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Transcript of Jury Trial - Day 18

Date: May 17, 2022
Case: Depp, II -v- Heard

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Transcript of Jury Trial - Day 18
 Conducted on May 17, 2022

2 (5064 to 5067)

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<p>1 APPEARANCES CONTINUED</p> <p>2 ON BEHALF OF THE DEFENDANT AND COUNTERCLAIM</p> <p>3 PLAINTIFF:</p> <p>4</p> <p>5 ELAINE CHARLSON BREDEHOFT, ESQUIRE</p> <p>6 ADAM S. NADELHAFT, ESQUIRE</p> <p>7 CHARLSON BREDEHOFT COHEN BROWN &</p> <p>8 NADELHAFT, P.C.</p> <p>9 11260 Roger Bacon Drive</p> <p>10 Suite 201</p> <p>11 Reston, VA 20190</p> <p>12 703.318.6800</p> <p>13</p> <p>14 J. BENJAMIN ROTTENBORN, ESQUIRE</p> <p>15 WOODS ROGERS PLC</p> <p>16 10 South Jefferson Street</p> <p>17 Suite 1400</p> <p>18 P.O. Box 14125</p> <p>19 Roanoke, VA 24011</p> <p>20 540.983.7540</p> <p>21</p> <p>22</p>		<p>1 EXHIBITS</p> <p>2 Offered Admitted</p> <p>3 Plaintiff's</p> <p>4 99 5156 5156</p> <p>5 100 5156 5156</p> <p>6 101 5157 5157</p> <p>7 102 5158 5158</p> <p>8 103 5158 5159</p> <p>9 104 5159 5160</p> <p>10 120E 5223 5223</p> <p>11 120F 5228 5228</p> <p>12 356 5319 5321</p> <p>13 368 5326 5327</p> <p>14 394 5166 5167</p> <p>15 1262 5177 5181</p> <p>16 1263 5184 5190</p> <p>17 1264 5197 5199</p> <p>18 1265 5206 5206</p> <p>19 1266 5314 5315</p> <p>20</p> <p>21 Defendant's</p> <p>22 91A 5135 5139</p>		
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5068	1 PROCEEDINGS 2 THE BAILIFF: All rise. 3 Please be seated and come to order. 4 THE COURT: All right. Do we have any 5 preliminary matters before we bring in the jury? 6 Of course we do. 7 (Sidebar.) 8 MS. BREDEHOFT: These are all from the 9 audio clips. 10 THE COURT: Okay. The audio clips. 11 MS. BREDEHOFT: And these are the 12 redacted set of the 700 through, I think it's 717 13 (indiscernible). 14 THE COURT: All the redacted ones. 15 MS. BREDEHOFT: And then I would like 16 to revisit that issue, Your Honor. Your Honor may 17 recall, and I have a copy of yesterday's 18 transcript, and I tagged the section that's 19 relevant here. So, Your Honor may recall, first 20 of all, I did put Ms. Heard on the stand, and we 21 have that. At 134, she gives the foundation, 22 explains how she put the metadata on there. Then	5070	1 issue, Your Honor, as you indicated. 2 THE COURT: She's saying it's not 3 hearsay. 4 MS. VASQUEZ: But there was no 5 foundation laid for how those -- that text got on 6 those photographs. That's not a photograph. It's 7 a photograph of a photograph. 8 MS. BREDEHOFT: She explained -- 9 THE COURT: I'm still going to sustain 10 at this time, okay, on foundation grounds and 11 hearsay. All right? Thank you. 12 MS. MEYERS: We do have one other 13 issue. 14 THE COURT: Yes. 15 MS. MEYERS: So, after our late day, 16 two weeks ago, when we went over all the 17 depositions. 18 THE COURT: Oh, deposition day. 19 MS. MEYERS: The parties agreed on 20 their depositions, they were sent to be spliced, 21 and then after they started coming back they 22 started unilaterally de-designating additional
5069	1 Ms. Vasquez says, and this is page 134, "Your 2 Honor, I would just ask the picture be redacted on 3 hearsay grounds." And Your Honor, then, granted 4 that at that point. 5 THE COURT: Uh-huh. 6 MS. BREDEHOFT: Then I came back and 7 revisited this. I tried giving the case law that 8 said that the metadata is not hearsay, and Your 9 Honor believed, at that time, there was a 10 foundation issue. But the foundation had been 11 laid. We don't have an expert that's going to say 12 how she put the metadata on, and, in fact, we 13 believe that we should be able to get those in on 14 the foundation/hearsay. If they challenge the 15 legitimacy, then in rebuttal, we have an expert to 16 say those are legitimate photos. But I need to 17 get those in through her, and I believe that I've 18 laid the foundation, and the only objection is 19 hearsay. And I think the case law is quite 20 strong. 21 THE COURT: Okay. 22 MS. VASQUEZ: I think this is an expert	5071	1 testimony. We've objected. What we agreed on in 2 court and what was ruled the Court ruled on is 3 what -- 4 THE COURT: Right. 5 MS. MEYERS: -- we must -- 6 THE COURT: Abide by. 7 MS. MEYERS: We agreed that we would 8 withdraw materials, but that was sort of when we 9 were in court, had the opportunity to see what 10 they were withdrawing. We could, you know, 11 reevaluate our own designations we were 12 withdrawing. So we would unilaterally designate, 13 after the depositions come back, depending on how 14 long they are because they were -- 15 THE COURT: Okay. 16 MS. BREDEHOFT: So, they de-designated 17 back with Falati, and Your Honor said think about 18 whether you can cut back after Brandon Patterson 19 and establish the to and the hows, all the way 20 through every single Friday, when we were out in 21 the hallway, we both agreed that we could 22 de-designate more later. It's just our

<p>5072</p> <p>1 designations. 2 Yes, Your Honor, when Your Honor cut us 3 back to 61 hours, we were in huge trouble, and we 4 needed to cut a lot of testimony, and that's what 5 we did. And from May 1 through May 10, we were 6 sending them exactly the same way they did. We 7 would send them to Planet Depos saying please 8 remove these. These are our designations, not 9 theirs. And they had the right to de-designate 10 more, if they wanted to. No, they didn't say a 11 word. From May 1 to May 10, didn't say a word. 12 And then Friday night, they say, oh, we 13 object to you unilaterally de-designating. We had 14 already gotten new spliced videos now. They've 15 got the same ones we do. They know exactly what 16 we de-designated. I said, how are you prejudiced 17 by this? It's what we designated. We need to cut 18 because we can't get it all in. We had to cut. 19 We had to cut significantly because, otherwise, we 20 can't get our testimony in with Your Honor's time 21 limitations. 22 THE COURT: Okay.</p>	<p>5074</p> <p>1 advantage. 2 MS. BREDEHOFT: That's just not true. 3 They did it with Falati in the first week. Your 4 Honor, they're not prejudiced. They're not 5 prejudiced by this. This is our testimony. It's 6 like us deciding not to ask the witness certain 7 things. And we've been sending to them for two 8 full weeks. We were sending them to them, saying, 9 we're de-designating these. You're welcome to 10 de-designate as well. Let us know if you have any 11 issues with what we are de-designating. 12 Otherwise, we're severely prejudiced, Your Honor. 13 we can't fit them all in. That's the bottom line 14 here. That's what we've done. And we've done it 15 all the way through. 16 THE COURT: But two Fridays ago, you 17 knew we had 61 hours. 18 MS. BREDEHOFT: Correct, Your Honor, 19 which is when, two Fridays ago, when we started 20 de-designating. When Your Honor said that, we 21 said, oh, my god, we can't fit these all in. We 22 started de-designating.</p>
<p>5073</p> <p>1 MS. MEYERS: Your Honor, with respect 2 to Ms. Falati's deposition, that was one of ours 3 that we did early on. And Ms. Heard's counsel 4 reached out to us and said would you agree that we 5 can both de-designate further? In that instance, 6 we said, yes, we agree. We both de-designated, we 7 both told each other what was being de-designated 8 and we respliced. What happens with the ones that 9 we handled two Fridays ago, we were exchanging 10 emails saying we're going to de-designate this 11 from this deposition and, you know, vice versa. 12 We came in, we worked through those. 13 THE COURT: Right. 14 MS. MEYERS: And then those were 15 finalized, in our view, unless we had an agreement 16 that, you know, we might, to spare our time, we 17 could de-designate further than that. None of the 18 ones that they are sending fall into that 19 category. This is largely unfair. When we were 20 doing the deposition videos in our cases-in-chief, 21 we didn't have the opportunity to ask after, hold 22 on, we need to remove parts of it. They're taking</p>	<p>5075</p> <p>1 THE COURT: Three Fridays ago. 2 MS. BREDEHOFT: We've been 3 de-designating since that time. We've been 4 cutting and they've been cutting. And every 5 Friday -- every single one of these lawyers here 6 and said we're going to have to cut more and they 7 said we will too, and I said great. Just let us 8 know. And that's what we did. We let them know 9 and we let Planet Depos know. We're beyond 10 severely prejudice because we're not allowed to 11 cut our own designations. We didn't cut theirs. 12 We didn't touch theirs. 13 THE COURT: So how are you prejudiced 14 by? 15 MS. MEYERS: So, Your Honor, we are not 16 objecting to what was withdrawn three Fridays ago. 17 THE COURT: How are you prejudiced if 18 they cut more now? 19 MS. MEYERS: The issue is that what we 20 removed, or what we agreed to remove or lock in, 21 was based off of our understanding of what their 22 designations --</p>

