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FAIRFAX, VA

Transcript of Jury Trial - Day 15

Date: May 4, 2022
Case: Depp, II -v- Heard

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Transcript of Jury Trial - Day 15
Conducted on May 4, 2022

1 (4030 to 4033)

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<p>1 VIRGINIA: 2 IN THE CIRCUIT COURT OF FAIRFAX COUNTY 3 -----x 4 JOHN C. DEPP, II, : 5 Plaintiff and : 6 Counterclaim Defendant, : 7 v. : Civil Action No.: 8 AMBER LAURA HEARD, : CL-2019-0002911 9 Defendant and : 10 Counterclaim Plaintiff. : 11 -----x 12 HEARING 13 BEFORE THE HONORABLE PENNEY AZCARATE 14 Fairfax, Virginia 15 Wednesday, May 4, 2022 16 10:00 a.m. EDT 17 TRIAL DAY 15 18 19 20 Job No.: 443897 21 Pages: 4030 - 4321 22 Reported by: Judith E. Bellinger, RPR, CRR</p>	<p>1 A P P E A R A N C E S 2 3 ON BEHALF OF THE PLAINTIFF AND COUNTERCLAIM 4 DEFENDANT: 5 BENJAMIN G. CHEW, ESQUIRE 6 BROWN RUDNICK LLP 7 601 Thirteenth Street NW 8 Suite 600 9 Washington, D.C. 20005 10 202.536.1700 11 12 CAMILLE M. VASQUEZ, ESQUIRE 13 BROWN RUDNICK LLP 14 2211 Michelson Drive 15 7th Floor 16 Irvine, CA 92712 17 949.440.0234 18 19 20 21 22</p>
4031	4033
<p>1 Held at: 2 3 4 CIRCUIT COURT OF FAIRFAX COUNTY 5 4110 Chain Bridge Road 6 Courtroom 5J 7 Fairfax, Virginia 22030 8 703.691.7320 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 JESSICA N. MEYERS, ESQUIRE 4 BROWN RUDNICK LLP 5 7 Times Square 6 New York, NY 7 212.209.4938 8 9 WAYNE F. DENNISON, ESQUIRE 10 REBECCA MACDOWELL LECARAZ, ESQUIRE 11 BROWN RUDNICK LLP 12 One Financial Center 13 Boston, MA 02111 14 617.856.8149 15 16 17 18 19 20 21 22</p>

Transcript of Jury Trial - Day 15
 Conducted on May 4, 2022

4034	<p>1</p> <p>2 APPEARANCES CONTINUED</p> <p>3 ON BEHALF OF THE DEFENDANT AND COUNTERCLAIM</p> <p>4 PLAINTIFF:</p> <p>5</p> <p>6 ELAINE CHARLSON BREDEHOFT, ESQUIRE</p> <p>7 ADAM S. NADELHAFT, ESQUIRE</p> <p>8 CHARLSON BREDEHOFT COHEN BROWN &</p> <p>9 NADELHAFT, P.C.</p> <p>10 11260 Roger Bacon Drive</p> <p>11 Suite 201</p> <p>12 Reston, VA 20190</p> <p>13 703.318.6800</p> <p>14</p> <p>15 J. BENJAMIN ROTTENBORN, ESQUIRE</p> <p>16 WOODS ROGERS PLC</p> <p>17 10 South Jefferson Street</p> <p>18 Suite 1400</p> <p>19 P.O. Box 14125</p> <p>20 Roanoke, VA 24011</p> <p>21 540.983.7540</p> <p>22</p>	4035
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4035	<p>1 CONTENTS</p> <p>2 EXAMINATION OF DAWN M. HUGHES, PH.D., ABPP (CONTINUING)</p> <p>3 By Mr. Dennison 4046</p> <p>4 By Ms. Bredehoft 4144</p> <p>5 EXAMINATION OF AMBER LAURA HEARD PAGE</p> <p>6 By Ms. Bredehoft 4193</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>	4037
4037	<p>1 PROCEEDINGS</p> <p>2 THE BAILIFF: All rise.</p> <p>3 Please be seated and come to order.</p> <p>4 THE COURT: All right. Good morning.</p> <p>5 If I could have counsel approach for a</p> <p>6 moment, please.</p> <p>7 (Sidebar.)</p> <p>8 THE COURT: This new PR guy, I don't</p> <p>9 know who he is, but he just came through the back</p> <p>10 and he was extremely disrespectful to my sheriffs.</p> <p>11 To my captain, to my lieutenant. Very</p> <p>12 disrespectful because I told him he can't have his</p> <p>13 phone out. One of the deputies said he saw him</p> <p>14 with his phone out. Very disrespectful. I don't</p> <p>15 want him coming back.</p> <p>16 Ms. Barlow does not come through</p> <p>17 security. I thought I made myself very clear</p> <p>18 about that. She doesn't come through the back.</p> <p>19 Ms. Barlow came through the back with Ms. Heard</p> <p>20 this morning.</p> <p>21 MS. BREDEHOFT: Oh, I didn't know.</p> <p>22 THE COURT: I don't care if you didn't</p>	4037

4038	1 know, Ms. Bredehopt. This is your responsibility. 2 From now on, only Ms. Heard, her assistant and the 3 insurance attorney comes back to the back. 4 Period. If it happens again, I won't have anymore 5 come to the back. Understood? 6 MS. BREDEHOFT: Completely understood, 7 Your Honor. I apologize. 8 THE COURT: I don't know his name, but 9 he's very close to getting kicked out of my 10 courtroom. If you want to let everyone know right 11 now. I'm very upset about that. Nobody 12 disrespects my sheriffs. 13 MS. BREDEHOFT: I totally agree. Do 14 you want me to go talk to him now? 15 THE COURT: Absolutely. 16 Do we have anything else? 17 MS. BREDEHOFT: Yes. 18 THE COURT: Okay. 19 MS. BREDEHOFT: Your Honor may recall 20 that we talked about -- 21 MR. CHEW: Your Honor, just to clarify. 22 Ms. Barlow is not to come in the courtroom,	4040	1 MS. BREDEHOFT: Nothing about IPV. And 2 then, Your Honor, I highlighted page 246. This is 3 where it starts. This is where Mr. Dennison says, 4 I think the witness just said that she saw no 5 prior evidence of intimate partner violence. And 6 then he argues that that implicates the prior 7 arrest of Ms. Heard because the person involved, 8 et cetera. 9 THE COURT: Okay. 10 MS. BREDEHOFT: And then he talked 11 about the notes. And your Honor may recall, both 12 Your Honor and I said I don't recall her 13 testifying to that. 14 THE COURT: Okay. 15 MS. BREDEHOFT: And she didn't. And, 16 in fact, she mentions nothing of it in her 17 disclosure. She did not testify to any of that. 18 She did not -- it doesn't come up in her 19 deposition, in her 8-hour deposition. 20 THE COURT: Okay. 21 MS. BREDEHOFT: So I think that's 22 incorrect. I don't think she's opened the door
4039	1 correct? 2 THE COURT: No. She wasn't supposed to 3 come in the back way. 4 MS. BREDEHOFT: She has been barred. 5 THE COURT: Then she couldn't have 6 come. 7 MS. BREDEHOFT: I'm with you 8 completely, Your Honor. I completely understand 9 where you are coming from. 10 THE COURT: All right. Thank you. 11 MS. BREDEHOFT: So this is the rough 12 transcript. Your Honor may remember Mr. Dennison 13 said that the witness had testified about IPV with 14 prior relationships. And the actual testimony she 15 gave, and I've highlighted them in all of our 16 copies, is she was talking about personality 17 disorder. She said -- I'll let Your Honor read. 18 THE COURT: "Her emotional instability, 19 her affect dysregulation or her fear of 20 abandonment is only occurring in the relationship 21 with Mr. Depp, and we don't have evidence of it 22 before and we don't have evidence of it after."	4041	1 and I don't think you can ask that question. 2 MR. DENNISON: Your Honor, it is 3 indirectly in her own notes. But with respect to 4 this testimony, these are the symptoms that she 5 has testified to relative to IPV. These are the 6 emotional instability, dysregulation, fear of 7 abandonment, those are all the symptoms she was 8 talking about at nauseam with the assistance of 9 her notes. That's exactly what we're talking 10 about. 11 THE COURT: I think I'm -- again, I 12 think I'm just going to stay with what I said 13 yesterday. You can ask that initial question 14 about whether or not -- 15 MR. DENNISON: I wrote down your 16 question. We have it verbatim. 17 THE COURT: Okay. 18 MS. BREDEHOFT: The question I was 19 going to look at the question so I understand. 20 MR. CHEW: We've got it verbatim, the 21 question that Your Honor allowed. 22 THE COURT: She wants to make sure

4042	1 everybody is on the same page. What is the 2 question? 3 MR. DENNISON: I have it in my notes. 4 I will have to find it in my notes. 5 THE COURT: I understand, Mr. Dennison. 6 MS. BREDEHOFT: So, "I'm going to allow 7 him to ask her that question." 8 THE COURT: What page are you on? 9 MR. DENNISON: "Did you say on direct 10 that you saw no previous inter-partner violence, 11 just yes or no?" 12 THE COURT: That's it. We'll just go 13 with that. 14 MR. DENNISON: Before we move out of 15 your face, I'm sorry. 16 THE COURT: That's okay. 17 MR. DENNISON: I just want to try to 18 figure out what we're doing with notes. Is this 19 witness coming back up to our cross-examination -- 20 THE COURT: Yeah. We can't have her 21 have her notes. We understand that, right? I 22 mean, she can't refer to her notes unless she asks	4044	1 THE COURT: Okay. So just don't have 2 them. 3 MS. BREDEHOFT: May I tell her that? 4 THE COURT: You have a few things you 5 have to tell some different people, Ms. Bredehft. 6 I'm sorry, I'm giving you homework, but I need to 7 get that done. It's totally upsetting. 8 MS. BREDEHOFT: I totally agree. I 9 feel exactly the way Your Honor does. I totally 10 respect Your Honor. 11 THE COURT: All right. 12 MS. BREDEHOFT: One more thing as long 13 as we're up here. We think there's going to be -- 14 Ms. Heard is going to be on after Dawn Hughes. 15 THE COURT: Which is after lunchtime? 16 MS. BREDEHOFT: We anticipate there's 17 going to be some significant hearsay exceptions to 18 that because they have been accusing her of 19 falsifying prior testimony. So we prepared a 20 brief, and I just want to give it to Your Honor 21 now. 22 THE COURT: Okay. So we can start
4043	1 to do it. It appears yesterday, even when I was 2 watching her, she was still using her notes. 3 MS. BREDEHOFT: Your Honor, I've always 4 had experts bring their notes up there. 5 THE COURT: Bringing them is one thing. 6 Put them to the side and have them face down. 7 MS. BREDEHOFT: We'll tell her to make 8 sure to put them face down, and if she needs to 9 refer to them -- 10 THE COURT: No, no. 11 MS. BREDEHOFT: What should she do? 12 THE COURT: I don't think she should 13 bring them to the witness stand, at all. That way 14 she won't have that urge, I think, maybe. That'll 15 be better. And then if she thinks she needs to 16 refresh her recollection, she can ask Mr. Dennison 17 and then maybe her notes can be retrieved for that 18 one question. 19 Is that okay? 20 MR. DENNISON: I have a significant 21 number of questions for her, but I don't think 22 it's going to be anything close to a memory test.	4045	1 dealing with the issues. 2 MS. BREDEHOFT: Right. We think there 3 are some cases that are pretty on point to this. 4 THE COURT: We'll take a look at it. 5 I'll take a look at it. 6 MS. BREDEHOFT: Thank you, Your Honor. 7 MR. CHEW: Thank you, Your Honor. 8 MR. DENNISON: Thank you, Your Honor. 9 THE COURT: Okay. 10 (Open court.) 11 THE COURT: All right. Are we ready 12 for the jury, then? 13 MR. DENNISON: Yes, Your Honor. 14 THE COURT: Wait. No, no, no. Not 15 yet. 16 I put my microphone on. Sorry, Judy. 17 Are we ready for the jury? 18 MS. BREDEHOFT: Yes, Your Honor. 19 Appreciate it. 20 THE COURT: Yes. 21 (Whereupon, the jury entered the 22 courtroom and the following proceedings took

<p>4046</p> <p>1 place.) 2 THE COURT: All right. Good morning, 3 ladies and gentlemen. 4 All right. Dr. Hughes, if you could 5 come back to the stand for me, please. 6 Thank you. 7 THE WITNESS: Good morning. 8 THE COURT: Good morning. 9 Cross-examination. 10 MR. DENNISON: Thank you, Your Honor. 11 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 12 COUNTERCLAIM DEFENDANT (CONTINUING) 13 BY MR. DENNISON: 14 Q Good morning, Dr. Hughes. I'm Wayne 15 Dennison. We haven't met before. 16 A No. Good morning. 17 Q You testified yesterday that you have 18 to give careful attention to gendered stereotypes, 19 correct? 20 A That is correct. 21 Q When you're talking about intimate 22 partner violence, you have to pay attention to</p>	<p>4048</p> <p>1 the characteristic of a "victim" of intimate 2 partner violence yesterday, you used the pronouns 3 "she" or "her," didn't you? 4 A I was using the she and her pronouns in 5 this case because my determination was, as I 6 stated, that Ms. Heard was the victim of intimate 7 partner violence. That is why I was using the 8 she/her pronouns. 9 Q You, in fact, said women get into a 10 relationship for all the right reasons. 11 That's what you said, the woman gets 12 into the relationship for all the right reasons. 13 Then you say difficult for her -- for a 14 victim to extricate herself. You go on to say 15 that she can and she should; over and over you 16 used "she," right? 17 A I believe, in that case, I did because 18 I was referencing this case, where I found 19 Ms. Heard to be the victim of intimate partner 20 violence. It doesn't mean that men don't get into 21 the relationship for all the right reasons too. I 22 believe they do.</p>
<p>4047</p> <p>1 gendered stereotypes. 2 And during your testimony you, in fact, 3 paid attention to gendered stereotypes, correct? 4 A I'm not sure what you mean. 5 Q Well, you said we were going to have to 6 pay attention to gendered stereotypes. And then 7 you testified at length, where you referenced both 8 men and women. You paid attention to those 9 stereotypes during the course of your testimony, 10 correct? 11 A What I was saying was you have to pay 12 attention to gendered stereotypes when you're 13 conducting these evaluations. You can't assume 14 all the time that the male is the perpetrator and 15 the female is the victim. You have to go into the 16 evaluation understanding that the male also could 17 be the victim of intimate partner violence. 18 Q In fact, you're aware that there are 19 large-scale studies that do say that IPV towards 20 males does exist? 21 A Of course. 22 Q Okay. And every time you referred to</p>	<p>4049</p> <p>1 Q Nearly every time you referenced "the 2 perpetrator" of IPV, you used he or him, didn't 3 you? 4 A And that goes back to the same 5 reasoning, as I'm describing my understanding of 6 my evaluation in this matter. Of course, men can 7 be perpetrators and victims of intimate partner 8 violence. That's well-established in the 9 research, and that's well-established in my 10 clinical practices as well. 11 Q Isn't the reason that you used the 12 pronouns that you did, that you almost always 13 testify on behalf of a woman? 14 A That's not correct. 15 Q You don't even remember the last time 16 you testified on behalf of a man. 17 A Well, I don't testify on behalf of 18 someone, I testify as to the results of my 19 evaluation. I frequently treat and assess male 20 victims of childhood sexual abuse who are coming 21 into treatment for abuse by their Boy Scouts 22 leader, by their coach, by their teacher, by a</p>

4050	<p>1 trusted adult. I see them in therapy, I see them 2 in forensic matters, in criminal cases. So I 3 evaluate men all the time. 4 Q I didn't ask you about treatment. I 5 asked you about testimony. 6 You broke up your practice between 7 treatment and testimony. I'm not asking you about 8 treatment. 9 When is the last time you testified on 10 behalf of a man? 11 A I testified recently in a deposition on 12 behalf of a man who was traumatized because he was 13 wrongly convicted. 14 Q At the time of your deposition, 15 six weeks ago, you couldn't remember a single time 16 you had testified on behalf of a man? 17 A I testified, in my deposition, that I 18 testified in a case of a man who was wrongly 19 convicted, about 20 years, and suffered physical 20 and sexual violence in prison. And I detailed the 21 traumatic effect that happened on that gentleman. 22 Q All right. Why don't we take a look at</p>	4052	<p>1 case that I testified in was in a same-sex 2 intimate partner violence, where the man was the 3 victim of another man. I routinely treat and 4 assess same-sex couples where the female can be 5 the perpetrator of another female, and the male 6 can be the perpetrator or victim of his partner. 7 Q So, let me get this. You testified in 8 a case where one male is alleged to have engaged 9 in an IPV against another male? 10 A Correct. 11 Q All right. Okay. 12 But that's the only one you remember? 13 A No. I've done this frequently. As you 14 well know, most cases don't go to trial. I've 15 worked on hundreds and hundreds of cases. You've 16 limited the testimony. Many cases don't come to 17 trial, but I've issued reports and worked on many 18 cases of same-sex intimate partner violence where 19 men are the victims. 20 Q But I did ask you about testimony. And 21 the question, your testimony, and the only 22 testimony you remember is the same-sex couple,</p>
4051	<p>1 your deposition. 2 A Sure. 3 MR. DENNISON: I made two copies. 4 THE COURT: All right. Thank you. 5 MR. DENNISON: May I approach? 6 THE COURT: Yes. 7 THE WITNESS: Thank you. 8 Q All right. Transcript of the 9 deposition that you gave March 28th, 2022, 10 correct? 11 A Yes. 12 Q All right. Let's go to page 77. Let's 13 look at -- page 70, line 8. 14 "So you can't recall a single instance 15 where you were hired by the attorney representing 16 the male in an IPV matter, correct?" 17 A In an IPV matter. Not in a trauma 18 matter or a child sexual abuse matter. 19 Q So, that's the distinction. You don't 20 have any recollection of ever testifying on behalf 21 of a male in an IPV matter? 22 A As I stated yesterday, the very first</p>	4053	<p>1 right? 2 A There were multiple same-sex couples 3 that I believed I testified. 4 Q That you testified in court, at trial? 5 A I believe, yes. 6 Q But you didn't remember that in March? 7 A I did remember that in March. 8 Q Okay. You're a professional witness, 9 correct? 10 A That's not correct. 11 Q No? You make hundreds of thousands of 12 dollars a year testifying in court, correct? 13 A Not testifying in court. I conduct 14 thorough comprehensive psychological evaluations 15 of individuals who are involved in a court case. 16 The majority of those cases never show up in a 17 courtroom. And half of my practice and half of my 18 income is about my clinical work with people who 19 are coming to me for therapy. 20 Q I didn't ask you about the other half 21 of your income. I'm asking you whether you made 22 hundreds of thousands of dollars a year testifying</p>

<p>1 as an expert witness in court? 2 A As you're phrasing that question, 3 that's not correct. That would be the amount of 4 income that I generate from my forensic practice. 5 I testify, perhaps, maybe once or twice a year. 6 Most of the work is done behind the scenes in 7 evaluating individuals and issuing reports. 8 Q But you'll agree with me that a big 9 part of that practice is providing expert witness 10 testimony? 11 A That's not correct. 12 Q No? That's not a big part of your 13 practice? 14 A If I testify twice a year, that's not a 15 big part of my practice. All the other time is 16 doing the work for the cases and evaluating the 17 individuals and issuing reports. 18 Q What percentage of work do you devote 19 to forensic psychology? 20 A As I stated yesterday, I say half and 21 half, clinical, half forensic, but I also have a 22 substantial amount of time that I use in the</p>	<p>1 instruct others on the use of expert testimony in 2 court cases, correct? 3 A On the use and understanding trauma and 4 violence abuse in the courtroom and how to – for 5 advocates and people who could not have this level 6 of training or experience. How to come into the 7 courtroom and talk about very difficult issues of 8 domestic violence, yes. 9 MR. DENNISON: Can we pull up PX 1241. 10 Q Do you recognize that document? 11 A Yes, it looks like the front page of a 12 PowerPoint presentation. 13 Q And it's a PowerPoint presentation 14 given by whom? 15 A By myself and Mary Ann Dutton, who is a 16 very well-known and respected researcher and 17 clinician in the area of domestic violence. 18 Q And what's the topic of the PowerPoint 19 that you're giving? 20 A "Expert Witness Testimony in Cases 21 Involving Domestic Violence." 22 Q Okay. And who did you give this</p>
<p>1 professional activities and serving on 2 professional boards. 3 Q So, what portion of your practice do 4 you provide expert witness services? 5 A I think you're using the "expert 6 witness services" synonymous with the forensic 7 psychology part of the practice. 8 So, the forensic psychology practice, 9 what I do here today, is one part of it, and it's 10 a smaller part, as opposed to all the evaluations 11 and individuals that I'm assessing. 12 Q Your practice is successful enough that 13 you maintain your offices on Madison Avenue in New 14 York, correctly [sic]? 15 A Correct. I've had that office since 16 2005. 17 Q Right. And you're sufficiently 18 successful at your forensic work that you're able 19 to perform unpaid work at a hospital, correct? 20 A Correct. And I also do pro bono work 21 as well. 22 Q All right. In fact, you actually</p>	<p>1 presentation to? 2 A That was to the National Clearinghouse 3 for the Defense of Battered Women. That is an 4 organization that provides legal services to women 5 who have assaulted or killed their partners in 6 self-defense, and mostly people who – these 7 individuals, the women who are being seen in 8 treatment through shelter-based programs or 9 through advocates, and those are individuals who 10 don't really know how to come into the courtroom 11 and talk, and that's what this presentation and 12 training was for. 13 MR. DENNISON: I'm going to move 14 PX 1241 into evidence. 15 THE COURT: Any objection? 16 MS. BREDEHOFT: No, Your Honor. 17 THE COURT: All right. 1241 in 18 evidence. 19 Do you want to publish it? 20 MR. DENNISON: Yeah, let's publish it 21 to the jury, Your Honor. 22 THE COURT: Okay.</p>

<p>4058</p> <p>1 MR. DENNISON: All right. Why don't we 2 pull up PX 1242. 3 Q Do you recognize this document? 4 A Yes. This also looks like a PowerPoint 5 presentation that I gave. 6 Q All right. What is the name of this 7 PowerPoint presentation? 8 A This is called "The Use of 9 Psychological Experts in Cases of Domestic 10 Violence." It was presented to the Kings County 11 Bar Association, which is in Brooklyn, and what 12 this presentation talked about was some of the 13 things that I talked to you all about yesterday, 14 the myths and misconceptions in intimate partner 15 violence, when women use force, what happens if 16 they drop protective orders, how they present in 17 court. And that's what this presentation was to 18 attorneys at the bar association. 19 Q Okay. But this is another presentation 20 that you gave as to the use of psychological 21 experts and you gave it to a bar association? 22 A Right. There were prosecutors and</p>	<p>4060</p> <p>1 much are you being paid? 2 A I'm being paid \$500 an hour. 3 Q \$500 an hour. And that's the bill you 4 set for your deposition, right, \$500 an hour? 5 A Correct. 6 Q All right. You submitted a number of 7 disclosures in this case. You have not formed an 8 opinion as to whether Mr. Depp committed intimate 9 partner violence against Ms. Heard, correct? 10 A Correct. I formed the opinion that 11 Ms. Heard's report of the intimate partner 12 violence is consistent with what we know in the 13 literature about intimate partner violence. 14 Q You have a limited role here comparing 15 individual data to group data, and then just 16 determining whether it's consistent, right? 17 A I wouldn't say it's a limited role, but 18 that's generally correct. 19 Q You used the word "limited role"? 20 A A limited role in terms on of how we go 21 about our forensic evaluation, not limited role in 22 this case.</p>
<p>4059</p> <p>1 defense attorneys in attendance at that bar 2 association. 3 Q Right. 4 Your deposition, you testified that you 5 were going to be paid a hundred dollars an hour 6 for your time in this case? 7 A I did not testify to that. 8 Q You did not? 9 A That's an error in the transcript. 10 Q Oh, that's not right? 11 A That's correct. 12 Q So and you corrected the transcript? 13 A We did not do an errata in the 14 transcript at this point. 15 Q So you knew there was an error in the 16 transcript, but you didn't fix it? 17 A There were several errors in the 18 transcript. 19 Q But you didn't fix any of them? 20 A There was no time to fix them. That's 21 correct. 22 Q You're not being paid \$100 an hour, how</p>	<p>4061</p> <p>1 Q Do you remember whether you used 2 limited role in your deposition? 3 A I don't. If you want it in front of 4 me, you probably think I did, but, sure. 5 Q And you have no independent knowledge 6 of the facts underlying the alleged abuse, 7 correct? 8 A I have the knowledge of the plethora of 9 documents that I've reviewed in this case. 10 Q I'm asking your independent, firsthand 11 knowledge. You have none of that, right? 12 A You mean whether I was there? 13 Q Yeah, you weren't there. 14 A Of course not. 15 Q Okay. And you're not testifying to the 16 veracity, the truthfulness of any of the 17 allegations? 18 A Correct. I'm testifying to the 19 consistency of the data points of all the 20 different documents, including the psychological 21 testing and the clinical evaluation that I 22 conducted of Ms. Heard, and how that comports with</p>

4062	<p>1 the therapy records and all the other documents 2 and the photos and texts that I reviewed. 3 Q And you have no personal knowledge of 4 any abuse? 5 A Correct, personally. Correct. 6 Q Right. And all you know is what 7 Ms. Heard self-reported to you and others? 8 A That's not correct. 9 Q Because you did collateral interviews? 10 A And I reviewed medical records and I 11 reviewed other witness statements of what they 12 witnessed and what they saw. 13 Q And all of those statements that you 14 reviewed, those are statements that started with 15 Ms. Heard, correct? 16 A Not necessarily. 17 Q Well, the medical records did, didn't 18 they? 19 A Well, the medical records, if she's 20 self-reporting what happened to her, sure. I 21 mean, that's what we do when we go to a physician. 22 We say, I have a headache. We're self-reporting</p>	4064	<p>1 A I had. 2 Q So they already knew who you were, 3 right? 4 A Correct. 5 Q Right. And anytime that you were 6 working with Ms. Heard, or assessing Ms. Heard, 7 she could have chose to fire you, correct? 8 A I suppose her legal team could have 9 chose to fire. I was not her -- she is not my 10 client. The legal team is the one who hires me. 11 I am responsible to the legal team, not Ms. Heard. 12 Q And this legal -- and the legal team 13 that hired you already knew who you were because 14 you worked together previously? 15 A Including they knew of my expertise in 16 this area of intimate partner violence and 17 traumatic stress, which is why they contacted me 18 to work on this matter. 19 Q All right. Several times yesterday you 20 used language about assessing Ms. Heard's 21 relationship with Mr. Depp. 22 Do you remember talking about that?</p>
4063	<p>1 our difficulties. 2 Q And everything Ms. Heard reported 3 directly to you was after she was sued by Mr. Depp 4 in this case, correct? 5 A Correct. 6 Q And you didn't meet Ms. Heard until, 7 what, September 2019? 8 A That was the first evaluation 9 appointment, correct. 10 Q All right. How did you get engaged? 11 A Engaged? 12 Q How did you get hired to do this work? 13 A Oh. I was contacted by the legal team. 14 Q Were you interviewed by her legal team 15 as to whether you were going to testify here? 16 A I was not. 17 Q You were not interviewed? 18 A I was not. 19 Q You were contacted? 20 A Correct. 21 Q Had you worked with that legal team 22 before?</p>	4065	<p>1 A Sure. 2 Q You can't assess a relationship without 3 talking to both parties, can you? 4 A You certainly can get a lot of 5 information from one party, absolutely. 6 Q But -- 7 A Especially when it is buttressed by 8 other documents, including four years of therapy 9 records and couples therapy records. You can get 10 a lot of information based on those documents and 11 contemporaneous reports of the relationship. 12 Q Respectfully, I didn't ask whether you 13 get a lot of information. I asked whether you can 14 assess a relationship without talking to both 15 parties? 16 A I believe you can. There are certainly 17 limitations inherent in that, but you certainly 18 can. 19 Q You talked to Ms. Heard for, what, 20 approximately 30 hours, right? 21 A Correct. 22 Q How long did you spend with Mr. Depp?</p>

<p style="text-align: right;">4066</p> <p>1 A I did not spend any time with Mr. Depp. 2 It was my understanding that he did not sit for a 3 psychological evaluation. 4 Q Right. In fact, you've never met 5 Mr. Depp, have you? 6 A I have not. 7 Q But you purport to be able to assess 8 the relationship between Mr. Depp and Ms. Heard? 9 A But I also read Mr. Depp's transcripts 10 of his testimony. I watched his deposition 11 testimony. I reviewed his medical records. I 12 reviewed his text messages. So it's not 13 necessarily totally blind. I did have 14 information, although I'm not making a conclusion 15 about Mr. Depp himself. 16 Q Is the standard, now, not necessarily 17 totally blind? Is that how you assess the 18 relationship? If it's not necessarily totally 19 blind, I can assess it? 20 A No. We assess, as clinical 21 psychologists, relationships all the time. That's 22 what we're trained to do. Certainly someone who</p>	<p style="text-align: right;">4068</p> <p>1 A I believe she was not in treatment with 2 Dr. Jacobs at the time the Australian incident 3 occurred, so that would be correct. She did reach 4 out to Dr. Connell Cowan about Australia, who she 5 was treating with at that time, contemporaneously. 6 Q I'll ask you about Dr. Cowan. We'll 7 get there. 8 A Okay. 9 Q So you know that Ms. Heard stopped 10 seeing Dr. Jacobs in August 2014? 11 A That's correct. 12 Q She didn't go back until after she got 13 sued, right? 14 A I believe that's the date. I'd have to 15 look to make sure. But I believe that you're 16 correct. 17 Q All right. And you said you reviewed 18 Dr. -- you interviewed Dr. Connell Cowan? 19 A That's correct. 20 Q You also reviewed his deposition 21 testimony? 22 A That's correct.</p>
<p style="text-align: right;">4067</p> <p>1 has been trained in intimate partner violence to 2 understand and look for the dynamics that happen 3 in that relationship, and then when we have 4 external data that supports what the individual is 5 telling us, way before this legal case even came 6 on the scene, that becomes very strong data to 7 support that conclusion. 8 Q Let's talk about some of that data. 9 A Sure. 10 Q All right? 11 You chose to conduct some collateral 12 interviews -- 13 A Correct. 14 Q -- right? 15 And you interviewed Dr. Bonnie Jacobs? 16 A Correct. 17 Q And you looked at her notes? 18 A Correct. 19 Q And you know that Ms. Jacobs, 20 Dr. Jacobs, doesn't note anything about the 21 version of what happened in Australia until 22 Ms. Heard had already been sued, correct?</p>	<p style="text-align: right;">4069</p> <p>1 Q And you know that when -- that he 2 testified when he was treating a patient, he 3 assumes the patient is telling the truth, correct? 4 A I believe he said something to that 5 effect in his deposition. If he has no reason to 6 believe otherwise. If there's no other data to 7 believe otherwise, that your patient's not being 8 totally honest with you, then you believe what 9 they're saying. 10 Q Right. No other data to believe 11 otherwise. 12 But the sole thing that's happening is 13 Ms. Heard is talking to Mr. Cowan, or Dr. Cowan? 14 A I wouldn't say she's talking to him. 15 She's going to him for therapy and he's using his 16 clinical psychological expertise to understand the 17 connection between her symptoms and what she's 18 reporting, what's going on in her life. 19 Q But you understand that he testified 20 that he assumes the patient is telling the truth? 21 A Again, I understand that statement in 22 his testimony. I have a lot more rich</p>

