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VIRGINIA:

IN THE CIRCUIT COURT FOR FAIRFAX COUNTY

----- x
JOHN C. DEPP, II, :
Plaintiff, : Case No.
v. : CL-2019-0002911
AMBER LAURA HEARD, :
Defendant. :

----- x

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PURSUANT TO THE PROTECTIVE ORDER

Deposition of AMY BANKS, M.D.
Conducted Remotely via Zoom
Monday, February 7, 2022
9:35 a.m.

Job No.: 430536
Pages: 1 - 89
Reported By: AMY L. STRYKER, CCR

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Transcript of Amy Banks, M.D.

1 (1 to 4)

Conducted on February 7, 2022

<p>1 VIRGINIA: 2 IN THE CIRCUIT COURT FOR FAIRFAX COUNTY 3 4 ----- x 5 JOHN C. DEPP, II, : 6 Plaintiff, : Case No. 7 v. : CL-2019-0002911 8 AMBER LAURA HEARD, : 9 Defendant. : 10 ----- x 11 THIS TRANSCRIPT HAS BEEN MARKED CONFIDENTIAL 12 PURSUANT TO THE PROTECTIVE ORDER 13 ***** 14 Deposition of AMY BANKS, M.D. 15 Conducted Remotely via Zoom 16 Monday, February 7, 2022 17 9:35 a.m. 18 19 20 Job No.: 430536 21 Pages: 1 - 89 22 Reported By: AMY L. STRYKER, CCR</p>	<p>1 A P P E A R A N C E S 2 3 ON BEHALF OF PLAINTIFF JOHN C. DEPP, II: 4 ANDREW C. CRAWFORD, ESQ. 5 BENJAMIN G. CHEW, ESQ. 6 BROWN RUDNICK LLP 7 601 Thirteenth Street, NW 8 Suite 600 9 Washington, D.C. 20005 10 (202) 536-1785 11 and 12 CAMILLE M. VASQUEZ, ESQ. 13 SAMUEL A. MONIZ, ESQ. 14 BROWN RUDNICK LLP 15 2211 Michelson Drive 16 Irvine, California 92612 17 (949) 752-7100 18 19 20 21 22</p>
<p>1 Deposition of AMY BANKS, M.D., conducted 2 remotely. 3 4 5 Pursuant to subpoena, before AMY L. 6 STRYKER, Certified Court Reporter and Notary 7 Public of the State of Maryland. 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22</p>	<p>1 A P P E A R A N C E S C O N T I N U E D 2 3 ON BEHALF OF DEFENDANT AMBER LAURA HEARD: 4 ADAM S. NADELHAFT, ESQ. 5 CLARISSA K. PINTADO, ESQ. 6 CHARLSON BREDEHOFT COHEN & BROWN, P.C. 7 11260 Roger Bacon Drive, Suite 201 8 Reston, Virginia 20190 9 (703) 318-6800 10 11 ON BEHALF OF THE WITNESS: 12 J. PETER KELLEY, ESQ. 13 BRUCE & KELLEY, P.C. 14 20 Mall Road, Suite 225 15 Burlington, Massachusetts 01803 16 (781) 262-0690 17 18 ALSO PRESENT: 19 JOHN C. DEPP, II 20 DR. SHANNON CURRY, PsyD, HSCP 21 LUCIEN NEWELL, AV Technician 22 KIMBERLY JOHNSON, Videographer</p>

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Transcript of Amy Banks, M.D.

3 (9 to 12)