5076	1 MS. VASQUEZ: And Your Honor -- 2 MR. CHEW: We knew those limits. 3 MS. BREDEHOFT: We said, if there's any 4 specific ones you have, let us know. They have 5 never done that. 6 We've been doing this for two weeks, 7 Your Honor. 8 MS. VASQUEZ: Your Honor, if I may. 9 You would really to do this to us when we're 10 trying to prepare for cross-examination, and take 11 away attorney resources. They have decided, after 12 Your Honor has ruled on these depositions, to 13 de-designate further, not in agreement with us. 14 It's not fair. 15 MR. ROTTENBORN: They had a ten-day 16 break to prepare for cross-examination. 17 MS. BREDEHOFT: Your Honor, there's no 18 prejudice to them. 19 MS. VASQUEZ: There is. 20 MR. CHEW: Yes, there is. 21 MS. BREDEHOFT: Give us one designation 22 that we de-designated that somehow that's their	5078	1 Remember the Brandon Patterson one? Because they 2 wouldn't agree to the authenticity of all those 3 video clips, we had two hours and 49 minutes of 4 authenticating each of those, and then they agreed 5 to it, just as we were coming in for that. So 6 we've got stuff for two hours and 49 minutes. 7 When we got the time estimates, Your Honor, we 8 came back said we can't do that. We have to cut. 9 And we did cuts. I'm not hearing any prejudice on 10 our cuts, Your Honor. There isn't any prejudice. 11 It's just like us not asking more questions. And 12 we've said, specifically, and we've been doing 13 this for two weeks, Your Honor. They didn't say a 14 word until Friday night. And we said you're 15 welcome to de-designate as well, and if you have 16 any issues with any of our designations. But we 17 cannot get our case on if we use the originals. 18 We had to cut. 19 THE COURT: I can't -- I can't require 20 her to use the originals that you based on. Just 21 because you're doing this all by depositions, it's 22 just a very strange case. But it's their case,
5077	1 prejudice. This is our testimony, Your Honor. 2 MS. MEYERS: After we were in court 3 three Fridays ago, and we marked up our 4 transcripts, we have not sent any further 5 de-designations. 6 MS. VASQUEZ: And there's -- 7 MS. MEYERS: They received some videos 8 back and then they saw the time, and they started 9 slicing more. 10 MS. BREDEHOFT: Exactly. We had to 11 because we can't get our case in. We would be 12 severely prejudiced by that. 13 THE COURT: But you knew from the very 14 beginning. 15 MS. BREDEHOFT: Your Honor, actually, I 16 don't agree that we knew from the very beginning. 17 I know Your Honor said in the first week. 18 THE COURT: Right. 19 MS. BREDEHOFT: We're going to go to 20 72 hours, and then Your Honor changed that down to 21 61. This is our case now, and once we got the 22 times and, in fact, we have suffered a lot.	5079	1 their testimony, so I'll allow the 2 de-designations, okay? Let's move on. 3 MR. CHEW: Thank you, Your Honor. 4 THE COURT: Thank you. 5 All right. Are we ready for the jury? 6 MS. BREDEHOFT: Yes, Your Honor. 7 THE COURT: All right. 8 (Whereupon, the jury entered the 9 courtroom and the following proceedings took 10 place.) 11 THE COURT: All right. Be seated. 12 All right. Next question. 13 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 14 COUNTERCLAIM DEFENDANT 15 BY MS. VASQUEZ: 16 Q Good morning, Ms. Heard. 17 A Good morning. 18 Q Your relationship with Mr. Depp began 19 in October of 2011, right? 20 A That's correct. 21 Q And you previously testified, multiple 22 times, under oath, that the first year of your

<p>1 relationship with Mr. Depp was the best of times, 2 right, Ms. Heard? 3 A That is correct. 4 Q You testified that as far as you could 5 tell, Mr. Depp was sober that first year? 6 A That is correct. That's what I used to 7 believe. 8 Q And that the first year was "magic"? 9 A Yes, I always estimated it was about a 10 year. 11 Q But now, you've told this jury that 12 Mr. Depp was being violent with you throughout 13 2012; haven't you, Ms. Heard? 14 A No, he took a break in the middle of 15 2012, when he was sober. 16 Q You told them that he was hitting you 17 in 2012, though; is that right? 18 A He was hitting me in 2012. He just 19 took a break in the middle. 20 Q He was smashing things around you, 21 right? 22 A He did.</p>	<p>1 who was hitting you, right, Ms. Heard? 2 A I was aware that he could have stabbed 3 me with it, but I didn't know that for certain. 4 Q But you gave it to him while he was 5 abusing you, allegedly? 6 A I gave it to him that year. 7 MS. VASQUEZ: Master 8 Deputy Sheriff Halusa, will you, please, show the 9 knife to the jury. 10 Thank you. 11 Q This is the knife you gave to the man 12 who would get drunk and violent with you, right? 13 A This is the same knife that I gave him 14 as a present in 2012, yes. 15 Q Now, Ms. Heard, I'm going to need to 16 talk to you about what happened in Australia in 17 March of 2015. 18 You've testified that at some point 19 during the incident you described, you witnessed 20 Mr. Depp bashing a phone against the wall, right? 21 A That is correct. 22 Q You testified that the phone was</p>
<p>1 Q And you told them that Mr. Depp was in 2 and out of sobriety in 2012? 3 A That is correct. 4 Q You told this jury, then, "In 2012, I 5 was in the beginning stages of this, just learning 6 these patterns. I was learning that drinking kind 7 of correlated with the violence." 8 Is that right? 9 A That is correct. 10 Q So it was during these cycles of 11 violence, in 2012, that you gave Mr. Depp a knife 12 as a gift? 13 A I gave him a knife, I think, for a 14 birthday present early in our relationship. I 15 believe it was around 2012. But I'm not certain. 16 Q We've seen a picture of that knife, but 17 I think we should bring out the real thing. 18 MS. VASQUEZ: Master Deputy Sheriff 19 Halusa, may I, please, have you show the knife to 20 Ms. Heard. 21 A Yes, that's it. 22 Q That's the knife you gave to the man</p>	<p>1 breaking into pieces? 2 A I was watching it disappear. 3 Q And Mr. Depp smashed it, I think your 4 word was smithereens? 5 A Yes, that's correct. 6 Q And according to your testimony, this 7 was a wall-mounted phone in the bar area? 8 A That is correct. 9 Q Let's take a look at Defendant's 10 Exhibit 1820. 11 MS. VASQUEZ: I believe this has 12 already been admitted into evidence. If we could 13 have it published. 14 THE COURT: All right. 15 MS. VASQUEZ: Thank you. 16 Q You saw this photo during your direct 17 examination, right? 18 A That is correct. 19 Q And you testified that the wall-mounted 20 phone that you saw Mr. Depp smash is on the wall 21 on the left? 22 A That's correct. So if you're looking</p>

<p>5084</p> <p>1 at this picture, the wall -- the wall-mounted 2 phone would have been behind you, on the left-hand 3 side of your shoulder. 4 Q It's not depicted in this photo, 5 correct? 6 A Whoever took this photo is standing 7 right in front of where that mounted phone was. 8 Q That's convenient. 9 The pieces of the phone Mr. Depp 10 smashed aren't in this picture either, right? 11 A You don't see it because whoever took 12 this photo is standing in front of that. 13 Q Whoever took this photo is Mr. Ben 14 King, correct? 15 A That's what I believe. 16 Q Mr. King testified, under oath, in this 17 trial, right? 18 A That is correct. 19 Q And he testified that there was no 20 wall-mounted phone smashed to smithereens that he 21 had to replace, correct? 22 A I didn't hear him testify to that, no.</p>	<p>5086</p> <p>1 Q So there are two phones in the bar 2 area? 3 A There was a wall-mounted phone, I don't 4 know if it was decorative or what, but it looked 5 antique, large and antique. 6 Q And the large and antique one that's 7 not depicted in any photographs, including ones 8 you took, is the one that Mr. Depp damaged, 9 correct? 10 A That's correct. I only took pictures 11 of the mirror. 12 Q So there's no picture of that damaged 13 phone? 14 A I didn't take a picture of it, no. 15 Q Okay. So back to the phone smashing. 16 You watched Mr. Depp smash the phone, right? 17 A That's correct. I watched it. 18 Q And you testified that you were 19 "watching the phone every single time he pulled 20 his hand back"? 21 A That's correct. 22 Q And according to you, this is when</p>
<p>5085</p> <p>1 Q He did. Your counsel elicited it. 2 A I disagree with that representation. 3 Q You also saw the picture -- 4 MS. VASQUEZ: Actually, can we please 5 bring up Defendant's Exhibit 1821. Which is also 6 admitted into evidence. 7 Q You also saw this picture during your 8 direct examination, correct? 9 A That is correct. 10 Q And so this is the bar area to the 11 right of the wall-mounted phone you just 12 described. 13 A If you were facing in that direction. 14 If you're facing this direction, it would be 15 behind you. 16 Q This phone on the counter isn't the 17 phone that got smashed to smithereens, is it? 18 A No. They brought that out during my 19 testimony in the U.K. as well, and I said this in 20 the U.K. trial as well. That that is not the 21 phone, obviously, because that one's not smashed 22 and it's not wall-mounted.</p>	<p>5087</p> <p>1 Mr. Depp lost the tip of his finger, right? 2 A It is my best guess. I didn't notice 3 his finger come off, obviously. I was watching 4 him smash the phone and watching the pieces break 5 while he was doing it. 6 Q Well, it's not your best guess, 7 Ms. Heard. 8 A That is my best guess, yes. 9 Q Okay. Let's go back to my questions. 10 You submitted a declaration, under the 11 penalty of perjury, in this case. 12 Do you remember that? 13 A That is correct. 14 Q Okay. Let's look at that declaration. 15 MS. VASQUEZ: Your Honor, may I 16 approach. 17 THE COURT: Yes, ma'am. Thank you. 18 Q If we could, directing your attention, 19 Ms. Heard, to the -- page 14 of the declaration. 20 Is that your signature? 21 A Yes, it is. 22 Q And your signature appears right under</p>

<p>5088</p> <p>1 the statement "I declare, under penalty of 2 perjury, under the laws of the state of Virginia, 3 that the foregoing is true and correct?" 4 A That's correct. 5 Q This is dated April 10th, 2019? 6 A Correct. 7 Q Now, let's look at paragraph 16, which 8 is on page 5. Specifically, line 10. 9 You write, testifying under oath, 10 "While he was smashing the phone, Johnny severely 11 injured his finger, cutting off the top of it." 12 Did I read that correctly? 13 A Yes, that's correct. 14 Q So you testified, in this courtroom, 15 that after Mr. Depp smashed the phone, he held you 16 down on the countertop by the neck. 17 Do you remember that? 18 A I'm not quite sure the exact sequence 19 of things, but, yes, both of those things 20 happened. 21 Q Okay. We'll get to the sequence. And 22 this is when Mr. Depp supposedly assaulted you</p>	<p>5090</p> <p>1 holding you by the neck on the counter. 2 Is that your testimony? 3 A He held me by the neck on the counter. 4 Q Where's the bottle? 5 A At what point? 6 Q While holding you down by your neck. 7 A When he was assaulting me with the 8 bottle, it was in his hand. 9 Q Okay. Was it in his hand before or 10 after he holds you down by your neck? 11 A I was being held down while he 12 assaulted me with the bottle. 13 Q When he puts you on the counter, does 14 he have the bottle in his hand, yes or no? 15 A As I have always said, I don't remember 16 exactly what happened first, or I don't remember 17 the sequence. I just remember being aware that I 18 was being assaulted by a bottle while I was on the 19 countertop. 20 Q So he penetrates you with this bottle, 21 but you don't know how he got the bottle, right? 22 A That is correct.</p>
<p>5089</p> <p>1 with a bottle, right? 2 A On the countertop, he assaulted me. 3 Q So, Mr. Depp was able to get you on the 4 counter, right? 5 A He held me down by my neck. 6 Q And he held you down by your neck. 7 A That's correct. 8 Q And he grabbed a bottle, according to 9 you, while holding you down by the neck, correct? 10 A I'm sorry; could you clarify what 11 you're asking me? 12 Q While Mr. Depp is holding you by the 13 neck, against the countertop, he grabs the bottle. 14 That's your testimony? 15 A No. Those two things didn't happen at 16 the exact same time, no. 17 Q So he's holding the bottle; is that 18 your testimony, while holding you down by the 19 neck? 20 A Sorry. What was your question? 21 Q Your testimony is, Ms. Heard, that 22 either he has the bottle before or after he's</p>	<p>5091</p> <p>1 Q Okay. And he did that right after he 2 lost the tip of his right middle finger? 3 A Again, I don't remember the exact 4 sequence of those events. 5 Q We'll get to the sequence. 6 And while he was on 8 to 10 MDMA pills, 7 right? 8 A Yes. 9 Q Let's talk about the sequence. This is 10 a sequence of events you testified to in this 11 courtroom, that he smashed the phone to 12 smithereens and then assaulted you -- lost the tip 13 of his finger and then assaulted you with the 14 bottle, yes, that's the sequence of events that 15 you testified to in this courtroom? 16 A To be clear, you're putting it in order 17 when you say words like "then." I have never 18 claimed that I can remember the exact sequence of 19 these things. This is a multi-day assault that 20 took place over three horrible days. 21 Q Ms. Heard, we're not -- 22 A (Indiscernible.)</p>