<p style="text-align: right;">4070</p> <p>1 information, having spoken to him for two hours 2 and reviewing his clinical notes. 3 Q He testified he was making a leap of 4 faith with respect to that, right? With respect 5 to the truthfulness? 6 A Again, that was not my understanding of 7 speaking with him and reviewing his notes. I'm 8 aware that he testified something to that effect. 9 Q Right. And you testified yesterday 10 that Dr. Cowan never diagnosed Ms. Heard with any 11 personality orders. 12 Do you remember that? 13 A Yes. 14 Q In fact, Dr. Cowan's deposition 15 testimony reflects the fact that he doesn't make 16 diagnoses, correct? 17 A Correct. And I asked him, 18 specifically, did he have any indications that 19 even if he doesn't, as his practice, use them, 20 does she meet criteria for a personality disorder, 21 and he told me she did not. 22 Q All right. So you asked him,</p>	<p style="text-align: right;">4072</p> <p>1 and that's what made him, him, Dr. Cowan, 2 concerned, because in those moments, when he was 3 not controlled, that he could accidentally 4 seriously hurt Ms. Heard. 5 Q Let's do this again. 6 Ms. Heard told Dr. Cowan that Mr. Depp 7 was poorly controlled, correct? 8 A That's not correct. 9 Q Okay. He determined that from the 10 treatment he was providing Ms. Heard? 11 A And he also had a couples session with 12 Mr. Depp, and he also had correspondence with 13 Dr. Kipper. So he had other information as to 14 Mr. Depp's functioning. 15 Q All right. You talked about Dr. Banks. 16 A Correct. 17 Q Dr. Banks was doing relationship 18 consulting, right, consultation on relationship? 19 A Correct. 20 Q And Dr. Banks only met with him once? 21 A Correct. 22 Q And you did an interview, I think, with</p>
<p style="text-align: right;">4071</p> <p>1 specifically, with respect to a topic that you 2 haven't disclosed in your expert report, and then 3 he made a conclusion that's reflected in no 4 document? 5 A It's reflected in my notes. It's 6 reflected in his notes, about what he's treating. 7 He's treating the symptoms. He's not focusing on 8 the diagnosis, but he is treating the symptoms. 9 Q You talked about Dr. Cowan's concern 10 for Ms. Heard's safety. 11 A Correct. 12 Q He wasn't talking about her physical 13 safety, was he? 14 A Yes, he was. 15 Q No, he was talking about her emotional 16 safety. Wasn't that what he was talking about? 17 A He was concerned for both. 18 Q Okay. Did Dr. Cowan testify that he 19 never had the feeling that Johnny intended to hurt 20 Ms. Heard? 21 A I believe he said that. I mean, he 22 talked about Mr. Depp being very poorly controlled</p>	<p style="text-align: right;">4073</p> <p>1 Ms. Heard's mother, Paige? 2 A That's correct. 3 Q All right. You'd agree with me that a 4 person's family member is not the most objective 5 source of information? 6 A Sometimes you have to certainly control 7 for that, that the person may be wanting to be 8 protective of their daughter, of course. 9 Q And you interviewed Ms. Paige Heard 10 after Mr. Depp had already sued Amber Heard? 11 A Right. The entirety of my work in this 12 case happened, obviously, after the lawsuit. 13 Q Did you review, in that context, any of 14 Paige Heard's text messages with Mr. Depp? 15 A I'm not sure if I saw them with 16 Mr. Depp. I do believe I saw some with Ms. Heard. 17 I mean, Ms. Heard, Ms. Paige Heard, Amber Heard's 18 mother did talk with me about her relationship 19 with Mr. Depp. 20 Q And she told you that she loved Johnny, 21 even after Amber's alleged abuse, correct? 22 A She did.</p>

<p>4074</p> <p>1 Q All right. Now, you testified that you 2 approach a forensic evaluation with, I think you 3 said it again today, a healthy degree of 4 skepticism? 5 A Correct. 6 Q All right. This skepticism didn't 7 cause you to conduct interviews with, for 8 instance, Laurel Anderson? 9 A Right. I did not speak to Dr. Laurel 10 Anderson. 11 Q And you chose not to speak to 12 Dr. Laurel Anderson because you disagreed with 13 Dr. Laurel Anderson? 14 A That's not correct. 15 Q All right. What did Dr. Laurel 16 Anderson do on behalf of Ms. Heard and Mr. Depp? 17 A She was a couples therapist that they 18 sought. They had four couples sessions, as I 19 stated yesterday, one of them in which Mr. Depp 20 stormed out of. She did have a long, I guess, 21 evaluation or interview with Mr. Depp individually 22 and with Ms. Heard individually. And then she saw</p>	<p>4076</p> <p>1 almost 20 or 30 years, correct? 2 A Up until this point, I believe she 3 said. 4 Q Right. I know that you testified that 5 you reviewed medical records. 6 A Yes. 7 Q All right. So, you know Ms. Heard had 8 a personal nurse? 9 A Correct. 10 Q Erin Falati? 11 A Correct. 12 Q You didn't interview Ms. Falati either? 13 A I did not. 14 Q You know she spent time with Ms. Heard 15 on a regular basis during her relationship with 16 Mr. Depp? 17 A Correct. I had her clinical notes that 18 I reviewed. 19 Q Right. And you reviewed her deposition 20 testimony? 21 A Correct. 22 Q Some of which the jury's heard, right?</p>
<p>4075</p> <p>1 them intermittently after the May 21st, 2016 2 incident, when they were filing for divorce. 3 Q So, you didn't interview Laurel 4 Anderson, but you know what she did. 5 How did you figure that out? 6 A Because we had her redacted notes and 7 her deposition. 8 Q All right. And you understood, from 9 her deposition, that Dr. Anderson didn't believe 10 Ms. Heard to be a victim of spousal abuse? 11 A I believe those were her words, yes. 12 Q And you also understood, from her 13 deposition, that Mr. Depp had not had a very long 14 history of being violent with any of his wife or 15 women? 16 A She said that as well. 17 Q Yeah. 18 A But that something about Ms. Heard 19 significantly triggered him. She talked about 20 that as well. 21 Q Dr. Anderson thought that Mr. Depp had 22 been, her words, "well-controlled," I think for</p>	<p>4077</p> <p>1 A I believe so. 2 Q You reviewed the nursing notes? 3 A Yes. 4 Q So you know that Ms. Heard admitted to 5 a history of eating disorders to Ms. Falati, 6 correct? 7 A I know that's in the notes. That's 8 nowhere else in any other record, so I'm not sure 9 where that came from. 10 Q But you relied on everybody else's 11 notes? 12 A And there are some things that I 13 disagreed with. Like I disagree with Dr. Laurel 14 Anderson about it being mutual abuse. 15 Q Right. So the stuff you disagree with, 16 you disregard, and the rest you keep, correct? 17 A Well, that's not correct. 18 Q But that's what you did. 19 A That's not correct. 20 Q All right. You know that Ms. Falati 21 summons her immediately after she returned from 22 Australia?</p>

4078	1 A I'd have to look at the notes again to 2 be sure, but I know she did see her when she came 3 back from Australia, that's correct. 4 Q Did Ms. Falati document any injuries to 5 Ms. Heard in her notes? 6 A I did not see that in the record. 7 Q Okay. So you looked at her notes and 8 there's no injury to Ms. Heard documented in her 9 nurse's notes following her return from Australia? 10 A Correct. 11 Q Okay. You talked about this concept, 12 which you then defined, "lethality." 13 And you testified there are certain 14 factors that are present in relationships where 15 the woman ends up murdered by her partner? 16 A Correct. 17 Q All right. And that's one of the ways 18 you look as to whether a woman is in a very 19 dangerous situation? 20 A Correct. 21 MR. DENNISON: Can we pull up PX 92. 22 THE COURT: It's in evidence.	4080	1 A Yes, I do. 2 Q And you specifically talked about 3 Mr. Depp displaying jealousy regarding the actor 4 James Franco? 5 A Correct. 6 Q Now, the very first time you met with 7 Ms. Heard, she talked to you about Ms. Franco -- 8 Mr. Franco, James Franco, correct? 9 A I don't know if it was the first time, 10 but I did ask about some other relationships. 11 Q Okay. So why don't we do this. 12 MR. DENNISON: Let's go to PX 1246. I 13 just want to go to the first page. All right. 14 Q So, do you recognize the document 15 that's in front of you? 16 A Yes. 17 Q All right. And what I would like to 18 do -- what is it? 19 A It's one -- a top sheet of a background 20 information questionnaire that I use to help guide 21 the evaluation. 22 Q Okay. So, now, who filled it out?
4079	1 MR. DENNISON: Can we publish it to the 2 jury? 3 THE COURT: It will be published. 4 Q Do you know what this is? 5 A I believe this is the knife that 6 Ms. Heard gave to Mr. Depp as a gift. 7 Q All right. And do you speak Spanish? 8 A Un Poquito. 9 Q Do you know what it says? 10 A Yes, it says "hasta la muerte," until 11 death. 12 Q So, a woman you suggest has 13 characteristics of being afraid for her life gives 14 her intimate partner a large knife, which she has 15 inscribed "until death." 16 That's your testimony? 17 A Well, there's context. 18 Q Okay. We can do that later. 19 So, we talked about -- you talked a 20 little about Mr. Depp purporting to demonstrate 21 jealousy with Ms. Heard. 22 Do you recall that?	4081	1 A I filled it out. 2 Q Whose form is it? 3 A My form. 4 MR. DENNISON: I'll going to move just 5 the first page into evidence because we're going 6 to talk about other portions of it later. 7 THE COURT: Could you back out so she 8 can see the whole first page. 9 Any objection? 10 MS. BREDEHOFT: Your Honor, I would 11 want the whole thing in. 12 THE COURT: Okay. 13 MR. DENNISON: We will admit the whole 14 thing into evidence. 15 THE COURT: You want the whole thing 16 into evidence? 17 MS. BREDEHOFT: No objection, 18 whatsoever. 19 THE COURT: All right. 1246 in 20 evidence, in full. 21 Are there any identifiers that need -- 22 or we're just going?

4082	1 MS. BREDEHOFT: Yeah, I'm sure there's 2 going to be some. 3 THE COURT: All right. So you owe me a 4 redacted one, correct? 5 MR. DENNISON: Don't know what the 6 nature of the redactions are going to be, but... 7 MS. BREDEHOFT: We'll work with him on 8 that. 9 THE COURT: Okay. Thank you. 10 MS. BREDEHOFT: I'm positive there are 11 identifiers in there. 12 MR. DENNISON: All right. 13 1246 has been moved into evidence. 14 Can we blow up the bottom right-hand 15 corner? 16 THE COURT: All right. Do you want to 17 publish it to the jury? 18 MS. BREDEHOFT: Your Honor, I'm not 19 comfortable publishing it to the jury if there's 20 identifiers. I'm happy to do it on a break to 21 make sure -- 22 MR. DENNISON: I don't see any on the	4084	1 Q Says "friends," but you put him under 2 intimate relationships? 3 A Well, there's a line there because I 4 was asking specifically about other things that 5 were allegations in this matter. 6 Q There's a line there because you did 7 not believe that it should go under intimate 8 relationships but it's on your form? 9 A She wasn't telling me that this was an 10 intimate relationship. I queried as to what's 11 going on with James Franco because that was 12 something that was raised in this case. 13 Q All right. And there's a note for 14 December 2015. 15 A When they became more friends, more 16 friendly. 17 Q Right. And that was a period of time 18 in which Ms. Heard was married to Mr. Depp, 19 correct? 20 A Correct. 21 Q So she became close with Mr. Franco in 22 December 2015, and at least you put it under
4083	1 first page. 2 THE COURT: If you want to look at 3 that. Any objection to that? 4 MS. BREDEHOFT: Is that the whole page? 5 THE COURT: That's what they're going 6 to show. 7 MR. DENNISON: That's what we're going 8 to show. 9 MS. BREDEHOFT: All right. 10 THE COURT: All right. Publish, then. 11 Q So this is the bottom corner, your 12 notes. And it's under the section of your notes 13 that's entitled "intimate relationships." 14 A Correct. 15 Q Right. And one of the notes here on 16 the right says "JF." 17 That's James Franco, right? 18 A Correct. 19 Q Got close but really wanted to be with 20 Johnny. 21 A Well, it says "JF friends." They were 22 friends.	4085	1 intimate relationships? 2 A With a line differentiating another 3 part of this document. 4 Q Okay. Did you provide another header, 5 like a header that says "friends"? 6 A No. 7 Q No. Let's look at the next one. The 8 next one says -- I think it says "Elon." 9 A Correct. 10 Q That's Elon Musk, right? 11 A Correct. 12 Q All right. May 2016. 13 A Correct. 14 Q "Met him Met Ball." 15 A Correct. 16 Q That's a big, fancy party in New York, 17 right? 18 A Yes, it is. 19 Q All right. And she said she dated him 20 after Johnny? 21 A Correct. 22 Q She met Elon Musk in May 2016.

4086	1 When did she file the TRO? 2 A The last incident was May 21st. I 3 believe it was May 26th, 27th, if I'm correct. 4 Q When did she start dating Elon Musk? 5 A Sometime after that. 6 Q All right. Sometime after the TRO? 7 A I believe so, yes. 8 Q Okay. You talked -- 9 MR. DENNISON: We can take that down. 10 Q You talked quite a lot yesterday about 11 this concept of reactive violence. 12 A Yes. 13 Q Yeah. So, just so I understand your 14 position on this, is it your position that if 15 Ms. Heard was abused, she gets to hit Mr. Depp? 16 A That's not my opinion. 17 Q But you know she hits him, right? 18 A And I testified to that. 19 Q Right. And how many times do you 20 believe that she told you that she hit him? 21 A Do I believe that she told me or how 22 many instances were there?	4088	1 no, I said to you, hey, tell Travis what just 2 happened. You remember? 3 MS. HEARD: You told me to do it. You 4 told me to. You said, "Go do that." 5 MR. DEPP: I said, no, tell him what 6 just happened. 7 MS. HEARD: And I lied. 8 MR. DEPP: And that you punched me in 9 the fuckin' -- 10 MS. HEARD: You're right. 11 MR. DEPP: -- thing -- 12 MS. HEARD: You figured it out. 13 MR. DEPP: -- in the face. And you 14 said, "No, fucking, I didn't. What the fuck are 15 you talking about?" And I watched you lie. 16 MS. HEARD: I didn't punch you. 17 MR. DEPP: And then I -- I. 18 MS. HEARD: I didn't punch you, by the 19 way. I'm sorry that I didn't hit you across the 20 face in a proper slap. But I was hitting you. I 21 was not punching you. 22 Babe, you're not punched.
4087	1 Q Well, I don't know. How would you know 2 other than her telling you? You weren't there, 3 right? 4 A I was not there, that's correct. 5 Q All right. How many times did she 6 admit to hitting him? 7 A She indicated a number of times and a 8 number of instances. 9 Q You indicated that you had listened to 10 audio recordings as part of work you did in this 11 case? 12 A That's correct. 13 Q All right. I would like to play a 14 portion of one of those recordings. It's 15 Plaintiff's Exhibit 343. It's already in 16 evidence. 17 MR. DENNISON: And for the record, the 18 portion I want to play is 2 minutes 46 -- 2:46:01 19 to 2:47:20. 20 (Whereupon, the following audio 21 recording was played.) 22 MR. DEPP: I said to Travis, I said --	4089	1 MR. DEPP: Don't tell me what it feels 2 like to be punched. 3 MS. HEARD: You know you've been in a 4 lot of fights. You've been around a long time. 5 And I know. 6 MR. DEPP: No. When you fuckin' have a 7 closed fist -- 8 MS. HEARD: You didn't get punched. 9 You got hit. I'm sorry I hit you like this, but I 10 did not punch you. I did not fucking deck you. I 11 fucking was hitting you. 12 MR. DEPP: You can't -- 13 MS. HEARD: I don't know what the 14 motion of my actual hand was, but you're fine. I 15 did not hurt you. I did not punch you. I was 16 hitting you. 17 MR. DEPP: Now you're talking. 18 MS. HEARD: What am I supposed to do, 19 do this? I'm not sitting here bitching about it, 20 am I? You are. 21 That's the difference between me and 22 you. You're a fucking baby.

4090	1 MR. DEPP: Because you start -- 2 MS. HEARD: You are such a baby. Grow 3 the fuck up, Johnny. 4 MR. DEPP: Did you start physical 5 fights. 6 MS. HEARD: I did start physical 7 fights. 8 MR. DEPP: Yeah, you did. So I had to 9 get the fuck out of there. 10 MS. HEARD: Because -- yes, you did. 11 You did the right thing, the big thing. 12 You know what, you are admirable. 13 (Whereupon, the audio recording ended.) 14 BY MR. DENNISON: 15 Q Do you agree with Ms. Heard that it's 16 admirable to retreat from a fight? 17 A Is it admirable? It is admirable to 18 retreat from a fight. 19 Q Anything about this tape suggest to you 20 that it's characteristic of reactive violence? 21 A In this instance, if true, if she said 22 she hit him first, then that would not be reactive	4092	1 A Correct. 2 Q And you reviewed photographs? 3 A Correct. 4 Q So, other than the reports to her 5 therapists, which you call "medical records," 6 right? 7 A Yeah, I would call those medical 8 records, sure. 9 Q Other than the reports to her 10 therapists, there's not a single medical record 11 that reflects any injury to Ms. Heard, is there? 12 A That's not correct. 13 Q All right. There is not a -- other 14 than -- what doctor reflected injuries to 15 Ms. Heard? 16 A The note by Erin Boreum, her married 17 name is Falati, I'm not recalling her married 18 name, indicated that she was headbutted by 19 Mr. Depp and that she went for a concussion check 20 and she had a busted lip, and then she went to 21 Dr. Kipper's office in order to get checked. 22 Q And there's a medical record other than
4091	1 violence. 2 Q All right. You testified that 3 Ms. Heard reported to you that she engaged in low 4 levels of violence, correct? 5 A Well, I don't think she said that. I 6 think that was the characterization of knowing the 7 types of minor and severe levels of violence. 8 Q Okay. I got it wrong. 9 You considered it low levels of 10 violence? 11 A Well, I considered that the literature 12 and the research talks about low levels of 13 violence as opposed to severe levels of violence. 14 Q And I think you suggested that 15 Ms. Heard sustained more severe injuries, correct? 16 A I think I said more frequent injuries. 17 Q More frequent but not more severe? 18 A Well, certainly the incidence in 19 Australia and the sexual violence and the 20 incidence on December 15, 2015, were quite severe. 21 Q You said you reviewed medical records 22 in rendering your opinion?	4093	1 that note that reflects it? 2 A There's a note that she showed up at 3 Dr. Kipper's office. There's a note -- 4 Q But there's not a -- 5 A -- in there that Dr. Laurel Anderson 6 saw the two bruises from that same incident as 7 well. 8 Q You reviewed photographs? 9 A Yes. 10 Q All right. 11 MR. DENNISON: I'd like to put up 12 PX 144. It's been published to the jury briefly. 13 I'm going to keep it up very briefly. 14 Q That photograph doesn't reflect a low 15 level of violence, does it? 16 A That reflects a severe injury; I would 17 agree. 18 Q Yeah. 19 MR. DENNISON: Why don't we go to 20 PX 145. 21 Q That's a severe injury that ended up 22 with Mr. Depp on a gurney, correct?

<p>4094</p> <p>1 A That is a severe injury, correct. 2 Q Yeah. All right. 3 Is it your testimony that throwing a 4 can of mineral spirits at your spouse is 5 characteristic of reactive violence? 6 A If you are running away from your 7 spouse who is trying to hurt you, yes. 8 Q All right. So you can throw a can of 9 mineral spirits. 10 What about if you throw a can of Red 11 Bull? 12 A Again, it depends on – the incident, I 13 think, that you're referring to, that was not 14 necessarily reactive violence. That was in a 15 state of frustration or anger. 16 Q So when you throw a can of Red Bull in 17 the state of frustration or anger, that's not 18 reactive violence? 19 A No. 20 Q All right. What about if you throw a 21 bottle of vodka because your husband fell off the 22 wagon? Is that reactive violence?</p>	<p>4096</p> <p>1 Is it your testimony that once you've 2 thrown the one bottle and missed, when you throw 3 the second one, now it's reactive violence? 4 A That's not what I'm saying. I don't 5 think throwing bottles is acceptable in any 6 context. 7 Q All right. I'm going to ask you about 8 some of the testing that you did. 9 One of the things that you did was a 10 form, looked like, called a CTS2 Relationship 11 Behaviors form. 12 A On the Conflict Tactics Scale, correct. 13 Q So, "CTS2" stands for Conflict Tactics 14 Scale? 15 A That's correct. 16 Q And this is one of the documents that 17 you had with you on the stand yesterday? 18 A I had all my testing with me and all my 19 clinical notes from my evaluation with Ms. Heard. 20 Q And you gave me a copy of it because 21 you looked at it during your testimony? 22 A Because you asked me, so I gave it to</p>
<p>4095</p> <p>1 A Are you asking me hypothetically? 2 Q I'm asking you, would that be a 3 characteristic of reactive violence, throwing a 4 bottle of vodka because your husband fell off the 5 wagon? 6 A If it's in the middle of an assault, 7 perhaps. If it's independent of that, no. 8 Q Right. For instance, if your husband 9 was just having a couple of shots at the bar? 10 A Again, you would need more information 11 and context to make that determination. 12 Q You don't think that's a reflection of 13 reactive violence. 14 And you agree with me that when you 15 throw the second bottle, that's not reactive 16 violence? 17 A If somebody's throwing multiple bottles 18 it can – psychological violence and abuse is 19 psychologically destabilizing, which destabilizes 20 individuals' coping strategies. That is 21 absolutely true. 22 Q Lost what's true.</p>	<p>4097</p> <p>1 you, yes. 2 Q Right. All right. 3 But you have a recollection of what 4 that test is about, the CTS2 test? 5 A I have a very good memory and a very 6 good recollection. I want to give the jury the 7 most accurate and thorough information. Of having 8 done 12 tests with so many questions, I wanted to 9 just be as accurate as possible. I'm sure my 10 memory would miss some things that might be 11 relevant. 12 Q All right. So let's talk about the 13 CTS2. 14 It's dated 9/26/2019, 2019. 15 A Correct. 16 Q 9/26/2019. And it goes through and it 17 asks a whole series of questions about what you've 18 done and what your partner's done? 19 A That's correct. 20 Q There's tons of these questions. 21 A Correct. 22 Q And every single one of those questions</p>

<p style="text-align: right;">4098</p> <p>1 is preceded by the same question, right? How 2 often did this happen in the past year? 3 A Correct. 4 Q You knew that as of 9/26/2019, not a 5 single one of the things that Ms. Heard identified 6 happened to her in the last year? 7 A Correct. She was oriented to a 8 different time frame to get a checklist of those 9 behaviors. 10 Q And one of the -- although it says 11 please -- how often did this happen in the past 12 year, one of the questions is, "My partner used 13 force to make me have oral or anal sex"? 14 A Correct. 15 Q She wrote a zero on that, right? 16 A I'd have to see, if you'd like to show 17 me. 18 Q You have any recollection that she 19 didn't go to zero on that? 20 A I have a recollection, at that point in 21 time, she was framing those type of acts as angry 22 sex.</p>	<p style="text-align: right;">4100</p> <p>1 page, and I think we are. This gold standard test 2 that I am referring to is the CAPS-5? 3 A That is correct. 4 Q That's the one that Dr. Curry 5 administered, correct? 6 A Correct. 7 Q All right. You didn't administer the 8 CAPS-5 until, A, after you had already diagnosed 9 Amber Heard with PTSD, right? 10 A She had PTSD in 2019. She had PTSD in 11 the beginning of 2021, when I evaluated her. And 12 then she had PTSD in December 27, 2021, when I 13 administered the CAPS. That's correct. 14 Q All right. I think I asked a much more 15 narrow question than that. 16 You didn't diagnose -- you didn't get 17 the CAPS-5 -- hold on. I'm going to strike that 18 question, altogether, and start it again. 19 You had already diagnosed her with PTSD 20 before you did the gold standard, correct? 21 A Before I administered the CAPS-5, there 22 was enough data in the psychological testing and</p>
<p style="text-align: right;">4099</p> <p>1 Q Okay. 2 A She wasn't framing them as physical 3 force, as most women don't on these measures. 4 Q And you helped her to reframe it as 5 something other than angry sex, didn't you, 6 Doctor? 7 A My job was not to do treatment. My job 8 was to do an evaluation, and that's what I did. 9 Q All right. So you did an evaluation. 10 One of the evaluations you did and one of the 11 diagnoses that you ultimately made relates to 12 PTSD? 13 A That is correct. 14 Q All right. And you diagnosed Amber 15 Heard with PTSD long before you made use of the 16 gold standard test for PTSD? 17 A That is correct. 18 Q All right. 19 A And I make the diagnosis of PTSD in my 20 clinical practice without using the CAPS, all the 21 time. 22 Q Just so that you and I are on the same</p>	<p style="text-align: right;">4101</p> <p>1 my clinical evaluation to establish that she met 2 criteria for PTSD; that is correct. 3 Q You submitted an expert disclosure in 4 this case on January 11th, 2022? 5 A I believe the attorneys submitted that 6 disclosure, yes. 7 Q You participated in that? 8 A In the January 11th? It was the same 9 disclosure that went before. There were no 10 changes on that. 11 Q Did you reference the CAPS-5 in that at 12 all? 13 A I don't believe I gave the results of 14 the CAPS-5 to the attorneys at that point. 15 Q All right. You met with -- oh, I've 16 got dates here. This time I'm using the cheat 17 sheet. 18 You met with Amber Heard on 19 September 16th, 2019. 20 A I would like to have my cheat sheet, 21 but I'll take your word for it. 22 Q I'll share.</p>

4102	<p>1 A Thank you.</p> <p>2 Q October 11th, 2019.</p> <p>3 When did you give the CAPS-5?</p> <p>4 A The CAPS-5 was administered the last</p> <p>5 time that I saw Ms. Heard. I saw her over, as</p> <p>6 stated multiple times, over the past two and a</p> <p>7 half years, and having not seen her in about a</p> <p>8 year, to get an accurate assessment of her current</p> <p>9 symptoms, having had all the background</p> <p>10 information, the CAPS-5 is a great structured</p> <p>11 clinical interview to do that.</p> <p>12 Q You hadn't seen her for about a year</p> <p>13 before you gave her that test?</p> <p>14 A That is correct.</p> <p>15 Q And you did it over Zoom?</p> <p>16 A That is correct.</p> <p>17 Q All right.</p> <p>18 MR. DENNISON: Why don't we pull up</p> <p>19 PX 1247.</p> <p>20 MS. BREDEHOFT: Your Honor, this is a</p> <p>21 new one, so we don't have it. I'm just making a</p> <p>22 note.</p>	4104	<p>1 first page to the jury.</p> <p>2 THE COURT: Do you wish to have it in</p> <p>3 evidence? Are you moving it into evidence?</p> <p>4 MR. DENNISON: Yes, I am.</p> <p>5 MS. BREDEHOFT: I'd like to have a copy</p> <p>6 of it before I --</p> <p>7 THE COURT: He's just publishing the</p> <p>8 first page. Any objection on the first page?</p> <p>9 MS. BREDEHOFT: I don't have any</p> <p>10 objection to the first page.</p> <p>11 THE COURT: Okay. First page in</p> <p>12 evidence.</p> <p>13 MS. BREDEHOFT: I think, Your Honor, in</p> <p>14 the future, they should, at a minimum, give us a</p> <p>15 copy of whatever they're putting in. I know --</p> <p>16 THE COURT: Could you put your</p> <p>17 microphone on? I'm just having --</p> <p>18 MS. BREDEHOFT: I'm sorry.</p> <p>19 I don't have the ability to scroll</p> <p>20 down, so I can't see the rest of this. It's a</p> <p>21 brand-new exhibit.</p> <p>22 THE COURT: I'm sure they'll get you a</p>
4103	<p>1 MR. DENNISON: I'll get you a copy.</p> <p>2 THE COURT: Sure. It's just to the</p> <p>3 witness right now.</p> <p>4 MS. BREDEHOFT: Correct. But it would</p> <p>5 be nice to know how many pages there are.</p> <p>6 THE COURT: Okay.</p> <p>7 MR. DENNISON: Sure.</p> <p>8 Q Dr. Hughes, you can actually help with</p> <p>9 that question. This is like more than 20 pages</p> <p>10 long, right?</p> <p>11 A It's about 20 pages.</p> <p>12 Q Right.</p> <p>13 MR. DENNISON: Let's get a copy of it.</p> <p>14 Q This is a series of questions that you</p> <p>15 used to test for PTSD?</p> <p>16 A Correct.</p> <p>17 Q All right. And you recognize the first</p> <p>18 page, this is the first page that you filled out;</p> <p>19 that's your handwriting?</p> <p>20 A That's correct.</p> <p>21 Q All right.</p> <p>22 MR. DENNISON: I'd like to publish the</p>	4105	<p>1 copy of it.</p> <p>2 MS. BREDEHOFT: Thank you.</p> <p>3 THE COURT: That's fine.</p> <p>4 MR. DENNISON: I'd like to go to the</p> <p>5 second page.</p> <p>6 Can we put up the second page?</p> <p>7 THE COURT: Are you putting the second</p> <p>8 page into evidence?</p> <p>9 MR. DENNISON: Not yet.</p> <p>10 THE COURT: Then I can't put it up.</p> <p>11 MR. DENNISON: I'm sorry. I'd like the</p> <p>12 witness to see the second page.</p> <p>13 THE COURT: The witness can see the</p> <p>14 second page.</p> <p>15 Q This is the second page. This is the</p> <p>16 instruction on how you do it?</p> <p>17 A Correct.</p> <p>18 Q And then we'll go to the third page.</p> <p>19 MR. DENNISON: Let's let the witness</p> <p>20 see the third page.</p> <p>21 Q Now, this is entitled "scoring."</p> <p>22 A Correct.</p>

4106	1 Q So when you score, you look at two 2 things, right, you look at frequency and 3 intensity? 4 A Correct. 5 Q All right. Those are the two factors 6 you use to score? 7 A Correct. 8 MR. DENNISON: Can we go to the fourth 9 page of this document, and just show it to the 10 witness. All right. 11 Q So, Dr. Hughes, this is a first page of 12 the CAPS B where, other than the identifying 13 information, where there's any input into the 14 document, correct? 15 A The CAPS-5. You said the CAPS B. 16 Q Yeah, I misspoke. 17 A Yes. This is the criterion A, which 18 means that in order to, as I said yesterday, to 19 obtain a diagnosis of PTSD, you have to have 20 sustained a very specific traumatic event. That's 21 the first deed to get through the door. 22 Q Okay.	4108	1 entirety of 1247 in? 2 MR. DENNISON: Yes. 3 THE COURT: Do you have a copy of 1247? 4 It's Exhibit 1247. 5 MS. BREDEHOFT: Your Honor, I don't 6 have the whole page in front of me. 7 THE COURT: Well, I mean, do you have 8 Plaintiff's Exhibit 1247? Plaintiff's 1247. I 9 don't have it either. 10 MR. DENNISON: It's Defendant's 1435. 11 THE COURT: 1435. Defendant's 1435. 12 MS. BREDEHOFT: I'll find it as quickly 13 as possible, Your Honor. 14 MR. DENNISON: Take your time. 15 THE COURT: Do you want to take a look 16 at the Court's copy? Would that be easier for 17 you? 18 MS. BREDEHOFT: Your Honor, it's 59 19 pages. What is he moving? I mean, I don't 20 think -- 21 THE COURT: I think he's moving -- are 22 you moving the entire document in?
4107	1 MR. DENNISON: Your Honor, I'm going 2 to -- I'd like to be able to get them a copy of 3 this. Is it too early to take that break? 4 THE COURT: A little bit. 5 MR. DENNISON: All right. I can do 6 something else. 7 THE COURT: All right. 8 MR. DENNISON: All right. 9 Q All right. So do you recognize the 10 first page -- or the fourth page of this document? 11 A Yes, I do. 12 Q And the handwriting on the fourth page 13 is yours? 14 A It's all my handwriting. 15 Q All right. The entirety of it is 16 yours. 17 MR. DENNISON: I'm going to move this 18 document into evidence, along with the first page. 19 And that one is what number? I think it is -- 20 THE COURT: You're still on 1247. 21 MR. DENNISON: 1247. 22 THE COURT: So you want to move the	4109	1 MR. DENNISON: Yeah, I'm going to move 2 the entire document into evidence. 3 MS. BREDEHOFT: I don't think I have an 4 objection to that. 5 THE COURT: No objection? 6 MS. BREDEHOFT: No objection. 7 THE COURT: Do you want to take a look 8 at the Court's copy or are you good? 9 MS. BREDEHOFT: I would, thank you. My 10 apologies, Your Honor. 11 THE COURT: That's fine. 12 MS. BREDEHOFT: No objection, Your 13 Honor. 14 THE COURT: All right. So, even though 15 I pulled it from Defendant's 1435, we want to make 16 this 1247, Plaintiff's, correct? 17 MR. DENNISON: Yes, Your Honor. Thank 18 you. 19 MS. BREDEHOFT: Did you want your copy 20 back? 21 THE COURT: I kind of need it. Thank 22 you. We'll just change the number on it. So it's

4110

1 1247.
2 1247 in evidence, Plaintiff's 1247 in
3 evidence, and now it can be published to the jury.
4 MR. DENNISON: Thank you. Why don't we
5 publish the fourth page, where we're talking
6 about.
7 Q All right. So, what this references is
8 the event you said was the worst, and what you
9 have filled in here, is three words, "IPV by
10 Johnny," right?
11 A Correct.
12 Q And then what happened is the next box,
13 and you've not written a single thing in the box,
14 right?
15 A Because I've already spent 20-some-odd
16 hours with Ms. Heard. I know what goes in that
17 box. If you look at the top, it says administered
18 the Life Events Checklist, among other structured
19 trauma screens. That screen had already been
20 conducted.
21 Q Right. But there's a box, on the gold
22 standard test, that asks what happened. And it

4111

1 says how old were you? How were you involved?
2 Who else was involved? Was anyone seriously
3 injured or killed? Was anyone in life danger?
4 And none of that information you
5 provide in your analysis on the CAPS-5?
6 MS. BREDEHOFT: Your Honor, I hesitate
7 to object, but that's very compound.
8 MR. DENNISON: It is.
9 THE COURT: Okay. I'll sustain the
10 objection. If you want to rephrase.
11 MR. DENNISON: We can do it the slow
12 way.
13 THE COURT: Okay.
14 Q The first question is, how old were
15 you?
16 A All of the information that would go in
17 that box is contained in my 80-plus clinical notes
18 of my evaluation of Ms. Heard up to this point.
19 It would have been incredibly redundant to do that
20 again here.
21 Q But you knew other people would review
22 this, didn't you?

