have been \$150 or \$175.

15 Q Okay. And -- 03:17

16 A I don't know. It might have -- I don't
17 know. I don't know.

18 Q And then you -- you testified that since
19 September 26, 2018, in the past few weeks, you've
20 seen her two more times; correct? 03:17

21 A Yes.

22 Q So to recap, is it your best recollection as
23 you sit here today that you've seen Ms. Bridgham a
24 total of four times since the incident on City of
25 Lies? 03:17

1 A Yes.

2 Q And if we round her charges up to \$200 per
3 each of those times, would you agree with me that
4 you've incurred a total of \$800 in cost to be
5 treated by Ms. Bridgham since the City of Lies
6 incident?

03:17

7 A Yes.

8 Q Do you have any other out-of-pocket expenses
9 you've incurred for anything --

10 A No.

03:18

11 Q I need to finish. I appreciate the quick
12 answer, but let me finish my question.

13 A Sorry.

14 Q Do you have any other out-of-pocket expenses
15 you've incurred for any reason that you attribute to
16 the incident besides the \$800 you have paid to
17 Ms. Bridgham?

03:18

18 A Lawyers' fees.

19 Q Exclude --

20 MS. ARMINAK: Excuse me. Please exclude any
21 type of --

03:18

22 THE WITNESS: All right.

23 MS. ARMINAK: -- attorney-client
24 communication information.

25 THE WITNESS: No. There's no --

03:18

1 MR. SMITH: Okay.

2 BY MR. SMITH:

3 Q So putting aside lawyer fees or cost of
4 litigation in this case, would you agree with me
5 that the -- that your total out-of-pocket expenses 03:18
6 that you attribute to the incident as of today are
7 \$800 or less?

8 A Yes.

9 MR. SMITH: I have no further questions of
10 the witness. 03:18

11 MS. ARMINAK: Okay.

12 MR. SMITH: Assuming you have none.

13 MS. ARMINAK: No.

14 MR. SMITH: Why don't we offer a stipulation
15 that the reporter be relieved of her custodial 03:18
16 duties under CCP. That the original of the
17 transcript will be sent to --

18 MS. ARMINAK: Please don't take that off.
19 Put that back on.

20 MR. SMITH: -- plaintiff's counsel's office 03:19
21 here at Baker Olson. That the witness will review
22 and sign the transcript under penalty of perjury.

23 That he'll have 14 days from the date that
24 counsel receives the transcript from the reporter to
25 review it, sign it, and make any changes. That 03:19

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REPORTER'S CERTIFICATION

I, KIEU PHAM, a Certified Shorthand Reporter, in and for the State of California, do hereby certify:

That the foregoing witness was by me duly sworn; that the deposition was then taken before me at the time and place herein set forth; that the testimony and proceedings were reported stenographically by me and later transcribed into typewriting under my direction; that the foregoing is a true record of the testimony and proceedings taken at that time.

IN WITNESS WHEREOF, I have subscribed my name this 26th day of September, 2019.



Kieu Pham, CSR NO. 13667

(The foregoing certification of this transcript does not apply to any reproduction of the same by any means, unless under the direct control and/or supervision of the certifying reporter.)

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DEPOSITION ERRATA SHEET

Assignment No. 48446

Case Caption: Brooks v. Depp, et al.

DECLARATION UNDER PENALTY OF PERJURY

I declare under penalty of perjury that I have read the entire transcript of my Deposition taken in the above captioned matter or the same has been read to me, and the same is true and accurate, save and except for changes and/or corrections, if any, as indicated by me on the DEPOSITION ERRATA SHEET hereof, with the understanding that I offer these changes as if still under oath.

Signed on the _____ day of _____,
20____.

GREGG "ROCKY" BROOKS