<p>5092</p> <p>1 Q Ms. Heard, that's not my question. My 2 question isn't about the three-day assault, 3 allegedly, that occurred. I'm just talking about 4 the sexual assault that you now allege occurred. 5 A Yes, correct. 6 Q Let's talk about the sequence. 7 So you testified -- actually -- 8 MS. BREDEHOFT: Do you have a copy? 9 MS. VASQUEZ: Yeah, I just realized 10 that. We gave it to you yesterday. Court 11 transcript. 12 MS. BREDEHOFT: This one? 13 MS. VASQUEZ: Yes. 14 MS. BREDEHOFT: Page? 15 Q Ms. Heard, do you have a copy of day 16 16 in front of you? 17 A Day 16 of my deposition? 18 Q No, of the court transcript from this 19 trial. 20 A Oh, I didn't realize that. Yeah, I do. 21 Q Okay. Let's look at the transcript. 22 So you testified on page --</p>	<p>5094</p> <p>1 you testified that while Mr. Depp is smashing the 2 phone, he is screaming "I fucking hate you." 3 Right? 4 A Yes. He was screaming that, among 5 other things. 6 Q Okay. And further down, on page 4519, 7 same page, lines 12 through 19, you talk about how 8 you watched Mr. Depp smash the phone to 9 smithereens, right? 10 A That is correct. 11 Q Then, continuing on, on the same page, 12 4519, line 20, you say something really important. 13 "At some point, he's on top of me. No phone, but 14 screaming the same thing." 15 Right? 16 A I just remembered the sound, yes. 17 Q You remembered and you testified to 18 this jury that he didn't have the phone in his 19 hand anymore? 20 A When he was assaulting me with the 21 bottle -- 22 Q Right.</p>
<p>5093</p> <p>1 MS. BREDEHOFT: Page? 2 MS. VASQUEZ: I'm getting there. 3 Q 4506. 4 A All right. 5 Q Are you there? Okay. 6 The reason that we need to go through 7 this, Ms. Heard, is because we understand that 8 these are very serious allegations that you're 9 making, right? 10 A It was horrible. What happened to me, 11 yes. 12 Q All right. So let's go through them. 13 Page 4506, line 2 through 3. 14 I sit here now -- apologies. You 15 testified on page 4506, "This all started when 16 Mr. Depp took 8 or 10 pills of MDMA," right? 17 A That is correct. 18 Q Then, directing your attention to 19 page 4518, line 19, you talk about Mr. Depp 20 smashing a wall-mounted phone, correct? 21 A That is correct. 22 Q Okay. Then on page 4519, at line 3,</p>	<p>5095</p> <p>1 A -- he had the bottle in his hand. When 2 he was punching the wall with the phone, he had 3 the phone in his hand. When he was punching the 4 wall next to my head, he had me by the throat. He 5 did a lot of things that night. 6 Q So you're acknowledging, by the 7 sequence, not my words, your words, Ms. Heard, 8 that you testified to this jury that Mr. Depp 9 smashed the phone to smithereens before he 10 assaulted you. That's the way -- that's the 11 sequencing in which you testified, correct? 12 A I have never testified to a sequence. 13 Q Okay. Keep talking about that 14 sequence. 15 Then on page 4521, starting at line 3, 16 you testified to being bent over backwards on the 17 bar, right? 18 MS. BREDEHOFT: Your Honor, may we 19 approach? 20 THE COURT: Okay. 21 (Sidebar.) 22 MS. BREDEHOFT: The question</p>

<p style="text-align: right;">5096</p> <p>1 Ms. Vasquez is asking is not proper impeachment to 2 use. She needs to ask the question and then go to 3 the page and the line number and read what was 4 testified to, to the page. Instead, what she's 5 doing is she's characterizing her interpretation 6 of the testimony. She keeps inserting her own 7 language. That's not proper impeachment. She has 8 to ask the question that's asked here and give a 9 different answer and then go back and impeach her. 10 So what she's doing -- 11 MS. VASQUEZ: I'm not impeaching her, 12 first and foremost. 13 MS. BREDEHOFT: But she's -- 14 MS. VASQUEZ: Ms. Bredehoft, I'm not 15 impeaching her. This is the statements of the 16 party opponent. I can use them, however I want, 17 and I'm entitled to do that. So we're going 18 through the transcript. These are Ms. Heard's 19 statements, under oath, and I'm using them the way 20 I see fit. 21 MS. BREDEHOFT: She's testifying to her 22 own characterizations of what Ms. Heard is</p>	<p style="text-align: right;">5098</p> <p>1 you, yes? 2 A That was my fear. 3 Q Okay. 4 A That's what I remember feeling. 5 Q Ms. Heard, I'm going to show you 6 Defendant's Exhibit 1816. 7 MS. VASQUEZ: Which has already been 8 admitted. 9 THE COURT: Yes, ma'am. 10 MS. VASQUEZ: Thank you. 11 Q You saw this picture during your direct 12 examination, right? 13 A I did. 14 Q And you testified that this is a 15 picture of the bottles that were next to Mr. Depp 16 on a desk when you found him drinking in the 17 morning, right? 18 A That's correct. 19 Q And this was the morning after Mr. Depp 20 had allegedly sexually assaulted you, right? 21 A It was the morning after he did assault 22 me, yes.</p>
<p style="text-align: right;">5097</p> <p>1 testifying to. She's used the word "sequence" I 2 can't tell how many times. There's no word 3 "sequence" in here, Your Honor. 4 THE COURT: You can ask the questions 5 and you can use -- I understand. You can ask the 6 question, just don't comment on the answer. 7 MS. VASQUEZ: Okay. 8 THE COURT: I would appreciate that. 9 MS. VASQUEZ: Okay. Thank you, Your 10 Honor. 11 (Open court.) 12 BY MS. VASQUEZ: 13 Q Directing your attention, Ms. Heard, to 14 page 4521 starting at line 3. You testified to 15 being bent over backwards on the bar, right? 16 A That is correct. 17 Q And then feeling pressure on your pubic 18 bone, like Mr. Depp was punching you, yes? 19 A That's what I thought. 20 Q And then further down, on page 4521, 21 and on to 4522, you testified that you were 22 concerned Mr. Depp was using a broken bottle on</p>	<p style="text-align: right;">5099</p> <p>1 Q And if I understood your testimony 2 correctly, you testified that this is the Maker's 3 Mark bottle that Mr. Depp sexually assaulted you 4 with? 5 A I was never sure it was, but it was 6 definitely that shape. Felt like that shape. 7 Q But you testified, in this courtroom, 8 that you had not seen this bottle until Ben King 9 provided these photographs, correct? 10 A Not in the course of the trial, I 11 hadn't seen the photograph. 12 Q You claim you had serious injuries 13 after this alleged incident, right, Ms. Heard? 14 A Depends on what you would call 15 "serious." 16 For me, you know, having a sore jaw and 17 some bruises, at the time, in my relationship, 18 wasn't that serious. 19 Q Okay. Let's testify -- let's focus on 20 the testimony that you gave about the injuries. 21 Mr. Depp, as you testified yesterday, 22 wears rings on every finger, right?</p>

<p>5100</p> <p>1 A Sometimes. I mean, often. And 2 certainly, in the later part of our relationship, 3 that was more normal than not. But if he's 4 filming or something like that, of course, he's 5 not going to have his own jewelry on. 6 Q Your testimony, in this trial, was "I 7 don't know if I've ever known Johnny not to wear 8 rings," correct? 9 MS. BREDEHOFT: Objection. Improper 10 impeachment. 11 THE COURT: You need to put your 12 microphone on. 13 MS. BREDEHOFT: Objection, Your Honor. 14 Improper impeachment. If she's going to ask her a 15 question, she has to show where that was. 16 THE COURT: Overrule the objection. 17 MS. VASQUEZ: Thank you. 18 Q Your testimony yesterday was "I don't 19 know if I've ever known Johnny not to wear rings," 20 right, Ms. Heard? 21 A That's what I testified to, yes. 22 Q And he was wearing rings on every</p>	<p>5102</p> <p>1 A I didn't seek treatment. 2 Q And the day after you sustained all 3 these injuries, Dr. David Kipper came to the house 4 in Australia, right? 5 A Well, he came the third day, along with 6 security. 7 Q The day after you sustained these 8 injuries, Dr. David Kipper came along with nurse 9 Debbie Lloyd, correct? 10 A Well, that fight went into the morning, 11 like, early-hour morning, so, technically, that 12 last day. 13 Q Dr. David Kipper is Mr. Depp's -- or 14 was Mr. Depp's physician, right? 15 A I believe he still is. 16 Q But he was at the time. 17 A Yes, that's correct. 18 Q And he was also your physician? 19 A He also saw me. 20 Q No. Not saw you. He was your 21 physician, correct, Ms. Heard? 22 A Johnny was the client, but he also</p>
<p>5101</p> <p>1 finger in Australia, correct? 2 A Not all the time. Not literally every 3 single ring, every single day. But he often wears 4 rings. 5 Q Not often, Ms. Heard. Your words are 6 "I've never known Johnny not to wear rings on 7 every finger"? 8 A That's what I testified to. 9 Q Okay. And you testified that you bled 10 as a result of this sexual assault, correct? 11 A That is correct. 12 Q All right. And you testified that your 13 forearms were cut? 14 A My forearms and my feet. 15 Q And your feet were sliced up? 16 A That's correct. 17 Q And you testified you had a bruise 18 across your jaw? 19 A That is correct. 20 Q And there's not a single medical record 21 reflecting treatment for any of those injuries; is 22 there, Ms. Heard?</p>	<p>5103</p> <p>1 treated me. 2 Q All right. Let's please pull up -- do 3 you remember giving testimony in this case in a 4 deposition, Ms. Heard? 5 A Yes, I do. I've given a couple. 6 MS. VASQUEZ: If we could, please, pull 7 up the deposition transcript, day 2. At 589, 8 line 6 through 8. 9 May I approach? 10 THE COURT: Yes, ma'am. Thank you. 11 THE WITNESS: Thank you. 12 MS. VASQUEZ: Your Honor, we're going 13 to play Ms. Heard's deposition for the jury, 14 lines -- day 2, page 540, lines 6 through 9. 15 Please have permission to publish it? 16 MS. BREDEHOFT: Your Honor, give me a 17 minute. 18 MS. VASQUEZ: Excuse me, I'm sorry. 19 Day 2, page 589, lines 6 through 8. 20 THE COURT: All right. Could you just 21 give us a second to get there. 589. 22 MS. BREDEHOFT: I'm sorry, what were</p>