4112

1 A And I knew that they would have my
2 clinical notes as well.
3 Q So they're supposed to parse through
4 your clinical notes so that they can figure out
5 what you chose to be the anchoring event?
6 A I didn't choose the anchor. The client
7 chooses the anchor to identify what the worst
8 event is for them.
9 Q You wrote "IPV by Johnny." That's what
10 you determined to be the anchoring event.
11 A When I asked Ms. Heard, once again, of
12 the traumatic events that she experienced in her
13 life, which one is the worst, this is what she
14 indicated.
15 Q Okay. But you provided no details with
16 respect to it?
17 A There are details -- plethora of
18 details in my 80-page, handwritten, single-spaced
19 clinical notes.
20 Q All right. Let's go to the next page.
21 All right. You felt it appropriate to
22 fill this page out, didn't you, Doctor?

4113

1 A Well, these are the questions about the
2 symptoms. So I'm asking specific questions and
3 getting her responses.
4 Q Didn't you know this already?
5 A I was making sure, at this point,
6 having not seen her for a year, what is the trauma
7 expression at this time. It can change over time.
8 It could go away. It can get better. It can get
9 worse.
10 Q All right.
11 MR. DENNISON: Why don't we go a couple
12 more pages in. Let's go in to page 7 of 20.
13 Q Now, there are a couple of boxes that
14 you filled in on this. Let's look at item 5, B5.
15 You don't provide any indication of
16 what kind of triggers -- what kind of reminders
17 triggers these reaction?
18 A She answered that on the previous
19 questions.
20 Q All right. And you didn't provide any
21 answer as to how long does it take to recover?
22 A She has some difficulty recovering.

<p>4114</p> <p>1 Q Okay. And then there's this question 2 that says "how often has this happened in the past 3 month, number of times"? 4 A Correct. 5 Q We've talked about how these things are 6 scored. You've got to look at frequency and 7 intensity, right? 8 A Correct. 9 Q And you left the frequency box blank? 10 A Well, no, she said several times a 11 month. Then that's what the frequency is. 12 Q And you didn't fill that frequency box 13 in at all? 14 A Because she told me it was frequently, 15 several times a month, which is one of the anchors 16 in coding the CAPS. 17 Q All right. Let's look at the next one. 18 The very next box. 19 Again, this is scored by frequency and 20 intensity? How often in the past month? 21 A Correct. 22 Pardon?</p>	<p>4116</p> <p>1 Again, you left it blank? 2 A If you look on the right-hand box, that 3 is where we are indicating the frequency and the 4 severity. If you can see where I circled 5 "moderate," it's happening more than twice a 6 month, that's where I'm indicating the frequency 7 of the symptom expression. 8 Q Okay. But aren't you skipping a step? 9 You're supposed to do intensity and frequency. 10 A And when somebody says it's happening 11 more than twice a month, that is a frequency 12 indicator. 13 Q All right. Let's go to the next box. 14 Again, we have "In the past month, how 15 many of the important parts of event have you 16 difficulty remembering? Number of important 17 aspects." 18 Didn't fill it out? 19 A Well, I listed two specific incidents 20 of where she indicates she has important aspects 21 that are missing. 22 Q But all you had to do was put a number</p>
<p>4115</p> <p>1 Q How often in the past month? You left 2 that one blank, again, right? 3 A She told me it happens at least twice a 4 week, so, certainly, I can multiply two times four 5 and put an eight. 6 Q You certainly could have written the 7 number two? 8 A But it wasn't two, if it's happening 9 two times a week. 10 Q All right. Two times a week times the 11 number of months, now you've got two digits 12 instead of one, right, that's all it took to write 13 that down? 14 A This is in a one-month period, so it 15 would have been a four-week period. 16 Q How often in the past month; that's 17 what it says? 18 A Correct. You said months. 19 Q You chose not to answer that question. 20 Let's look at the next page. Again, 21 scoring is frequency and intensity. How often in 22 the past month.</p>	<p>4117</p> <p>1 in here. You know you had to -- you knew how to 2 score this thing? 3 A Well, this measure actually doesn't get 4 scored by the frequency. 5 Q All right. You know something, you're 6 right. Let's look at the next one. 7 A I know I'm right. 8 Q The next one gets scored by the 9 frequency. That's blank, right? 10 A Well, I did not code it as a PTSD 11 symptom. 12 Q All right. Let's go to the next one. 13 "How much of the time in the past month 14 have you felt that way as a percentage"? 15 A Right. As you can see, I circled 20 to 16 30 percent of the time. 17 Q Right. 18 A I'm putting it on the right side, in 19 the box where I'm coding the instrument. 20 Q We're going to talk about the right 21 side in a minute. 22 You took issue with the way that</p>

<p>4118</p> <p>1 Dr. Curry did this test, didn't you? 2 A Correct. 3 Q All right. But your test, in every 4 instance where you're asked the number of times 5 and to fill in the blank, you leave it blank? 6 A They're on the right side of the 7 document. 8 Q All right. You want to talk about the 9 right side of the document. 10 Let's do that. 11 After you did the CAPS-5 for the 12 anchoring -- the three-word anchoring event, "IPV 13 by Johnny," you went back through again and you 14 said, you know, maybe I should consider childhood 15 trauma as well, right? 16 A I wanted to test for the limits and 17 see -- at this point in time, Ms. Heard had had a 18 child, and sometimes when people have children, 19 their trauma gets evoked, and she's having those 20 symptoms as well. She already had, based on this 21 instrument, the PTSD from the interpersonal 22 violence. I wanted to see if there were any</p>	<p>4120</p> <p>1 about childhood? Is that happening for you now as 2 well? 3 Q All right. So there are a series of 4 notations on the right-hand side. 5 MR. DENNISON: Let's go to page 5 of 20 6 in the test. All right. 7 Why don't we highlight the right-hand 8 notations that start under the word "childhood." 9 All right. 10 Q So the way you tested for childhood 11 PTSD is to write a notation in the corner and 12 answer a couple of questions? Same test? 13 A Well, I wasn't administering a whole 14 CAPS again. What I was doing was seeing, as we 15 know with people who have, what we call, 16 polyvictimization or re-victimization. Someone 17 could, in fact, meet criteria for the PTSD from 18 the domestic violence but then they're also 19 experiencing some symptoms as a result of the 20 childhood abuse. Both can occur. 21 Q Right. But Mr. Depp isn't responsible 22 for her childhood abuse?</p>
<p>4119</p> <p>1 additional symptoms. 2 Q Right. And you knew that she had had 3 severe child abuse as a young person? 4 A That is correct. 5 Q She grew up in a home full of heroin 6 addicts, right? 7 A Opiate abuse, yes. 8 Q And there was IPV between her parents? 9 A Correct. 10 Q All right. And so, you wanted to make 11 sure that there wasn't some impact with this 12 childhood trauma in the diagnosis of PTSD? 13 A Yes. 14 Q Right. And so you decided to give her 15 the test again? 16 A Well, I didn't give it again. What's 17 called testing the limits. I went back to some of 18 the questions where she answered in the 19 affirmative and said, is this also happening 20 vis-à-vis your childhood abuse? Are you also 21 having intrusive thoughts and feelings of 22 childhood? Are you avoiding thinking about things</p>	<p>4121</p> <p>1 A That is correct. 2 Q Right. And the way you tested this 3 childhood abuse PTSD is you made notations on the 4 right-hand corner -- in the right-hand column of a 5 form that you partially filled out for the "IPV by 6 Johnny," right? 7 A I disagree with the "partially filled 8 out." The frequency was clearly filled out in the 9 box where we scored the CAPS. But, yes, I did 10 write about the childhood to the right of that 11 box. 12 Q Okay. And that is the appropriate way 13 that the gold standard test for PTSD for childhood 14 trauma should be administered? 15 A If there were any affirmative, and I 16 needed to go further, I could have administered 17 another CAPS-5. There were not. I did not need 18 to do that. 19 Q Okay. So you chose not to do a second 20 CAPS-5 although you knew that she had suffered 21 from severe childhood trauma? 22 A No. Because she wasn't suffering</p>

Transcript of Jury Trial - Day 15
Conducted on May 4, 2022

24 (4122 to
4125)

<p style="text-align: right;">4122</p> <p>1 symptoms at that point in time, PTSD symptoms from 2 the childhood trauma. 3 Q All right. 4 THE COURT: Mr. Dennison, are you 5 moving to a different topic now? 6 MR. DENNISON: I am. 7 THE COURT: This might be a great time 8 to take our morning break. 9 Ladies and gentlemen, we will take our 10 15-minute break. Please do not discuss this case 11 with anybody, don't do any outside research, okay? 12 Thank you. 13 (Whereupon, the jury exited the 14 courtroom and the following proceedings took 15 place.) 16 THE COURT: All right. We'll go ahead 17 and take -- 18 MS. BREDEHOFT: Your Honor, before we 19 take the break. 20 THE COURT: Yes. 21 MS. BREDEHOFT: May I get a copy of the 22 new exhibits from them so that I can see it over</p>	<p style="text-align: right;">4124</p> <p>1 (Whereupon, the jury entered the 2 courtroom and the following proceedings took 3 place.) 4 THE COURT: All right. Thank you. You 5 can be seated. 6 Next question. 7 MR. DENNISON: Why don't we put back up 8 Plaintiff's 1247. 9 BY MR. DENNISON: 10 Q Again, this is the CAPS-5. 11 You didn't administer this until you 12 already had Dr. Curry's scores, did you? 13 A That's not correct. 14 Q No? You administered it after 15 Dr. Curry made a disclosure, correct? 16 A That's not correct. 17 Q All right. You administered it after 18 Dr. Curry had administered hers? 19 A I learned that in late February, when 20 she submitted her report, but I had no way of 21 knowing that in December 2021. 22 Q All right. And you didn't make any</p>
<p style="text-align: right;">4123</p> <p>1 the break? 2 MR. DENNISON: I don't know if we can 3 do it before, but we'll certainly get them to you. 4 MS. BREDEHOFT: I mean, I need to be 5 able to redirect, and I have never seen these. 6 THE COURT: We'll go through it, that's 7 fine. All right? 8 MR. DENNISON: Although it's in your 9 exhibit list. 10 MS. BREDEHOFT: If it's in my exhibit 11 list, if they just tell me. 12 THE COURT: Tell you the exhibit 13 numbers. That's fine. We'll work through it. 14 Let's take a recess to 11:40, then, 15 okay? Back at 11:40. 16 THE BAILIFF: All rise. 17 (Recess taken from 11:27 a.m. to 18 11:42 a.m.) 19 THE BAILIFF: All rise. 20 Please be seated and come to order. 21 THE COURT: All right. Are we ready 22 for the jury? Okay.</p>	<p style="text-align: right;">4125</p> <p>1 reference to this in your disclosures until after 2 Dr. Curry made reference to hers, right? 3 A I don't recall the date of the final 4 disclosure or the fourth disclosure. 5 Q All right. 6 MR. DENNISON: Can we go to the next 7 page. Let's go to the top of the page and blow 8 that up. 9 Q The instructions start with "Standard 10 administration and scoring of the CAPS-5 are 11 essential for producing reliable and valid scores 12 and diagnostic decisions." 13 Do you see that language? 14 A I do. 15 Q You don't contend it's standard not to 16 fill out the frequency line? 17 A I think if you're filling it out on the 18 right side of the box, I think that's perfectly 19 fine. 20 Q You think it's standard administration 21 to simply leave blanks that are already in the 22 form?</p>

4126	<p>1 A I didn't leave blanks when I needed to 2 find out the frequency of the symptoms. 3 Q All right. 4 MR. DENNISON: Let's go down a little 5 bit further. 6 Let's go to "administration." 7 Q It says, number 2, "Read prompts 8 verbatim one at a time and in the order 9 presented," and then has a variety of exceptions. 10 With respect to the childhood trauma 11 notations you made in the margin of the CAPS-5, 12 you didn't read the prompts verbatim, did you? 13 A I read the first prompt. If there was 14 a yes, then I would have made a decision, do I 15 need to administer a whole nother CAPS? 16 Q Right. And you ultimately didn't do 17 that, you just simply wrote in the margin of the 18 last one? 19 A Because she wasn't endorsing those 20 symptoms. 21 Q You talked about endorsement of 22 symptoms.</p>	4128	<p>1 A She had a number of PTSD symptoms while 2 she was filming Aquaman 2. 3 Q Right. 4 A That interfered with her ability to 5 really organize a lot of resources for herself in 6 order to go forward and film that -- 7 Q I asked you whether -- 8 A -- production. 9 Q -- I asked you whether she was 10 performing at the highest level of her profession, 11 yes or no? 12 A I don't know if I'm qualified to answer 13 that. 14 Q Okay. But did she report to you that 15 she loves to cook? 16 A She loves to cook, yes. 17 Q Hike? 18 A I don't recall hiking, but... 19 Q Read? 20 A Yep. 21 Q Spend time with friends? 22 A If she can. That has been</p>
4127	<p>1 Ultimately, what you're looking for, 2 with respect to PTSD, is functional deficiencies. 3 That's one of the things you look for, right? 4 A Well, with any DSM diagnosis, you're 5 looking for what are the functional impairments as 6 a result of the symptoms that the individual is 7 experiencing. 8 Q Okay. So and, in fact, if you go all 9 the way to the end of the form, one of the things 10 that we deal with is impairment in occupational 11 functioning, right? 12 A Correct. 13 Q All right. What's Ms. Heard's 14 occupation? 15 A She's an actor. 16 Q And she's in -- she had just wrapped a 17 major motion picture, correct? 18 A That's correct. 19 Q So you didn't determine that she had an 20 impairment in occupational function? 21 She's still performing at, literally, 22 the highest level of her profession, correct?</p>	4129	<p>1 significantly diminished [sic] as a result of her 2 PTSD symptoms and as a result of this case. 3 Q She just had a baby? 4 A She did. 5 Q Right? 6 Exercises every day? 7 A The most that I can tell, she does. 8 Q Yeah. Completed level 3 Sommelier 9 training? 10 A She did. 11 Q She did all of these things and you've 12 made a determination that she is impaired with 13 respect to her occupational functioning? 14 A I made a determination that the 15 symptoms interfere with her functioning. She does 16 these things, but it's not like the symptoms 17 aren't there. She has to continue to work even 18 though she has a panic attack, even though she has 19 an intrusive recollection of the trauma, even 20 though she's having heart palpitations and sweaty 21 palms when something comes into her mind. It does 22 not stop her from doing what she needs to do. But</p>

4130	<p>1 it does interfere.</p> <p>2 Q Okay. So I'm going to ask you about</p> <p>3 another test that you administered, and that one's</p> <p>4 called the "PAI."</p> <p>5 Do you know that one?</p> <p>6 A Yes, I do.</p> <p>7 Q That's the Personality Assessment</p> <p>8 Inventory?</p> <p>9 A That's correct.</p> <p>10 MR. DENNISON: Why don't we mark -- why</p> <p>11 don't we put in front of the witness PX 1244.</p> <p>12 Your Honor, if I may approach.</p> <p>13 THE COURT: All right. 1244.</p> <p>14 MR. DENNISON: Here's her copy.</p> <p>15 THE COURT: Thank you.</p> <p>16 Q All right. So, Dr. Hughes, do you</p> <p>17 recognize PX 1244?</p> <p>18 A Yes.</p> <p>19 Q And that's a list of critical item</p> <p>20 endorsements?</p> <p>21 A Correct.</p> <p>22 Q And that's derived from the PAI?</p>	4132	<p>1 just the first page?</p> <p>2 MS. BREDEHOFT: No.</p> <p>3 THE COURT: All right. 1244 in</p> <p>4 evidence.</p> <p>5 Q Okay. So critical item endorsement.</p> <p>6 This starts "A total of 27 PAI items reflecting</p> <p>7 serious pathology" have been very low endorsement</p> <p>8 rates -- "have very low endorsement rates in</p> <p>9 normal samples. These items have been termed</p> <p>10 critical items."</p> <p>11 You're familiar with that concept?</p> <p>12 A Yes, I am.</p> <p>13 Q All right. I just want to ask you</p> <p>14 about a couple of the critical items.</p> <p>15 The first one is potential for</p> <p>16 aggression. This was deemed, under your PAI, a</p> <p>17 critical item. It says "Sometimes my temper</p> <p>18 explodes and I completely lose control."</p> <p>19 How did that potential for aggression</p> <p>20 bear on your analysis?</p> <p>21 A Well, there's a few things. Number</p> <p>22 one, certainly, Ms. Heard reported to me that in</p>
4131	<p>1 A Correct.</p> <p>2 Q And this is the PAI that you gave</p> <p>3 9/26/2019?</p> <p>4 A I don't have the cover sheet in front</p> <p>5 of me, so...</p> <p>6 MR. DENNISON: Why don't we scroll down</p> <p>7 to the bottom, Tom. There.</p> <p>8 A Yeah.</p> <p>9 Q There it is, down there.</p> <p>10 A Thank you.</p> <p>11 Q You bet.</p> <p>12 Okay. Now, critical item --</p> <p>13 MR. DENNISON: Your Honor, I'm going to</p> <p>14 move this document, PX 1244, into evidence.</p> <p>15 MS. BREDEHOFT: Your Honor, I would</p> <p>16 request that the entire document be put in, not</p> <p>17 just this piece.</p> <p>18 MR. DENNISON: I'm only going to ask</p> <p>19 her about this piece.</p> <p>20 MS. BREDEHOFT: I still would ask --</p> <p>21 THE COURT: Well, it's his exhibit. Do</p> <p>22 you have any objection to his exhibit, which is</p>	4133	<p>1 her relationship, that would happen, her anger and</p> <p>2 her affect regulation would become impaired.</p> <p>3 Number two, you have to look at the</p> <p>4 total scales, where that scale is not elevated, so</p> <p>5 it would not be a major cause of clinical concern.</p> <p>6 Number three, she had four responses</p> <p>7 that she could say for this question, mainly</p> <p>8 true -- or very true, mainly true, sometimes true</p> <p>9 or false. She chose "sometimes true."</p> <p>10 So she's answering honestly about her</p> <p>11 experience.</p> <p>12 Q Sometimes -- it's sometimes true that</p> <p>13 sometimes my temper explodes --</p> <p>14 A Correct.</p> <p>15 Q -- that's what you're testifying?</p> <p>16 A Correct.</p> <p>17 Q All right. So you've talked a little</p> <p>18 bit about this concept called malingering. And</p> <p>19 there's one here for potential malingering. And</p> <p>20 this is another one of these critical item</p> <p>21 endorsements.</p> <p>22 Critical items means that these are</p>

4134	1 serious pathology, right? 2 A Well, as you can see, it says 3 "endorsement of these critical items is not, in 4 and of itself, diagnostic." 5 So, you need to review the content of 6 the item and that's how you make the 7 determination, is this something of clinical 8 concern that you need to do more understanding 9 about? 10 Q Okay. So this critical item 11 endorsement, this one reads, under potential 12 malingering, "I think I have three or four 13 completely different personalities inside of me." 14 A Correct. 15 Q And she endorsed that as sometimes 16 true? 17 A Correct. 18 Q Okay. 19 A And there's not one elevated 20 malingering scale on the PAI. 21 Q Let me ask you about another document. 22 MR. DENNISON: The document is PX 1248.	4136	1 violent because you were so upset? 2 A Correct. 3 Q Do you see that language? 4 You knew Ms. Heard to do violent things 5 when she's upset? 6 A This test specifies how often have you 7 had these symptoms in the last six months? 8 Q Just in the last six months? 9 A Correct. 10 Q So she hadn't had them in the last 11 six months? 12 A Correct. 13 Q This test also asks and inquires about 14 intentionally hurting yourself or cutting. 15 A In the last six months. 16 Q Right. 17 A Is the prompt. 18 Q In the last six months? 19 A Correct. 20 Q Had Ms. Heard previously indicated to 21 you that she cut herself? 22 A She indicated one time, as a teenager,
4135	1 THE COURT: 1248. 2 MR. DENNISON: 1248. Your Honor, may I 3 approach? 4 THE COURT: Okay. Yes, sir. 5 MR. DENNISON: All right. 6 THE COURT: Thank you. 7 MR. DENNISON: Can you put up PX 1248, 8 just for the witness. 9 Q Dr. Hughes, do you recognize this? 10 A Yes. 11 Q All right. And these are critical 12 items that were deduced on the TSI-2 critical 13 items list? 14 A Correct. 15 Q And what's a zero mean? 16 A Means that she scored a zero on that 17 item. She said it's not something that's relevant 18 for her at the time frame that the test was 19 administered. 20 Q And these are all self-reports, right? 21 A Correct. 22 Q So she scored a zero on doing something	4137	1 in a reckless moment, she did. "It was stupid and 2 I never did it again." 3 Q All right. So that was the first time 4 you met her, she indicated that she had cut 5 herself. What did you do to satisfy yourself that 6 she didn't continue to engage in that behavior? 7 A As with most things, I asked about the 8 frequency of the behavior and had it ever occurred 9 again. Had she ever engaged in suicidal behavior 10 or suicidal gestures. That's part of that screen. 11 Q Where did Ms. Heard cut herself? 12 A I'd have to look at my notes to be 13 sure. 14 Q All right. Why don't we do that? 15 That's in your intake note, correct? 16 A I don't recall. 17 MR. DENNISON: Why don't we go to 18 PX 938. And if you'd put it up for the witness. 19 That's not it. Let's go to the next page. There 20 we go. All right. 21 Q PX 938, we're on the third page. This 22 background information sheet has already been

4138	1 admitted into evidence. And there's a discussion 2 here, we talked about earlier, about intimate 3 relationships? 4 A I'm sorry. Your question? 5 Q Yeah. 6 MR. DENNISON: Let's go back to the 7 first page. All right. There we go. 8 This is in at 1246, this page, anyway. 9 I'll ask that it be published to the jury. 10 MS. BREDEHOFT: I think it already was, 11 Your Honor, but we can do it again. 12 MR. DENNISON: We're going to do it 13 again. 14 THE COURT: You said 1246? 15 MR. DENNISON: 1246. 16 THE COURT: It's in evidence. There's 17 supposed to be redactions, though. 18 MS. BREDEHOFT: That's in. 19 THE COURT: All right. That's in. 20 1246. 21 MR. DENNISON: So why don't we blow up 22 the intimate relationships section.	4140	1 THE COURT: Yes, sir. 2 MR. DENNISON: I got there. 1246. 3 THE COURT: 1246, yes. 4 MR. DENNISON: Which opposing counsel 5 insisted come in as a full exhibit. 6 THE COURT: All right. 7 MR. DENNISON: When we get to the last 8 page, there's a legal history that addresses her 9 arrest for domestic violence. 10 THE COURT: Okay. 11 MS. BREDEHOFT: Your Honor, I would 12 want this redacted, Your Honor. I wasn't aware, 13 but I didn't have the exhibit. 14 THE COURT: Okay. 15 MR. DENNISON: I would like to ask -- 16 MS. BREDEHOFT: It also has the dog -- 17 the dogs, it has all of that on that page. I 18 would want that redacted. 19 MR. DENNISON: These are the notes that 20 this witness took with respect to her initial 21 intake relative to domestic violence, and Tasya, 22 Tasya, is an intimate partner who is identified in
4139	1 Q There's intimate relationships here 2 relevant to various people, including a person 3 called Tasya? 4 A Tasya. 5 Q Who is she? 6 A She was Ms. Heard's wife. 7 Q Okay. And that relationship preceded 8 her relationship with Mr. Depp? 9 A That's correct. 10 Q Did you say, on direct, that you saw no 11 previous inter-partner violence? Just yes or no. 12 A I don't believe I did. 13 Q You don't believe that you saw 14 inter-partner violence or you didn't say it on 15 direct? 16 A I don't believe I said that yesterday. 17 Q Okay. 18 MR. DENNISON: Your Honor, can we 19 approach? 20 THE COURT: Yes, sir. 21 MR. DENNISON: Thanks. 22 (Sidebar.)	4141	1 the intake form. 2 MS. BREDEHOFT: Your Honor can see. 3 This is legal history. 4 THE COURT: I'm sorry. Wait, where am 5 I looking? 6 MS. BREDEHOFT: Legal history. It 7 doesn't say intimate partner violence. It also 8 says -- 9 MR. DENNISON: The arrest is for 10 domestic violence. 11 MS. BREDEHOFT: The arrest, that should 12 stay out, and that should be redacted, Your Honor. 13 THE COURT: So, what are you asking me? 14 Are you asking me if you can ask her about it 15 because it was in her notes? 16 MR. DENNISON: I'm asking to her ask 17 about -- because Ms. Heard identified this as part 18 of her legal history and this incident included an 19 arrest for domestic violence relative to an 20 intimate partner. 21 THE COURT: Right. But she didn't 22 testify to it.

<p>4142</p> <p>1 MS. BREDEHOFT: No. 2 THE COURT: I have the Motion in Limine 3 in place, so I'm just not going to allow it at 4 this time. 5 MS. BREDEHOFT: I ask that this page be 6 redacted. I asked before that we go through for 7 redaction. This is one I'm asking for redactions. 8 MR. DENNISON: So the Motion in Limine 9 allowed me to ask that single question -- 10 THE COURT: No. I believe that the 11 door ain't opened. If she testified to that, you 12 definitely would have been able to get into, but 13 the Motion in Limine, you wouldn't be able to get 14 into it unless the door was opened. But I just 15 want you to know, if the door opens, the door 16 opens. 17 But I think that last page has to be 18 redacted. I'm waiting for redactions anyway. You 19 have a chance to look at it. 20 MS. BREDEHOFT: Okay. 21 THE COURT: All right? 22 MR. DENNISON: Thank you.</p>	<p>4144</p> <p>1 of violence perpetrated on him, as well as 2 psychological aggressive acts perpetrated upon 3 him. 4 MR. DENNISON: No further questions. 5 THE COURT: All right. Redirect. 6 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 7 COUNTERCLAIM PLAINTIFF 8 BY MS. BREDEHOFT: 9 Q Dr. Hughes, you were asked about some 10 presentations. I think Plaintiff's 1241 was the 11 first one. 12 MS. BREDEHOFT: If we can bring that 13 up. Tom, would you help me out with that? 1241. 14 A Yes. 15 MS. BREDEHOFT: And if you can scroll 16 down. 17 Q What was the significance of this 18 presentation? 19 MS. BREDEHOFT: And can you give her 20 control, or do you have to have control of the 21 document? 22 AV TECHNICIAN: It's one page.</p>
<p>4143</p> <p>1 THE COURT: All right. 2 (Open court.) 3 BY MR. DENNISON: 4 Q Did you speak to Ms. Heard around the 5 circumstances that gave rise to the TRO? 6 A On May 21st? 7 Q Yes. Thank you. 8 A Yes, I did. 9 Q Okay. Did Ms. Heard ever tell you that 10 James Franco spent the night with her at the ECB 11 between May 21 and May 27? 12 A I recall -- I mean, again, it would be 13 helpful to have my notes so I can tell you exactly 14 what, but I do recall that she did see him, at 15 some point. I do not know if he spent the night. 16 Q Do you know if Elon Musk spent the 17 night during that period? 18 A I don't know. 19 Q All right. 20 You cannot testify that Johnny Depp was 21 not abused, can you? 22 A I can testify that he had physical acts</p>	<p>4145</p> <p>1 MS. BREDEHOFT: It's just one page? 2 Oh, it's not the entire presentation? Okay. 3 Q Can you, please, tell the jury what you 4 provided in this presentation? 5 A To the best of my recollection, it was 6 what I spoke to you about before, of how people 7 who are not trained in forensic psychology, but 8 who are working with victims of domestic violence, 9 can go into court and navigate with the court 10 system and present and talk about domestic 11 violence in a legal setting. 12 Q Okay. Thank you. And that's been 13 moved into -- 14 MS. BREDEHOFT: That's been moved in, 15 correct? 16 THE COURT: Yes. 17 MS. BREDEHOFT: Let's go to the one I 18 don't think was. 1242, please. 19 Tom, if you could bring that up. All 20 right. And is that just one page, too? How many 21 pages is that one? 22 AV TECHNICIAN: Multiple pages.</p>

4146	1 Q Do you recall this presentation, 2 Dr. Hughes? 3 A Yes, I do. 4 Q Okay. Could you please -- 5 MS. BREDEHOFT: Well, I'm going to move 6 the admission of Plaintiff's Exhibit 1242, first 7 of all. 8 THE COURT: Any objection? 9 MR. DENNISON: No. 10 THE COURT: All right. 1242. 11 MS. BREDEHOFT: Can we publish it to 12 the jury, please? 13 THE COURT: Yes, ma'am. 14 Q And, Dr. Hughes, could you, please, 15 tell the jury -- explain to the jury what this 16 presentation entails? 17 A So I was asked, by the head of the 18 Kings County Bar Association, to give a 19 presentation about intimate partner violence, 20 domestic violence, and how psychological experts 21 can be of assistance. 22 This was, just because of how Brooklyn	4148	1 MS. BREDEHOFT: No, no, no, no. 2 We need -- thank you, Sammy. But you 3 were doing a fine job, Tom. I didn't mean to take 4 it away from you. Thank you, Michelle. 5 Q Dr. Hughes, is this your CV? 6 A Yes, it is. 7 MS. BREDEHOFT: I'm going to move the 8 admission of Defendant's 1434. 9 MR. DENNISON: Objection, Your Honor. 10 Hearsay. 11 MS. BREDEHOFT: Your Honor, 12 completeness. They've got all the other records 13 in here for Dr. Hughes. I'm trying to seek 14 completeness. 15 THE COURT: I understand. I'll sustain 16 the objection. 17 Next question. 18 MS. BREDEHOFT: Okay. Let's go to 19 Defendant's 1435, please. 20 Q Now, Dr. Hughes, you've testified about 21 the different testings that you administered, and 22 this is one of the ones that, I believe, you
4147	1 is, a bar association that was attended by many of 2 the prosecutors from the Kings County District 3 Attorneys Office as well as defense attorneys. 4 And as I stated before, this presentation was 5 about how to really understand cases of domestic 6 violence. How to understand, what if she drops 7 the restraining order? What if she doesn't call 8 the police? What are the myths and misconceptions 9 about intimate partner violence? And when she 10 uses force, what does that mean? How do we 11 understand that? How do we evaluate for that? 12 Again, without seeing the rest of the 13 presentation, I believe that was the thrust of 14 this presentation. 15 Q Okay. Great. Thank you. 16 Now, you testified about the notes you 17 took and the notes you reviewed, and you were 18 asked about some limited questions on testing. 19 MS. BREDEHOFT: I'm going to ask for 20 Defendant's Exhibit 1434. 21 MR. DENNISON: Are you going to do that 22 one?	4149	1 testified to earlier, correct? 2 A That's correct. 3 Q And this is the DSM-5? 4 A This is the Clinician-Administered PTSD 5 Scale for the DSM-5. 6 Q Okay. 7 MS. BREDEHOFT: I'm going to move the 8 admission of 1435. 9 THE COURT: Any objection? 10 MR. DENNISON: We object, Your Honor, 11 because it has a lot of other documents in it, not 12 just the CAPS-5. 13 MS. BREDEHOFT: It's not the CAPS-5. 14 It's the DSM-5. 15 MR. DENNISON: Yes. 16 MS. BREDEHOFT: But she administered 17 all these tests, Your Honor, and for completeness 18 of record, they can't put in partials and then not 19 have the rest of it. 20 THE COURT: Well, I mean -- 21 MS. BREDEHOFT: I have the rule on 22 this, Your Honor.

