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IN THE CIRCUIT COURT OF FAIRFAX COUNTY  
SUPREME COURT OF VIRGINIA

JOHN C. DEPP II, )  
)  
PLAINTIFF, )  
) CASE NO. CL-2019-2911  
VS. )  
)  
AMBER LAURA HEARD, )  
)  
DEFENDANT. )  
\_\_\_\_\_ )

VIDEOTAPED DEPOSITION OF ELIZABETH RAE MARZ  
TUESDAY, NOVEMBER 26, 2019

REPORTED BY: DAYNA HESTER, C.S.R. 9970  
JOB NO. 3776627  
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01:51 1 A. Yes.

01:51 2 Q. How much wine did you see him spill?

01:51 3 A. I don't remember.

01:51 4 Q. A lot? The entire bottle?

01:51 5 A. Not the entire bottle. What my -- so what

01:51 6 I remember is it was flailing and it was -- there

01:51 7 was definitely wine that was coming out.

01:51 8 Q. Would you say that being sloppy is

01:51 9 different than being combative?

01:51 10 A. Yeah. I would say sloppy and combative

01:51 11 are two different things.

01:51 12 Q. And it's your testimony that Mr. Depp was

01:52 13 on May 21st, 2016, both combative and sloppy,

01:52 14 correct?

01:52 15 A. Yeah. I would describe it that there was

01:52 16 a little bit of both of -- yes, that combative and

01:52 17 sloppy.

01:52 18 Q. Was he more sloppy than he was combative?

01:52 19 A. It felt more combative than sloppy.

01:52 20 Q. And just to clarify, the only thing that

01:52 21 was combative was the words he was speaking?

01:52 22 A. No. It was his -- completely the way he

01:52 23 entered into the room, rushed in, his energy, the

01:52 24 way it felt like he was coming after me, like he --

01:52 25 almost felt like -- from my -- from where I was

01:52 1 standing, it felt like he was charging towards me,  
01:52 2 and I was scared. It was -- it felt -- it felt --  
01:52 3 yeah, combative. It felt -- I'm trying to look for  
01:52 4 another word that can describe what I felt, but it  
01:52 5 was -- you know, it was scary. My heart was beating  
01:52 6 really fast, very quickly, and I was freaked out.

01:53 7 Q. When you exited Penthouse 5, did you see  
01:53 8 what happened to Josh and what Josh did or -- where  
01:53 9 he was?

01:53 10 A. No.

01:53 11 Q. Okay. When you left Penthouse 5, was Josh  
01:53 12 still in Penthouse 5 with Mr. Depp and his  
01:53 13 bodyguards?

01:53 14 A. From what I remember, he was still there,  
01:53 15 yeah.

01:53 16 Q. Okay. Did you hear Mr. Drew say anything  
01:53 17 to Mr. Depp?

01:53 18 A. I don't remember hearing him say anything.

01:53 19 Q. Okay. So you ran out of Penthouse 5;  
01:53 20 where did you go?

01:53 21 A. I went up the stairs to -- there was a  
01:53 22 pool on the roof with, like, a workout room, and I  
01:53 23 just went up the stairs and turned to the left and,  
01:53 24 kind of, just stayed there. I hid, essentially.

01:53 25 Q. Did you go into the room where the workout

1           between Johnny and Amber. Rocky also           15:58  
2           told me that Amber was still in love           15:58  
3           with Johnny, so it was not surprising           15:58  
4           to me that Amber did not tell me these           15:58  
5           details herself."           15:58  
6           Q. Do you recall telling Mr. Schwartz that           15:58  
7           early in 2016 Rocky had told you that Johnny had           15:58  
8           been, quote, "volatile, especially towards Amber,"           15:58  
9           and "had shoved or pushed Amber on a private           15:58  
10          flight"?           15:58  
11          A. I remember hearing about the flight           15:58  
12          situation that they -- that he -- that he shoved her           15:58  
13          on a flight. But I don't -- I don't remember if I           15:58  
14          heard about it before May 21st or after. I don't           15:58  
15          remember.           15:58  
16                 And when I was giving this deposition           15:58  
17          [verbatim], I was very much -- it felt very casual           15:58  
18          and, like, story -- I wasn't being asked, like,           15:58  
19          super specific questions, and so it was more           15:58  
20          speaking as I would normally speak and just pulling           15:58  
21          from what I remember. But then maybe there was           15:58  
22          some -- I didn't go through it.           15:58  
23                 When he -- yeah, it gave me the           15:58  
24          opportunity to really go through it. But, yes, I do           15:58  
25          remember giving some of this information during           15:58