<p>1 the pages again? 2 MS. VASQUEZ: Page 589, lines 6 through 3 8. 4 MS. BREDEHOFT: Wait. Did you say 40 5 or 589? 6 MS. VASQUEZ: 589. Lines 6 through 8. 7 MS. BREDEHOFT: Thank you. I have no 8 objection, Your Honor. 9 (Whereupon, the following audio was 10 played.) 11 Question: And he was your doctor at 12 this point, right? 13 Answer: Yes, he was. 14 BY MS. VASQUEZ: 15 Q Debbie Lloyd also came to the house 16 that day? 17 A Yes, she came with Kipper. 18 Q Ms. Lloyd is a nurse, correct? 19 A That's correct. 20 Q Malcolm Connolly also came to the house 21 that day? 22 A Yes, that's correct.</p>	<p>1 case by video deposition, correct? 2 A That's correct. 3 Q And you heard her testify that she saw 4 you the day you arrived back from Australia on 5 March 9th, 2015, correct? 6 A I believe she testified that she came 7 to dinner, where I was with friends. I believe 8 that. 9 Q So she saw you that day? 10 A I believe, that evening, I saw her at 11 dinner. 12 Q Okay. And then you saw Erin 13 Boerum-Falati again, the next day, for a private 14 meeting, didn't you? 15 A I'm not sure. If that's what she 16 testified to, I'd have to see the records to know. 17 Q You heard her testify, according to her 18 notes, she met with you privately on March 10th, 19 2015? 20 A She met with me at some point upon my 21 arrival, but I don't remember the exact date. 22 Q And when you were in Australia,</p>
<p>1 Q Mr. Connolly is one of the security 2 guards, correct? 3 A That is correct. 4 Q You had known Mr. Connolly for years at 5 that point? 6 A Yes, that's correct. 7 Q You flew back to Los Angeles the next 8 day with Ben King; is that right? 9 A I can't be certain if it was the next 10 day or the day after, but somewhere around there, 11 yes. 12 Q And the day you arrived back in 13 Los Angeles, you saw Travis McGivern, correct? 14 A I don't recall seeing Travis, no. 15 Q Do you recall Mr. McGivern picking you 16 up from the airport with Ben King? 17 A I don't remember that, no. 18 Q The same day, you also saw your own 19 nurse, Erin Boerum-Falati, that day, correct, the 20 day you arrived in Los Angeles? 21 A I don't remember if I saw her that day. 22 Q You saw Ms. Falati's testimony in this</p>	<p>1 Ms. Heard, you didn't take any pictures of the 2 injuries you claim to have sustained, right? 3 A I did not take any pictures, no. 4 Q But you did take two pictures? 5 A Of the mirrors. I took two pictures of 6 the bathroom mirrors that were in the master 7 bathroom, where I was. 8 MS. VASQUEZ: Let's please pull up 9 Defendant's Exhibit 374, which is already in 10 evidence. 11 Q You took this picture, right, 12 Ms. Heard? 13 A Yes, that's correct. 14 Q And this is a mirror in the bathroom in 15 Australia? 16 A That's correct. 17 Q And this black paint on the mirror is 18 from Mr. Depp? 19 A That is correct. 20 Q He wrote on the mirror in black paint 21 after his finger was cut off, right? 22 A Yes. I only know that because there</p>

<p>5108</p> <p>1 was blood as well as paint. 2 Q So you took this picture after Mr. Depp 3 had injured his finger, correct? 4 A This was while I was packing, when I 5 was leaving. 6 Q That's a yes, right, Ms. Heard? 7 A That's – what's the question, I'm 8 sorry? 9 Q You took this picture after Mr. Depp 10 had injured his finger? 11 A That's correct. 12 Q And you took this picture after you had 13 allegedly been assaulted by Mr. Depp, yes? 14 A That's correct. 15 Q Yet, you didn't capture yourself in the 16 mirror, did you? 17 A I don't see myself in the mirror, no. 18 Q Okay. 19 MS. VASQUEZ: Let's please pull up 20 Defendant's Exhibit 375. 21 Q You took this picture as well, right, 22 Ms. Heard?</p>	<p>5110</p> <p>1 A It's all from Mr. Depp. 2 Q And it's your testimony, under oath, 3 that you did not write the red text that says 4 "call Carly Simon, she said it better, babe"? 5 A That's correct. 6 Q Because if you did write that, it means 7 that your husband was walking around the house 8 bleeding from his amputated finger and you're 9 writing snarky messages to him on a mirror, right? 10 A I don't know what your question to me 11 is, I'm sorry. 12 Q Let's please take a look at Defendant's 13 Exhibit 1830. 14 MS. VASQUEZ: And I believe this 15 picture is also admitted into evidence. 16 THE COURT: That's correct. 17 Q This is a picture of the same mirror, 18 right? 19 A That's correct. 20 Q But you didn't take this picture? 21 A No, I did not. 22 Q This is the one that Ben King took?</p>
<p>5109</p> <p>1 A That's correct. 2 Q And this is from one of the bathroom 3 mirrors in Australia? 4 A That's correct. 5 Q This is also a picture taken after 6 Mr. Depp had injured his finger? 7 A That's correct. 8 Q And this is also a picture taken after 9 you had allegedly been assaulted by Mr. Depp? 10 A That's correct. 11 Q You didn't capture yourself in the 12 mirror in this picture either, did you? 13 A I do not see myself in the mirror in 14 that picture. 15 Q Is that because you didn't have any 16 visual injuries on you? 17 A Because I was taking a picture of the 18 writing. 19 Q Let's talk about the writing on this 20 mirror. 21 So this writing in black paint is from 22 Mr. Depp, correct?</p>	<p>5111</p> <p>1 A And I don't see him in the mirror 2 either. 3 Q I don't believe he claimed he had 4 injuries, though; is that right? 5 A I did not hear Ben King talk about his 6 injuries, no. 7 Q So you would agree, Ms. Heard, that the 8 black text on the mirror says "She loves naked 9 photos of herself. So modern, so hot"? 10 A I had not read that yet – I mean 11 before. But, yes, that's what it says. 12 Q So, you were taking pictures of the 13 text, but you had not read that before? 14 A I haven't seen this. It didn't make 15 sense to me at the time when I read it in person. 16 Q Again, Mr. Depp wrote that? 17 A I don't know who else would have. 18 Q So, Ms. Heard, just to be clear, it's 19 your testimony that Mr. Depp also wrote the 20 message in red about Carly Simon saying it better, 21 right? 22 A That's correct.</p>

<p>5112</p> <p>1 Q You know Carly Simon wrote the song 2 "You're So Vain," right? 3 A I was told that. 4 Q So it's your testimony that Mr. Depp 5 was writing messages to himself on the mirror back 6 and forth? 7 A The best I can describe it is it looked 8 like a crazy conversation. It was on the wall. 9 It was on the lampshade. 10 Q With himself? 11 A It was on the cushions. 12 Q It's your testimony that the crazy 13 conversation was with himself? 14 A That's what it looks like from the 15 bloody messages I found. 16 Q You would agree with me that in this 17 photograph, the red text is being smudged with 18 black paint, right? 19 A Yes. 20 Q Okay. 21 MS. VASQUEZ: Let's please pull up, if 22 we can, Defendant's Exhibit 35 -- excuse me, 375</p>	<p>5114</p> <p>1 avoid working it out. That's the problem. 2 MR. DEPP: To escape the fight. 3 MS. HEARD: You don't escape the fight, 4 you escape the solution. You escape the solution. 5 MR. DEPP: No. 6 MS. HEARD: You escape figuring it out. 7 We cannot work it out if you run away to the 8 bathroom every time. 9 MR. DEPP: Listen to me. Listen to me. 10 A boxer can't go 12 rounds without a fucking 11 minute break. 12 MS. HEARD: I'm not giving you a minute 13 break. You do it at minute three, at the 14 beginning of the argument. 15 MR. DEPP: No. There are rounds, man. 16 And when it gets too fucking hairy, the ref splits 17 them apart or whatever. But all I'm saying is, 18 you can't have a solution if the argument just 19 keeps mounting and mounting and mounting and 20 mounting. I'll fucking go into the bathroom and 21 sit on the floor. Bam, bam, bam. Here you come. 22 I come out. Fight, fight, fight. Crazy.</p>
<p>5113</p> <p>1 again. 2 Q (Indiscernible) this is a picture you 3 took, right? 4 A That's correct. 5 Q So Mr. Depp must have not liked his own 6 message to himself? 7 A I'm not quite sure what was happening 8 when Ben took that picture -- his photograph, no. 9 MS. VASQUEZ: Let's please pull up 10 Plaintiff's Exhibit 343, which is already in 11 evidence. And play the portion from 1:57:21 12 through 1:58:54. 13 It's a recording, Your Honor. 14 THE COURT: All right. 15 (Whereupon, the following audio was 16 played.) 17 MR. DEPP: It's just to get out of a 18 bad situation while it's happening or gets worse. 19 In Australia, when we had the big fight, where I 20 lost the tip of my finger, at least five bathrooms 21 and two bedrooms I went to, to, to -- 22 MS. HEARD: To avoid talking to me. To</p>	<p>5115</p> <p>1 Escalated. I go, I split again. I go to another 2 fucking bathroom or bedroom or something. Knock, 3 knock, knock. Bang, bang, bang. You kept coming 4 to get me. 5 MS. HEARD: Every -- 6 BY MS. VASQUEZ: 7 Q This is what really happened in 8 Australia, isn't it, Ms. Heard? 9 A I did knock on a bathroom door on the 10 first night. 11 Q Not a bathroom door, five bathroom 12 doors and two bedrooms; is that right? 13 A Johnny is not an accurate historian of 14 what happened during that period of time. 15 Q Ms. Heard, Ms. Heard, Ms. Heard. 16 That's not my question. 17 Five bathroom doors, two bedrooms, 18 that's what you knocked on. That's what actually 19 happened in Australia, isn't it, Ms. Heard? 20 A I was there. 21 Q So that's a yes? 22 A I remember. I knocked on one bathroom</p>