<p>4150</p> <p>1 THE COURT: -- there was no objection 2 to when they put theirs in, and now they're 3 objecting to you putting. 4 MS. BREDEHOFT: I would cite rule of 5 completeness, Your Honor, Virginia Rule 2:106, 6 that they can't just put a partial in and then not 7 have the completeness of the testing in the 8 documents. 9 THE COURT: Well, they put their test 10 in, now you want to put more tests in, correct? 11 MS. BREDEHOFT: Correct. 12 THE COURT: That's not a completeness 13 argument, then. That's just a different test. 14 MS. BREDEHOFT: Well, it's -- 15 THE COURT: But what's the objection, 16 though. 17 MR. DENNISON: Hearsay, Your Honor. 18 THE COURT: All right. I'll sustain 19 the objection. 20 Next question. 21 MS. BREDEHOFT: All right. Well, then, 22 we'll go for the other ones.</p>	<p>4152</p> <p>1 A So, not only on this. I mean, this 2 instrument can stand alone, where she meets PTSD 3 criteria, just by virtue of this instrument. 4 Pardon me. But, also, the other testing that I 5 gave, where she had elevated scales on PTSD 6 measures, which correspond with the DSM-5 symptoms 7 of PTSD. So there were multiple measures that are 8 consistent across time that she meets criteria for 9 PTSD. 10 Q Thank you, Dr. Hughes. 11 Now, you were also given one page of 12 the scoring on the TSI-2 and one page with respect 13 to the PAI. 14 Do you recall seeing that? 15 A It wasn't the scoring. They were the 16 critical items on those respective tests. 17 Q Okay. 18 MS. BREDEHOFT: Well, I'm going to ask 19 to bring up Defendant's Exhibit 1858, which is the 20 full PAI. 21 Q And was this the actual testing and 22 scoring?</p>
<p>4151</p> <p>1 You did the TSI -- 2 Q Before we go on to the others, let's 3 talk about. 4 Can you, please, tell the jury what you 5 administered in this DSM-5 and why this is 6 significant? 7 MR. DENNISON: Objection. Compound. 8 THE COURT: Sustained. 9 Q Can you tell us why the DSM-5 is 10 significant, that you administered? 11 A So, the DSM-5 is the diagnostic and 12 statistical manual for psychiatric disorders. 13 It's published by the American Psychiatric 14 Association. That's where it has all the criteria 15 and all the information for all major mental 16 disorders, like major depressive disorder or panic 17 disorder or PTSD. What the CAPS is, the 18 Clinician-Administered PTSD Scale, is it follows 19 all of that criteria that's in the DSM-5 so that 20 you can make a very accurate diagnosis. 21 Q And what, if any, diagnosis did you 22 make as a result of this DSM-5?</p>	<p>4153</p> <p>1 A Yes. This is the profile, the scores 2 that are generated from the 344 questions that 3 Ms. Heard answered on this test. 4 Q And what did you -- what were the 5 results? What did you determine based on the 6 testing of this PAI? 7 A Well, that the results were valid and 8 reportable. There was no evidence of exaggeration 9 or malingering on this test, and there were 10 significant symptoms that correspond with 11 traumatic stress and post-traumatic stress 12 disorder symptomatology. 13 Q And I believe you've said, again, that 14 there was -- that there was no elevated scores. 15 Can you explain to the jury what you 16 meant by that? 17 MR. DENNISON: Objection. Leading. 18 THE COURT: Overrule that. 19 Go ahead. 20 A So, elevated scores are a way that we 21 get to know where a cutoff is to say that 22 something is clinically significant. And that</p>

<p>4154</p> <p>1 follows very standard statistical principles. So 2 when a scale is elevated, it means that we have 3 sort of greater confidence that this individual 4 endorsed a lot of different symptoms that make 5 this scale relevant, and we want to figure out why 6 that person is having an elevated score on 7 something like depression or anxiety. It gives us 8 greater confidence that, you know, this person may 9 be reporting depressive symptoms like people who 10 are depressed.</p> <p>11 Q And what would constitute an elevated 12 score?</p> <p>13 A Well, on different tests, it's 14 different things. Certainly on the PAI, it 15 doesn't follow the newer T scores. It's a little 16 different statistically. So you have to look at 17 it differently. But, certainly, you know, it's 18 usually about a T score of a 65, and on some, it's 19 a T score of 70. Which is -- a T score is 20 normative curve. It's a way of allowing us to 21 compare people's scores, comparing your scores to 22 the normative group of scores.</p>	<p>4156</p> <p>1 A The Trauma Symptom Inventory is a test 2 of common symptoms of post-traumatic stress 3 disorder and related traumatic symptomatology. 4 And on this score, she had, you know, elevations 5 in intrusive experiences, which is the intrusive 6 components of PTSD, where thoughts or memories or 7 feelings come into your mind when you don't want 8 them, with accompanying distress. And then the 9 defensive avoidance, doing many, many different 10 things to push it down, to try not to think about 11 it, to try not to talk about it so that you don't 12 get upset.</p> <p>13 And she also scored high on a scale of 14 relational avoidance, having difficulty feeling 15 close in relations -- relationships, not only 16 intimate relationships, but friendships as well. 17 And that's a related trauma symptom that 18 individuals have after having sustained an 19 interpersonal trauma like domestic violence.</p> <p>20 Q Okay. And would it be helpful to have 21 the full exam as opposed to one page out of it?</p> <p>22 A As with anything, seeing an entire</p>
<p>4155</p> <p>1 Q Would it be helpful to have the entire 2 test as opposed to a -- one piece of paper or one 3 page?</p> <p>4 A Well, certainly, you cannot tell the 5 entirety of how the symptoms that Ms. Heard 6 endorsed on the scales were elevated just by the 7 critical items.</p> <p>8 MS. BREDEHOFT: I'm going to move the 9 admission of Plaintiff's -- of Defendant's 10 Exhibit 1858.</p> <p>11 MR. DENNISON: Objection. Hearsay.</p> <p>12 MS. BREDEHOFT: And this is the 13 completeness, Your Honor.</p> <p>14 THE COURT: I'll sustain the objection. 15 Next question.</p> <p>16 MS. BREDEHOFT: Let's bring up 1859.</p> <p>17 Q And this is -- you were shown one page 18 from the TSI-2, the Trauma Symptom Inventory-2. 19 Do you recall that?</p> <p>20 A Correct.</p> <p>21 Q What is the significance of the TSI-2 22 exam, the full exam?</p>	<p>4157</p> <p>1 profile gives one more information.</p> <p>2 MS. BREDEHOFT: Your Honor, I move the 3 admission of Defendant's Exhibited 15 -- 1859.</p> <p>4 MR. DENNISON: Objection. Hearsay.</p> <p>5 THE COURT: All right.</p> <p>6 MS. BREDEHOFT: I would argue the 7 completeness for that.</p> <p>8 THE COURT: You can approach for this. 9 (Sidebar.)</p> <p>10 THE COURT: I just want to make sure. 11 They just did the first page. Is that the actual 12 test or is that just --</p> <p>13 MS. BREDEHOFT: It's the entire test.</p> <p>14 THE COURT: You want the entire test, I 15 understand that. But the first page was just a 16 summary of it?</p> <p>17 MS. BREDEHOFT: No. The two pages that 18 he put in were a page from it, and it wasn't even 19 the beginning or a summary. It was a particular 20 snapshot. It was one page from there in a 21 particular area.</p> <p>22 MR. DENNISON: I asked the witness</p>

<p>4158</p> <p>1 about the critical items identified on the test. 2 I didn't go into anything other than the critical 3 items on the test. That's why I put those pages 4 in. 5 THE COURT: Okay. 6 MS. BREDEHOFT: It's just one page of a 7 particular critical for that particular topic. 8 There's all kinds of different pages and critical 9 items in there. 10 THE COURT: All right. I understand 11 the objection by him. I'm going to sustain the 12 objection. 13 Thank you, though. I just wanted to 14 make sure. 15 MS. BREDEHOFT: Okay. Thank you. 16 (Open court.) 17 BY MS. BREDEHOFT: 18 Q Now, Dr. Hughes, you were asked -- you 19 were shown a couple of finger pictures of 20 Mr. Depp. And I believe you indicated -- those 21 were shown to you, and I think you were asked if 22 you were -- if these were severe injuries,</p>	<p>4160</p> <p>1 MS. BREDEHOFT: The part I'm trying to 2 admit is in another exhibit, so let's go in a 3 different way. We'll take that one down. 4 Let's go with 398. 5 THE COURT: 398 redacted is in 6 evidence. 7 MS. BREDEHOFT: That might be the one. 8 All right. If you could blow that up. 9 And I think we're looking for -- if you could, 10 move that up, Michelle. There we go. If you 11 could blow that one up. 12 Q And this is an email from Mr. Depp to 13 David Kipper, his -- your understanding was that 14 was his doctor, correct? 15 A Correct. 16 Q Okay. And then I'm going to draw your 17 attention to the last part of this, and this was 18 on 3/19/2015, "thank you for everything" -- figure 19 out how to do this. I'm missing the controls on 20 this. "Thank you for everything. I've chopped 21 off my left middle finger as a reminder that I 22 should" -- thank you, Your Honor -- "that I should</p>
<p>4159</p> <p>1 correct? 2 A Correct. 3 Q All right. Did you have any 4 understanding of the cause of those injuries by 5 Mr. Depp? 6 A I do understand that there's competing 7 accounts of what happened, for sure. 8 Q All right. 9 MS. BREDEHOFT: Let's bring up 10 Defendant's Exhibit 373. 11 Your Honor, I think this is already 12 admitted. 13 THE COURT: I don't see it and Jamie 14 doesn't have it. So, 373, I can mark it, but it's 15 not admitted yet. 16 MS. BREDEHOFT: I think there's a 17 version of that. 18 THE COURT: Well, I don't know that. I 19 can just tell you that 373 has not been admitted 20 into evidence. 21 MR. DENNISON: Your Honor, it's not 22 redacted, and I don't believe it's been admitted.</p>	<p>4161</p> <p>1 never cut off my finger again." 2 Do you see that? 3 A Yes, I do. 4 Q So that's Mr. Depp admitting that to 5 Dr. Kipper in 3/19/2015? 6 MR. DENNISON: Objection. Leading. 7 MS. BREDEHOFT: Okay. 8 THE COURT: I'll sustain the objection. 9 MS. BREDEHOFT: That's fine. I'm good 10 with that. 11 Let's go to Defendant's Exhibit 499. 12 And, Your Honor, I believe this one is 13 in as well. Or is it the redacted? 14 THE COURT: It's the redacted one. 15 Yes, that's the one. 16 MS. BREDEHOFT: Okay. Thank you. 17 Q And then, if I could draw your 18 attention, this is a text message from Mr. Depp to 19 Erin Falati, we talked about her earlier, on 20 10/31/2015. And it says "This is the second time 21 he's held off giving me my meds by blackmailing me 22 into seeing him. The first time I had just</p>

4162	1 chopped my finger off." 2 Do you recall seeing that as part of 3 the documents that you reviewed? 4 A I believe I did. 5 Q Okay. Thank you. 6 MS. BREDEHOFT: We can take that down. 7 Q Now, you were also asked to listen to 8 an audiotape, and it's Plaintiff's 343. I'm going 9 to -- and do you recall listening to that audio 10 tape, at some point, as part of your review? 11 A Yes, I do. 12 Q Okay. I'm going to, now, pull up that 13 same audiotape from the same day, and I believe 14 that's June 2016. 15 MS. BREDEHOFT: And if we could go 16 to -- we're going to have a few different ones, so 17 hold in there with us. We're going to start with 18 2 minutes, 40 seconds, 00, going to 2 minutes, 19 40 seconds and 21. 20 (Whereupon, the following audio 21 recording was played.) 22 MS. HEARD: Come knocking on the door.	4164	1 Q Well, the tape recording that you 2 listened to was at 2:46:01 to 2:47:20, and that 3 was 2:40 through 2:40:21, correct? 4 A I understand. 5 MR. DENNISON: Objection. Leading. 6 Q Okay. 7 THE COURT: Overruled. 8 Go ahead. 9 MS. BREDEHOFT: Thank you. 10 Q Now, let's go to after that, 2:52:00 to 11 2:52:34. 12 (Whereupon, the following audio 13 recording was played.) 14 MS. HEARD: Stress yesterday because of 15 how it's been lately, like, since Australia. And 16 I have been on the road with you. I haven't been 17 working. I don't know what else I can fucking do. 18 MR. DEPP: Since Australia? We were on 19 our honeymoon. We had a great time other than the 20 fight. We had a fight on the train. 21 MS. HEARD: Yeah. 22 MR. DEPP: Which was physical.
4163	1 I don't get why I want -- 2 MR. DEPP: Because that is a fucking 3 irrational -- 4 MS. HEARD: I don't get why one informs 5 the other. 6 MR. DEPP: -- and violent fucking 7 maneuver. 8 MS. HEARD: How does one inform the 9 other? 10 MR. DEPP: So a man would want to get 11 out of that area so that he doesn't get so fucking 12 angry that he actually does pop the fucking wife. 13 MS. HEARD: How does one inform the 14 other? 15 MR. DEPP: Oh, man. Go home and listen 16 to the tape. 17 (Whereupon, the audio recording ended.) 18 BY MS. BREDEHOFT: 19 Q Now, that was just before the 20 punching/hitting that was played. 21 Do you recall that? 22 MR. DENNISON: Objection. Leading.	4165	1 MS. HEARD: Yeah. 2 MR. DEPP: And then we had a fight in 3 San Francisco. And I thought everything else was 4 great. And you're saying I'm doing this since 5 Australia? 6 MS. HEARD: No. 7 (Whereupon, the audio recording ended.) 8 MS. BREDEHOFT: And then, let's go to 9 3:20:00 to 3:21:37. 10 Q And while they're getting that, I'll 11 just ask you the question, Dr. Hughes. 12 Do you recall that Mr. Depp said that 13 they had fights in the places that he listed on 14 that audiotape? 15 MR. DENNISON: Objection. Leading. 16 THE COURT: Sustained. 17 MS. BREDEHOFT: All right. 18 Q What do you recall Mr. Depp saying 19 about fights that they'd had, on that audiotape? 20 MR. DENNISON: Objection. No 21 foundation. 22 MS. BREDEHOFT: She just listened to

<p>1 it.</p> <p>2 THE COURT: Overruled.</p> <p>3 A I think it was hard to hear in this</p> <p>4 one. I had listened to it previously, just</p> <p>5 acknowledging that there were fights previously.</p> <p>6 Q Okay. Thank you.</p> <p>7 (Whereupon, the following audio</p> <p>8 recording was played.)</p> <p>9 MR. DEPP: I left last night, honestly,</p> <p>10 I swear to you, because I just couldn't take the</p> <p>11 idea of more physicality, more physical abuse on</p> <p>12 each other. Because had we continued, it would</p> <p>13 have --</p> <p>14 MS. HEARD: I know.</p> <p>15 MR. DEPP: -- gotten fucking, you know,</p> <p>16 bad. Baby, I told you this once, I'm scared to</p> <p>17 death of this. We are a fucking crime scene</p> <p>18 waiting to happen --</p> <p>19 MS. HEARD: I know.</p> <p>20 MR. DEPP: -- if we don't get our shit</p> <p>21 together. And I -- by getting our shit together,</p> <p>22 that might mean fucking, aye, we do this, we make</p>	<p>4166</p> <p>1 Q Okay.</p> <p>2 MS. BREDEHOFT: Is it possible to turn</p> <p>3 that up any more? I have one more. Just...</p> <p>4 Thank you, Jamie.</p> <p>5 Q Okay. My last one is 3:26:20 to</p> <p>6 3:29:50.</p> <p>7 MR. DENNISON: Your Honor, can we</p> <p>8 approach?</p> <p>9 THE COURT: Okay. Yes, sir.</p> <p>10 (Sidebar.)</p> <p>11 MR. DENNISON: All of this is beyond</p> <p>12 the scope of cross.</p> <p>13 THE COURT: Well, I mean, you put the</p> <p>14 audiotape in.</p> <p>15 MR. DENNISON: Every audiotape comes in</p> <p>16 because I asked about one thing?</p> <p>17 MS. BREDEHOFT: It's the same</p> <p>18 audiotape.</p> <p>19 THE COURT: It's the same audiotape.</p> <p>20 This is the last, correct?</p> <p>21 MS. BREDEHOFT: Yes.</p> <p>22 MR. DENNISON: Thanks.</p>
<p>4167</p> <p>1 it. That might mean, damn, you know, say, I've</p> <p>2 tried. Done. Toodeloo. But we've got to get our</p> <p>3 shit together as individuals and as a couple</p> <p>4 because I love you and I do not want to leave you?</p> <p>5 I do not want a divorce. I do not want you out of</p> <p>6 my life. I just want peace.</p> <p>7 And if I'm the culprit majority of the</p> <p>8 time, I will fucking do everything I can. And I</p> <p>9 will recognize when I'm fucking starting to go</p> <p>10 sideways. Will recognize it.</p> <p>11 (Whereupon, the audio recording ended.)</p> <p>12 BY MS. BREDEHOFT:</p> <p>13 Q Do you recall listening to that part of</p> <p>14 the tape, the audiotape?</p> <p>15 A Yes, I do.</p> <p>16 Q And what do you recall from that</p> <p>17 portion? Again, I know it's hard to hear.</p> <p>18 A It's hard to hear, but what I recall,</p> <p>19 from hearing that, was the negotiation that the</p> <p>20 couple is trying to do and trying to say, you</p> <p>21 know, I'm going to do my part. I'm going to do</p> <p>22 better.</p>	<p>4169</p> <p>1 (Open court.)</p> <p>2 MS. BREDEHOFT: When you're ready.</p> <p>3 (Whereupon, the following audio</p> <p>4 recording was played.)</p> <p>5 MR. DEPP: I need more understanding,</p> <p>6 from both of us.</p> <p>7 MS. HEARD: It's -- that sounds very</p> <p>8 good and I agree. But what about the -- what are</p> <p>9 we --</p> <p>10 MR. DEPP: In the moment.</p> <p>11 MS. HEARD: What are we going to do</p> <p>12 different in the moment, when you're mad and you</p> <p>13 go, "Fuck it" --</p> <p>14 MR. DEPP: In the moment.</p> <p>15 MS. HEARD: -- and you decide all bets</p> <p>16 are off?</p> <p>17 MR. DEPP: In the moment.</p> <p>18 Well, look what I did in Australia.</p> <p>19 Look what I accomplished. I put the fucker away.</p> <p>20 I told myself every fucking day, "No, he's gone.</p> <p>21 No, he's gone because I fucking put him away. Put</p> <p>22 him away."</p>

4170	1 And by a list of the things that I feel 2 that fuck you over or make you feel shitty, or 3 anything like that, I'm fucking, when we're in the 4 moment, I remember it. I remember what I put on 5 my list. I remember it and I try to, to, to bring 6 it down notches, many notches. I've tried, when 7 we're heightened, to say, please, I don't want you 8 to feel this. I don't want -- I don't want to 9 feel this. Let's -- 10 MS. HEARD: I'm not. I need to know 11 what we need to do different. I need to know. 12 MR. DEPP: It's got to be done with 13 your mind and your heart. 14 MS. HEARD: What do we do different if 15 I have a problem? 16 MR. DEPP: Tell me. 17 MS. HEARD: You need to tell me how to 18 tell you different if I'm hurting you. You need 19 to let me be able to be mad. Sometimes you're 20 going to make me mad. I'm a human. I cannot live 21 where it's like -- 22 MR. DEPP: Well, then, the same thing	4172	1 there in our fucking heads and in our hearts. 2 Let's go back there and know on your list -- 3 MS. HEARD: Is the monster gone? Did 4 you put him away? It's been so --when you get on 5 that train, you're angry, you stay on it for so 6 long and you won't come down. You won't talk to 7 the person that is you -- 8 MR. DEPP: That's not -- that's not 9 always. That's not always. 10 MS. HEARD: Doesn't have to always be 11 the monster. But what is it? Can you put that 12 away? Can you remember the bigger picture? You 13 don't want to spend your life -- I've asked you 14 this so many times in fights, do you want to spend 15 your time in this? I know you don't. But I ask 16 you because this is something you're choosing. 17 I'm saying to you "olive branch." And you don't 18 take my olive branches. You make me feel 19 humiliated for offering them. You asked me to 20 stay in Australia. I stayed. And then you walk 21 out on me all the time. 22 You've got to take some olive branches
4171	1 goes for me, then. You're going to have to allow 2 me to get mad then. 3 MS. HEARD: Yes. Exactly. If I do 4 something that makes you mad -- 5 MR. DEPP: Okay. But I get mad and you 6 start fucking yelling. 7 MS. HEARD: I don't have to start 8 yelling. I think I start yelling once it gets 9 fucking heightened. I've gotten a lot better 10 about that. It's just only -- I only start 11 yelling when it's fuckin' hour 11 and we're really 12 in it. 13 MR. DEPP: Yeah, yeah. I get hot, but 14 I've been better about that. I was -- we've had 15 three physical fights in the last month and a 16 half. 17 MS. HEARD: I was talking about the 18 yelling, but... 19 MR. DEPP: No, but I'm saying -- we -- 20 we -- you witnessed it. You're the one that 21 brought it up. Australia was fucking great. We 22 just argued. Let's go back there. Let's go back	4173	1 from me. You've got to offer them too. You've 2 got to be bigger than what you feel at that 3 moment, and so do I. So do I. 4 But if I call you on it, will you hear 5 it? 6 MR. DEPP: Yeah. 7 MS. HEARD: You call me out on it if 8 I'm doing it? 9 MR. DEPP: Of course I will. 10 (Whereupon, the audio recording ended.) 11 BY MS. BREDEHOFT: 12 Q Do you remember listening to that, 13 Dr. Hughes? 14 A Yes, I do. 15 Q And what is your interpretation of 16 that? What do you recall? 17 MR. DENNISON: Objection, Your Honor. 18 Speculation. 19 MS. BREDEHOFT: She's an expert. 20 THE COURT: Overruled. 21 A I think this is how the couple was 22 trying to negotiate in the face of all of the

<p>4174</p> <p>1 turmoil and violence and the abuse. I think it's 2 important pointing out, my recollection is there's 3 two Australias. So they're talking about the 4 honeymoon Australia, not the Australia where the 5 incident happens. They go back and that becomes a 6 honeymoon time for them. And I think, certainly, 7 hearing how this couple has talked about the 8 monster and the person who comes out, we talked 9 about that cycle of violence, where the person 10 who, you know, hurts her and hits her and controls 11 her isn't the same person that she loves and she 12 cares about and that she wants to be with. 13 Q Thank you, Dr. Hughes. 14 Now, you also were asked about 15 Dr. Bonnie Jacobs and her treatment and her 16 treatment notes. 17 Did you review the notes of Bonnie 18 Jacobs? 19 A Yes, I did. 20 Q I'm going to ask you -- 21 MS. BREDEHOFT: Can we bring up 22 Defendant's 1059.</p>	<p>4176</p> <p>1 MR. DENNISON: Objection. Compound. 2 THE COURT: Overruled. 3 A These were the notes that I was 4 referring to yesterday. 5 Q And what was the significance of these 6 notes to you? You were asked, again, about them 7 on cross. 8 A Again, I found the treatment notes very 9 significant because they had contemporaneous 10 reports of what Ms. Heard was going through. Not 11 only what she was reporting in her relationship 12 with Mr. Depp, but her accompanying 13 symptomatology. What the notes revealed was 14 there's a significant amount -- what we see is 15 unfolding time. We see where the violence starts 16 and we see how it unfolds. We see at least three 17 indications of sexual assaults. We see constant 18 pleadings and upset about his substance abuse and 19 trying to find ways to get him help. And she 20 joins Al-Anon to get herself help as a family 21 member of someone who struggles with substance 22 abuse. We see how she is reporting a lot of</p>
<p>4175</p> <p>1 Q And do you recognize these -- this 2 document? 3 A Yes. 4 Q Okay. And what is it? 5 A This looks like the first of Dr. Bonnie 6 Jacobs' treatment notes, starting in October 17th, 7 2011. 8 Q Okay. And do you recall whether 9 Ms. Heard was already in a relationship with 10 Mr. Depp at that time? 11 A Yes, she was. 12 Q Okay. And you testified, quite 13 extensively, yesterday, about Bonnie Jacobs' notes 14 and entries there. 15 Were those reflected in these notes? 16 A These were the notes that I -- 17 MR. DENNISON: Objection, Your Honor. 18 Leading. 19 MS. BREDEHOFT: I can ask it 20 differently. 21 Q What, if any, of those citations that 22 you gave to the jury were in these notes?</p>	<p>4177</p> <p>1 controlling behavior and obsessive behavior. We 2 see that there's two instances where the police 3 were going to be called in her apartment in Orange 4 because of the fighting at that time. Once they 5 actually were called and once they weren't, from 6 what I can amass from the notes. 7 So, what it does is it really shows how 8 this relationship is unfolding over time and 9 actually getting worse. 10 Q And then you indicated that Amber Heard 11 moved from Bonnie Jacobs to Dr. Cowan, and that 12 was in 2014; is that correct? 13 A Correct. 14 Q Okay. And what is your understanding 15 of the relationship between Dr. Cowan and 16 Dr. Kipper? 17 A They were professional colleagues and 18 they were friends, and Dr. Curry -- well, it's 19 understanding why Ms. Heard left the relationship 20 with Bonnie Jacobs. It became a tumultuous 21 relationship for her there because she was doing a 22 lot to protect Johnny and Bonnie Jacobs had</p>

<p>4178</p> <p>1 concerns -- 2 MR. DENNING: Objection, Your Honor. 3 THE COURT: What's the objection? 4 MR. DENNISON: No foundation. 5 MS. BREDEHOFT: I just established the 6 foundation. She reviewed the notes and she 7 interviewed Bonnie Jacobs. 8 THE COURT: I'll overrule the 9 foundation objection. 10 Q Go ahead. 11 MR. DENNING: Objection. 12 Nonresponsive. 13 THE COURT: I'll overrule 14 nonresponsive. 15 Q Please continue, Dr. Hughes. 16 A The reason that Ms. Heard left her 17 treatment with Bonnie Jacobs was, one, that 18 Mr. Depp continued to denigrate that relationship, 19 their therapeutic relationship. 20 But number two, really, more 21 importantly, she wanted to protect Mr. Depp 22 because she didn't want -- Dr. Jacobs had some</p>	<p>4180</p> <p>1 Dr. Connell Cowan, correct? 2 A Cowan, Connell Cowan, yes. 3 Q That's correct. 4 And you also interviewed him as well? 5 A Correct. 6 Q And what was the significance of what 7 he reported to you that related to your opinions? 8 A Well, this was a continuation of her 9 treatment and the treatment here, where it seemed 10 like Dr. Connell Cowan was going with a harm 11 reduction model, really trying to help Amber stay 12 safe in the relationship by not talking back, by 13 leaving, by not engaging. And those are very sort 14 of short-term strategies when you're in a 15 relationship mired with interpersonal violence. 16 What we also see is what I mentioned 17 yesterday, is her psychological status and 18 functioning continues to deteriorate. She 19 continues to have more anxiety, more affect 20 dysregulation, so the feelings are coming up and 21 down all the time. She's having more sleep 22 problems, she's going on more medication.</p>
<p>4179</p> <p>1 concerns about, perhaps, his substance using in 2 front of his children and that she would be a 3 mandated reporter. So, Ms. Heard did not want to 4 do anything and talk more about what was going on 5 with -- Mr. Depp with her therapist for fear that 6 something might happen. So she left that 7 treatment, really, to protect Mr. Depp. 8 MS. BREDEHOFT: Your Honor, I would 9 like to move the admission of Defendant's 10 Exhibit 1059, the treatment notes. 11 MR. DENNISON: Objection. Hearsay. 12 Your Honor, this is what we dealt with yesterday. 13 MS. BREDEHOFT: Your Honor, I think 14 that for completeness here, she has relied upon 15 these and they reflect the present tense 16 impressions. 17 THE COURT: I'll sustain the objection 18 to hearsay. 19 MS. BREDEHOFT: All right. Let's go to 20 Defendant's Exhibit 1057, please. 21 Q And, Dr. Hughes, you also indicated 22 that you relied on the treatment notes of</p>	<p>4181</p> <p>1 And the conceptualization and 2 understanding of that is sort of exposure to 3 repeated trauma causes psychological 4 disequilibrium and destabilization. And that sort 5 of, again, seeing the trauma unfold over time. 6 And also in these notes, I mean, 7 certainly, there were other contemporaneous 8 reports that correspond to specific incidents. 9 Like I was speaking with you yesterday about the 10 Boston plane incident, there are actual notes 11 where she called him after -- 12 MR. DENNISON: Objection, Your Honor. 13 THE COURT: What's the objection? 14 MR. DENNING: Beyond the scope of the 15 question. 16 THE COURT: Okay. I'll sustain the 17 objection. 18 Next question. 19 MS. BREDEHOFT: Okay. 20 Q What, if any, additional information 21 did you get from Dr. Cowan that assisted you in 22 your opinions?</p>