Conducted on February 7, 2022

<p style="text-align: right;">9</p> <p>1 it a different way for you to understand it. Does 2 that make sense? 3 A It does. 4 Q If you respond, it will be assumed that 5 you heard me and understood me. Does that make 6 sense? 7 A It does. 8 Q And as you're doing now, you're giving 9 verbal answers. If you can, continue to try to do 10 that throughout the deposition rather than giving 11 "uh-huh" or "uh-uh"s so that we know what you 12 mean. Does that make sense? 13 A Yes. 14 Q And I'll give you a break at any time you 15 need it. I'm hoping this deposition won't be too 16 long, but if you ever need a break, just let me 17 know. I'd only ask that you answer the question 18 if one is pending, and then we'll give you a 19 break. Does that make sense? 20 A Yes. 21 Q Okay. Have you ever been -- have you ever 22 been deposed in any cases involving Johnny Depp?</p>	<p style="text-align: right;">11</p> <p>1 MR. KELLEY: Thank you. 2 MR. NADELHAFT: Yeah. And I think, given 3 that this is going to probably hit on some medical 4 care, we'll make this deposition transcript 5 confidential for now, so... 6 Okay. Anything else, Peter? 7 MR. KELLEY: No. 8 MR. NADELHAFT: Okay. 9 BY MR. NADELHAFT: 10 Q Dr. Banks, I just want to go into some 11 basic background. You graduated magna cum laude 12 from Tufts University; is that right? 13 A Yes. 14 Q And you -- you've earned a medical degree; 15 is that right? 16 A Yes. 17 Q And where did you earn your medical 18 degree? 19 A Georgetown University. 20 Q Okay. And you're a psychiatrist, correct? 21 A I am, yes. 22 Q After Georgetown University, did you</p>
<p style="text-align: right;">10</p> <p>1 A No. 2 Q Ever been deposed in any cases involving 3 Amber Heard? 4 A No. 5 Q I just want to have -- 6 MR. KELLEY: Adam, I don't want to 7 interrupt, but I will in this moment. 8 MR. NADELHAFT: Sure. 9 MR. KELLEY: Any stipulations that the 10 parties, you folks, are agreeing to or not 11 agreeing to? And if not, I'd just add for the 12 record the request for Dr. Banks to have 45 days 13 to review and sign off on the deposition 14 transcript. 15 MR. NADELHAFT: Okay. That's probably 16 okay. And we can talk with Mr. Depp's counsel. I 17 mean, we're going to have deposition designations 18 coming up I think in March. I guess we can do 19 designations, that if there were any changes, we 20 could probably amend those, so -- that seems okay. 21 I do want to fit it into her schedule. I 22 understand Dr. Banks' schedule.</p>	<p style="text-align: right;">12</p> <p>1 continue your psychiatric training? 2 A I did. 3 Q Where was that? 4 A Harvard Medical School, Mass Mental Health 5 Center. 6 Q How long have you been a psychiatrist? 7 A About 28 years. 8 Q This -- you might imagine I got some of 9 this off your website. You're a founding scholar 10 at the International Center for Growth in 11 Connection. 12 A Yes. 13 Q What is that? 14 A That is a -- I would call it a 15 psychological kind of social justice think tank 16 that works to kind of shift people's notion of 17 healthy growth and development towards one that 18 focuses on relationships. 19 Q As of -- what does it mean that you're a 20 founding scholar of that group? 21 A It means I was one of the core group of 22 people that founded that organization</p>

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	it's going crazy. Sorry about that. This is	10:04:24
2	sometimes a problem with these virtual	10:04:44
3	depositions. I apologize.	10:04:48
4	If you look at Amber's e-mail, April 13,	10:04:51
5	2015, in the second paragraph, she says, As with	10:04:54
6	some of life's most rewarding gifts, I happened	10:05:00
7	upon your book by accident...at just the right	10:05:05
8	time. I picked it up in the airport (while in	10:05:07
9	transit, fleeing the most traumatic and crushing	10:05:10
10	situation I have ever faced) and spent the next	10:05:13
11	few days in the precious comfort of your insight	10:05:15
12	and advice.	10:05:19
13	Did there come a time --	10:05:19
14	You received that portion of the e-mail	10:05:21
15	from Amber, correct?	10:05:22
16	A Yeah, I -- I believe so, yes.	10:05:24
17	Q Okay. Did there come a time where you	10:05:26
18	understood what Amber was referring to when she	10:05:28
19	said she was "fleeing the most traumatic and	10:05:29
20	crushing situation I have ever faced"?	10:05:34
21	MR. CRAWFORD: Objection; calls for	10:05:36
22	speculation.	10:05:37

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1 THE WITNESS: My understanding was that 10:05:37
2 she was in a relationship with Johnny Depp that 10:05:38
3 had gotten violent and out of control. 10:05:41
4 BY MR. NADELHAFT: 10:05:44
5 Q And when you say that Amber, Was in a 10:05:44
6 relationship that -- that had gotten violent and 10:05:48
7 out of control, what do you mean by that? 10:05:51
8 A I mean -- I mean that he had -- they had 10:05:54
9 physical altercations and his drug use had 10:05:57
10 escalated and she felt that she was in risk -- at 10:06:04
11 risk. 10:06:08
12 Q And how did you come to that 10:06:09
13 understanding? 10:06:14
14 A In subsequent conversations, she told me. 10:06:15
15 Q And then Amber writes: It with a plea of 10:06:19
16 confidence that I can say after 3 and a half years 10:06:31
17 of the most trying and compelling relationship I 10:06:34
18 have ever known, I finally married the man with 10:06:37
19 whom I am desperately in love. However I write to 10:06:39
20 you today because those years, the relationship 10:06:43
21 and my heart, has arrived at a breaking point. 10:06:45
22 Did you under- -- did there come a time 10:06:49