5116	<p>1 door. I came, on the first night, after he 2 decided to take the bag of MDMA – 3 Q Ms. Heard. 4 A – and I checked on him. 5 Q Ms. Heard. 6 MS. VASQUEZ: I'm going to move to 7 strike everything after "I knocked on one bathroom 8 door." 9 MS. BREDEHOFT: She can't do that. 10 She's answering the question. 11 THE COURT: Not quite. So, I will 12 sustain the objection. 13 Just answer the question, okay, ma'am? 14 Q The recording we just listened to, 15 that's exactly what happened in Australia. 16 Mr. Depp lost the tip of his finger after you 17 threw a bottle at him; isn't that right? 18 A That is incorrect. 19 Q You're the one who assaulted someone 20 with a bottle in Australia; isn't that right, 21 Ms. Heard? 22 A I didn't assault Johnny in Australia.</p>	5118	<p>1 relationship. 2 That night, in Australia, after you cut 3 off his finger with a bottle, you weren't scared 4 of him at all, were you? 5 A This is a man who tried to kill me. Of 6 course it's scary. He's also my husband. 7 Q Ms. Heard, I'm going to show you what's 8 been marked as Defendant's Exhibit 371. 9 MS. VASQUEZ: I do not believe these 10 have been admitted into evidence. 11 THE COURT: No, I don't -- I don't have 12 them. 13 MS. VASQUEZ: If we can scroll down, 14 please. 15 MS. BREDEHOFT: (Indiscernible.) 16 MS. VASQUEZ: No. 17 THE COURT: Ms. Bredehoff, if you don't 18 have your microphone on, I cannot hear you. 19 MS. BREDEHOFT: My apologies. 20 THE COURT: You still don't have it on. 21 MS. BREDEHOFT: I need to take a look 22 at the unredacted for a minute, Your Honor. Just</p>
5117	<p>1 I didn't assault Johnny ever. I couldn't – 2 Q And then after he was injured, he had 3 to hide from you, right, five bathrooms, two 4 bedrooms? 5 A That is incorrect. 6 Q And you would pursue him? 7 A That is incorrect. 8 Q Because he was avoiding talking to you, 9 right? 10 A He did that first night – 11 Q And he was avoiding -- 12 A – and I wanted to talk to him about 13 the drugs. 14 Q And he was avoiding working it out? 15 A No. He was avoiding agreeing to not 16 fight about the drugs. 17 Q You weren't scared of him at all, were 18 you? 19 A I have a mixed relationship with 20 Johnny, and one in which I'm scared, one in which 21 I love him very much. 22 Q I'm not talking about your mixed</p>	5119	<p>1 bear with me. 2 THE COURT: All right. 3 MS. VASQUEZ: I'm not admitting 4 anything into evidence yet. I would like to just 5 talk to the witness about it, if I could. 6 THE COURT: Okay. Go ahead. 7 MS. VASQUEZ: Thank you, Your Honor. 8 Q Ms. Heard, I'm going to show you what's 9 been marked as Defendant's Exhibit 371. Do you 10 recognize these text messages between you and 11 Dr. Cowan? 12 A I don't recognize these, no. 13 Q Who is Dr. Cowan? 14 A He was my therapist that was 15 recommended to me from Dr. Kipper. He and 16 Dr. Kipper work together. 17 Q He's your therapist at the time, 18 correct? 19 A That's correct. 20 Q And you had been seeing him for almost 21 a year, in March of 2015? 22 A My guess would be about six months, at</p>

5120	<p>1 that point.</p> <p>2 Q Your text messages are in gray,</p> <p>3 correct?</p> <p>4 MS. BREDEHOFT: Your Honor, I'm going</p> <p>5 to ask that she show her the unredacted so that</p> <p>6 she can see the text exchange back and forth. If</p> <p>7 she wants to talk about moving in the redacted</p> <p>8 later.</p> <p>9 MS. VASQUEZ: Okay.</p> <p>10 THE COURT: Okay. Pull it up.</p> <p>11 Q Seeing these unredacted messages, does</p> <p>12 this refresh your recollection that these are,</p> <p>13 indeed, communications between you and Dr. Cowan?</p> <p>14 A Yes, that's correct.</p> <p>15 Q Okay. Your text messages are in gray,</p> <p>16 correct?</p> <p>17 A Yes, that's correct.</p> <p>18 Q And Dr. Cowan's are in blue?</p> <p>19 A That is correct.</p> <p>20 Q Okay. Do you see the text message at</p> <p>21 the bottom of the page from March 8th, 2015, at</p> <p>22 8:29 p.m.?</p>	5122	<p>1 Johnny, and I knew I needed to change that. I</p> <p>2 knew it was, at this point, horrible for me, and I</p> <p>3 talked to my therapist often about that.</p> <p>4 MS. VASQUEZ: I'm going to move to</p> <p>5 admit Exhibit -- Defendant's Exhibit 371 as</p> <p>6 redacted, with just Ms. Heard's messages.</p> <p>7 THE COURT: All right.</p> <p>8 MS. BREDEHOFT: Your Honor, I object</p> <p>9 because she has left out the next two lines from</p> <p>10 Ms. Heard, that clarify even further. And I also</p> <p>11 think --</p> <p>12 MS. VASQUEZ: Ms. Bredehoff, may we,</p> <p>13 please, approach with this?</p> <p>14 (Sidebar.)</p> <p>15 MS. VASQUEZ: I'm going to ask, Your</p> <p>16 Honor, that Ms. Bredehoff --</p> <p>17 THE COURT: I just need -- what's your</p> <p>18 legal objections, Ms. Bredehoff? I can't have</p> <p>19 talking objections.</p> <p>20 MS. BREDEHOFT: I'm sorry. I'm sorry.</p> <p>21 I think if you look at the redacted --</p> <p>22 THE COURT: You're saying they redacted</p>
5121	<p>1 A Yes, that's correct.</p> <p>2 Q March 8th is the day that you were</p> <p>3 allegedly sexually assaulted by Mr. Depp in</p> <p>4 Australia, correct?</p> <p>5 A That is correct.</p> <p>6 Q So on March 8th, 2015, you were in</p> <p>7 Australia?</p> <p>8 A That is correct.</p> <p>9 Q And Mr. Depp's finger had just been cut</p> <p>10 off, right?</p> <p>11 A That is correct.</p> <p>12 Q And you write to Dr. Cowan "I feel so</p> <p>13 lost. I can't talk. I don't know if I'll ever be</p> <p>14 able to change."</p> <p>15 Did I read that correctly?</p> <p>16 A That's correct.</p> <p>17 Q You weren't able to change, were you,</p> <p>18 Ms. Heard?</p> <p>19 A I very much wanted to leave the</p> <p>20 relationship I was in, but I didn't have the</p> <p>21 power -- I didn't feel I had the power to leave.</p> <p>22 I knew I was in a very toxic relationship with</p>	5123	<p>1 more of her statements?</p> <p>2 MS. BREDEHOFT: Yes, they did not --</p> <p>3 she's got more in here --</p> <p>4 THE COURT: Right.</p> <p>5 MS. BREDEHOFT: -- that gives the</p> <p>6 context of this. And they're trying to take it</p> <p>7 out of context and just put these three in. Right</p> <p>8 after that, she has two more, but she also has the</p> <p>9 ones before that. And then we have Dr. Cowan</p> <p>10 responding to it.</p> <p>11 MS. VASQUEZ: Your Honor, she's able</p> <p>12 to --</p> <p>13 THE COURT: But this is their evidence.</p> <p>14 This is not (indiscernible), Ms. Bredehoff.</p> <p>15 MS. BREDEHOFT: When we were objecting</p> <p>16 when it was their case-in-chief, they were able to</p> <p>17 put context in, Your Honor.</p> <p>18 THE COURT: You didn't object to having</p> <p>19 in the context. You didn't object to them having</p> <p>20 the context.</p> <p>21 MS. BREDEHOFT: Actually, we did.</p> <p>22 THE COURT: No, you did not.</p>

5124	1 MS. VASQUEZ: Your Honor. 2 THE COURT: Do you have any objection 3 to context coming in? 4 MS. VASQUEZ: It's our evidence. We 5 would just like the text messages that I read into 6 the record that Ms. Heard has testified are her 7 texts. That's it. 8 I'm trying to make this as easy as 9 possible for the Court and Ms. Bredehoff by 10 redacting the hearsay. Trying to be respectful of 11 the Court's time and the jury's time. 12 She's is purposely interrupting my -- 13 she's purposely interrupting the flow of this 14 examination, and she's making argument -- 15 THE COURT: She's got a valid 16 objection. That's fine. 17 MS. BREDEHOFT: The next two are the 18 same part of that. Same one, Your Honor. She's 19 saying -- 20 MS. VASQUEZ: Clearly, I can't -- 21 Ms. Bredehoff -- 22 MS. BREDEHOFT: She wants to keep that	5126	1 "I feel so lost. I can't talk. I don't know if 2 I'll ever be able to change." 3 Right? 4 A And I said "I clearly can't figure this 5 out." Meaning the relationship. 6 Q You didn't say that. 7 A I did. 8 Q Not the relationship. Your text 9 message is "Clearly I can't figure this out. I 10 feel so lost right now." 11 A What I was saying to him -- 12 Q No, no, no. Ms. Heard, Ms. Heard, 13 Ms. Heard. That's not my question. 14 A (Indiscernible due to cross talking) in 15 the relationship. 16 Q The text. Just the text. 17 A That's exactly what I was saying. 18 Q What you texted. "Clearly I can't 19 figure this out. I feel so lost right now." 20 A That's what I was saying. 21 Q Okay. Thank you. 22 MS. BREDEHOFT: Your Honor, just for
5125	1 out, but that's part of the exact same text 2 exchange. 3 THE COURT: On direct -- redirect, if 4 you want to put that in there. I don't know if 5 that adds to your case, but if you want to put 6 that in there on redirect, you can redirect on it, 7 okay? 8 MS. BREDEHOFT: Thank you, Your Honor. 9 MS. VASQUEZ: Thank you, Your Honor. 10 THE COURT: Thank you. 11 (Open court.) 12 MS. VASQUEZ: So, Your Honor, I'm going 13 to move to admit Defendant's Exhibit 371 as 14 redacted. 15 THE COURT: All right. 371 into 16 evidence as redacted, over objection. 17 MS. BREDEHOFT: Thank you, Your Honor. 18 THE COURT: Yes, ma'am. 19 MS. VASQUEZ: If you could publish that 20 to the jury. Thank you. 21 BY MS. VASQUEZ: 22 Q So you write, Ms. Heard, to Dr. Cowan,	5127	1 clarification, so those two next lines did come 2 in? 3 THE COURT: They are in the redacted 4 copy. 5 MS. BREDEHOFT: Good. Thank you. 6 Q Ms. Heard, you contend that there's 7 another incident of abuse in March of 2015, after 8 you and Mr. Depp return from Australia; is that 9 correct? 10 A That's correct. 11 Q And this incident took place on 12 March 23rd, 2015? 13 A That's correct. 14 Q And this supposedly occurred in the 15 penthouse at the Eastern Columbia Building? 16 A That's correct. 17 Q You had found text messages between 18 Mr. Depp and another woman, right? 19 A That is correct. 20 Q So you confronted him about cheating on 21 you? 22 A That's correct.