4182	<p>1 A Well, certainly, from the notes, as I 2 was stating, that, you know, there were times 3 where right after an incident, you know, Ms. Heard 4 wrote -- she contacted Dr. Cowan, either by text 5 or by email, and saying, you know, Johnny did a 6 number on me tonight. I really need to see you. 7 I'm safe. 8 MR. DENNISON: Objection. Hearsay. 9 MS. BREDEHOFT: I think she can rely on 10 hearsay, Your Honor. 11 THE COURT: Sustain the objection to 12 hearsay. 13 MS. BREDEHOFT: Okay. Well, Your 14 Honor, I'm going to move the admission of the 15 notes, Defendant's 1057. 16 MR. DENNISON: Objection. Hearsay, 17 Your Honor. 18 THE COURT: I'll sustain the objection. 19 Thank you. 20 MR. DENNISON: Move to strike the 21 hearsay testimony as well. 22 THE COURT: No, we'll continue on.</p>	4184	<p>1 the questions asked by counsel for Mr. Depp, you 2 said it depends upon what the context is. 3 What did you mean by that? 4 A Well, first, I believe that this is the 5 knife that has a turquoise end, and this was 6 when -- a time when Mr. Depp was filming the 7 Lone Ranger and he was in a turquoise phase, and 8 she purchased him that because she felt it would 9 be a kind gift. 10 The phraseology is that Mr. Depp told 11 her the only way out of this relationship is 12 death. 13 Q Okay. 14 MR. DENNISON: Objection. Hearsay. 15 MS. BREDEHOFT: I don't understand the 16 objection. I think she was entitled to be able to 17 speak to that. 18 THE COURT: But she -- 19 MS. BREDEHOFT: Yeah, it's Mr. Depp's 20 statement. A party-opponent admission. 21 THE COURT: I'll overrule the 22 objection.</p>
4183	<p>1 Go ahead. 2 MS. BREDEHOFT: Thank you. 3 Q You were asked about a knife. You were 4 shown Plaintiff's Exhibit 92 and a knife that's, I 5 think, "until death." 6 What is your understanding of the 7 significance of that knife and that phrase as it 8 related to Amber Heard? 9 MR. DENNISON: Objection, Your Honor. 10 No foundation. 11 MS. BREDEHOFT: He showed it in 12 cross-examination. I'm able to ask about it and 13 what her understanding was. He cut her off when 14 she was trying to talk. I'm just letting her go 15 back in. 16 MR. DENNISON: Her understanding of a 17 knife? 18 MS. BREDEHOFT: Let's pull up 19 Plaintiff's 92. 20 Tom, could I get you to do that, 21 please. 22 Q I believe you respond -- in response to</p>	4185	<p>1 MS. BREDEHOFT: Thank you. 2 Q What is your opinion -- what do you 3 think of that as a clinical psychologist 4 specializing in IPV and trauma? 5 MR. DENNISON: Objection, Your Honor. 6 Can I -- can we approach? 7 THE COURT: Sure. 8 (Sidebar.) 9 MR. DENNISON: We're about to launch 10 into, yet, another undisclosed opinion that's not 11 reflected. 12 MS. BREDEHOFT: This is from 13 cross-examination. 14 THE COURT: I know, but it's still an 15 opinion. I mean... 16 MS. BREDEHOFT: Yeah, but if it comes 17 up in the examination. I didn't raise that with 18 her. This is something he raised and I can ask 19 her about it. 20 THE COURT: You did ask her about it. 21 But I don't think her opinion on -- her opinion on 22 it is a different matter.</p>

<p>1 MS. BREDEHOFT: I'll try to rephrase 2 it, Your Honor. 3 THE COURT: Okay. Thank you. 4 MS. BREDEHOFT: Thank you. 5 MR. DENNISON: Thank you. 6 (Open court.) 7 BY MS. BREDEHOFT: 8 Q Dr. Hughes, do you think that the 9 phraseology on the knife bears any relationship or 10 significance to the opinions you've had in this 11 case? 12 MR. DENNISON: Objection, Your Honor. 13 Leading. 14 THE COURT: Sustain the objection. 15 Q What, if any, significance does the 16 phraseology on the knife have to the opinions you 17 have provided in this case? 18 MR. DENNISON: Objection, Your Honor. 19 Beyond the scope of the disclosure. 20 MS. BREDEHOFT: He brought it up in 21 cross, Your Honor. 22 THE COURT: I'll overrule the</p>	<p>4186</p>	<p>1 part of your examination? 2 MR. DENNISON: Objection. Beyond the 3 scope of cross. 4 MS. BREDEHOFT: He was asking all the 5 different authority. I'm just establishing that 6 she also looked at photos. 7 THE COURT: I'll sustain the objection. 8 MS. BREDEHOFT: Okay. 9 THE COURT: It's beyond the scope. 10 Q Dr. Hughes, based on everything in the 11 cross-examination and redirect what, if any, 12 changes do you have to any of the opinions that 13 you provided to this jury yesterday? 14 A I don't -- 15 MR. DENNISON: Objection. Compound. 16 THE COURT: Overruled. 17 A I don't have any changes to my opinions 18 that I gave yesterday. 19 Q Okay. And do you still hold those 20 within a reasonable degree of psychological 21 probability or certainty? 22 A Yes, I do.</p>	<p>4188</p>
<p>1 objection. 2 MS. BREDEHOFT: Thank you. 3 A So there are several things. I 4 certainly am aware that, at this time, that 5 Ms. Heard purchased this knife for Mr. Depp. She 6 was engaged in a -- her whole -- a lot of denial 7 and minimization about the extent of the violence 8 in the relationship. There is a notation in 9 Dr. Bonnie Jacobs' notes about when Mr. Depp 10 uttered this to her, was around the discussion of 11 the prenup. And he said, I don't want one because 12 the only way out of this relationship is death. 13 Dr. Jacobs didn't think that that was 14 funny. Ms. Heard was taking it like, oh, maybe 15 it's endearing. Maybe this is okay. But it was 16 definitely a clinical cause of concern at the time 17 that that phraseology was used. 18 Q Thank you, Dr. Hughes. 19 Now, you were -- you listened to an 20 audiotape and then we shared some additional ones 21 from that. 22 What, if any, photos did you review as</p>	<p>4187</p>	<p>1 MS. BREDEHOFT: Thank you. 2 I have no further questions. 3 THE COURT: All right. Is this witness 4 subject to recall? 5 MS. BREDEHOFT: Yes, Your Honor. 6 THE COURT: Ma'am, you can't discuss 7 your testimony with anyone, but you're free to 8 stay in the courtroom, based on your expert 9 testimony, okay? 10 THE WITNESS: Thank you, Your Honor. 11 THE COURT: All right. I think we'll 12 go ahead -- yes, sir. 13 MR. DENNISON: May we approach? 14 THE COURT: Okay. 15 (Sidebar.) 16 THE COURT: Yes, sir. 17 MR. DENNISON: Your Honor, I'd like to 18 make an oral motion to strike those portions of 19 Dr. Hughes's testimony that exceeded the scope of 20 the disclosure, including all evidence related to 21 the MMPI-2, her views on personality disorders, 22 and her testimony relative to the various</p>	<p>4189</p>

4190	1 communications she had with the other doctors as 2 to personality disorders. None of that appeared 3 in any of the four disclosures she made. The 4 MMPI-2 information was Dr. Curry's disclosure and 5 she had every opportunity to rebut it. 6 MS. BREDEHOFT: Your Honor, those 7 needed to be made simultaneously if he was going 8 to -- 9 MR. DENNISON: I did object. 10 MS. BREDEHOFT: I don't agree that you 11 did simultaneously object, and they were in the 12 disclosures, and they were in her deposition. I 13 read through the deposition last night. So I 14 don't think there's any basis, whatsoever, for 15 striking any of those. 16 MR. DENNISON: This is exactly the 17 conversation we had yesterday, where we asked 18 opposing counsel, where, in the disclosure, does 19 it say -- 20 THE COURT: Right. And I sustained 21 that objection. 22 MS. BREDEHOFT: Exactly. Your Honor	4192	1 (Recess taken from 12:49 p.m. to 2 2:00 p.m.) 3 THE BAILIFF: All rise. Please be 4 seated and come to order. 5 MS. BREDEHOFT: I have one housekeeping 6 matter, Your Honor. 7 THE COURT: Okay. All right. Which 8 ones are those... 9 MS. BREDEHOFT: These are the four tape 10 recordings that we played out of 343. 11 THE COURT: 343? 12 MS. BREDEHOFT: Yeah. Those four that 13 we played. 14 THE COURT: Okay. All right. I assume 15 there's no objection? 16 MS. VASQUEZ: No, Your Honor. 17 THE COURT: Are we ready for the jury? 18 MS. VASQUEZ: Yes. 19 THE COURT: Okay. Sorry, Judy. It's 20 been that kind of day. 21 (Whereupon, the jury entered the 22 courtroom and the following proceedings took
4191	1 sustained that objection. 2 MR. DENNISON: But it was much broader 3 testimony. I made repeated objections. 4 THE COURT: I'm going to overrule the 5 motion, okay? 6 MS. BREDEHOFT: Thank you. 7 MR. DENNISON: Thank you, Your Honor. 8 (Open court.) 9 THE COURT: Ladies and gentlemen, we're 10 going to go ahead and take our lunch break -- 11 sorry, Judy. 12 Let's go ahead and take our lunch break 13 now. Do not do any outside research, and don't 14 talk to anybody about the case, okay? We'll see 15 you back here at 2:00, okay? 16 (Whereupon, the jury exited the 17 courtroom and the following proceedings took 18 place.) 19 THE COURT: All right. We'll be back 20 at 2:00, then, all right? 21 Thank you. 22 THE BAILIFF: All rise.	4193	1 place.) 2 THE COURT: All right. Thank you, 3 ladies and gentlemen. Be seated. 4 All right. Your next witness. 5 MS. BREDEHOFT: Your Honor, we would 6 like to call Laura Amber Heard to the stand. 7 Amber -- Amber Laura. 8 AMBER LAURA HEARD, 9 A witness called on behalf of the 10 DEFENDANT AND COUNTERCLAIM PLAINTIFF, having been 11 duly sworn by the clerk, testified as follows: 12 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 13 COUNTERCLAIM PLAINTIFF 14 THE COURT: All right. Thank you. All 15 right. 16 MS. BREDEHOFT: Thank you, Your Honor. 17 BY MS. BREDEHOFT: 18 Q Will you please state your name. 19 A Yes. It's Amber Laura Heard. 20 Q And what is your address? 21 A I live in Napa Valley, California. 22 Q And how old are you, Amber?

<p>4194</p> <p>1 A I am 36. I just celebrated. 2 Q Okay. And do you have a daughter? 3 A I do. She also celebrated her birthday 4 recently. She's one. 5 Q Okay. And what is your profession? 6 A I am an actor, mostly. 7 Q Okay. Now, why are you here? 8 A I am here because my ex-husband is 9 suing me for an op-ed I wrote. 10 Q And how do you feel about that? 11 A I struggle to have the words. I 12 struggle to find the words to describe how painful 13 this is. This is horrible, for me to sit here for 14 weeks and relive everything here, people that I 15 knew, some well, some not, my ex-husband, with 16 whom I shared a life, speak about our lives in the 17 way that they have. This has been one of – this 18 is the most painful and difficult thing I've ever 19 gone through, for sure. 20 Q Now, there was a trial in the U.K. in 21 July of 2020 where Mr. Depp had sued The Sun 22 newspaper and Dan Wootton.</p>	<p>4196</p> <p>1 background. Tell us where you grew up. 2 A I come from Austin, Texas, a small town 3 outside of Austin that you probably haven't heard 4 of – no one has – called Maynard, and I was 5 raised by my mother and my father and I grew up 6 with a little sister, although I have a big sister 7 as well. 8 Q And your little sister's name is? 9 A Her name is Whit, Whit Heard. 10 Q And how much of an age difference is 11 there between the two of you? 12 A Whitney and I are about one year, I 13 think we're 16 months apart, so right next to each 14 other. 15 Q And what did your father do for a 16 living? 17 A My father broke horses and did 18 construction, had – he painted houses and hunted 19 and fished, but that was for fun. 20 Q And what did your mom do? 21 A She worked for the State of Texas. 22 Q Since you talked about the breaking</p>
<p>4195</p> <p>1 Do you recall that? 2 A Yes. 3 Q And what was your level of 4 participation in that lawsuit in that trial? 5 A Well, I was not party to that lawsuit. 6 I was a witness, I suppose the primary witness, 7 since it dealt with the truth of the relationship 8 that I shared with Johnny. 9 Q And what, if any, role did you have to 10 play with respect to, for example, witness 11 statements and testifying? 12 MS. VASQUEZ: Objection. Compound. 13 MS. BREDEHOFT: I said "for example." 14 THE COURT: Overruled. 15 A I had to write – I think I gave seven 16 witness statements under oath, testimony. I sat 17 on the stand for four days under mostly 18 cross-examination. And up until this point, it 19 was the hardest thing I have ever had to do. 20 Q Thank you, Amber. 21 I'm going to take you back, and if you 22 can just tell the jury a little bit about your</p>	<p>4197</p> <p>1 horses, can you just tell the jury what your role 2 is in assisting your dad on that and what is 3 involved in breaking horses? 4 MS. VASQUEZ: Objection. Leading. 5 Q Can you just tell me about -- 6 THE COURT: Overruled. Go ahead. 7 A Just got to stay on, basically. 8 I would help him. I was more of a 9 crash test dummy. You know, when you train a 10 horse, it's a wild animal, it doesn't necessarily 11 like to be ridden. And there are people out there 12 who are crazy enough, like my dad, to pick that as 13 a profession, I guess, and he was really good with 14 horses, and I was the son he never had, so it was 15 my job to, you know, stay on. 16 Q And what, if anything, did you learn 17 from your father about how to react to the horses? 18 A Well, with training the horses, I guess 19 the key – the key things are to not show fear, 20 not get intimidated, not show fear, be tough and 21 calm. 22 Q Tell the jury a little bit about your</p>

<p style="text-align: right;">4198</p> <p>1 educational background during those growing-up 2 years and your work experience. 3 A I worked any job that I could from the 4 time I was really young. I wanted to get out of 5 Texas and do something with my life and see things 6 and do things. So I was in school and really 7 pushed myself to -- I just always pushed myself to 8 be able to accelerate the process. I wanted to, 9 you know, get out of school as fast as I could, 10 and I wanted to do -- I wanted to do more things 11 with my life than stay in Texas. 12 Q So what types of things -- so where did 13 you go to school when you were younger? 14 A I was a scholarship kid at a Catholic 15 school growing up, several different Catholic 16 schools. But they were always in the other -- you 17 know, on the other side of town in the wealthier 18 part of town, and I grew up quite working class. 19 And thankfully with, you know, as long as I 20 maintained an A average, I enjoyed the benefit of 21 a scholarship, and I did that until I realized 22 that I could take my GED and SATs early, and I did</p>	<p style="text-align: right;">4200</p> <p>1 school I went to, and then I liked it so much I 2 think because it meant I wasn't at home and it was 3 important to me just to not spend time at home. 4 And I -- I really loved meeting people, so I 5 worked at the soup kitchen every morning before 6 school during the school year for about four 7 years. There were -- I didn't go on weekends. 8 But on weekends I would do various things, worked 9 at children's, like, children's museums, 10 typically, because I would work with younger 11 volunteers, and mostly soup kitchens and things 12 involving children. I worked with deaf kids for a 13 while and, yeah, I love it. 14 Q And when you worked with the deaf kids, 15 what, if anything, did you do to learn to be able 16 to work with them? 17 MS. VASQUEZ: Objection. Leading and 18 404. And relevance, Your Honor. 19 THE COURT: Overruled. 20 A Well, I taught myself how to sign basic 21 sign language, and then I -- I pursued it. I 22 audited a translation course at the community</p>
<p style="text-align: right;">4199</p> <p>1 that and placed out of school and effectively left 2 school at 16 years old, I believe. 3 Q And what did you do for work during 4 those younger years? 5 A I took any job that I could. I worked 6 at my father's construction company, sometimes, 7 you know, just administrative stuff. I mean, it 8 was a small company. But I answered phones and I 9 worked at, like, a modeling agency that was also, 10 you know, offered photography classes, makeup 11 classes, hair -- hair and makeup classes for 12 people that were pursuing a career in 13 entertainment, and I started taking classes that I 14 paid for by working there, effectively as a trade. 15 And I eventually worked there long enough to be 16 able to pay for my headshots, which are the 17 pictures that you use in the industry to promote 18 yourself, you know, in whatever, acting, modeling, 19 or both. 20 Q Okay. And what, if any, charitable 21 work did you do when you were still young? 22 A It started off as a requirement for the</p>	<p style="text-align: right;">4201</p> <p>1 college which I ended up going to to get out of 2 high school early later on, but I would audit 3 classes; the teachers never wanted to kick the, 4 you know, random 12-year-old out of their class, I 5 suppose. So I remarkably was able to audit, I 6 think, the majority of two semesters, and that 7 also helped me learn. 8 Q So how did you end up in Los Angeles? 9 A I used -- I met -- I did a small job in 10 Texas where I played a part in a movie, and the 11 actor in the movie that I was playing opposite had 12 an agent visiting him from LA. And I met her on 13 set, and she said that she had heard about me from 14 another bit part I did. You know, I was taking 15 jobs in Austin for, really, anything, to be an 16 extra, to apply -- I did makeup once. You know, 17 nothing -- no job was too small for me, so I put 18 myself out there. And she had heard about me, and 19 she said, "I have heard about you in this town, 20 and I'd love to meet you in LA if you're ever out 21 in LA." 22 And I was, like, "When can I come?"</p>

<p style="text-align: right;">4202</p> <p>1 And she made an appointment with me for the 2 following week, and I used all the \$180 or 3 something to get out there, and that's - I 4 landed; I didn't know anyone. I was 17. And I 5 have effectively been there ever since, I suppose. 6 Q So when you arrived in Hollywood, 7 please tell the jury what you did to get moving 8 there, get going. 9 A I went to every audition, every 10 casting, every meeting, every appointment that I 11 could. I put myself out there. I didn't have a 12 car because those are expensive, so I took the bus 13 around LA. It was before smartphones. I had a 14 Thomas Guide in my bag and the change of tank 15 tops, not that it mattered. But I went to about 16 ten auditions, sometimes, a day and would change 17 clothes if I needed to in the back of, you know, 18 the bus I was taking, and I just hustled from one 19 audition to the other. And I got a bit part on 20 one thing, and then I got a bit part on another 21 thing. 22 And then eventually my roles kind of</p>	<p style="text-align: right;">4204</p> <p>1 film, and he came out of retirement to do that. 2 And that's kind of just how it was in terms of my 3 career for those initial - that first initial ten 4 years or so. It was just going from slightly 5 bigger role to slightly bigger role and just 6 working my butt off. 7 Q So I'm going to take you up to 2008. 8 Did there come a time that you auditioned for the 9 Rum Diary? 10 A Yes. I auditioned for that in about 11 2008, I believe. 12 Q Please describe for the jury your 13 experience in auditioning for the Rum Diary. 14 A Well, I auditioned a few times, which 15 is common in my work. You know, you get a 16 callback, as they say, and I think I had at least 17 one, maybe two, callbacks with the director, and 18 then I got a call saying that Johnny, who at the 19 time, was - I think I knew that he was producing 20 it as well - was doing a project that was 21 something very personal to him. He was reprising 22 his role as his late friend Hunter S. Thompson,</p>
<p style="text-align: right;">4203</p> <p>1 became more important or bigger, and it's been a 2 slow progression, I guess, since then, you know, 3 of doing either tiny bit parts in bigger movies or 4 doing, you know, larger roles in movies that no 5 one would see. And I guess, you know, it still is 6 kind of like that. 7 Q So I'm going to ask you to go from 2002 8 to 2009. 9 If you could, just describe for the 10 jury a little bit what types of parts you had. I 11 think they've indicated they didn't -- you have 12 not been well known here in this courtroom 13 compared to Mr. Depp. So perhaps just take them 14 through a little bit of that. 15 A Yeah, that's fair. 16 I did small roles in big films, like 17 Zombieland and Pineapple Express, and movies that 18 were well known. My first one was Friday Night 19 Lights. But, again, I had small roles in those 20 bigger films. And then I would do larger roles in 21 kind of smaller films, like I brought -- I did a 22 project where I was the lead in a John Carpenter</p>	<p style="text-align: right;">4205</p> <p>1 and it was a very important project to him and 2 that he wanted to meet me in person. 3 I thought I would be going for maybe an 4 audition, but it was just a meeting. I went to 5 his office and met with him for a few hours. 6 Q And what did you talk about during 7 that, those few hours? 8 A We talked about books and music, 9 poetry. We like a lot of the same -- we liked a 10 lot of the same stuff, you know, obscure writers 11 and interesting books and pieces of poetry that I 12 hadn't heard anybody else reference or know or 13 like. And he was very well-read and charismatic, 14 and, you know, I think I left the office with a 15 few books that he gave me. And we spent the whole 16 time just talking about things that we care about, 17 and I was -- I was so surprised that somebody, you 18 know -- I knew who he was. 19 I wasn't familiar, you know, I wasn't a 20 fan of his work. I wasn't familiar with him, but 21 I knew who he was. You know, he's one of the most 22 famous people in the world. So it was already a</p>

<p style="text-align: right;">4206</p> <p>1 weird thing to go and get called into his office 2 and, you know, I'm a no-name actor. I was 22, I 3 think, and I thought it was unusual. It was weird 4 because he's -- he was twice my age, and he's this 5 world-famous actor and here we are getting along 6 about obscure books and we were, you know, old 7 blues. I thought it was remarkable. You know, I 8 just hadn't really -- I thought it was unusual and 9 remarkable. I left there just feeling like, wow. 10 Q So did there come a time that you 11 learned that you were going to be cast for the 12 role in the Rum Diary? 13 A Yes. A few days later, my agent said 14 that "Johnny's going to call you. We gave him 15 your phone number." 16 I was like, "Oh, okay." 17 And shortly after, my phone rings. I 18 pick it up and I hear, you know, this, like, deep 19 voice on the other line, and he said, "You got 20 the -- you know, you're it, kid. You're the 21 dream. Hunter wrote this part, and you're the 22 dream. You're it, kid."</p>	<p style="text-align: right;">4208</p> <p>1 A It was a bit surreal. You know, 2 filming in a place like Puerto Rico, it was 3 beautiful. It takes place in the '50s, so 4 everything really looked beautiful, you know, cars 5 and clothing, the music. It was just -- it was a 6 very colorful shoot in general. 7 I couldn't have asked for, you know, a 8 better scenario. I was on film -- I mean, I was 9 on set reading my books, and occasionally Johnny 10 would talk to me. And then he started to be 11 really kind to me, like, more open with me. When 12 we'd have hot days filming, you know, there'd be 13 this big SUV pull up, and a security guard would 14 kind of usher me into this car and it would have 15 the A/C blasting, and I'd be sitting in the back 16 of the SUV thinking what a strange experience the 17 whole thing was. 18 And, you know, we didn't really have a 19 whole lot of interaction on set until -- until we 20 did a scene that involved kissing. We had a 21 kissing scene, and it didn't feel like a normal -- 22 it didn't feel like a normal scene anymore. It</p>
<p style="text-align: right;">4207</p> <p>1 I was amazed. 2 Q Please describe for the jury what that 3 means. What was the Rum Diary and this Hunter 4 Thompson? What was the concept here? And what 5 role were you playing? 6 A Well, it was my understanding that he 7 was bringing to life a -- his late friend. And 8 what he told me was that this character is 9 supposed to be the dream woman, like the dream, 10 American dream. And so I knew what he meant. He 11 indicated to me, when he told me I got the role, 12 that I was that, you know, he -- I was the dream 13 kid. That's what he said. 14 Q So did there come a time that you 15 started filming the Rum Diary? 16 A Yes. I'm not quite sure how much -- I 17 think we started filming in maybe March of 2009. 18 Q And where did you film the Rum Diary? 19 A We shot it in Puerto Rico. 20 Q Describe if you can the events of the 21 filming and your interactions with Mr. Depp during 22 that time.</p>	<p style="text-align: right;">4209</p> <p>1 felt -- it felt more real. There are certain 2 things that you do in the job to be professional, 3 like when you have to do that sort of scene, and 4 you don't, like -- you don't use your tongue if 5 you can avoid it. There are certain things that 6 you do to just maintain a certain line, and it 7 just felt like those lines were blurred. I mean, 8 he grabbed my face and pulled me into him and 9 really kissed me. But we were filming a scene. 10 Q Did he use his tongue? 11 A Yes. 12 Q Okay. Did your birthday, did you 13 celebrate your birthday while you were in Puerto 14 Rico? 15 A I did. I celebrated, I think, maybe my 16 23rd birthday there. 17 Q And what, if anything, did Mr. Depp do 18 for your birthday? 19 A Well, we were already kind of talking 20 about books and poetry and things like that. He 21 gave me a few very beautiful poetry books, and he 22 gave me a bicycle, like a vintage bicycle, because</p>

<p style="text-align: right;">4210</p> <p>1 at the time I was riding around on a bike. And I 2 had a lot of time off since I was a smaller role 3 in the movie. And, yeah, I think that was it. 4 Q Okay. Now, did there come a time that 5 you ended up visiting him in his trailer? 6 A Yes. I think there was – we would 7 hang out if, you know, after – or in between 8 scenes or in between setups, we often were, you 9 know, talking about things and would continue the 10 conversation into the trailer, often with the 11 director, Bruce Robinson was his name. And then 12 at one point we'd talk about wine. That's another 13 thing that Johnny and I shared in common, a love 14 for wine, red wine. And we were talking about a 15 kind of wine that I enjoyed, and I was, you know, 16 going on about how great this bargain wine was. 17 And I didn't understand, you know, how 18 much more sophisticated Johnny's taste in wine 19 was. So I was going on about the virtues of 20 Malbec or something, and I bought him a bottle of 21 this wine and I set it down. And at some point 22 I'm going back to get back to set, and he kind of</p>	<p style="text-align: right;">4212</p> <p>1 moved on, went back to set. 2 Q And were you in a relationship at that 3 time? 4 A I was. 5 Q Okay. And was Mr. Depp in a 6 relationship at that time? 7 A That was my understanding, yeah. 8 Q Okay. And did anything else of 9 significance happen during that time period while 10 you were filming with Mr. Depp, other than what 11 you've told us? 12 A We just had this, you know, it was a 13 friendship, flirtatious thing. I felt chemistry. 14 I felt this other thing that was – that went 15 beyond the pale of my job for sure. Johnny 16 clearly felt that way about me, had indicated to 17 me that that's how he felt in many different ways. 18 But at the same time, you know, we were both in 19 relationships, and it's a job and, you know, it 20 was intimidating. I just remember feeling kind of 21 intimidated and a little nervous about that, and I 22 also was in a relationship. So we went our</p>
<p style="text-align: right;">4211</p> <p>1 kicked his, like, you know, foot up in the air and 2 basically kind of lifted the back of my bathrobe 3 up and -- 4 Q Okay. Just stop you there. Why were 5 you wearing a bathrobe? 6 A Because I was doing a scene. It was a 7 period film, so it took place in the '50s. And so 8 I had all of this old undergarments that were for 9 that time era on. And the scene involved me 10 changing. So I had all the costume on. And he 11 kind of picked up the back of my robe with his 12 boot, and I kind of turned around and, like, 13 laughed, like, giggled, you know. I didn't 14 feel -- I just didn't -- like, I didn't know what 15 to make of it at the time, and it just kind of --I 16 just kind of giggled and batted away playfully. 17 And he kind of playfully kind of pushed me down on 18 this, like, bed sofa. But that was in his 19 trailer, just playful and flirtatious, and he 20 said, "Yum," and he kind of lifted up his eyebrows 21 like that (indicating). And I just giggled, 22 laughed it off, kind of batted him away, you know,</p>	<p style="text-align: right;">4213</p> <p>1 separate ways, and we didn't hear – I didn't hear 2 from him for a long time. 3 Q So approximately how long were you 4 filming in Puerto Rico for the Rum Diary? 5 A A few months is my best guess. 6 Q All right. And when you left Puerto 7 Rico and the filming, when is the next time that 8 you had any contact from Mr. Depp? And contact 9 could include anything, communications, written 10 communications as well as telephone or otherwise. 11 A We had no contact until Johnny called 12 me on the phone one day and I was driving, and he 13 invited me over to his home in California, in 14 Beverly Hills. And I – I mean, it was out of the 15 blue. I didn't even have his phone number, so it 16 was quite unexpected. He called me a second time, 17 but I – I don't think we actually connected or we 18 didn't stay on the phone because we didn't – 19 well, yeah, we didn't really speak. But the first 20 time was the only time I actually spoke to him, 21 and he invited me over to his house under kind of 22 the – he said that, you know, we could get Bruce,</p>

<p style="text-align: right;">4214</p> <p>1 who was the director, to come over, something 2 about the movie. But it was clearly not about the 3 movie, if you know what I mean. It was -- so I 4 said, "My friends are in town, and I'm busy with 5 that," and kind of hung up feeling really 6 startled, you know. I didn't know what else to 7 do. 8 Q What, if any, gifts did Mr. Depp send 9 you during that time period after you filmed the 10 Rum Diary? 11 A He sent me several gifts. He sent me a 12 beautiful dress, one that I wore in the movie, 13 with a beautiful handwritten note, said "Happy 14 wrapping," and made a reference to the dress being 15 wrapping paper. 16 He sent me a few gorgeous, expensive, 17 what I can only assume are expensive collectible 18 books, items. And then when I was away filming on 19 a different, you know, a different job, he 20 attempted -- well, he did send me some guitars. I 21 know one delivery -- I was informed about one 22 delivery, and my partner at the time intercepted</p>	<p style="text-align: right;">4216</p> <p>1 and if it doesn't have distribution, you, as part 2 of the promotion of that movie, you go to these 3 various places, normally cities like London or New 4 York, and you do press events in those cities to 5 kind of promote the film. And you go place to 6 place, talking about the film. 7 Q And so you were then called to 8 participate in the press tour for the Rum Diary? 9 A Yes. I had just -- I was going -- I 10 had just finished going through the process of a 11 separation from my former partner, and I was 12 moving and going through that. Then I got a phone 13 call saying, "Remember that movie you did in 14 Puerto Rico? Well, they want you for the press 15 tour." 16 And I said, "Well, perfect timing." 17 And we did that, I think, October, late 18 October 2011. 19 Q Okay. So describe for the jury your 20 interactions with Mr. Depp during the press tour. 21 A Well, on the first stop of the -- well, 22 first stop, the beginning of the tour was</p>
<p style="text-align: right;">4215</p> <p>1 the attempt to deliver and called me immediately 2 and said, "What should I do?" 3 And I said, "Send it back." And she 4 did. She indicated that there was -- at the time, 5 that there was another one that had already 6 previously attempted delivery, and it was also 7 rejected. We sent it -- I sent it back because I 8 wasn't there and I wouldn't have accepted it 9 anyway. 10 Q Okay. Did there come a time that you 11 ended up having to go on a press tour for the Rum 12 Diary? 13 A We -- I got a call for the Rum Diary 14 press tour in the fall of 2011. 15 Q So that's close to two, two and a half 16 years after you filmed? 17 A I'm an actress, not a mathematician, 18 for a reason. But roughly, yes. 19 Q Okay. And could you please describe 20 for the jury what a press tour is? Just explain 21 it to them? 22 A You take a movie, once it's completed,</p>	<p style="text-align: right;">4217</p> <p>1 Los Angeles, where we both lived, and we did a 2 press day, normal press day. And then at the end 3 of it, I was invited by Johnny to come up to his 4 room to have a drink with him and the director of 5 the film. And I went up to the room to see both 6 him and Bruce, but as soon as I got there, Johnny 7 said Bruce wasn't going to make it. 8 So I stayed. Johnny and I started 9 talking. I told -- he asked me about my 10 relationship. I said, "Well, you know, I'm going 11 through it -- I'm going through the separation 12 right now, and it's been, you know, a rough couple 13 of months, but that's normal." 14 And he said, "Well, the same with me. 15 You know, it's been" -- I can't remember exactly 16 how long it had been, but that he had split from 17 the mother of his kids and said that he 18 understood. 19 Q All right. And then what happened 20 next? 21 A Then we drank red wine and continued to 22 talk, and the talking became us, you know,</p>