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	Q And what type of violence did you	10:07:43
2	understand was occurring for Mr. Depp toward	10:07:46
3	Amber?	10:07:50
4	MR. CRAWFORD: Objection; calls for	10:07:51
5	speculation, foundation.	10:07:52
6	THE WITNESS: I recall descriptions of	10:07:54
7	drug use, rage, breaking, throwing things around	10:07:59
8	the house. I recall her telling me that when he	10:08:05
9	would fight, she would -- when he would attack her	10:08:11
10	physically, she couldn't help herself, she would	10:08:16
11	fight back. Those are things I clearly recall.	10:08:18
12	MR. CRAWFORD: I'd like to insert an	10:08:24
13	objection to the extent that the response	10:08:26
14	contained hearsay.	10:08:31
15	Q And do you re- -- what was your	10:08:32
16	understanding as to how Mr. Depp attacked Amber	10:08:33
17	physically?	10:08:36
18	A What -- I'm not -- I don't understand the	10:08:36
19	question.	10:08:38
20	Q Would -- did -- did Mr. Depp hit Amber?	10:08:39
21	MR. CRAWFORD: Objection; foundation,	10:08:44
22	assumes facts not in evidence, calls for	10:08:45

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	speculation.	10:08:47
2	THE WITNESS: By Amber's report, yes.	10:08:47
3	Q By Amber's report, did Mr. Depp hit Amber	10:08:51
4	with his hand?	10:08:56
5	MR. CRAWFORD: Same objections.	10:08:58
6	THE WITNESS: Yes.	10:08:59
7	Q By Amber's report, did Mr. Depp hit Amber	10:09:00
8	by kicking her?	10:09:02
9	MR. CRAWFORD: Same objections.	10:09:04
10	THE WITNESS: I don't recall that.	10:09:05
11	Q Other than by hitting Ms. -- Amber with	10:09:07
12	his hands, do you recall any other violence,	10:09:11
13	physical violence, that Amber reported to you by	10:09:15
14	Mr. Depp?	10:09:18
15	MR. CRAWFORD: Same objections.	10:09:18
16	THE WITNESS: Not specifics.	10:09:19
17	Q Okay. And you responded in this e-mail	10:09:21
18	that you would -- you could help Amber, correct?	10:09:29
19	In this e-mail attachment, 1 -- Exhibit 1.	10:09:33
20	A I believe I said that I would try to help,	10:09:36
21	yes.	10:09:38
22	Q Right. And you're -- you're in Boston,	10:09:39

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1 THE WITNESS: I don't recall the -- I 10:20:25
2 don't recall the details of it, no. 10:20:28
3 BY MR. NADELHAFT: 10:20:30
4 Q And -- and did you at any time look at any 10:20:30
5 of Amber's medical records? 10:20:41
6 A Her medical records? No. 10:20:43
7 Q Did you ever look at Mr. Depp's medical 10:20:45
8 records? 10:20:47
9 A I did not. 10:20:47
10 Q Did you ever speak to or communicate with 10:20:48
11 Dr. David Kipper? 10:20:53
12 A Not that I recall. 10:20:54
13 Q Okay. Did you know that Ms. Heard was 10:20:58
14 communicating with -- was seeing Connell Cowan as 10:21:02
15 a psychiatrist as well? 10:21:08
16 A I didn't know the name of the person. 10:21:09
17 Again, I wasn't acting as a psychiatrist 10:21:12
18 for Amber Heard. I was as a relationship 10:21:15
19 consultant. So I did know that she had other 10:21:18
20 treaters, and I did not talk with them. 10:21:22
21 Q And did you talk with any treaters of 10:21:25
22 Mr. Depp? 10:21:28