<p>5128</p> <p>1 Q And this was about two weeks after you 2 had returned from Australia? 3 A That's correct. 4 Q So this is shortly after Mr. Depp 5 supposedly sexually assaulted you with a bottle, 6 right? 7 A It was two weeks after he assaulted me, 8 yes. 9 Q You decided to confront him about 10 cheating on you? 11 A I didn't decide to. I wanted to. 12 Q Mr. Depp's finger was freshly injured 13 at this point, right? 14 A He had a cast on it. 15 Q The top of his right finger had been 16 cut off two weeks prior? 17 A That is correct. 18 Q And he had a pin in his finger, true? 19 A I don't recall when the pin was placed. 20 Q A skin graft? 21 A I'm not quite sure. He had several 22 different procedures, and they were kind of spread</p>	<p>5130</p> <p>1 that effect in the U.K. case, right? 2 A That is correct. 3 Q But that's not true, is it? 4 A That's what happened. 5 Q You know what a deposition is, right, 6 Ms. Heard? 7 A I've had several, yes. 8 Q So you know it's when someone provides 9 testimony under oath? 10 A That is correct. 11 Q You're aware that Ms. Lloyd was deposed 12 in connection with this case, correct? 13 A That's true. 14 Q And Ms. Lloyd's deposition testimony 15 was played earlier in this trial, right? 16 MS. BREDEHOFT: I'm going to object, 17 Your Honor. May we approach? 18 THE COURT: All right. 19 (Sidebar.) 20 MS. BREDEHOFT: You cannot impeach 21 somebody else's testimony. We have to impeach 22 with them, that witness' testimony. She's</p>
<p>5129</p> <p>1 out over a period of time, so I don't remember 2 what happened and when, exactly. 3 Q One of the procedures was to treat the 4 MRSA that got on his finger, too, right? 5 A At some point, I know he had an 6 infection. 7 Q And his right hand was in a bandage, 8 right? 9 A It was casted. 10 Q So it's your testimony that Mr. Depp 11 was able to attack both you and your sister with 12 his hand in that state, right? 13 A That is correct. He had a hard, 14 plaster cast on it. 15 Q Debbie Lloyd was present in the 16 penthouses when Mr. Depp supposedly attacked you; 17 isn't that correct? 18 A That's correct. 19 Q In fact, you claim that Mr. Depp threw 20 a Red Bull can at Ms. Lloyd that evening? 21 A Yes, that's correct. 22 Q And you put in a sworn statement to</p>	<p>5131</p> <p>1 testifying to what Ms. Lloyd testified to, 2 attempting to impeach her, and that's improper. 3 MS. VASQUEZ: I'm not impeaching her 4 with this testimony. I'm stating what statements 5 have been made in court -- 6 THE COURT: During this trial. 7 MS. VASQUEZ: -- during this trial. 8 MS. BREDEHOFT: And that's hearsay, for 9 her to testify to what she says somebody else 10 testified. 11 THE COURT: That's not. I'll overrule 12 the objection. 13 MS. VASQUEZ: Thank you. 14 (Open court.) 15 BY MS. VASQUEZ: 16 Q So, in a deposition, Ms. Heard, you 17 know it's when someone provides testimony under 18 oath, right? 19 A That's correct. 20 Q You're aware that Ms. Lloyd was deposed 21 in connection with this case? 22 A That's correct.</p>

<p>5132</p> <p>1 Q And Ms. Lloyd's deposition testimony 2 was played earlier in this trial? 3 A Yes. 4 Q So you heard Ms. Lloyd testify, under 5 oath, that Mr. Depp never threw a can of Red Bull 6 at her? 7 A I can't remember if she didn't -- if 8 she didn't recall that or if she said it didn't 9 happen. I don't remember. I vaguely sense she 10 didn't recall anything. 11 Q So it's your testimony that Ms. Lloyd 12 would forget that Mr. Depp, a very famous patient 13 of hers, threw a can of Red Bull that nearly 14 missed her, according to your version of events? 15 A To be fair, I just don't remember if 16 she said, when she testified, that she didn't 17 recall that incident or if it didn't happen. I 18 don't remember what she testified to, but I have a 19 vague sense that she didn't recall much, at all. 20 Q She recalled and she testified, in this 21 courtroom, that Mr. Depp never threw a can of Red 22 Bull at her. That was her testimony, wasn't it?</p>	<p>5134</p> <p>1 A It's always been my own testimony that 2 I hit Johnny. 3 Q And you who was throwing things at 4 Mr. Depp? 5 A I hit him in the defense of my sister. 6 I didn't have anything to throw at him. I never 7 threw anything at him. I hit him when he attacked 8 me and my sister, specifically when he moved for 9 her. That's when I hit him. 10 Q So it's your testimony, under oath, you 11 threw nothing at Mr. Depp? Mr. McGivern's lying? 12 A I have thrown things at Johnny, to be 13 clear. 14 Q No, no, no, that evening. 15 A No, that -- not on that occasion. 16 Q So it's your testimony Mr. McGivern 17 imagined that you were throwing things at Mr. Depp 18 from the mezzanine level, down towards where 19 Mr. Depp and Mr. McGivern were standing? 20 A Well, he certainly wasn't going to say 21 it about his client. 22 Q Ms. Heard, you and Mr. Depp kept a</p>
<p>5133</p> <p>1 A I don't recall what her testimony was, 2 with regard to that one incident, no. 3 Q You actually filed a complaint against 4 Ms. Lloyd's nursing license right before she was 5 supposed to be deposed in this case, didn't you? 6 A No. I don't -- I don't believe I did. 7 Q Are you aware that someone filed a 8 complaint against Ms. Lloyd's nursing license in 9 connection with her care of Mr. Depp for failing 10 to report abuse? 11 A No. I had no idea. You're the first 12 person to let me know about that. 13 Q It's your testimony, under oath, that 14 wasn't you? 15 A That is my testimony. I didn't even 16 know about that until now. 17 Q Travis McGivern was also present when 18 Mr. Depp supposedly attacked you, correct? 19 A He walked in at some point. 20 Q And you heard his testimony that it was 21 actually you who punched Mr. Depp; isn't that 22 right?</p>	<p>5135</p> <p>1 journal together, didn't you? 2 A Yes, we did. 3 Q And you wrote each other messages in 4 that journal, right? 5 A That is true. 6 MS. VASQUEZ: If we could, please, pull 7 up Plaintiff's Exhibit 91. I'm going to be 8 showing you portions of this, so if we could, 9 please, call this Plaintiff's Exhibit 91A. 10 Q This is the journal that you and 11 Mr. Depp kept with each other in electronic form, 12 correct? 13 A That is correct. 14 MS. VASQUEZ: And if we could scroll 15 through. 16 Q These are all entries that you made in 17 the journal, correct? 18 A Is it done? 19 Q Uh-huh. 20 A Yes. 21 MS. VASQUEZ: I'm going to move for the 22 admission of Plaintiff's Exhibit 91A. And I've</p>

5136	1 gone ahead and redacted Mr. Depp's writings as on 2 hearsay grounds. 3 MS. BREDEHOFT: I'm going to object, 4 Your Honor. May we approach? 5 THE COURT: Okay. 6 (Sidebar.) 7 MS. BREDEHOFT: Your Honor, I'm going 8 to object on the basis of Rule 2:106. When part 9 of a writing or recorded statement is introduced 10 by a party, upon motion by another party, the 11 Court may require the offering party to introduce 12 any other part of the writing or recorded 13 statement which ought in fairness to be considered 14 contemporaneously with it, unless such additional 15 portions are inadmissible under the Rules of 16 Evidence. 17 THE COURT: Which would be 18 inadmissible, hearsay. 19 MS. BREDEHOFT: Well, I don't know -- I 20 mean, I didn't have an opportunity to see which 21 ones she's just going to move. 22 THE COURT: She is putting in	5138	1 those pages? 2 MS. VASQUEZ: I'll call them out. 3 THE COURT: Could you let her know 4 before you go through it, which pages they are? 5 MS. VASQUEZ: Sure. 6 (Open court.) 7 BY MS. VASQUEZ: 8 Q Let's start with the first page. It's 9 the picture. 10 MS. BREDEHOFT: Your Honor, they 11 haven't given me the pages yet. 12 THE COURT: Can you tell them which 13 pages number they are? 14 MS. VASQUEZ: I'm writing them down. 15 THE COURT: Okay. Let's write them 16 down first. 17 Sorry, Judy. Let's write them down 18 first. 19 MS. BREDEHOFT: Thank you, Your Honor. 20 THE COURT: All right. 21 MS. VASQUEZ: If we could, please, 22 publish this to the jury.
5137	1 Ms. Heard's statements, not Mr. Depp's statements. 2 MS. BREDEHOFT: But it she doing all of 3 Ms. Heard's statements or just one? 4 MS. VASQUEZ: Some of them. 5 THE COURT: Some of them. 6 MS. BREDEHOFT: Then I would like to 7 see if, in fairness, others of Ms. Heard's should 8 be in there as well. 9 THE COURT: I'll overrule the 10 objection. 11 MS. VASQUEZ: Thank you. 12 THE COURT: Thank you. 13 MS. BREDEHOFT: May we be told which 14 pages? 15 THE COURT: Can you tell her which 16 pages? 17 MS. VASQUEZ: Yes. 18 MS. BREDEHOFT: Will we know that 19 before? 20 MS. VASQUEZ: I'm going to go through 21 it as we go through it. 22 THE COURT: Could you just tell her	5139	1 THE COURT: 91A in evidence. 2 MS. VASQUEZ: Thank you. 3 THE COURT: Over objection. 4 Q This is a picture that's on the inside 5 cover of the love notebook, correct? 6 A That's correct. 7 Q And this is a picture of you and 8 Mr. Depp? 9 A That's correct. 10 Q And you're in Australia in this 11 picture, aren't you? 12 A Yes. But that's much later, once we 13 returned. 14 Q You can see that Mr. Depp's right hand 15 is bandaged, right? 16 A Yes, that's correct. That was after it 17 had recovered significantly. That's not what it 18 looked like during the incident we were just 19 talking about. 20 Q So this is a picture after the events 21 in Australia in March 2015, correct? 22 A Yes, that photograph was taken months