<p style="text-align: right;">4218</p> <p>1 reconnection was almost instant. It was just 2 chemistry, it's hard to explain that, but we sat 3 on the couch and we talked and, you know, it felt 4 like there was -- it felt like there was an 5 electricity to the room. And that's how I felt 6 when I was alone with him anyway. And it was 7 instant again. I was like, "Woah." So on the 8 couch, we talked, finished the wine, and then I 9 got up and left, and as I went to leave, he 10 grabbed both sides of my face, similar to what he 11 did in Puerto Rico when we were filming that 12 scene, and he kissed me and I kissed him back.</p> <p>13 Q And what happened next with respect to 14 any relationship with Mr. Depp?</p> <p>15 A Well, then we fell in love. And we 16 went on this press tour, and we went -- it was -- 17 it was a beautiful and strange time. And we went 18 from -- we were flying from one -- not together, 19 but, you know, going from one city to the next, 20 Europe; New York; Los Angeles, as I said, and 21 we're just traveling around, talking about this 22 movie that we did together that we participated in</p>	<p style="text-align: right;">4220</p> <p>1 what, if anything, took place with any 2 relationship with Mr. Depp?</p> <p>3 A Well, once we were back from the press 4 tour, you know, we had this, you know, whirlwind 5 romance, kind of just, like, in these beautiful 6 places all over. We were falling in love, not 7 able to really show it because he wasn't -- the 8 world didn't know about the split between he and 9 his former partner, and of course, as a woman, I 10 was like, "Is that troubling?" You know.</p> <p>11 And I would ask him, you know, he swore 12 to me that they hadn't even shared a bed for a 13 year, but they were protecting the kids and not 14 publicizing it, you know, or not making it known 15 to the press. And so we had to be a little bit 16 under the radar. Not a little bit. We had to be 17 really under the radar. Because as Johnny pointed 18 out, that the world would blame me and call me a 19 home-wrecker, even though I had nothing to do with 20 it.</p> <p>21 So we were dating, and then, you know, 22 it was beautiful. It was -- I felt like this man</p>
<p style="text-align: right;">4219</p> <p>1 together. And we were falling in love. I mean, 2 it was just, you know, at the first dinner in 3 London, he sat me -- you know, he produced the 4 film and was a part of controlling the film and 5 was responsible for different things and I was, as 6 a small -- as an actor having a small part in it. 7 And we went on this press tour, and I think in 8 London, he sat -- had me sat next to him at a 9 dinner, and then we ended up spending a night 10 together in my hotel room. And for the rest of 11 the press tour, we were -- it was on. I'll put it 12 that way.</p> <p>13 Q All right. And how long, 14 approximately, did the press tour go?</p> <p>15 A I don't know exactly how long it 16 lasted. I think, you know, there were press 17 engagements in this city for a few days and then 18 another city for a few days. And then there was a 19 break, and then there was another press 20 opportunity, I believe. So it was kind of spread 21 out over, maybe, a month, if I'm guessing.</p> <p>22 Q So when you returned to Los Angeles,</p>	<p style="text-align: right;">4221</p> <p>1 knew me and saw me in a way that no one else had. 2 I felt he understood me. I felt he understood 3 where I came from. I felt like -- I felt that, 4 like, when I was around Johnny, I felt like the 5 most beautiful person in the whole world. You 6 know, it made me feel seen, made me feel like a 7 million dollars.</p> <p>8 And that kind of feeling where, you 9 know, just lavish gifts and lavish expressions of 10 love and how he had never met a woman like me. 11 And, I mean, I remember he took the foil off of 12 this bottle and put it on my ring finger. And I 13 had only been with him, like, days, you know, or 14 maybe it was weeks at the time. You know, it was 15 probably about a few weeks, but it just felt very 16 intense.</p> <p>17 But we weren't doing normal life stuff. 18 We weren't, like, stuck in traffic with each 19 other. We weren't going to the grocery store and 20 doing life. We were, like, hiding in these places 21 around the world. He had a lot of -- he had so 22 many homes. And so we'd be in one of those homes</p>

<p style="text-align: right;">4222</p> <p>1 or my home at the time. And it was like a bubble. 2 Like a – we were in this little bubble of 3 secrecy, and it felt like a warm glow, as we would 4 say, just music and the kind of books that we both 5 loved and poetry that we both knew by heart. And 6 it was – it felt like – it felt like a dream. 7 It felt like absolute magic. 8 Q So while you're dating -- I take it 9 you're dating at this point, right? 10 A Yeah, sorry. 11 Q Falling in love, you're also dating, 12 right? 13 A Yes. 14 Q Did there come a time early on that you 15 ended up going to his Bahamas island? 16 A Yes. So shortly after, you know, I 17 think we started dating October of 2011, and so, 18 you know, as I mentioned this bubble, you know, 19 where he'd come over to my house and not leave 20 for, like, three or four days, you know, just, you 21 know, smoking cigarettes and playing music and 22 reading poetry to me or painting me, you know,</p>	<p style="text-align: right;">4224</p> <p>1 really loved tea. And we had this beautiful, I 2 don't know, less than a week, probably, trip in 3 the Bahamas, a private island, beautiful, sandy 4 beaches. It's a scene that you just don't – I 5 had never experienced anything like that. It was 6 a beautiful place, a beautiful time. And we 7 fell – I fell head over heels in love with this 8 man. 9 Q So after the Bahamas, I assume you came 10 back. Are we talking, now, early 2012? 11 A Yes, that's correct. 12 Q Okay. So what were you doing workwise 13 while you were dating him in this early stage? 14 A What I always do. I would be taking 15 job to job to job, going from one movie to the 16 next, mostly not filming in LA. So weirdly, you 17 live in LA to go shoot on location in other 18 places. 19 So when I was in town, we would go back 20 to this bubble, like, into a bubble with 21 beautiful, blaringly loud music, and no one else 22 and nothing else. And then, you know, I'd go off</p>
<p style="text-align: right;">4223</p> <p>1 just talking, and then he'd disappear. 2 And there would just be no way to get 3 ahold of him, no way to contact him. At first I 4 didn't really think anything about it. But he 5 disappeared at one point and then came back and 6 said he was dealing with something, some health 7 issue, and would I join him in the Bahamas. And 8 that – I think that's when I learned he had an 9 island, and I was on a trip with a friend of mine 10 in Spain, and I – it was for the holidays, and I 11 kind of rerouted my trip so I could come and land 12 in LA instead – I mean landing in Miami instead 13 of LA so I could go and meet him on the island. 14 And he had Keenan come and meet me on 15 that trip, like, in Miami; I get off one plane, 16 get onto another, and go and join him on his 17 private island. And I noticed he was drinking 18 Beck's and tea, like, lots of tea. Like, lots of 19 tea. 20 And I didn't foolishly think anything 21 of it. I just, you know, thought the man really 22 seriously – I missed it before, but really,</p>	<p style="text-align: right;">4225</p> <p>1 to work, and so would he. Well, eventually, yeah, 2 he left to shoot Lone Ranger, I believe. 3 Q Now, we heard a little bit about 4 Lone Ranger, and that's about mid 2012, is that 5 right, when he was shooting that? 6 A That sounds right. Mid 2012, yeah. 7 Q And were you shooting anything at that 8 time? 9 A I was shooting... 10 Q Machete Kills? 11 A I believe I was shooting Machete Kills 12 in Austin. I had a small part in a Robert 13 Rodriguez film that shot in Austin. I think 14 Johnny was shooting and then having some time off, 15 and there was just a lot of travel, a lot of 16 movement, so... 17 Q Okay. And so what, if any, visiting 18 did you do with Johnny while he was on his set for 19 Lone Ranger? And where was he? 20 A Well, he was filming all over the 21 Southwest, and at some point, I came to visit him 22 and on one of his locations. And I would stay in</p>

4226	<p>1 the house because I couldn't really, you know, 2 occasionally I would leave with his security 3 guards, but I didn't really have anything to do 4 but visit him for a few days. So I'd cook and 5 kind of stay at home and paint or whatever and 6 wait for him to come home and have dinner ready, 7 and it was -- we would have these little bubbles, 8 but kind of scattered throughout the Southwest as 9 he was filming. 10 And at the time, Johnny had, you know, 11 when I first arrived at one of these locations, it 12 was the first time that Johnny told me that he had 13 had a health issue, something with his liver, and 14 that he wasn't -- that's why he was not drinking. 15 He was drinking a lot of tea, like, a lot of tea. 16 Q And so we've heard a little testimony 17 about boots. What, if anything, did you do to 18 help Johnny with his boots? 19 A Well, I mean, I suppose that I took off 20 his boots, and it made an impression on him and I 21 was happy to. You know, anything I could do to 22 show love, certainly how I felt about him. But if</p>	4228	<p>1 collection, and was quite proud of it. And at 2 some point, I don't really remember exactly when 3 it was, but at some point, I picked up what I 4 thought was a really beautiful turquoise-handled 5 knife, and I had it engraved with a saying that 6 Johnny would say to me all the time, which I -- 7 you know, thought was romantic, as funny as that 8 is to say now. 9 Q And what was the expression, the 10 saying? 11 A "Until death," "hasta la muerte," in 12 Spanish. 13 Q Okay. Now, by the time you're visiting 14 Mr. Depp during his shooting of Lone Ranger in the 15 June through August 2012 time frame, what, if any, 16 relationship has he developed with your family? 17 A Oh, well, starting way early on, Johnny 18 was so kind, so generous to my family, but 19 especially -- especially my mom and dad. He just 20 really -- he met my dad, and my dad's a big 21 personality; he's a rowdy guy. And Johnny just 22 all of a sudden, I had never noticed, you know,</p>
4227	<p>1 he wanted to take off his own boots, he certainly 2 could. 3 Q Did you buy Mr. Depp any knives during 4 that time period? 5 MS. VASQUEZ: Objection. Leading. 6 THE COURT: Sustained. 7 Q What, if anything, did you do with 8 respect to knives during the time you were with 9 him in the Lone Ranger? 10 MS. VASQUEZ: Objection. Leading. 11 MS. BREDEHOFT: What, if anything. 12 THE COURT: Overruled. 13 A Johnny had a thing for turquoise, and 14 that eventually, you know, being in the Southwest 15 it happens really -- it can happen really quickly. 16 I also, too, really love turquoise. And he has 17 a -- he loved knives. He loves a lot of things. 18 When Johnny loves things, he does it a lot, lots 19 of it. So he had these daggers that he had given 20 me. Really, they were beautiful in design, and 21 they're, you know, long, curved, daggers, and he 22 just talks a lot about knives, had a knife and gun</p>	4229	<p>1 Johnny have a Southern -- all of a sudden Johnny 2 had this Southern accent. It was really like 3 buddy-buddies with him, and they really seemed to 4 get along very well. You know, just, like, 5 instantly he was giving my dad gifts; he gave him 6 guns. He gave him knives. They had this -- I 7 mean, Johnny just really just showered my dad. 8 And my dad's a working man, you know, 9 salt of the earth guy, and he was just, like, 10 floored. He's getting all these amazing gifts and 11 being invited to come onto these locations, and, 12 you know, Johnny's this big movie star and my dad 13 was just like, you know, I think my dad would have 14 married him himself if I hadn't. 15 And he just instantly -- he gave my mom 16 jewelry. He brought her out to come and see me 17 while I was visiting Johnny on Lone Ranger in some 18 part of the Southwest; I think it was Colorado. 19 He gave her this beautiful turquoise necklace, 20 and, I mean, yeah, they were -- they were 21 definitely taken by him. 22 Q And what, if any, relationship had</p>

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1 Mr. Depp forged with Whitney by this time, your
2 sister?
3 A I believe the relationship came a
4 little bit later as they got to know each other.
5 But he did the same thing with my sister and just
6 really found a bond with them that, you know,
7 was -- it was -- you know, he tried to do anything
8 and everything he could for -- to make them feel,
9 like, special. And they did, you know, my mom, my
10 dad, and my sister.
11 Q And what, if any, relationships did
12 Mr. Depp form with your friends?
13 A Johnny's so generous and can be this
14 really, like, overly generous, almost, you know,
15 like, showering you with gifts and compliments and
16 just, I mean, like, you know, and he has access
17 and means to really, you know, we're not talking
18 about give you a card. We're, like, talking about
19 just these, like, extravagant trips or these
20 extravagant gestures. And it's a lot. He did
21 that with my close friends. I relied heavily on
22 my friends and had a pretty strong support network

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1 with them. And he really just showered, showered
2 them with generosity and love and, like, invited
3 them to come to these exotic places and flew
4 people here and there. I mean, he was incredibly,
5 incredibly generous.
6 Q So going back to the filming of the
7 Lone Ranger what, if anything, did Mr. Depp do
8 with respect to a horse?
9 MS. VASQUEZ: Objection. Leading.
10 MS. BREDEHOFT: What, if anything.
11 THE COURT: Overruled.
12 MS. VASQUEZ: Okay.
13 A Johnny, at one point, insisted on
14 buying me a horse, and I, of course, said, "That's
15 extravagant. There's no way I could accept that."
16 That's -- also, "How will I take care of that
17 horse?" You know, just so extravagant. So I said
18 no, of course. Eventually he got ahold of my dad
19 and worked it out with my dad what kind of horse
20 to buy and then showed me a picture of this horse
21 and said, "It's yours. It's coming here." I
22 think it was being transported, and he said, you

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1 know, that he had my dad's help on it. You know,
2 I grew up on my dad's horses. I grew up riding
3 with my dad. So, you know, I went -- I had
4 resisted for, I think, about a month and a half or
5 something of him kind of bringing up the idea and
6 me saying, "That's a crazy gift. No, thank you.
7 No. That's incredibly generous, but I couldn't
8 accept," to all of a sudden I had a colt.
9 Q So let's take you through 2012 and your
10 relationship. Could you just describe for the
11 jury a little bit about how that relationship
12 evolved through 2012?
13 A It was always intense. It didn't
14 become intense; it almost started that way. I --
15 when I was with him, you know, I -- I felt that
16 electricity in my body. I felt, like, butterflies
17 couldn't -- you know, I couldn't see straight,
18 practically. I was just, you know, head over
19 heels in love. And he felt like that to me. He
20 felt like he was also in love. I didn't feel like
21 he was faking it. I felt like what we had -- it
22 felt like, to me, at the time, there wasn't any

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1 love like that, you know? I mean -- and then he
2 would -- he started to kind of do this thing,
3 again, where he'd disappear and he'd come back.
4 And I remember at first he would -- when he first
5 started drinking, I didn't really think much of
6 it. But all of a sudden, the behavior kind of
7 started to go in line with the disappearing, and
8 he'd come back and he would just be different.
9 And I would say something, and he'd
10 accuse me of saying something else or saying it in
11 a different way. Or he would -- it was mostly my
12 clothing at the time and me working, that was the
13 main thing. Like, I found myself trying to not
14 talk about auditions because it was -- it would
15 change the mood so dramatically. I tried to --
16 you know, he would make these comments about, you
17 know, whoring myself out, but do so in the context
18 of me acting, you know, and he would talk about
19 other actresses who do my role in this way where
20 they were worthless whores, and that they were,
21 you know, fame-hungry, you know, expletive,
22 expletive, you know, just the point is it felt

<p style="text-align: right;">4234</p> <p>1 really dirty to be an actor, never mind that he 2 was one. It was more it was dirty that I wanted 3 to do this job that I wanted to do and I was doing 4 the job of an actress. It was everything I – 5 every time I was walking out of the house, he 6 would ask me, "That's really what you're wearing, 7 kid? Oh, I see." 8 You know, I wore a dress to an event 9 once, and I felt – I felt beautiful in it. 10 Stupid as that sounds, I felt pretty in this dress 11 I picked out, and I showed him because I – you 12 know, it's a carpet, red carpet, so it's like, you 13 know, publicized, and I kind of thought it was 14 weird he didn't – wasn't saying anything about 15 it. You know, I left him to go do this red 16 carpet, and I was like, "Did you see the, you 17 know, the event I went to, you know?" Basically, 18 I felt pretty, and I thought, like, "Did you see 19 that?" You know, I wanted him to say something 20 about that, I guess. 21 And he said, "Well" – this is after he 22 stopped talking to me for some time, didn't tell</p>	<p style="text-align: right;">4236</p> <p>1 like, "How could I have made that choice? Of 2 course, you know, he's right." You know, you 3 start to believe it. I started to believe that 4 that made a lot of sense, of course. 5 But it didn't stop with that. It was 6 just – it was clothing in general. When I walked 7 out of the house, it was never – it wasn't just 8 like, "Hey, you're not allowed to wear that." It 9 was like, "Oh, really? That's what you're 10 wearing. No wonder. No wonder you get cast in 11 those roles. No wonder you – that's what you 12 are. That's what you're making it." And it 13 just – you know, it continued. 14 And then, there would be a blowup. And 15 at first it was just throw something, smash some 16 things. He loved to smash up a place, an 17 apartment, furniture. That's what it started 18 with, glass, threw a glass at me in I remember it 19 was summer. And he just threw this glass across 20 the kitchen. It didn't hit me, but it shattered 21 behind me, and I remember thinking that it, like, 22 very easily could have hit me. And that, calling</p>
<p style="text-align: right;">4235</p> <p>1 me why. When he came back in my life, he wouldn't 2 explain why he was acting different. He just kind 3 of acted mad at me; I didn't know what I had done 4 wrong. And when I brought up the dress and the 5 event, because it was an event to support a 6 charity I was really involved with at the time, 7 and I said, "You know, did you see that thing." 8 And he said, "Yeah, yeah. I think the 9 whole world saw that, kid. That's how they'll 10 remember you. That's how the world will remember 11 you." 12 I was, like, "Oh, come on, I mean it's 13 like what -- you know, I felt good in it. I felt 14 good." 15 And he said, "Yeah, kid. That's what 16 you're putting out there in the world. No one 17 will ever forget that, and that's all they'll see 18 you as, and that's what you wanted. That's what 19 you're going for." 20 You know, my dress was low cut; I get 21 it, low cut. But I felt, you know, I felt really 22 embarrassed and horrible that I wore that. I felt</p>	<p style="text-align: right;">4237</p> <p>1 me a whore. It didn't start with using the whore 2 word. It was just comments until it would 3 escalate, and then I started to notice the pattern 4 of escalation where'd throw a glass or turn over a 5 table. Then he would hit the wall really close to 6 my head, you know, like when I'm standing there, 7 you know, he'll just hit the wall, screaming at 8 me. 9 But then he would disappear and get 10 clean and sober, and he'd come back and tell me 11 that he had – he was done drinking; he was over 12 it. He was done, cleaned himself up. He had done 13 it before, and he'd do it again. And then he 14 would go back to this, like, wonderful, like, 15 almost like just unreal, like, but real, you know, 16 but unbelievably nice, sensitive, kind, warm, 17 generous, interesting, funny man that I loved. 18 And he would make me feel so loved, 19 like it would get – I would feel so distant from 20 that thing that it was so scary that I would not 21 even recognize it. And that was how, you know, 22 our relationship started to develop in that year.</p>

<p style="text-align: right;">4238</p> <p>1 Q Do you remember the first time that he 2 physically hit you? 3 A Yes. 4 Q Please tell the jury about it. 5 A It was so -- it's seemingly so stupid, 6 so, like, insignificant. I will never forget it. 7 It changed -- it changed my life. I was sitting 8 on the couch, and we were talking. We were having 9 a, like, a normal conversation, you know, just 10 there was no fighting, no argument, nothing, and 11 he was drinking. And I didn't realize at the 12 time, but I think he was using cocaine because 13 there was, like, there was a jar, a jar of 14 cocaine, out on the table. I realize that sounds 15 weird, but it was, like, an actual vintage jar of 16 it. But I didn't see him use at the time, so I 17 didn't really factor that in. 18 I just, you know, he's drinking and 19 we're talking and there's music playing and he's 20 smoking cigarettes, and we're sitting next to each 21 other on the couch. And I asked him about the 22 tattoo he has on his arm. And to me it just</p>	<p style="text-align: right;">4240</p> <p>1 didn't know what to do. You would think you would 2 have a response, but I, as a woman, had never been 3 hit like that. I'm an adult and I'm sitting next 4 to the man I love, and he slapped me for no 5 reason, it seemed like, and I missed the point. 6 It was that stupid. 7 Second slap, I know he's not kidding, 8 but I don't know what else to say or do, so I just 9 stared at him. I didn't saying anything. I 10 didn't react. I didn't move or freak out or 11 defend myself or say, "What are you doing? You're 12 crazy." I just stared at him because I didn't 13 know what else to do. And he slaps me one more 14 time, hard. 15 I lose my balance. At this point, 16 we're sitting next to each other on the edge of 17 the couch -- or I was on the edge of the couch, 18 and I'm all of a sudden realizing that the worst 19 thing has just happened to me that could possibly 20 happen to you. I realize that -- I wish so much 21 he had said he was joking. Because it didn't 22 hurt, didn't physically hurt me. I was just</p>
<p style="text-align: right;">4239</p> <p>1 looked like black marks. Like, I didn't know what 2 it said. It just looked like muddled, faded 3 tattoo that was hard to read. And I said, "What 4 does it say?" 5 And he said, "It says 'wino,'" and I 6 didn't -- I didn't see that. I thought he was 7 joking because it didn't look like it said that at 8 all, and I laughed. It was that simple. I just 9 laughed because I thought he was joking. And he 10 slapped me across the face. And I laughed. I 11 laughed because I -- I didn't know what else to 12 do. I thought, "This must be a joke. This must 13 be a joke." Because I didn't know what was going 14 on. I just stared at him, kind of laughing still, 15 thinking that he was going to start laughing too 16 to tell me it was a joke. But he didn't. 17 He said, "You think it's so funny? You 18 think it's funny, bitch? You think you're a funny 19 bitch," and he slapped me again. 20 Like, it was clear it wasn't a joke 21 anymore. And I stopped laughing, but I didn't 22 know what else to do. You know, you -- I -- I</p>	<p style="text-align: right;">4241</p> <p>1 sitting there on the -- on this carpet, looking at 2 this dirty carpet, wondering how I wound up on 3 this carpet and why I was never -- why I never 4 noticed that the carpet was filthy before. And I 5 just didn't know what else to do. I didn't know 6 what to say. I didn't know how to react. I just 7 sat there thinking, "How much time do I have till 8 I figure out what I need to do because, God, did 9 he just hit me?" 10 No, I didn't want to leave him. I 11 didn't want this to be the reality. I didn't want 12 to have the man I was in love with -- I know you 13 don't come back from that. You know, I'm not 14 dumb. I mean, you can't hit a woman. You can't 15 hit a man. You can't hit anyone. You can't just 16 hit somebody because they -- I knew there was 17 no -- I knew it was wrong, and I knew that I had 18 to leave him. And that's what broke my heart 19 because I didn't want to leave him. I thought if 20 I could get out of that room, I would leave the 21 best thing that happened to me. 22 And I wish I could sit here and say, "I</p>

<p style="text-align: right;">4242</p> <p>1 stood up and I walked out of that house and I drew 2 a line and I stood up for myself," but I was just 3 looking at the dirty carpet, trying to will myself 4 to get up, to walk out of the door because I knew 5 I needed to, and I – really slowly, I stood up, 6 and I remember looking at him in the eye and just 7 looking at him, frankly, because I didn't know 8 what else to do. 9 And before I know it, he starts crying. 10 And, you know, like, I had never seen an adult man 11 cry. I didn't really see my dad cry at my 12 grandma's funeral, you know. It's weird. And 13 he's crying, tears, I mean, just falling out of 14 his eyes. He gets down on his knees, and he grabs 15 my hands and he's touching my hands and he's 16 saying to me, "I'll never do that again. I'm so 17 sorry, baby. I put the fucker away. I thought I 18 killed it, and it's done. I thought I put the 19 monster away, and I've done it before. It's 20 done." 21 But on his knees. And I – I didn't 22 have words. I didn't know what to say. I just</p>	<p style="text-align: right;">4244</p> <p>1 did when I got home. I don't remember. 2 I went to my therapist. I told her – 3 MS. VASQUEZ: Objection. Hearsay. 4 THE COURT: I'll sustain as to what she 5 may have told her. 6 MS. BREDEHOFT: Okay. 7 A I went home and I, a few days later, I 8 started getting – I actually don't know how many 9 days later, but I start getting calls and texts 10 from Johnny, you know, apologizing profusely. I 11 mean, just, you know, he was just – he said, "I'd 12 rather cut my hand off than to ever lay it on you 13 or lay it upon you." You know, and he had that 14 way of talking, it felt like poetry. And he 15 showed up to talk, like, with the understanding 16 that, you know, he understood I could never 17 forgive him and it was done. So I felt kind of 18 safe in saying, "Okay. Let's have a talk, or 19 yeah, we'll talk." I think I – I know I just 20 wanted to see him. 21 And he comes over, brings me gifts. He 22 brought me a couple cases, actually, of that Vega</p>
<p style="text-align: right;">4243</p> <p>1 remember thinking that it was just he was crying. 2 He seemed so sorry, but I knew I couldn't forgive 3 him, right, because that means it will happen 4 again, no? You know, like, I've seen the health 5 class videos like everyone else. 6 And I got up in my car. I walked to 7 the car. I didn't say anything. I made a point 8 to not say, "Oh, it's okay," or anything like 9 that. I just didn't say anything. I got up. I 10 went to the car. I sat in my car, and I felt like 11 I sat there forever. I didn't want to turn the 12 key. I just leaned my head up against the window, 13 and I remember just seeing my breath on the 14 windshield, you know, on the glass of the window 15 of the door, just seeing my breath and trying to 16 will myself to have the strength to know what I 17 should do in this moment because I was 18 heartbroken. 19 And I sat there for a long time, and I 20 eventually turned the key and drove home. 21 Q And what did you do after that? 22 A I don't know. I don't remember what I</p>	<p style="text-align: right;">4245</p> <p>1 Sicilia wine that we've heard about, which is a 2 really nice, expensive wine that I could never, at 3 that time, dream of affording, you know. 4 And we talk and he tells me that he had 5 put this thing away, that I could trust him, that 6 it would never happen again. Of course, it would 7 never happen again, that he had put this thing 8 away. He killed the fucker is what he said to me 9 over and over again. "I put that fucker away. I 10 killed that monster. I'll kill it again. It's 11 done. I'll never lay a hand on you again." And I 12 wanted to believe him, so I chose to. 13 Q Chose to stay in the relationship? 14 A Yeah, I did. I – I believed it. But, 15 you know, I believed it wouldn't – I believed 16 that there was a line he wouldn't cross again, and 17 that was it. 18 Q And so you stayed, correct? You stayed 19 in the relationship? 20 A Yes. 21 Q Okay. So -- 22 MS. BREDEHOFT: Is this a good time?</p>

<p style="text-align: right;">4246</p> <p>1 THE COURT: No. Keep going a little 2 longer, please. 3 MS. BREDEHOFT: Okay. 4 THE COURT: Thank you. 5 Q So could you please describe for the 6 jury the evolution of your relationship after that 7 time with Johnny? 8 A I don't -- I don't know how long it was 9 until things got bad again. He did start drinking 10 again. I remember the -- it was almost -- you 11 know, he started drinking again, the disappearance 12 thing, the coming back. He would come back, like, 13 in the middle of the night to my house, and it 14 would be unclear to me, you know, drunk, often 15 really drunk and kind of accusing me, but not 16 directly. Nothing was very direct; it was a lot 17 of accusations, but they were veiled. You know, 18 what I was wearing, who I was with, why didn't I 19 text him back if I didn't text him back right 20 away. This is when I was at my place in Orange. 21 Sometimes he would show up to catch me, 22 as if that was a pretext for coming over. And by</p>	<p style="text-align: right;">4248</p> <p>1 shove me down, and then I'd get back up. And this 2 happened several times; that's why it's not more 3 specific, I suppose. When I'd get back up, I'd 4 look him in the eye. I made a point of getting up 5 and looking him in the eye. That's my way of 6 defending myself at that time. And I'd look at 7 him, and he would ask me if I wanted to go again 8 and shove me back down. Eventually he just hit 9 me. 10 I remember he hit me in the face when I 11 denied having an affair with my ex-wife, my 12 ex-partner at the time. And he said he had proof. 13 I denied it. I was walking out of the bedroom. 14 He slapped me across the face. I turned to look 15 at him, and I said, "Johnny you hit me. You just 16 hit me." 17 Q I'm going to ask you -- 18 MS. BREDEHOFT: Michelle, can you bring 19 up 1783, please. 20 THE COURT: What number again, please? 21 MS. BREDEHOFT: I'm sorry? 22 THE COURT: What number?</p>
<p style="text-align: right;">4247</p> <p>1 the time we were done talking, we'd be -- I would 2 have thought I'd convinced him that I loved him, 3 that I only loved him, there was no one else, and 4 then that we were back in an upswing and it would 5 go back to good, loving, like, sick romantic love, 6 like, kind, sweet, velvety love. 7 And then it would be something I said. 8 "Why did you say it that way?" You know, if I had 9 to leave for an audition, I could guarantee that 10 when I -- couldn't guarantee, but two of those in 11 a row, and when I came back, he was angry at me, 12 you know. And I wouldn't necessarily know why. 13 And he started accusing me of things. At first it 14 was indirect, and then it became really direct. 15 And then the punching of the walls next to my 16 head, which is a constant at the -- at that time 17 in 2012 when he was drinking. 18 Eventually, that became, you know, him 19 accusing me of cheating. I'd defend myself. I'd 20 say, you know, "That's crazy. You're wrong. I 21 would never," the normal things. And they would 22 escalate to the point where he would push me or</p>	<p style="text-align: right;">4249</p> <p>1 MS. BREDEHOFT: Defendant's 1783. 2 THE COURT: 1783, thank you. 3 Q Do you recognize this picture? 4 A Yes, I do. 5 Q And could you tell us what it is? 6 A It's a picture of my face with a note 7 that Johnny left for me by the coffee, typically 8 is where we'd leave notes like that. 9 Q And does this accurately depict the 10 scene portrayed? 11 A It was one of those scenes I -- as 12 embarrassing as it sounds now, I don't know what 13 scene this came from. There was a lot. It 14 escalated quickly, fast, and it became -- 15 Q Amber, let me ask it a different way. 16 A Thank you. 17 Q Is this a picture of you -- is it an 18 accurate picture of you? 19 A Yes. 20 MS. BREDEHOFT: Your Honor, I'm going 21 to move the admission of 1783. 22 MS. VASQUEZ: Your Honor, we have an</p>

4250	<p>1 objection. May we approach? 2 THE COURT: Okay. Sure. 3 (Sidebar.) 4 MS. VASQUEZ: Your Honor, this is a 5 photograph that was produced after the close of 6 discovery. 7 THE COURT: Okay. 8 MS. VASQUEZ: We object on that basis. 9 And, yeah. 10 MS. BREDEHOFT: This is one of the 11 pictures that Craig Young identified, gave it to 12 both of us at the same time. There are a number 13 of pictures that both sides got when he went 14 through the different time periods -- 15 THE COURT: Right. 16 MS. BREDEHOFT: -- and produced the 17 pictures. And that's where that came from. We 18 both got them at the same time. There's no 19 prejudice. 20 MS. VASQUEZ: The prejudice is, Your 21 Honor, that these came from devices that were in 22 Ms. Heard's possession, custody, and control.</p>	4252	<p>1 A So in 2012, the violence was pretty, 2 you know, relative to what it became, pretty, you 3 know, a slapping, a backhanding. Well, it went 4 from this eggshell kind of you're walking on 5 eggshells, nothing you're doing is kind of right, 6 but you don't know what you're doing wrong. And 7 then I was doing something wrong clearly, but they 8 were -- it was unclear within the scope of an 9 argument what I was defending myself against. So 10 it would shift from a rumor he had heard that I 11 was with my -- a friend or I had been photographed 12 standing too close to a male person. That was a 13 person that I have a -- I had had something with 14 and I was lying to him about. And it would be 15 eggshells, accusations, accusations, and then he 16 would explode. It started with throwing things, 17 destroying of property, and screaming at me. 18 I remember the screaming at me was the 19 worst because I kind of always felt like I had 20 done -- you know, I had to defend myself. I had 21 to tell him so he didn't think these things were 22 true, and sometimes, you know, he would shift</p>
4251	<p>1 They represented to Court several times, when you 2 granted our motion to image Ms. Heard's devices, 3 that the devices had previously been imaged. Why 4 this photograph and a number of others weren't 5 produced is a problem before the close of 6 discovery. 7 MS. BREDEHOFT: There were hundreds of 8 thousands of pictures, Your Honor. 9 THE COURT: Right. But if you wanted 10 to use it in trial, it should have been provided 11 in discovery. That's why we have discovery cutoff 12 dates. 13 MS. BREDEHOFT: We didn't discover it 14 until then. 15 THE COURT: Then I'll sustain the 16 objection. 17 MS. BREDEHOFT: Okay. Thank you. 18 (Open court.) 19 BY MS. BREDEHOFT: 20 Q Will you please describe for the jury 21 some of the cycles you had with Mr. Depp through 22 2012?</p>	4253	<p>1 accusations. While I'm trying to dispel one 2 accusation, he'd start another one, and nothing I 3 could do to calm him down, it seemed like I'd walk 4 away, and that would make it worse. I remember in 5 my apartment in Orange, he would grab me by the 6 hair, or he'd grab me by the arm, face, pull me 7 into him, scream at me that way. He'd smash 8 things around me that he could smash, things very 9 close to me, and then he would just hit me. 10 And it started with slapping, and it 11 got to be, like, repetitive slaps where he'd hold 12 me in a position and slap me multiple times in a 13 row. Then it would be, you know, eventually I 14 later would even push him off of me, or I'd try to 15 hit his hands away from me. Not in 2012 so much, 16 at that time, I was mostly -- my defense was -- 17 I'd go some other place. Like, I don't know how 18 to describe that. It was I'd focus on something 19 else, I'd stand up, look at him, try to stand up 20 to him that way. 21 Later I adopted other kind of 22 strategies to deal with it. But in 2012, it was</p>