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	THE WITNESS: I didn't know specifics of	10:30:34
2	why she was -- it didn't surprise me. I didn't	10:30:38
3	know specifics of why she was getting a	10:30:42
4	restraining order.	10:30:44
5	BY MR. NADELHAFT:	10:30:45
6	Q Why did it not surprise you that Amber was	10:30:45
7	seeking a restraining order?	10:30:48
8	A Because of the violence that I knew	10:30:48
9	existed in the relationship.	10:30:50
10	Q And where you wrote: I'm hoping that you	10:30:52
11	are safe and with friends, what did you mean by	10:31:06
12	that?	10:31:08
13	A It's pretty standard practice when	10:31:09
14	somebody's in a domestic violence situation, that	10:31:11
15	you create a safety plan, and that that usually	10:31:15
16	includes, you know, someplace that you can go to	10:31:18
17	that's safe when you get a restraining order in	10:31:20
18	case there's retaliation. And so I was just	10:31:24
19	naming that, that I'm hoping that she has actually	10:31:26
20	gone someplace where she can be safe... Yeah.	10:31:30
21	Q When you were working with Amber in 2015,	10:31:33
22	did she discuss that she had friends that would	10:31:37

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	Q And did he discuss violence with	10:59:45
2	Ms. Heard?	10:59:51
3	MR. NADELHAFT: Objection; form, hearsay.	10:59:53
4	THE WITNESS: I don't recall.	10:59:55
5	Q You don't recall if he discussed violence?	10:59:55
6	A I don't recall, yes.	10:59:57
7	Q So did he admit to hitting Ms. Heard at	11:00:01
8	any point in this session?	11:00:04
9	A I don't recall.	11:00:05
10	Q Did he state that Ms. Heard hit him at any	11:00:06
11	point in this session?	11:00:14
12	A I don't recall.	11:00:15
13	MR. NADELHAFT: Objection; form, hearsay.	11:00:16
14	MR. CRAWFORD: Okay. So can I take -- I'm	11:00:40
15	sorry to do this. Can we take a quick, 15-minute	11:00:42
16	break? I can revisit my notes here, and hopefully	11:00:46
17	wrap this up pretty quickly.	11:00:50
18	MR. KELLEY: Well, I have just 11:00 on	11:00:54
19	this end. So 11:15 we'll reconvene.	11:00:57
20	MR. CRAWFORD: Yes. Does that work?	11:01:02
21	MR. NADELHAFT: Yeah, that's fine with me,	11:01:03
22	Andrew.	11:01:05

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1	clearly, I have recall for. The things that I	11:20:09
2	have not stated clearly or I said "I don't	11:20:13
3	recall," I have said "I don't recall." So the	11:20:13
4	things that I have said, I'm sure of. The things	11:20:21
5	that I have said "I don't recall," I don't recall.	11:20:23
6	BY MR. CRAWFORD:	11:20:25
7	Q Okay. And you previously testified it was	11:20:25
8	clear to you that Mr. Depp and Ms. Heard's	11:20:28
9	relationship was violent, correct?	11:20:31
10	A Correct.	11:20:33
11	Q And was it clear to you who initiated that	11:20:34
12	violence?	11:20:38
13	MR. NADELHAFT: Objection; form,	11:20:39
14	foundation.	11:20:40
15	THE WITNESS: That was clear to me.	11:20:40
16	Q And who initiated that violence?	11:20:44
17	A Mr. Depp.	11:20:46
18	Q And who reported that Mr. Depp initiated	11:20:47
19	that violence?	11:20:53
20	A That was Amber Heard.	11:20:54
21	Q Is it -- isn't it true that you can't be	11:20:57
22	certain that any relationship is violent based on	11:21:03

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Transcript of Amy Banks, M.D.

22 (85 to 88)

Conducted on February 7, 2022

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1 a consultee's own self-report?
 2 MR. NADELHAFT: Objection; form,
 3 foundation.
 4 THE WITNESS: I -- you have to tease that
 5 one out a little bit. I don't know how to -- I
 6 don't know what you're asking.
 7 Q So Ms. Heard -- you said Ms. Heard told
 8 you that Mr. Depp initiated the violence, correct?
 9 A Correct.
 10 Q And my question is: Isn't it true that
 11 you cannot be certain that Mr. Depp initiated the
 12 violence just based on Ms. Heard's statement?
 13 MR. NADELHAFT: Objection; form,
 14 foundation.
 15 THE WITNESS: Is -- is that true? I --
 16 what I can tell you without a doubt is that Amber
 17 Heard told me that Johnny Depp was involved in
 18 violence with her when he was using substances
 19 particularly, that she would fight back. And
 20 those statements were made, also, in front of
 21 Mr. Depp without anybody contradicting them.
 22 Q So Ms. Heard made those statements in the