<p>5140</p> <p>1 later. 2 MS. VASQUEZ: Can we have the jury take 3 a look at that photograph again, please. 4 Let's, now, turn to page 3. 5 Q This is a note you wrote in the journal 6 to Mr. Depp, correct? 7 A That's what it looks like, yes. 8 Q This is actually the first note you 9 wrote to him in this journal? 10 A I don't remember what the first note 11 was. 12 Q The date on this note is May 22nd, 13 2015, correct? 14 A That is correct. That was during our 15 honeymoon period. 16 Q This is just a little bit over 17 two months after the events in Australia in March 18 of 2015, right? 19 A That's correct. We were back in a 20 honeymoon phase. That was the period of sobriety 21 I spoke about yesterday. 22 Q When Mr. Depp -- after Mr. Depp had,</p>	<p>5142</p> <p>1 course, I still, perhaps more than ever, want to 2 rip you apart, devour you and savor the taste. 3 Fret not. XX Slim." 4 A Yes, it's a love note. 5 Q Did I read that correctly? 6 A Yes, you did. 7 Q And you're "Slim," right? 8 A That's correct. 9 Q Ms. Heard, I'm now going to ask you to 10 take a look at the very last entry you wrote in 11 this journal, which seems to be from April 8th. 12 That would be April 8th, 2016, correct? 13 A I'm not quite sure. I don't see the 14 year written on there, and I don't recognize it 15 yet. 16 Q It would be a couple weeks -- April 8th 17 would be a couple weeks before your birthday, 18 though, right? 19 A That's correct. 20 Q Just to confirm, this is a note you 21 wrote to Mr. Depp, right? 22 A That's what it looks like, yes.</p>
<p>5141</p> <p>1 allegedly, assaulted you with a bottle, right? 2 A It was after the stairs, and it was 3 after the Australia incident, yes. He got clean 4 and sober and we went back to Australia. 5 Q It's also two months after you punched 6 Mr. Depp because you allegedly thought he was 7 going to throw your sister down the stairs, right? 8 A I hit him when he swung at my sister. 9 And this is written months later, yes. 10 Q You thought he was going to throw your 11 sister down the stairs like he had thrown Kate 12 Moss down the stairs, right? 13 A He swung at Whitney, and I heard a 14 rumor, a vague rumor about that. And so, it's 15 what I thought of. 16 Q This first message to Mr. Depp in your 17 journal, you write "True love isn't about just the 18 madness of passion or instead picking the safety 19 of peace. No, it's about having both. Falling 20 madly in love with your friend. That is what has 21 surprised me perhaps most, that I have seen in you 22 the true bones of friendship and respect. But of</p>	<p>5143</p> <p>1 Q On the second page of this note, you 2 wrote the following "I'm sorry I can get crazy. 3 I'm sorry I hurt you. Like you, I can get wicked 4 when I'm hurt, when I feel provoked, shattered. 5 And last night I was. I felt abandoned about the 6 Lily-Rose thing, felt absolutely bewildered about 7 your not coming home on my last night here. I was 8 heartbroken and angry after many attempts in vain, 9 on my part, to rectify situation and make amends 10 on the last night of what was otherwise a gorgeous 11 trip with you. I'm so sorry for my part. None of 12 this is meant to be an excuse for hurting you 13 because the truth is, nothing is. There's never a 14 reason good enough to hurt you. You are the last 15 thing in the whole world who deserves it. Last 16 person I ever meant to hurt. I love you, Steve. 17 I am forever yours, Slim." 18 Did I read that correctly? 19 A That's correct. 20 Q Ms. Heard, let's take a look at 21 Defendant's Exhibit 423. 22 MS. VASQUEZ: Which is already in</p>

<p>1 evidence. 2 Q This is a picture of you with what 3 appears to be straight, red marks on your arms, 4 correct? 5 A Those are scars from the broken glass. 6 Q They're straight and red, right? 7 A I am – I disagree with how you 8 characterize that. But they are red, yes. 9 Q And they're on your left arm? 10 A Yes. That's correct. 11 Q Ms. Heard, you have a history of 12 cutting yourself, don't you? 13 A I do not. 14 Q You cut your arm once as a teenager; 15 isn't that right? 16 A No, I said I wanted to, when I was put 17 on birth control pills when I was a teenager. I 18 got – I felt crazy and I said I felt suicidal. 19 Q So it's your testimony, under oath, 20 that you didn't report to Dr. Hughes, your 21 retained psychologist, that you had cut yourself 22 as a teenager once?</p>	<p>5144</p> <p>1 Q Okay. Ms. Heard, I got the answer. 2 A I've seen this picture before, and he's 3 not injured in it. 4 Q He's not injured in this picture? 5 A Uh-huh. 6 Q That's your testimony? Fine. 7 A This one is Photoshopped. 8 Q Ms. Heard, I have your answer. Thank 9 you. 10 This is the only photograph on your 11 honeymoon that shows someone with an injury, 12 correct? 13 A That's not true. 14 Q We haven't seen any photos of injuries 15 to your face from that train trip, have we? 16 A I don't believe my face was injured on 17 that trip. 18 Q Let's take a look at Exhibit 91A, at 19 page 46. Going back to the love journal. 20 This is a note from you to Mr. Depp, 21 right? 22 A That is correct.</p> <p>5146</p>
<p>5145</p> <p>1 A I said I had told my mom that I wanted 2 to, when I was a teenager. 3 Q Ms. Heard, we heard some testimony from 4 you yesterday about a trip you and Mr. Depp took 5 on a train in Southeast Asia. 6 Do you recall that? 7 A Yes, that's correct. 8 Q. That was when you and Mr. Depp went on 9 your honeymoon trip, correct? 10 A That's correct. 11 Q And that was in July 2015? 12 A Yes, that sounds right. 13 MS. VASQUEZ: Let's take a look at 14 Plaintiff's Exhibit 162, which is already in 15 evidence. 16 Q You were here, in this courtroom, 17 right, Ms. Heard, when Malcolm Connolly testified 18 to taking this picture? 19 A That's correct. 20 Q This is the picture. The picture shows 21 an injury to Mr. Depp's face, doesn't it? 22 A I disagree. I've seen this picture.</p>	<p>5147</p> <p>1 Q This is a note you wrote on July 22nd, 2 2015? 3 A That is correct. 4 Q And it starts off with the words "my 5 husband. Happy honeymoon," right? 6 A That's correct. 7 Q Ms. Heard, please take a look at 8 Plaintiff's Exhibit 91A, at page 67. 9 This is another note from you to 10 Mr. Depp in your journal, right? 11 A That is correct. 12 Q And this one is dated August 1st, 2015? 13 A That's correct. 14 Q And you write "That's enough. You've 15 held this book hostage long enough. Although I 16 can't wait to read my note, I also couldn't wait 17 to tell you how much I adore you. What a 18 beautiful, extraordinary, magical, memorable, 19 wonderful, stunning, surprisingly evolving, and 20 impulsive adventure. I couldn't have imagined a 21 more gorgeous honeymoon. I love you more and more 22 every passing day. XX Slim."</p>

<p>1 Did I read that right? 2 A That is correct. 3 Q Let's take a look at the journal entry 4 starting on page 68. 5 This is another entry from you, writing 6 to Mr. Depp, right? 7 A That is correct. 8 Q And this one's dated August 2nd? 9 A That is correct, yes. 10 Q This one is a longer one, so let's go 11 to where it ends, on page 70 of the journal. 12 And you write "I hope that things said 13 in anger and pain were just that. And that you 14 miss and love me too. And that is what matters 15 most to you. You may say you stand by everything 16 you said and did and that there's nothing you can 17 learn from this, but I don't feel that way. And 18 it's important for me that you know that. I love 19 you and I'm sorry. I miss my warm, loving 20 husband. XX Slim"? 21 A That is correct. 22 Q And sad, the word "sad" is crossed out?</p>	<p>5148</p>	<p>1 A That is correct. It was primarily love 2 notes and – 3 Q And apology notes from you to Mr. Depp? 4 A The book was more of a love note book, 5 and part of the communication, obviously, since we 6 fought so much, it was important for me to, you 7 know, try to nurture as much peace as we possibly 8 could. And when things were good, they were 9 really good. 10 Q And it was also an opportunity for you 11 to apologize to Mr. Depp for your behavior, isn't 12 it? 13 A I think it's important, in every 14 relationship, to apologize when you're trying to 15 move past fights. 16 Q Let's look at an entry from August 17, 17 2015, starting on page 90. 18 Here, you write "I'm sorry I shook the 19 wheel so hard. I'm sorry we've tested the shocks 20 and brakes to this point. Goddamn I love you, 21 Johnny. I love you. I am tied to you forever. 22 You know that. So I'm tasked with making this</p>	<p>5150</p>
<p>1 A That is true. 2 Q Next, we have a journal entry from you 3 on page 89. 4 This one's -- this is another note from 5 you to Mr. Depp? 6 A That is correct. The whole book is 7 love notes. 8 Q Uh-huh. So this is dated August 15th, 9 correct? 10 A That is correct. 11 Q And here, you write "My love, why do we 12 fight, ever? Why? I love you more than anything 13 else. Are we that uncomfortable with being 14 vulnerable? Were we scared or is it something 15 else? I don't know. But I'm sure of one thing, 16 and it's that I can't imagine" living -- "that I 17 can't imagine my life without you. I love you. I 18 will do better. I'm sorry. X Slim." 19 Did I read that correctly? 20 A That is correct. 21 Q It's your testimony this was a love 22 journal?</p>	<p>5149</p>	<p>1 work for that reason and many others, of which 2 there are many. Let me try to fix this. Let me 3 try to patch this. Let me try to make your heart 4 better. You deserve it. Hell, maybe even I do. 5 I need you. We need each other. You're my 6 cornerstone, my heart, my all. You're my life. I 7 hate it when we fight. I hate having you hurt. I 8 hate that you're hurting. I love you more than 9 anything. Let me prove it. I need you. I love 10 you. Slim." 11 Did I read that correctly? 12 A Yeah. Another example of me trying to 13 fix it. I was always trying to fix it. 14 Q Fix it by apologizing for your bad 15 behavior? 16 A I tried everything. I tried 17 apologizing. I tried reading. I tried therapist. 18 I tried everything to fix it. 19 Q Yet, you couldn't change, like you told 20 Dr. Cowan, right? 21 A I couldn't change my relationship. 22 Q Let's talk about December 15th, 2015,</p>	<p>5151</p>

5152

1 again.
2 Erin Falati, your personal nurse, saw
3 you two days after the incident on December 15th,
4 2015; isn't that right?
5 **A She did not see me as in a medical**
6 **visit. She just dropped off meds late at night.**
7 Q She saw you personally, though?
8 **A She physically saw me, but did not see**
9 **me in the medical sense, the way a doctor might**
10 **see a patient. She did not see me in that way.**
11 Q She's your personal nurse, right?
12 **A She was a nurse assigned to me. I**
13 **didn't hire her. Johnny did.**
14 Q She was assigned to you, so when she
15 would see you, it would be physically, in person,
16 in your home and traveling, correct?
17 **A She would sometimes see me as, like, a**
18 **medical professional would. And other times, she**
19 **would just drop off meds and physically see me,**
20 **like as in with her eyes.**
21 Q All right. You testified that during
22 the incident on December 15th, 2015, Mr. Depp

5153

1 broke the bed, correct?
2 **A That is correct.**
3 Q And more specifically, you described
4 that he broke the bed frame with his boot while
5 trying to get a purchase; is that correct?
6 **A Yes, that's correct.**
7 MS. VASQUEZ: Let's take a look at
8 Defendant's Exhibit 509, which is already in
9 evidence.
10 If we could, please, have that
11 published to the jury. Thank you.
12 Q Ms. Heard, this is a picture that you
13 indicated depicts the broken bed, right?
14 **A That's exactly it.**
15 Q And it's your testimony that Mr. Depp
16 caused this damage to the bed with his boot,
17 right?
18 **A He did.**
19 Q Is that a pocket knife on the bed
20 there?
21 **A I cannot tell what's on the bed.**
22 Q Did you use that to damage the bed?