4254	<p>1 he would have this blowout, and then he would 2 leave, disappear, and he would -- I'd be committed 3 to not talking to him; I'm done with this 4 relationship. I can't take it anymore. I said 5 that so many times. And then he'd come back, 6 clean and sober, telling me he had a chip. He 7 didn't have any chips, but he would say, "I've 8 gone to meetings. I have a sober companion now. 9 I'm doing this program. I'm reading this. I'm 10 doing this," and he was done with drugs and 11 alcohol for good this time. 12 And he'd come back in my life, and with 13 the combination of him being sober and having gone 14 through this horrible thing where I felt like my 15 heart ripped out of my chest, you know, like a 16 relationship ending is hard, I think, for anyone, 17 but ending under that circumstance is really 18 painful. And so when he'd come back, it would 19 almost feel like a solve, a solution to that. And 20 it would feel great, and we would be good again 21 and it would be -- he'd be extra nice and extra 22 apologetic and extra loving, and we would be back</p>	4256	<p>1 THE COURT: As long as she doesn't say 2 what she said. 3 MS. BREDEHOFT: Right. Right. 4 THE COURT: All right. I'll allow her 5 to answer. 6 Q Did you tell anyone? 7 A Yes, I did. 8 Q Who did you tell? 9 A I told my therapist. I told -- I 10 eventually told my mom. 11 Q And let's go ahead and take a look at 12 Defendant's Exhibit 150. 13 THE COURT: I'm sorry, 150? 14 MS. BREDEHOFT: 150, 1-5-0. 15 THE COURT: Okay. Thank you. 16 MS. VASQUEZ: Your Honor, I'm going to 17 object on hearsay. 18 THE COURT: All right. Do you want to 19 approach? 20 MS. VASQUEZ: Yeah. 21 (Sidebar.) 22 THE COURT: Michelle, I'm sorry. Could</p>
4255	<p>1 in the good bubble, the warm glow. 2 And eventually he'd get bored, and then 3 I'd see him drinking again. When I started to get 4 upset, noticing the pattern of the violence going 5 with the drinking and drugs, then he started 6 sneaking it. So it became less clear, and I'd 7 have to look for clues as to what he was on. So I 8 just knew how to react, you know? Johnny on speed 9 is very different from Johnny on opiates. Johnny 10 on opiates, very different from Adderall and 11 cocaine Johnny, which is very different from 12 quaaludes Johnny, but I had to get good at paying 13 attention to the different versions of him. 14 2012, I was in the beginning stages of 15 this, just learning these patterns. I was just 16 learning that drinking kind of correlated with the 17 violence. 18 Q And did you confide in anyone about 19 these issues you were having? 20 MS. VASQUEZ: Objection. Hearsay. 21 MS. BREDEHOFT: I think she can say if 22 she told anybody.</p>	4257	<p>1 you make it a little bigger, just so I can see it? 2 I'm sorry. I apologize. All right. Thank you. 3 All right. So you're wanting to get 4 this entire -- 5 MS. BREDEHOFT: Your Honor, this is the 6 reason that we submitted a brief this morning. 7 Because we think that there are a number of 8 hearsay exceptions for these communications. One 9 of the most significant ones -- 10 THE COURT: Hold on. Wait until she 11 comes back. 12 MS. BREDEHOFT: That's fair. 13 THE COURT: Okay. Well, got to go 14 through line by line. Which one do you think? 15 Okay. So who is this text between? Let's get 16 that straight. 17 MS. BREDEHOFT: This is a text between 18 she and her mother. Her mother's now deceased. 19 THE COURT: Okay. So she and her 20 mother, okay. 21 MS. BREDEHOFT: I think the most 22 significant one that we want to get is the blue</p>

4258	1 one. 2 THE COURT: The blue was Amber. "I 3 don't know what to do. He's texting saying he 4 wants to talk today. I haven't answered the text 5 back." Okay. So what issue -- that's clearly 6 hearsay. What's your exception to hearsay? 7 MS. BREDEHOFT: Exception is present 8 sense impression, first of all, because under the 9 rules -- and that's why we filed the bulletin on 10 that. 11 THE COURT: Okay. Go ahead. 12 MS. BREDEHOFT: Because it's stating 13 what she -- what is going on, what she's expecting 14 at that time. 15 We also think that it's a sort of state 16 of mind and present physical condition exception. 17 THE COURT: Okay. 18 MS. BREDEHOFT: And then the other 19 thing that I -- we wanted to bring to Your Honor's 20 attention is that we believe that these are prior 21 consistent statement. 22 THE COURT: Well, she hasn't been	4260	1 haven't answered back." That's not a present 2 sense impression. 3 MS. BREDEHOFT: And then the last one 4 is the state of mind and present physical 5 conditions exception. And that's for the current 6 state of mind, emotions, sensations or physical 7 conditions such as enhanced motor design, mental 8 feeling, pain, and bodily harm. 9 THE COURT: Go ahead. I know it was a 10 new state of mind. 11 MS. VASQUEZ: Your Honor, it's not a 12 state of mind. This is a text saying -- we don't 13 know when she said that in relation to whatever -- 14 THE COURT: What she's talking about. 15 MS. VASQUEZ: -- what she's talking 16 about. That's not a proper way to bring in 17 hearsay. 18 THE COURT: Okay. All right. I'll 19 sustain the objection. Okay. Thank you. 20 MS. BREDEHOFT: Your Honor, I will be 21 continuing to try with some of the others. 22 THE COURT: You can keep continuing,
4259	1 impeached yet, so you can't do prior consistent 2 statement. That's an easy one. 3 MS. BREDEHOFT: And I understand. I 4 only -- 5 THE COURT: That's only on redirect. 6 You can do that on redirect. 7 MS. BREDEHOFT: I understand Your 8 Honor's ruling on that, although I think that they 9 have already done so during their opening 10 statement. 11 THE COURT: No. 12 MS. BREDEHOFT: But taking that one 13 aside, in the cases, Your Honor, in present sense 14 impression, this is something that she's stating 15 at the time and -- 16 THE COURT: Right. I've read your 17 brief. I understand that. But the thing with 18 present sense impression is it's present sense 19 impression, not past sense impression. So present 20 sense impression has to be something that she's 21 involved with at the time. Can't be a past "He 22 called me and texted me, wants to talk today. I	4261	1 but present sense impression is present sense 2 impression, so... 3 MS. BREDEHOFT: I mean, she's saying, 4 "I don't know what to do." 5 THE COURT: That's hearsay, clearly 6 hearsay, okay? I'll sustain the objection. 7 (Open court.) 8 BY MS. BREDEHOFT: 9 Q So why did you decide to confide in 10 your mother about the issues you were having with 11 Mr. Depp? 12 A I think I -- I felt safe talking to my 13 mom because I knew that she understood these 14 dynamics, and she wouldn't judge me for staying 15 with him, for loving him, even though this was 16 happening and was happening to me. I knew she 17 would understand. 18 Q And when approximately did you start 19 confiding in your mom about your issues with 20 Mr. Depp and the physical abuse? 21 MS. VASQUEZ: Objection. Hearsay. 22 Compound.

<p>4262</p> <p>1 THE COURT: I'll sustain as to 2 compound. 3 Q When did you start confiding in your 4 mother about the abuse you were suffering at the 5 hands of Mr. Depp? 6 A I -- well, I was confiding in her from 7 the very beginning about the abuse, the 8 psychological abuse, the kind of control, the 9 disappearing, the not knowing where he was, the 10 then he'd come back and sometimes in the middle of 11 the night, the constant accusations, like that 12 sort of thing, I talked to her about, like, 13 probably, from the very beginning. The fact that 14 I was secret, I had to hide, couldn't tell any of 15 my friends that I was with him for a long time 16 because he told me everyone would blame me for the 17 split with him and his partner, so I had to kind 18 of sneak around and kind of get brought to his 19 house, typically in a secretive way, and then he'd 20 come to mine in a secretive way. 21 And it was just all very -- very 22 isolating. And I confided with her at the very</p>	<p>4264</p> <p>1 MS. BREDEHOFT: This is a good time. 2 THE COURT: Okay. Thank you. 3 MS. VASQUEZ: Thank you, Your Honor. 4 THE COURT: Ladies and gentlemen, we're 5 going to go ahead and take our fifteen-minute 6 afternoon break. So please do not talk about the 7 case or do any outside research, okay? See you 8 soon. 9 (Whereupon, the jury exited the 10 courtroom and the following proceedings took 11 place.) 12 THE COURT: All right. And, Ms. Heard, 13 just a reminder that now that you're on the stand, 14 you cannot discuss your testimony with anybody to 15 include your attorneys, okay? 16 THE WITNESS: Of course. 17 THE COURT: Okay. So we'll be back -- 18 let's make it 3:45, okay? 19 MS. BREDEHOFT: Thank you, Your Honor. 20 MS. VASQUEZ: Thank you, Your Honor. 21 THE BAILIFF: All rise. 22 (Recess taken from 3:27 p.m. to</p>
<p>4263</p> <p>1 beginning on that sort of thing and then later 2 opened up to her about some of the violence. I 3 did it gently, you know. First I just wanted to 4 have someone to talk to about how scary it was, 5 you know, the rage and the uncontrolled violence, 6 the rage that this man had, and why it just -- 7 MS. VASQUEZ: Objection, Your Honor, 8 hearsay. May we approach? 9 THE COURT: Okay. 10 (Sidebar.) 11 MS. VASQUEZ: Your Honor, she's 12 characterizing hearsay, and she is -- 13 THE COURT: She said she confided in 14 her mother, but she is starting to characterize 15 what she said. 16 MS. BREDEHOFT: I don't think she was 17 characterizing. I think she was saying what she 18 felt. I didn't hear the -- 19 THE COURT: She was kind of saying what 20 she was saying. I'll sustain the objection. If 21 you're close, we can have our break whenever you 22 feel like you're at a good breaking point.</p>	<p>4265</p> <p>1 3:43 p.m.) 2 THE BAILIFF: All rise. Please be 3 seated and come to order. 4 THE COURT: All right. Are we ready 5 for the jury? 6 MS. BREDEHOFT: Yes, Your Honor. 7 THE COURT: Okay. Great. 8 (Whereupon, the jury entered the 9 courtroom and the following proceedings took 10 place.) 11 THE COURT: All right. Thank you. 12 Please be seated. 13 Your next question. 14 MS. BREDEHOFT: Thank you, Your Honor. 15 BY MS. BREDEHOFT: 16 Q Amber, I'm going to take you up to 17 March of 2013. 18 Can you describe your relationship with 19 Mr. Depp during that month? And we'll start 20 there. 21 A I remember it was after a period of 22 really -- it was after a period of some peace and</p>

<p style="text-align: right;">4266</p> <p>1 sobriety. Johnny was sober, drinking Beck's. And 2 my dad, who was struggling with alcohol and drug 3 addiction at the time, had fallen off the wagon, 4 and I remember he said, "Why don't we send a -- I 5 want to send a picture to your dad of support," 6 because my sister was upset with my dad. And so 7 he poured a shot and kind of said, "Let's take a 8 picture." 9 I don't drink spirits, but I know that, 10 you know, I kind of held up -- and that picture is 11 kind of eerie. I think it's bizarre. He had 12 broken this long period of sobriety that I thought 13 was going to be the end of him drinking forever. 14 Sounds foolish now, but I, you know, held up this 15 kind of glass with him, and we sent the picture to 16 my dad because, you know, I didn't know what else 17 to do. And I remember thinking it was weird that 18 he was drinking. 19 And then the month got really crazy 20 from that point on. It was a bit of a revolving 21 door of accusations. He was accusing me of having 22 affairs with, well, frankly, just one person. I</p>	<p style="text-align: right;">4268</p> <p>1 So March started with this picture of 2 him doing a shot, and he's kind of saying, "Let's 3 send it to your dad to show support." And what I 4 remember of March is just like an almost -- it's 5 almost like it was a never-ending fight. It was 6 just there was just breaks in it. 7 What kept me in it because I kept 8 waiting for the other shoe to drop, you know, the 9 sobriety shoe, if you will. I kept waiting for 10 him to get to the point where it's not supportable 11 anymore and he's done with it and he's ready to 12 get clean and sober again because there commences 13 a period of, like, pure joy. And it was one fight 14 after the other, March. 15 Q So let me start with the painting 16 incident. Please tell the jury what happened on 17 that particular incident with the painting. 18 A As I mentioned, the painting, which had 19 been hanging there for months, one day he kind of 20 stayed up doing cocaine, just drinking, doing 21 cocaine, music, which is not in and of itself that 22 weird in my relationship with Johnny at this</p>
<p style="text-align: right;">4267</p> <p>1 was an acquaint -- I had an acquaintance with 2 somebody, and he was accusing me of being with 3 them and then accusing me of being with my friend, 4 the one I had seen the Spain. You know, in these 5 kind of arguments, nothing I do is working. 6 Walking out of the room is me leaving 7 him, walking away from me, you know, "Hey, where 8 are you going? I'm talking to you," it went from 9 that to pulling me in by my arm, still shouting at 10 the -- about the accusations. I'm trying to 11 defuse the situation by trying to tell him I'm not 12 sleeping with this person, and I'm not sleeping 13 with that person. And it was kind of -- as soon 14 as it seemed as though I had convinced him of one, 15 there was somebody else he was sure I was sleeping 16 with. And it was a revolving door at the time. 17 A painting I had hanging on the wall 18 done by my ex, who's an artist, that was -- one 19 day he was convinced that that was proof I was 20 sleeping with her or having an affair with her; I 21 didn't really love him. All the while, I'm madly 22 in love with him and trying to convince him.</p>	<p style="text-align: right;">4269</p> <p>1 point, you know, like, he stays up, keeps weird 2 hours and smokes and stuff. But he was drinking 3 brown liquor and doing a lot of cocaine, and it 4 was, like, it became clear to me in that argument, 5 if you will, that he wasn't making sense. He had 6 effectively just taken, it seemed like, a turn and 7 had decided that the painting was the big -- an 8 offense that he could not forgive me for. It 9 meant that I was having an affair with my 10 ex-partner, whom I had already split -- with whom 11 I had already split. 12 It made no sense to me, so I'm trying 13 to kind of quell the accusations by saying, you 14 know, "It's been there. And what are you talking 15 about?" And it's like, "That doesn't mean 16 anything." Like, he was demanding I take it down. 17 He eventually takes it down and tries to burn it, 18 but was unsuccessful luckily because he was not -- 19 he wasn't -- with one of those normal, what do you 20 call them? BIC lighters. He wasn't very 21 successful at doing it while drinking to the 22 extent he was.</p>

<p style="text-align: right;">4270</p> <p>1 But I remember it was this kind of 2 ridiculous fight. It didn't feel like it needed 3 to be an argument, but it seemed like nothing I 4 could do, nothing I could say. I tried leaving. 5 I left the room. I left the house. I eventually 6 came back. It was like a whole night of -- an 7 evening, a night, and then a morning of this. 8 So this morning in particular, I think 9 it was, like, the 22nd of March -- there were 10 several incidents in March, though. But in this 11 particular one, he had something to go to. He was 12 filming with Keith Richards and Tom Waits. 13 Q Let me -- before you go into that part, 14 let's pull up Defendant's Exhibit 161. 15 MS. BREDEHOFT: Which is already 16 admitted into evidence, I believe, Your Honor. 17 THE COURT: Yes, 161 with redactions is 18 in evidence. 19 MS. BREDEHOFT: Thank you. 20 Q And I'm going to show you Defendant's 21 Exhibit 161. And the date on this is 3/12/2013, 22 and it's a text exchange between you and Mr. Depp.</p>	<p style="text-align: right;">4272</p> <p>1 downtown, so a different part of Los Angeles. And 2 we would sometimes go there. 3 I remember he was accusing me, again, 4 of sleeping with this artist -- this musician, who 5 I'd never slept with. I was denying it. I barely 6 knew the person. And then he was accusing me of 7 sleeping with my friend in Spain. And I remember 8 nothing I could do, he, like, called this person 9 on the phone and screamed at -- screamed at him. 10 He didn't speak English, so he was really confused 11 as to what he was being yelled at by Johnny. 12 But I remember those were the 13 accusations. That was the fight that -- but it 14 was one to the next accusation. And I remember I 15 was kind of doing that juggling act. I was in 16 his -- one of these fights, I believe it's this 17 one, in his downtown ECB, we call it, loft, and 18 we're in the kitchen/living room area, and he 19 backhands me. And, you know, it was -- you know, 20 he wears a lot of rings. I remember kind of just 21 feeling like my lip went into my teeth, and it got 22 a little blood on the wall, just that simple, a</p>
<p style="text-align: right;">4271</p> <p>1 Do you see that? 2 A I do. 3 Q Okay. And the first one is from you to 4 Mr. Depp, "Just thought you should know there 5 exists a book," is that to you -- is it to 6 Mr. Depp from you? Or is this vice versa, isn't 7 it? 8 A It's Johnny texting me. 9 Q "Just thought you should know there 10 exists a book titled Disco Bloodbath." 11 And then you say, "We need that book." 12 And you say, "Is this about last Friday night by 13 any chance?" 14 And he says, "How can you make me smile 15 about such a hideous moment?" And I'm not going 16 to repeat the rest of it. 17 Could you tell the jury what happened 18 on that Friday night? 19 A There were, like I said, there was a 20 few different incidents in March. I believe this 21 one happened in the Eastern Columbia Building, 22 which is one of Johnny's penthouses there in</p>	<p style="text-align: right;">4273</p> <p>1 little bit of blood on the wall. 2 And as hard as it is -- as hard as it 3 is to explain this, I was so caught up in the 4 relationship and also very occupied in defending 5 what I only could assume he believed, these 6 accusations, that, you know, I didn't -- I didn't 7 internalize. Like, I didn't make that big of a 8 deal of it. You know, I kind of pride myself on 9 being tough, and, you know, I don't make a big 10 deal out of, you know, smaller injuries. And I 11 know that sounds horrible because it -- and hard, 12 maybe, to understand. But my best way to cope 13 with it is that I kind of, you know, minimize it 14 and make -- make sure no one -- make sure he knows 15 that I'm tough. You can't knock me down, and I 16 make a joke of it, clearly. Make light. Yes. 17 Q I'm going to -- 18 MS. BREDEHOFT: Michelle, if you can 19 take this one down and bring up 170A. 20 Q Did there come a time in March, Amber, 21 where you sent a picture to your mom? 22 A Yes. This is sometime in March 2013.</p>

<p style="text-align: right;">4274</p> <p>1 I sent it to her because I had been texting about 2 some of the craziness, and I – 3 MS. VASQUEZ: Objection. Hearsay. 4 THE COURT: I'll sustain as to what she 5 may have texted. 6 All right. Next question. 7 Q Without saying what you said in the 8 text, explain why you were sending it to your mom. 9 A I was reaching out. I was very lonely 10 in what I was living in, and I wanted help. I 11 wanted advice, help. I just wanted to talk to 12 somebody and figure out how I could make this 13 stop. 14 Q And is this a picture that you took of 15 yourself in March of 2013? 16 A I did. 17 MS. BREDEHOFT: Your Honor, I'm going 18 to move the admission of Defendant's Exhibit 170A. 19 THE COURT: Any objection? 20 MS. VASQUEZ: No objection, Your Honor. 21 THE COURT: All right. 170A in 22 evidence.</p>	<p style="text-align: right;">4276</p> <p>1 Thank you, Michelle. 2 Q And if we can, Amber, just for -- to 3 start at 3/23/2013 -- 4 MS. BREDEHOFT: And if we could scroll 5 up. 6 Q This is a text message exchange with 7 your mom, correct? 8 A Yes, it is. 9 Q Okay. 10 MS. BREDEHOFT: Let's go -- scroll 11 down, I mean. 12 MS. VASQUEZ: Your Honor, I'm going to 13 object to hearsay. 14 MS. BREDEHOFT: Let's wait until we get 15 to the spot. 16 Q All right. And is this the picture 17 that you sent to your mom on 3/23/2013? 18 A Yes, it is. 19 MS. BREDEHOFT: Your Honor, I'm going 20 to move the admission of 170, just that 21 particular -- that picture that's on the text. 22 THE COURT: With no words?</p>
<p style="text-align: right;">4275</p> <p>1 You can publish the picture. 2 MS. BREDEHOFT: Thank you, Your Honor. 3 Q And how did you sustain that bruise, 4 Amber? 5 A I was -- I had thrown a -- well, Johnny 6 slapped me. I walked away from him, and that made 7 it worse. We got into, like, a shouting match, 8 and he kind of did this thing with his body where 9 I could tell he was going to hit me again. I 10 picked up a, like a -- I remember it kind of like 11 a -- like a little -- not a pot, but like a vase, 12 and I remember I got away from him enough. As he 13 reeled back, I threw it in his direction and 14 actually managed to get away before he got -- 15 before he got me. He grabbed me by the arm, and 16 he kind of just held me on the floor, screaming at 17 me. 18 I don't know how many times he hit me 19 in the face, but I remember being on the floor in 20 my apartment, and I'm just -- I remember thinking, 21 "How could this happen to me again?" 22 MS. BREDEHOFT: Can you bring up 170.</p>	<p style="text-align: right;">4277</p> <p>1 MS. BREDEHOFT: Well, it says, "From 2 two weeks ago" on it. 3 MS. VASQUEZ: Your Honor. 4 THE COURT: I'll sustain the objection. 5 MS. BREDEHOFT: If we redact the "From 6 two weeks ago," can we admit it then and then just 7 have the showing that she sent it to her mom? 8 MS. VASQUEZ: May we approach, Your 9 Honor? 10 THE COURT: Okay. Sure. 11 (Sidebar.) 12 MS. VASQUEZ: This is highly 13 prejudicial. She just read into evidence hearsay. 14 THE COURT: I sustained the objection. 15 MS. VASQUEZ: I know. 16 THE COURT: The jury's been instructed 17 about if I sustain it, they're not to -- they'll 18 be instructed again on it. 19 MS. VASQUEZ: Thank you, Your Honor. 20 MS. BREDEHOFT: So I just want to have 21 the top show that she sent it to her mom and what 22 date, and then we can redact the "From two weeks</p>

<p>4278</p> <p>1 ago," and just show that she sent the picture. 2 Because Your Honor's already ruled that's not 3 coming in. 4 THE COURT: Any objection? 5 MS. VASQUEZ: No, Your Honor. 6 THE COURT: Okay. So everything else 7 is redacted on the page except just the picture 8 and the date; is that what you're saying, the date 9 underneath it? There's a date underneath 10 3/23/2013, 1:29. 11 MS. BREDEHOFT: We would have to show 12 that she sent it to her mom. 13 THE COURT: Okay. Everything else 14 redacted. 15 MS. VASQUEZ: Okay. Thank you. 16 THE COURT: All right. 17 (Open court.) 18 THE COURT: All right. 170 will be in 19 evidence with redactions. 20 MS. BREDEHOFT: And may we publish to 21 the jury, please? 22 THE COURT: All right.</p>	<p>4280</p> <p>1 bottom floor. I rented the top floor. 2 Q Okay. Thank you. 3 Now, please continue with the painting. 4 I'm sorry. 5 A I -- nothing I could -- it seemed like 6 nothing I could say to Johnny would convince him. 7 He wanted me to remove the painting, and he wanted 8 me to admit to this affair that I wasn't having. 9 And I didn't want to admit to it because it's not 10 true. So I held out, and he just started -- I 11 mean, he just drank more and did more cocaine. 12 And I woke up the next morning, think it was on 13 the 22nd or the 23rd, I woke up in the morning, 14 and he was -- the breakfast table was, like, 15 cocaine and booze, and I realized that there -- 16 that I wasn't going to be able to talk my -- like, 17 I wasn't going to be able to talk our situation 18 down. I wasn't going to be able to talk him out 19 of it. And he was just so convinced that I 20 would -- fighting with him or the reason that he 21 wouldn't leave the house. And he had something to 22 go film. It was important, and there were</p>
<p>4279</p> <p>1 BY MS. BREDEHOFT: 2 Q And that's the picture you sent to your 3 mom? 4 A Yes, it is. 5 Q On March 23rd, 2013? 6 A Yes. It was from a previous fight. 7 Q Okay. 8 A The bruise. 9 Q All right. Now, did you have any other 10 altercations in March 2013 with Mr. Depp? 11 A Yes. We had a couple of these fights 12 in Orange that were around this time, one of which 13 I started to tell you about the painting. 14 Q I know I interrupted you twice on that 15 but I realize the jury doesn't -- can you tell 16 them what you mean by "Orange"? At Orange? 17 A Sorry. Orange was my apartment that I 18 kept in Los Angeles at the time. 19 Q And it was an apartment. What type of 20 apartment? 21 A I rented the top of a duplex. So it 22 was a house and with the landlord living on the</p>	<p>4281</p> <p>1 important people waiting for him. 2 And I remember people were reaching 3 out. His assistants, his manager/sister, you 4 know, everyone was wondering where he was, and I 5 kind of -- I kept feeling embarrassed and unable 6 to move this person out of my house. I couldn't 7 calm him down. I couldn't change. He was just so 8 intent on me admitting the details of this affair 9 that I wasn't having, and me pointing out that the 10 cocaine wasn't making his situation any better 11 made me the bad cop. And I'm the nag. 12 So eventually I called my sister. He 13 had kind of a buddy-buddy relationship with her at 14 the time. And at the time she occasionally did 15 cocaine. I didn't, but she did. So I was like, 16 "Hey, come take over. You know, maybe you can 17 buddy-buddy him and talk him into leaving the 18 house, getting out of the house." And she did. 19 I remember his assistants trying to get 20 him out. Like, we, eventually, in the evening, I 21 think early evening, he finally agrees to leave, 22 but I can't tell our relationship status. I can't</p>

<p style="text-align: right;">4282</p> <p>1 tell if he still is convinced of these things or 2 if he's going to sleep it off and it's going to go 3 back to normal, sobriety, sorry, kind of phase. 4 And he won't -- was still upset but, 5 like, seemingly calming down. So I agreed to go 6 with him. He wanted me to go to the shoot. I had 7 plans, so I kind of reluctantly agreed but didn't 8 want to set anything off. I didn't want to engage 9 anymore. I didn't want to do anything that could 10 be perceived as antagonizing him or engaging more. 11 So I went with him. We grab the dogs. We get in 12 the car. We're on the way there. We're headed up 13 Sweetzer is the street, the major street that 14 leads up to Johnny's houses. He effectively owns 15 the ends of the street, like a cul-de-sac. 16 So we're nowhere near his home, but we 17 are driving up this street and he had the window 18 down, he's smoking. It wasn't all the way down, 19 but, you know, constantly smoking. And at some 20 point he starts howling out of the window and then 21 grabs, we have two small dogs, well, one was 22 Johnny's dog, and one was my dog. But he grabs,</p>	<p style="text-align: right;">4284</p> <p>1 late for, I suppose, for the day, and we walk in. 2 Meanwhile, I've been bombarded by text messages 3 and calls and conversations with everyone 4 seemingly so stressed about -- 5 MS. VASQUEZ: Objection. Hearsay. 6 THE COURT: All right. 7 Q Just don't tell us what somebody else 8 said, just what you observed. 9 A All right. I understood everyone was 10 stressed. They seemed stressed to me about the 11 tardiness. "Where is he? Let's get him there," 12 you know? So we'd get him there. And no one 13 reacts when we get in, I mean, we walk into this 14 house where everyone was waiting for him, and 15 everyone smiled and says, you know, "Hey, boss." 16 MS. VASQUEZ: Objection. Hearsay. 17 MS. BREDEHOFT: Okay. Sorry. 18 Michelle, can we pull up 167A. B's the one in; 19 167B is already in, right? Oh, it's A? Oh, okay. 20 Then go ahead and pull up A. 21 Does Your Honor show that one to be in, 22 167A, Defendant's? I'm sorry.</p>
<p style="text-align: right;">4283</p> <p>1 if I remember correctly, Boo, the -- his dog, 2 slightly chunkier teacup Yorkie. And he grabs 3 this teacup Yorkie and holds Boo out of the window 4 of the moving car. And he's howling, like, like 5 an animal while holding the dog out of the window. 6 And everyone in the car, I'll never 7 forget it, everyone just froze. No one did 8 anything. And I too was, like, torn as to what I 9 should do because I didn't want to do anything to 10 cause him to react, drop the dog, you know. It 11 was just this eerie moment where he's howling and 12 holding this animal outside of the car window. 13 And more than that weird memory that I 14 have -- more than that weird memory, I have a 15 memory of everyone just kind of not really 16 reacting to him. Like, no one really kind of did 17 anything. They -- I eventually kind of pulled his 18 arms gently back into the vehicle and kind of got 19 the dog back on the seat, and we continued 20 driving. But no one reacted. They just kind of 21 avoided dealing with it. We get to the place, the 22 house where he was filming this thing that he was</p>	<p style="text-align: right;">4285</p> <p>1 THE COURT: This might be your 167A, 2 but it's in evidence as a plaintiff's number. I'm 3 not sure which plaintiff's number it is. I don't 4 need it in twice. 5 MS. BREDEHOFT: I would agree. Do 6 we... 7 MS. VASQUEZ: Your Honor, I don't think 8 it's this version of the photograph that's been 9 admitted. 10 THE COURT: It's a different version, 11 same photograph, but a little different. Is that 12 what we're... 13 MS. VASQUEZ: It's not the same 14 photograph. 15 THE COURT: Okay. Not the same 16 photograph. Then we'll go with it. What number 17 is it? 18 Q Do you recognize this photo? 19 A Yes, I do. 20 Q Please tell the jury what it is. 21 A It's a picture I took of my breakfast 22 table that morning.</p>

4286	1 MS. BREDEHOFT: Your Honor, I'm going 2 to move the admission of Defendant's Exhibit 167A. 3 THE COURT: 167A, any objection? 4 MS. VASQUEZ: Your Honor, may we 5 approach? 6 THE COURT: Sure. 7 (Sidebar.) 8 MS. VASQUEZ: The picture appears 9 cropped to me, so is that the full size? Or is it 10 cropped? Or is it just showing this -- I think 11 this photograph is many different -- 12 THE COURT: I'm sure there's different 13 forms of it, but she's saying it's an accurate 14 picture. Even if it's cropped that just goes to 15 the weight of it. That's fine. 16 MS. VASQUEZ: Okay. 17 THE COURT: Any objection then? 18 MS. VASQUEZ: No. 19 THE COURT: Okay. So 167A is in 20 evidence. You can publish. 21 MS. BREDEHOFT: So may we publish that? 22 Thank you, Your Honor.	4288	1 from France, where they sell them. 2 And then the brown liquor in the glass 3 is Johnny's liquor. I don't know what it's 4 called, but we kept it in the freezer. At the 5 time, you know, at that time, March 2013, I 6 hadn't, you know, I still didn't have the, you 7 know, hard line, "I won't even keep that, you 8 know, in my freezer," sort of attitude or posture 9 with him. I wasn't that bold at the time. You 10 know, I didn't like it, but I didn't have that 11 strength I kind of, at that time, I think, was 12 doing things like trying to pour it out when I 13 could. 14 Q What is the bag, the brown bag on the 15 left side? What is that? 16 A That's a dop kit. It's, like, you 17 know, his prescriptions and cigarettes, tobacco, 18 weed, things like that. 19 Q Then above it, there appears to be a CD 20 of some sort, DVD, something. Do you recognize 21 that? 22 A Yes. It's the single, I believe is
4287	1 Q Okay. And, Amber, you said you took 2 this that morning; is that correct? 3 A Yes. 4 Q Could you tell the jury what the boxes 5 that has the property with the skull bones, 6 "Property of JD"? 7 A That's Johnny's drug box. I've seen it 8 used for pills, but at the time it was a box of 9 coke, like dime bags of coke. 10 Q Okay. And what are these white lines 11 on the table to the left of that box? 12 A That is cocaine. 13 Q Okay. And do you know what is in these 14 two glasses that have kind of a gold-colored 15 liquor? 16 A Yes. They're different -- actually 17 it's confusing. They're different liquids. The 18 one in the back in the larger glass is, I believe, 19 at the time I was doing these tabs of Berocca is 20 what they're called; they're little tablets, and, 21 anyway, I remember at the time that that's what I 22 was putting in my water because I'd just come back	4289	1 what it's called, the single he was making at the 2 time. I think that's the song that they were 3 filming a video for, if I'm correct. 4 Q Okay. All right. Now, did you end up 5 sending a copy of this picture to Rocky Pennington 6 that day? 7 A I did. I sent it to my best friend at 8 the time, and, you know, I was like, "Look at my 9 morning." 10 MS. VASQUEZ: Objection. Hearsay. 11 Q Okay. You can't say what you said, but 12 you sent it to your friend, correct? 13 A Uh-huh. I sent it to my friend. 14 MS. BREDEHOFT: Let's go to 167, 15 please. 16 Q And is that the email in which you sent 17 this picture to Rocky Pennington on 3/22/2013? 18 A Yes. 19 MS. BREDEHOFT: Your Honor, I would 20 like to move the admission of the picture with the 21 redaction of the message on it, with the top with 22 identifier redactions, and we take out the rest of