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1 joint session with Mr. Depp?
 2 A In my recollection, yes, she did, that
 3 that was part of the conversation of how the
 4 relationship could not -- escalate at times, yes.
 5 Q Okay. You did not personally witness any
 6 violence between Mr. Depp and Ms. Heard, did you?
 7 A There was none when we were on the Skype
 8 calls, no.
 9 Q So you don't know for certain that there
 10 was any violence in Mr. Depp and Ms. Heard's
 11 relationship, correct?
 12 A What I know for certain is that it was
 13 reported to me by Ms. Heard in the presence of
 14 Johnny Depp, without contradiction.
 15 Q You testified previously, though, that you
 16 don't recall if Mr. Depp admitted to hitting
 17 Ms. Heard, correct?
 18 A I do not recall that.
 19 MR. CRAWFORD: Nothing further on my end.
 20 Thank you, Dr. Banks. I appreciate it.
 21 THE WITNESS: You're welcome.
 22 MR. NADELHAFT: Okay.

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1 Dr. Banks, just a couple of questions.
 2 EXAMINATION
 3 BY MR. NADELHAFT:
 4 Q In working with Amber and Mr. Depp, did
 5 you believe that Amber was telling the truth about
 6 the violence she received at the hands of
 7 Mr. Depp?
 8 A I did.
 9 Q In working with Amber Heard and Mr. Depp,
 10 was it your belief that Amber was a victim of
 11 domestic violence at the hands of Mr. Depp?
 12 A It was.
 13 MR. NADELHAFT: Okay. Thank you. Nothing
 14 further. We really appreciate your time.
 15 THE VIDEOGRAPHER: Off the record --
 16 MR. KELLEY: All set?
 17 THE VIDEOGRAPHER: Off the record at
 18 11:23.
 19 (Off the record at 11:23 a.m.)
 20
 21
 22

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1 ACKNOWLEDGMENT OF DEPONENT
 2 I, AMY BANKS, M.D., do hereby acknowledge
 3 that I have read and examined the foregoing
 4 testimony, and the same is a true, correct and
 5 complete transcription of the testimony given by
 6 me and any corrections appear on the attached
 7 Errata sheet signed by me.
 8
 9
 10
 11 (DATE) (SIGNATURE)
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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

86

1 joint session with Mr. Depp? 11:22:10

2 A In my recollection, yes, she did, that 11:22:12

3 that was part of the conversation of how the 11:22:14

4 relationship could not -- escalate at times, yes. 11:22:17

5 Q Okay. You did not personally witness any 11:22:21

6 violence between Mr. Depp and Ms. Heard, did you? 11:22:25

7 A There was none when we were on the Skype 11:22:27

8 calls, no. 11:22:31

9 Q So you don't know for certain that there 11:22:32

10 was any violence in Mr. Depp and Ms. Heard's 11:22:35

11 relationship, correct? 11:22:38

12 A What I know for certain is that it was 11:22:39

13 reported to me by Ms. Heard in the presence of 11:22:41

14 Johnny Depp, without contradiction. 11:22:45

15 Q You testified previously, though, that you 11:22:50

16 don't recall if Mr. Depp admitted to hitting 11:23:02

17 Ms. Heard, correct? 11:23:06

18 A I do not recall that. 11:23:06

19 MR. CRAWFORD: Nothing further on my end. 11:23:15

20 Thank you, Dr. Banks. I appreciate it. 11:23:17

21 THE WITNESS: You're welcome. 11:23:19

22 MR. NADELHAFT: Okay. 11:23:20

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Transcript of Amy Banks, M.D.

Conducted on February 7, 2022

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1 Dr. Banks, just a couple of questions. 11:23:20

2 EXAMINATION 11:23:20

3 BY MR. NADELHAFT: 11:23:20

4 Q In working with Amber and Mr. Depp, did 11:23:23

5 you believe that Amber was telling the truth about 11:23:26

6 the violence she received at the hands of 11:23:28

7 Mr. Depp? 11:23:32

8 A I did. 11:23:32

9 Q In working with Amber Heard and Mr. Depp, 11:23:33

10 was it your belief that Amber was a victim of 11:23:36

11 domestic violence at the hands of Mr. Depp? 11:23:38

12 A It was. 11:23:40

13 MR. NADELHAFT: Okay. Thank you. Nothing 11:23:41

14 further. We really appreciate your time. 11:23:42

15 THE VIDEOGRAPHER: Off the record -- 11:23:46

16 MR. KELLEY: All set? 11:23:49

17 THE VIDEOGRAPHER: Off the record at 11:23:50

18 11:23. 11:23:52

19 (Off the record at 11:23 a.m.)

20

21

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