4290	<p>1 it.</p> <p>2 THE COURT: All right. Any objection?</p> <p>3 MS. VASQUEZ: No objection.</p> <p>4 THE COURT: All right. So I'll need</p> <p>5 those redactions. 167 in evidence with</p> <p>6 redactions.</p> <p>7 MS. BREDEHOFT: All right. And may we</p> <p>8 publish, please?</p> <p>9 Q All right. And is this the text</p> <p>10 message -- the email that you sent to Rocky with</p> <p>11 this picture?</p> <p>12 A Yes.</p> <p>13 Q Now I'm going to take you to -- let's</p> <p>14 go to Hicksville. Let's tell the jury about</p> <p>15 Hicksville, May 2013.</p> <p>16 Can you tell the jury what transpired</p> <p>17 at Hicksville?</p> <p>18 A It is a -- it's a, like a fancy trailer</p> <p>19 park, like a little hotel in the middle of</p> <p>20 nowhere, set up with these little trailers. And</p> <p>21 we had made a plan to go there with friends, and</p> <p>22 we were going to do, you know, like, laughy, as we</p>	4292	<p>1 as she kind of did this thing where she leaned</p> <p>2 into me, Johnny gets really aggravated. He gets</p> <p>3 really upset, and he starts -- well, at first she</p> <p>4 thought he was kidding, too. She thought he was</p> <p>5 kind of making a joke. I think we all did.</p> <p>6 Everyone kind of responded at first, you know,</p> <p>7 like it was a joke.</p> <p>8 But he was like, "Hey, man, what are</p> <p>9 you doing? What do you think you're doing?"</p> <p>10 She kind of giggled and kind of leaned</p> <p>11 into me more. And I knew in my body, just</p> <p>12 instantly, that it wasn't a joke. But she didn't.</p> <p>13 So she's kind of still attached to my arm when he</p> <p>14 says it again to her, louder. He says, "Hey, man,</p> <p>15 you think you're touching my fucking girl? You</p> <p>16 think you're touching my fucking girl? That's my</p> <p>17 fucking girl." He gets louder and louder.</p> <p>18 And she kind of did this thing, half</p> <p>19 understanding what was going on. I think she kind</p> <p>20 of started to cry at this point. But she kind of</p> <p>21 threw up her hands, and Johnny grabbed her wrist</p> <p>22 and kind of twisted it and pulled her into him.</p>
4291	<p>1 said, laughy drugs like mushrooms, eat mushrooms,</p> <p>2 sit by a campfire. There's really not a whole lot</p> <p>3 else to do out there. It's like a getaway.</p> <p>4 We made this plan and it was going</p> <p>5 fine. It was like, you know, kind of like a party</p> <p>6 out in the desert with a few friends and campfire</p> <p>7 and music, and I don't know who brought --</p> <p>8 somebody brought MDMA, it was being passed around,</p> <p>9 and somebody who took it kind of was starting to</p> <p>10 feel the effects of it, I guess is the best way to</p> <p>11 describe. She kind of reacted in this way where</p> <p>12 when the MDMA hit her, she kind of, you know -- we</p> <p>13 were sitting around a campfire, all of us, and she</p> <p>14 kind of leaned into me and put her, you know, head</p> <p>15 on my shoulder and kind of grabbed my arm. I took</p> <p>16 it, you know, to be the effects of the drug.</p> <p>17 And I think I had eaten a mushroom cap</p> <p>18 but was not feeling anything at the time. I don't</p> <p>19 remember feeling anything because the night just</p> <p>20 kind of changed pretty dramatically before I</p> <p>21 really felt anything of the effects of that. But</p> <p>22 that was the environment we were in, and as soon</p>	4293	<p>1 "Do you know how many pounds of pressure it takes</p> <p>2 to break a human wrist? Huh?" And he kind of</p> <p>3 held her, and she just looked frozen.</p> <p>4 And she's crying, and it was just --</p> <p>5 just denying understanding what was going on, I</p> <p>6 stepped in. I kind of take Johnny's arm around</p> <p>7 him, take Johnny's hand and kind -- we start</p> <p>8 communicating. I don't remember if he immediately</p> <p>9 was accusing me or if it was sometime after. I</p> <p>10 wish I remembered. But we agreed that we'd go and</p> <p>11 talk about it in the trailer.</p> <p>12 So we walk to the trailer, and when</p> <p>13 we're in the trailer, Johnny -- by the time we get</p> <p>14 into the trailer, Johnny tells me that I had been</p> <p>15 instigating the -- like, you know, asking for</p> <p>16 this, and that I had invited it and that I hadn't</p> <p>17 been honest with him about my relationship with</p> <p>18 this woman. I didn't really know her that well.</p> <p>19 I mean, I actually don't know her at all, but I</p> <p>20 had met her.</p> <p>21 And I remember in the trailer, he's</p> <p>22 accusing me of lying about it and that I -- you</p>

<p style="text-align: right;">4294</p> <p>1 know, that I had something with her. I'm trying 2 to defuse that. I'm trying to calm him down. And 3 he just turned all that -- it seemed like he 4 turned all that rage onto the trailer itself, and 5 he started smashing things. He picked up 6 something on the table and threw it right into the 7 glass cabinet. He hit, with his hand, a wall 8 sconce. He cleared the tabletop on the little 9 fold-down, like, kitchen/dining room area in this 10 trailer. I mean, it's a trailer. There's only so 11 much you can do. 12 And he's screaming at me, screaming at 13 me. And I eventually go back into the back, the 14 bedroom area. He comes into the bedroom area. We 15 had what I can only describe as a -- it sounded 16 like nonsense from him. It wasn't making sense. 17 I realize that he's just probably really high 18 because it wasn't making sense anymore. It wasn't 19 like a direct accusation. He wasn't hearing me 20 when I was saying I wasn't involved, wasn't 21 cheating on him, I wasn't secretly trying to 22 engage this woman in some sort of sexual affair.</p>	<p style="text-align: right;">4296</p> <p>1 dyed this thing myself, pink. And this was one of 2 those things I was like, "Fuck. You know, that's 3 my -- I just finished that dress." 4 And he's, like, grabbing my breasts. 5 He's touching my thighs. He rips my underwear 6 off, and then he proceeds to do a cavity search. 7 He was looking -- he said he was looking for his 8 drugs, his cocaine, his coke. I was wondering how 9 I, somebody who didn't do cocaine and was against 10 it -- that was in and of itself causing problems 11 in our relationship. How can I hide -- why would 12 I hide his drugs from him? Like, he was 13 insinuating I was doing it or something. It made 14 no sense. 15 And he was telling me, "We're going to 16 conduct a cavity search, shall we?" like, just 17 shoves his fingers inside me. 18 I just -- just stood there staring at 19 the stupid light. I didn't know what -- you know, 20 I didn't know what to do. I just stood there 21 while he did that. He twisted his fingers around. 22 I don't -- I didn't say, like, "Stop," or</p>
<p style="text-align: right;">4295</p> <p>1 And then it became clear to me he was, like, 2 looking for something. He cleared things off the 3 bed. 4 I went into the bathroom, and as I come 5 out, he asked me where it is and how long I'd been 6 hiding it. 7 I was like, "What are you talking 8 about?" 9 And he says, "You know what I'm fucking 10 talking about. You know what I'm fucking talking 11 about. Be honest with me. Where are you hiding 12 it?" And he kind of, like, makes to look into the 13 bathroom, and I gestured to the bathroom, which 14 was to my right. I kind of like gestured to him, 15 and I said, I'm like, "What am I -- where am I 16 going to -- what am I hiding and where am I going 17 to hide it?" 18 And we're standing in this hallway area 19 outside of the bathroom, and he starts, you know, 20 what feels like patting me down or saying he's 21 patting me down; I can't recall. But he ripped my 22 dress, the strap top part of my dress. I had just</p>	<p style="text-align: right;">4297</p> <p>1 anything. I just... 2 Q So the next morning, what transpired? 3 A I remember thinking that Johnny would 4 change his mind, and it would be -- yeah, I 5 thought it would end differently. I kind of 6 froze. I don't know how we went to bed that 7 night. I don't know how I went to bed. I don't 8 know how I slept. I don't know how we woke up. I 9 don't remember having a conversation with him the 10 next day. I don't remember talking to him about 11 it or confronting him about it. I remember 12 wanting it to be okay. I remember just wanting 13 whatever fucking weird trip -- excuse me -- 14 whatever trip that was to end, you know, just to 15 be over, and for it to just go back to normal. 16 And I remember my friends were out by 17 the pool. Like, there was a pool in the center of 18 the trailer park, and I remember putting on my, 19 you know, just putting on my face and going back 20 into this, like, crowd, you know, and I remember 21 seeing my friends by the pool, thinking they were 22 just having a great time and no one knew what</p>

4298	1 was -- you know, I felt so lonely, like no one 2 knows. 3 Everyone was just having a good time, 4 you know, like normal stuff, so I just smiled, 5 made a joke about how trashed the trailer got, and 6 we had to get the manager, who started off furious 7 that Johnny had wrecked the thing. And then he 8 had this, like, black mesh tank top -- not tank 9 top; it as, like, a meshy kind of shirt on. I 10 remember he came in the trailer and looked around 11 and was like, "Whoa. What happened here? Whoa." 12 And Johnny had an exchange with him, 13 and I remember watching this man be so charmed. 14 It was just kind of a surreal experience, and, you 15 know, it just went away. You know, that just got 16 fixed. We walked out of the trailer at some 17 point. My dog stepped on a bee. We went to the 18 vet and went on with our, you know, vacation. We 19 actually went to another location after that and 20 then eventually went home and went about our, 21 like... 22 Q I'm going to ask you to take a look --	4300	1 MS. BREDEHOFT: This one is definitely 2 present sense impression and a mental state, Your 3 Honor. She's saying how she feels about all of 4 this. 5 THE COURT: Okay. It didn't happen in 6 May. This is from June 11th that she's sending 7 it. It can't be present sense impression. She's 8 not in -- 9 MS. BREDEHOFT: She's not talking about 10 this Hicksville now. This is a juncture in her 11 relationship, and she's writing the letter to him 12 but sending it to herself, saying how she feels. 13 THE COURT: It's hearsay. Sustain the 14 objection. 15 MS. VASQUEZ: Thank you. 16 (Open court.) 17 BY MS. BREDEHOFT: 18 Q In June 2013, how were you feeling 19 about your relationship with Mr. Depp? 20 MS. VASQUEZ: Your Honor, may we have 21 the exhibit taken away from -- 22 THE COURT: Okay. Sure.
4299	1 MS. BREDEHOFT: Michelle, can you bring 2 up Defendant's Exhibit 176. 3 Q So Hicksville is in May of 2013. 4 Did there come a time that you wrote an 5 email -- 6 MS. VASQUEZ: Objection. Leading and 7 hearsay, Your Honor. May we approach? 8 THE COURT: All right. 9 (Sidebar.) 10 MS. VASQUEZ: I'm trying to do this 11 preemptively. 12 THE COURT: All right. That's fine. 13 MS. VASQUEZ: Just so we don't have any 14 more slipups, but this is an email that Ms. Heard 15 claims she sent to herself. 16 THE COURT: Okay. 17 MS. VASQUEZ: Hearsay. 18 THE COURT: Okay. 19 MS. VASQUEZ: And there's no exception 20 that applies. 21 THE COURT: Hearsay, so what's the 22 exception that you offer?	4301	1 MS. VASQUEZ: Thank you. 2 A I -- by June, I was so torn. I was so 3 in love with this person because when it was good, 4 it was so good. I'd never felt love like that. 5 At least that's how it felt. I loved him so much. 6 I felt like he recognized me and I recognized him, 7 and there was just something there that -- that he 8 was the love of my life. 9 And he was. He was. But he was also 10 this other thing. He was also this other thing. 11 And the other thing was awful, awful things that 12 would come out and take over, and it was -- you 13 couldn't see the Johnny I loved underneath it. It 14 was this other thing, and no one told him. No one 15 was honest with him. No one, you know, he'd pass 16 out in his own vomit. He'd lose control of his 17 body, his, you know, he'd lose control, and 18 everyone would clean up after him. I cleaned up 19 after him. I mean, he lost control of his bowels, 20 and I cleaned up after him. His security cleaned 21 up after him, changed his pants in front of me. 22 He would pass out in his own sick.

<p style="text-align: right;">4302</p> <p>1 You know, and then he'd walk around 2 saying he didn't have a problem, until he did, 3 until he couldn't support it anymore, and he'd get 4 clean and he'd get sober. And then he was this 5 thing again, this thing that made me feel so 6 loved, that made me feel like -- like my soulmate. 7 As cheesy as that sounds, I just felt like he knew 8 me. 9 And I recognized something in him, 10 either some part of my makeup or my background or 11 something, that I just got it, and that I loved 12 him and understood him. It just so scary, the 13 other part of him. In June, I wanted -- I wanted 14 to leave him. I wanted to -- I didn't want to 15 leave him. I -- I wanted to want to leave him. I 16 wanted him to get better. And he expressed to me 17 so many times, when he was in that period of 18 getting clean and sober, he would tell me, "You 19 saved my life. Baby girl, you saved my life." 20 Everyone else was saying that to me, and I 21 believed it. 22 You know, if everyone else was saying</p>	<p style="text-align: right;">4304</p> <p>1 THE COURT: I'll overrule for that. 2 Okay? 3 MS. BREDEHOFT: Okay. Thank you. 4 A I wrote a letter because I thought it 5 would be read to him. I could read it to him. I 6 could say it to him in intervention, you know, in 7 help, and he would -- he would later thank me 8 for -- as he did, as he used to thank me all the 9 time for saving his life. Just, I... 10 Q Did there come a time later in June 11 that you finally met Johnny's kids? 12 A I'm sorry. Yeah. I finally met them 13 in the summer of 2013. I had been with Johnny for 14 over a year, maybe like a year and a half at this 15 point is my best guess. And I was dying to meet 16 them, you know, dying to get to know these kids. 17 I felt like I knew them already. I had his 18 daughter's -- and, actually, and Jack's, both of 19 his kids' art on my fridge, and I had never met 20 them. You know, Johnny brought them over one day 21 and kindly given them to me, and I had them up on 22 my fridge because I felt like I knew them, just</p>
<p style="text-align: right;">4303</p> <p>1 it, he was saying it. I thought, just like his 2 other friends who gotten clean and sober and 3 stayed that way, his older friends, these rock 4 stars that he hung out with that had, like, gotten 5 clean and sober, and they had had 20, 30 years, 6 something. You know, I thought, and Johnny told 7 me he would be that person, that he was going to 8 be that person. I believed it. I had so much -- 9 I looked at that man, twice my age, you know. I 10 was 25, looking at this man twice my age, and I 11 saw hope and, like, promise. 12 I had so much hope. You know, the 13 whole thing, kids and growing old together, sort 14 of the hope, if it was just for this one thing 15 that he could do which would save his life, which 16 would be to get clean and sober. And I believed 17 it. And I wrote this letter to myself, among many 18 letters to myself -- 19 MS. VASQUEZ: Objection. Hearsay. 20 A -- because I thought -- 21 MS. BREDEHOFT: All she did is refer to 22 that she wrote it. She didn't say what she said.</p>	<p style="text-align: right;">4305</p> <p>1 how much he talked about them. And I finally got 2 to meet them at the Lone Ranger premiere, at 3 Disneyland. Yeah, summer 2013. 4 Q So then I'm going to jump to -- and 5 it's not much of a jump to June 26th, 2013. 6 There's a plane ride to Russia with Johnny. 7 Do you recall that? 8 A Yes. 9 Q Tell the jury about that particular 10 event. 11 A Oh, well, that was the first and last 12 time I ever decided it would be a decent idea to 13 do drugs with Johnny. I did MDMA with -- or did 14 MDMA with him on the plane, which was as stupid as 15 it may sound. I just had never -- I was very 16 against -- obviously, the cocaine had been a 17 problem. I was very much against him using 18 cocaine. I was against the drinking, supportive 19 of the sobriety, you know. But I'm 26, maybe-ish, 20 and I wanted -- you know, I never heard of anyone 21 making MDMA like what I had -- I had done MDMA 22 before.</p>

<p style="text-align: right;">4306</p> <p>1 You know, I thought it's a lovey drug. 2 You know, it's like a kind of – I never knew 3 anyone to get violent on it. And, you know, I 4 thought, "Well, this is a relatively contained 5 environment. Maybe this will be different. Maybe 6 I can be a good cop and be part of the" – you 7 know, like I don't have to be the lesbian camp 8 counselor all the time, as he would say. You 9 know, I could maybe be the fun girlfriend. And I 10 learned the hard way that that was not happening. 11 Q So what happened? 12 A Well, we took – we took MDMA. I took 13 a capsule, like a powder in a capsule. I took a 14 capsule, and Johnny took several. I didn't count. 15 But, you know, it's very different when you see 16 someone take one versus a handful of something, 17 but nothing that seemed to set any alarm bells 18 off. 19 And things were going fine until the 20 flight attendant got involved. The flight 21 attendant came by, was engaging with us. I don't 22 think that there really – it felt like it was</p>	<p style="text-align: right;">4308</p> <p>1 slammed it down on the table and told her he could 2 break her wrist, and I remember thinking, "I've 3 heard this before." 4 And that was a pattern that would 5 repeat itself a few times. These things would 6 happen in these kind of cycles where there would 7 be a certain element that would get filtered for a 8 while, whether it was an accusation or a gesture, 9 and that was the thing he looped on, and I called 10 it loop – loops. And he grabs her wrist, and he 11 tells her he could break her wrist. 12 She cries instantly, denies it, is so 13 apologetic. Eventually he lets go. She goes to 14 the front of the plane where the flight attendant, 15 you know, normally hangs out, and the door's 16 closed and I don't see her much of that whole 17 flight. 18 We land in Russia, and I don't really 19 remember, you know, any – there was – I don't 20 recall any violence on the plane between Johnny 21 and I, but I remember feeling this tension because 22 I was wondering when it was going to aim at me.</p>
<p style="text-align: right;">4307</p> <p>1 before the effects of the drug took over. So it 2 was relatively soon after we first took our dose, 3 if you can say, and the flight attendant, Johnny 4 offered her some. She of course says no, and then 5 after some back-and-forth between them, Johnny 6 convinced her that it would be fine. So she 7 acquiesced and took MDMA with us. 8 And within, you know, a few minutes go 9 by, and that same thing happened that happened on 10 the mushrooms at Hicksville with the woman, Kelly 11 Sue, who I've told you about. Flight attendant 12 got friendly with me, but just friendly, just like 13 MDMA friendly, you know, with kind of I'm a woman; 14 he's a man, so she was naturally, I think, more 15 comfortable with me, physically. She kind of 16 leaned into me and kind of sat on the arm of the 17 chair I was sitting in. 18 I mean, after all, she's on drugs, and 19 Johnny grabs her hand and tells her not to touch 20 me. And she kind of reacts in a way, like, you 21 know, like defending herself and was trying to 22 clarify. And he grabbed her by the wrist and</p>	<p style="text-align: right;">4309</p> <p>1 Because he had this particular thing about -- 2 well, at the time, I understood he had a 3 particular thing, a sensitivity, about me and 4 women because I had had a female partner. 5 So I was feeling nervous, anxious, and 6 I remember we had a very quiet ride, at least I 7 didn't say anything, to the -- ride to the hotel. 8 And almost as soon as we get into the hotel room, 9 Johnny's accusing me of effectively having engaged 10 that, caused that. I, of course, deny it. I 11 point out what I thought was obvious, that, you 12 know, like we had given her drugs, you know, 13 wasn't an affair, wasn't -- you know, and I'm 14 trying to argue and defend myself at the same 15 time. 16 And at one point, Johnny just shoves 17 me, like, I mean, shoves me, hard, and I fall back 18 onto this glass table. I catch myself on the 19 table. I don't know how -- some furniture got 20 knocked around. There was a -- you know, I'm 21 trying to stand up for myself. I'm trying to 22 stand up literally at this point. I don't even</p>

<p style="text-align: right;">4310</p> <p>1 try to hit back or try to run. I'm in this hotel 2 room, trying to do my best to fight mostly the 3 verbal accusations, but also I try to stay on my 4 feet, you know. 5 At some point, Johnny whacks me in the 6 face. And I don't even -- I don't remember 7 feeling pain or, like, awareness of my nose or 8 anything. I just -- I don't remember thinking 9 that. I remember kind of crying and feeling -- I 10 went into the bathroom, and I wanted him to have 11 a -- like, I just remember wanting him to realize 12 what had happened. I wanted him to kind of snap 13 out of it. I wanted him to care. I wanted him to 14 realize what was going on because a big part of 15 this, I felt like he wasn't aware. There was this 16 sense that he didn't know what was going on. 17 You know, again, I don't know how much 18 of the drugs or alcohol's a part of this, but I 19 remember crying. I came out at some point because 20 I don't hear him in that room. I remember we had 21 been arguing in the main room, but I went out to 22 the hallway, which is where I presumed he walked</p>	<p style="text-align: right;">4312</p> <p>1 wanting -- just wanting Johnny to say sorry. I 2 wanted him to realize -- it's so stupid, but, 3 like, the emotional part, you know, I just wanted 4 him to acknowledge that this is -- like, he could 5 hurt me, you know? And I wanted it to be okay. I 6 didn't want him to think I was interested in this 7 flight attendant. I didn't want him to think that 8 I was capable of cheating on him. I was in love 9 with him. I wanted -- you know, I just wanted 10 things to be okay. 11 Q Let's take you to July 9, 2013. Did 12 there come a time that you went for a ride on -- 13 went to the Bahamas and went on a ride on a yacht 14 with Johnny and his kids? 15 A It was less like a -- we flew out to 16 the Bahamas, to his island. He was selling the 17 yacht to J.K. Rowling, and he wanted to have a 18 goodbye trip on the yacht, so it was docked off 19 the island. And I went with him and his kids, who 20 I had quickly developed a bond with and loved, and 21 we brought a friend along with us, I think, to 22 help, and yeah.</p>
<p style="text-align: right;">4311</p> <p>1 out, and his bodyguard Jerry Judge was in the 2 hall. I don't recall seeing Johnny in the hallway 3 but I remember seeing Jerry Judge, who gestured to 4 my nose -- 5 MS. VASQUEZ: Objection. Hearsay. 6 MS. BREDEHOFT: She's just saying 7 "gestured." She hasn't said anything yet. 8 THE COURT: All right. Gesture is 9 fine. I'll overrule. Go ahead. 10 A He gestures to my nose and holds out a 11 handkerchief, like a cloth handkerchief, and I 12 instantly felt -- felt really embarrassed. I felt 13 like -- I felt ashamed. I don't know how else to 14 describe it. It just felt, like, just really 15 embarrassing, and I went inside the room. 16 Q What, if any, injury did you have? 17 A I had a little blood coming out of my 18 nose. I didn't know it. I didn't feel it at the 19 time until Jerry gave me -- Jerry let me know. 20 Q Okay. 21 A And I went inside the hotel room, and 22 as embarrassing as it is, I remember just</p>	<p style="text-align: right;">4313</p> <p>1 Q Okay. Tell the jury what happened on 2 that trip. 3 A Johnny was upset that he had to sell 4 the boat, and he was off the wagon again. But he 5 didn't want to tell his kids, so he was hiding it 6 from them. He was putting it in coffee cups and 7 drinking, and the behavior just kind of like he 8 was upset. He was emotional, and it just, you 9 know, that's how he dealt with it, just drink. 10 But there's just no off button with Johnny. So he 11 just kept drinking, and the behavior kept getting 12 more obviously drunk, and Lily-Rose, his daughter, 13 at the time was young, she was maybe fourteen. 14 And she started to get panicky and asked -- 15 started to ask me questions about his drinking. 16 MS. VASQUEZ: Objection. Hearsay. 17 Q Without saying what Lily-Rose was 18 saying, please continue on. 19 THE COURT: Sustain the objection. 20 MS. VASQUEZ: Thank you. 21 A She was asking me questions about the 22 drinking and was very upset.</p>

<p>4314</p> <p>1 THE COURT: Sustain the objection. 2 Q Yeah, you can't say what Lily-Rose 3 said. 4 A Oh. 5 Q You can tell gestures. You can tell -- 6 and you can say what you and Mr. Depp said, okay? 7 A Sorry. So she was upset, and Johnny 8 kind of -- we were with the kids, and he kind of 9 threw himself off the boat in a half-playful way, 10 like a dead -- like dead fish kind of way. I 11 don't know how to describe it, almost like a belly 12 flop. But we were on a skip -- like a smaller 13 boat parked next to the yacht, and he's jumping -- 14 well, he jumped off the front of it, but kind of 15 in a face chest-forward way, like it looked a 16 little scary, like not something somebody would do 17 if they're completely okay. You know, it was -- 18 started off all of us kind of taking turns jumping 19 off the yacht into the water, and then he, at one 20 point, kind of throws himself over, and it looked 21 a little scary the way his body fell into the 22 water. And Lily-Rose started to cry and expressed</p>	<p>4316</p> <p>1 daughter, or anyone at the time, other than adults 2 who might help with it, but not his kids. 3 So I was trying to tell him, "I was 4 just trying to comfort her. I was trying to 5 protect you." 6 He basically was accusing me of doing 7 this thing and of making them aware of his -- that 8 he was drinking again. And he slams me up against 9 the side wall of the bedroom of the -- we were in 10 the bedroom this whole time, but up against the 11 wall of the cabin and slams me up by my neck and 12 holds me there for a second and tells me that he 13 could fucking kill me and I was an embarrassment. 14 I was embarrassing. I was an embarrassment. This 15 whole thing was a joke, all embarrassment. I made 16 him feel sick. 17 And I'll never forget -- I'm -- I was 18 very, very, very much in love with this whole 19 family now, and he's saying I'm embarrassing to 20 him. And that somehow stuck in me more than the 21 "I could fucking kill you." It just sounded like 22 hyperbole. It sounded like something he was just</p>
<p>4315</p> <p>1 to me that she -- 2 MS. VASQUEZ: Objection. Hearsay. 3 THE COURT: Sustained. 4 Q You can't say what she said. You can 5 say -- you can tell expressions or observations, 6 but you can't say what Lily-Rose said, okay? 7 A So Lily-Rose is crying, and the crying 8 becomes like a panic, like almost like a panic 9 attack, like rapid breathing, crying, lots of 10 questions. And I'm holding her and kind of 11 comforting her, and Johnny comes in. And within a 12 few -- within a few seconds, I realize that he, 13 you know, kind of shifted his attention on me, and 14 then he seemed very angry. 15 He asked Lily-Rose to leave. Lily-Rose 16 leaves, looks at me, leaves crying, and Johnny -- 17 and I don't remember the words he used, but starts 18 accusing me of kind of, like, telling on him and 19 calling him a, you know, a drunk in front of his 20 kids. I hadn't done that. I was actually trying 21 to protect Johnny. I was in -- it didn't feel 22 like my place at all to share that with his</p>	<p>4317</p> <p>1 saying, but the names that he was calling me, kind 2 of just pushing me up against the wall by my neck, 3 you know, it hurt -- hurt my feelings. It hurt. 4 When I communicated with -- when I saw 5 Lily-Rose again, I won't say what she told me, but 6 the next thing we do is we call for a helicopter 7 to come and take us off of the boat -- or off of 8 the island. So we leave the boat, go to the 9 landing of -- a part of the island, or maybe it 10 was a different island we have to get to to leave. 11 And we take off. 12 I'm holding Lily-Rose in my -- 13 literally holding her under my arm while she's 14 crying and we're lifting off, and Jack ended up 15 not coming with us at the last minute. He stayed 16 behind and we were taking off, and I remember 17 being really torn about leaving. I felt bad about 18 leaving. Even though that had happened, I still 19 felt awful leaving. I felt awful leaving him. I 20 also felt like I had done something wrong, you 21 know, like he was mad at me. I wasn't sure, you 22 know, what I had done, but I remember not being --</p>

4318	4320
1 you know, I'm getting all these text messages from	1 (Whereupon, the trial was recessed at
2 him calling me all these names and barely	2 4:59 p.m. to reconvene at 10:00 a.m., Thursday,
3 coherent, barely, and I'm holding his daughter,	3 May 5, 2022.)
4 crying.	4
5 Q And let me just stop you for a moment.	5
6 MS. BREDEHOFT: Michelle, can you pull	6
7 up Defendant's Exhibit 180.	7
8 THE COURT: Which I believe is already	8
9 in evidence?	9
10 MS. BREDEHOFT: It is already in	10
11 evidence, Your Honor, so if we may publish it to	11
12 the jury.	12
13 THE COURT: All right.	13
14 Q And, Amber, I'm going to ask you to	14
15 take a look at 180. And this is text messages	15
16 from Mr. Depp to you.	16
17 Do you recall these?	17
18 A Yes, I do.	18
19 Q And are these the text messages?	19
20 A Yes. What he was sending me while I	20
21 was taking care of his daughter.	21
22 MS. BREDEHOFT: Your Honor, I'm about	22
4319	4321
1 to go into another event. Should I keep going?	1 CERTIFICATE OF SHORTHAND REPORTER
2 THE COURT: That's fine if you think	2 I, JUDITH E. BELLINGER, RPR, CRR, the
3 this is a good point to break for the day.	3 court reporter before whom the foregoing hearing
4 MS. BREDEHOFT: I think it's probably a	4 was taken, do hereby certify that the foregoing
5 good point.	5 excerpt transcript is a true and correct record of
6 THE COURT: All right. Ladies and	6 the proceedings; that said proceedings were taken
7 gentlemen, we'll go ahead and conclude for today.	7 by me stenographically and thereafter reduced to
8 Again, do not look up anything about this case.	8 typewriting under my direction; and that I am
9 Do not do any outside research, and don't discuss	9 neither counsel for, related to, nor employed by
10 this with anyone, okay? Have a good evening, and	10 any of the parties to this case and have no
11 we'll see you in the morning, okay? Thank you.	11 interest, financial or otherwise, in its outcome.
12 (Whereupon, the jury exited the	12 IN WITNESS WHEREOF, I have hereunto set
13 courtroom and the following proceedings took	13 my hand and affixed my notarial seal this 5th day
14 place.)	14 of May, 2022.
15 THE COURT: Again, ma'am, since you're	15 My Commission Expires: September 30, 2024
16 still on the stand, you cannot discuss your	16
17 testimony with anybody to include your attorney,	17
18 okay?	18 <i>Judith E. Bellinger</i>
19 Anything further before -- all right.	19 _____
20 We'll see you in the morning.	20 NOTARY PUBLIC IN AND FOR
21 MS. BREDEHOFT: Thank you, Your Honor.	21 THE COMMONWEALTH OF VIRGINIA
22 THE BAILIFF: All rise.	22