5154

1 **A I did not damage the bed. Johnny's**
2 **boot did, when he was punching me. I could feel**
3 **him slipping.**
4 Q Ms. Heard, you also testified that
5 there was blood all over the pillows on the bed,
6 correct?
7 **A On the pillow top, yes. That's**
8 **correct.**
9 Q But you didn't take a picture of that,
10 though, did you?
11 **A I did not take a picture of this.**
12 Q About a week after the December 15th,
13 2015 incident, you went with Mr. Depp and his
14 children to the island of the Bahamas; is that
15 correct, to celebrate Christmas?
16 **A The incident was on the 15th and we**
17 **went on the 23rd, I believe.**
18 Q While you were there, you did a photo
19 shoot with Greg Williams, correct?
20 **A A few days later. I think the photo**
21 **shoot was about two weeks after this assault.**
22 MS. VASQUEZ: Let's, please, pull up

5155

1 Plaintiff's Exhibit 99.
2 Q This is a photograph of you on
3 Mr. Depp's island shortly after December 15th,
4 2015, correct?
5 **A No. This was taken weeks later.**
6 Q On the island, on that trip?
7 **A It was taken on the island, on that**
8 **trip.**
9 Q On that trip?
10 **A Yes.**
11 Q Weeks later?
12 **A Weeks later.**
13 Q December 15th, you traveled to the
14 island December 23rd, that's your testimony?
15 **A It's my recollection that this picture**
16 **was taken on New Year's Eve of the first day of**
17 **the year. I think New Year's Eve.**
18 Q And this is the photo shoot with Greg
19 Williams, correct?
20 **A That is correct.**
21 MS. VASQUEZ: I'm going to move to
22 admit and publish.

5156	<p>1 MS. BREDEHOFT: No objection. 2 THE COURT: All right. 99. You can 3 publish. 4 MS. VASQUEZ: Could we, please, have a 5 zoom into Ms. Heard's face. Thank you, Tom. 6 Let's please pull up Plaintiff's 7 Exhibit 100. 8 I'm going to move to admit and publish. 9 MS. BREDEHOFT: No objection, Your 10 Honor. 11 THE COURT: All right. 100 in evidence 12 and published. 13 Q Ms. Heard, this is another picture of 14 you from that photo shoot, correct? 15 A Yes, this is the same photo shoot that 16 you asked me about earlier, and this is several 17 weeks later. 18 Q Right. 19 MS. VASQUEZ: If we could zoom in on 20 Ms. Heard's face. 21 Thank you, Tom. 22 Let's please pull up Plaintiff's</p>	5158	<p>1 Q Ms. Heard, is this another picture from 2 the photo shoot? 3 A I can't exactly tell from the 4 background. It looks like the same thing, but I 5 can't really tell, without it being zoomed out. 6 Q This is a picture of you, though, 7 right? 8 A It is a picture of me, yes. 9 MS. VASQUEZ: I'm going to move to 10 admit and publish. 11 THE COURT: All right. Any objection? 12 MS. BREDEHOFT: I'm not going to object 13 because she identified herself. If she could 14 identify when it was taken, that would help, but 15 I'm not going to object. No objection. 16 THE COURT: No objection. Okay. 102 17 in evidence. You can publish. 18 MS. VASQUEZ: Let's please pull up 19 Plaintiff's Exhibit 103. 20 THE COURT: 103. 21 Q Ms. Heard, this is yet another picture 22 of you from that Greg Williams photo shoot,</p>
5157	<p>1 Exhibit 101. 2 And I'm going to move to admit and 3 publish. 4 THE COURT: Any objection? 5 MS. BREDEHOFT: Can we just have the 6 foundation first, please? 7 Q This is a picture from the photo shoot, 8 Ms. Heard, that was taken on the island? 9 A This is the same photo shoot, yes. 10 MS. BREDEHOFT: Then no objection, Your 11 Honor. 12 THE COURT: All right. 101 in 13 evidence. You can publish. 14 MS. VASQUEZ: If we could, please 15 scroll -- zoom in, excuse me, Tom, on Ms. Heard's 16 face. 17 Q It's your testimony, Ms. Heard, that 18 you were wearing makeup for this photo shoot? 19 A That's correct. It's a photo shoot. 20 Q Okay. 21 MS. VASQUEZ: If we could, please, pull 22 up Exhibit 102.</p>	5159	<p>1 correct? 2 A That is correct. This is from the same 3 shoot. 4 MS. VASQUEZ: I'm going to move to 5 admit and publish. 6 MS. BREDEHOFT: No objection. 7 THE COURT: All right. 103 in 8 evidence. Publish. 9 MS. VASQUEZ: Again, if we could zoom 10 in on Ms. Heard's face. 11 And finally, if we could, please, pull 12 up Plaintiff's Exhibit 104. 13 Q And, Ms. Heard, this is a picture of 14 you from that photo shoot, correct? 15 A Again, this is the same photo shoot, 16 16 weeks later. 17 MS. VASQUEZ: I'm going to move to 18 admit and publish. 19 MS. BREDEHOFT: No objection, Your 20 Honor. 21 THE COURT: All right. 104 in 22 evidence. Thank you.</p>

5160	1 MS. VASQUEZ: Again, if we could zoom 2 in on Ms. Heard's face. 3 Thank you, Tom. 4 Q You testified that you and Mr. Depp got 5 into a fight while on the island, December of 6 2015, correct? 7 A That's correct. 8 Q And this all started because you 9 perceived Mr. Depp as nodding off during the trip, 10 right? 11 A I thought he was passing out again in 12 the similar fashion to what he had done the 13 previous year. 14 Q And when he nodded off, he spilled wine 15 on you, correct? 16 A Yeah. Two or three times in a row. 17 Q You testified that Mr. Depp's son, 18 Jack, was there when this happened, right? 19 A At the beginning, he was there. 20 Q He was there when Mr. Depp allegedly 21 spilled wine on you two or three times, right? 22 A He was there for that because he	5162
5161	1 A I – yes, that's correct. Yes. 2 Q And you heard her testify that Mr. Depp 3 was trying to escape you, right? 4 A I don't know if she – I don't know if 5 she characterized it like that, but that was the 6 gist of it. She kind of misrepresented it to seem 7 like that, yes. 8 Q She misrepresented it? How convenient. 9 A That's correct. 10 Q And then you kept apologizing to 11 Mr. Depp, right, that's what Ms. Roberts said? 12 A No, that's not correct. 13 Q Begging him to come back to the house 14 with you? 15 A That's not correct. 16 Q Clawing at him? She used those words. 17 A That's not correct. When she 18 interrupted us, Johnny had me by the hair. 19 Q Yelling at him? 20 A We were screaming, both of us, but I 21 don't know what she would have heard. 22 Q And that she observed an injury on	5163
5161	1 offered me help. 2 Q Right. You also testified that 3 Mr. Depp, then, sexually assaulted you in the 4 bathroom, correct? 5 A That's correct. 6 Q You testified that after this, you 7 needed to get away from him, right? 8 A That is correct. 9 Q So you ran out of the house? 10 A That's correct. 11 Q And you admit you threw something at 12 him, right? 13 A I did throw something at him, to get 14 away. 15 Q You sat in this courtroom when Tara 16 Roberts testified, right, Ms. Heard? 17 A I did. 18 Q She's Mr. Depp's manager on the island? 19 A Yes, that's correct. 20 Q You heard her testify that she 21 witnessed an argument between you and Mr. Depp on 22 the island in December of 2015, right?	5163
5163	1 Mr. Depp's nose from something you threw at him, 2 right? 3 A I don't know what she observed. 4 Q You also heard Ms. Roberts testify that 5 she included all this information in a sworn 6 statement in the U.K. in May of 2020; isn't that 7 right? 8 A That is correct. 9 Q You put in a witness statement in 10 response to Ms. Roberts' statement in June of 11 2020; isn't that correct, in the U.K.? 12 A I made several – I did several – I 13 think seven witness statements, and each one 14 contained different information as per recent 15 filings. That's what counsel has you do in 16 that – 17 Q And in response -- 18 A -- case. 19 Q -- to previous filings, correct, 20 including testimony from people that contradict 21 your story? 22 A Sort of. So what you have to do is	5163

<p>5164</p> <p>1 your counsel asks you to respond to things, and 2 you put it in a declaration of sorts, and that 3 happens back and forth over the course of 4 preparing to go to trial in that country. And 5 that's what I did. 6 Q So that was your fifth witness 7 statement submitted in the U.K.? 8 A I don't recall which one I was asked to 9 comment on Tara Roberts' testimony. 10 Q I'll remind you. 11 MS. VASQUEZ: If we could have 12 Ms. Heard's fifth witness statement from the U.K. 13 May I approach, Your Honor? 14 THE COURT: Yes, ma'am. 15 All right. Thank you. 16 THE WITNESS: Thank you. 17 Q Directing your attention, Ms. Heard, to 18 page 6 of your fifth witness statement. It's here 19 that you describe the December 2015 incident, 20 correct, on the island? 21 A I haven't read through the statement. 22 I just don't know if I had commented on it before,</p>	<p>5166</p> <p>1 the Bahamas in December 2015, right? 2 A That is correct. 3 Q And that's the first time you ever 4 claimed that Mr. Depp had sexually assaulted you 5 in the Bahamas? 6 A That is incorrect. 7 Q You only submitted the confidential 8 schedule in the U.K. claiming Mr. Depp had 9 sexually assaulted you after Ms. Roberts had said 10 that she saw you on the island chasing, clawing at 11 Mr. Depp; isn't that correct? 12 A That is incorrect. 13 MS. VASQUEZ: If we could, please, pull 14 up Plaintiff's Exhibit 394. 15 Your Honor, this is another recording. 16 I can represent to the Court this only contains 17 Mr. Depp and Ms. Heard's voices. I'm going to 18 move to admit the entire recording. I'm only 19 going to play from 1:17:44 through 1:20:02. 20 THE COURT: All right. Any objection? 21 MS. BREDEHOFT: Which Plaintiff's 22 Exhibit, Your Honor?</p>
<p>5165</p> <p>1 in a previous witness statement. As I said, there 2 were several. 3 Q But starting on page 6, Ms. Heard, you 4 describe the incident that took place on the 5 island, correct? 6 A That's correct, but what I'm trying to 7 say is - 8 Q I understand. 9 A - I'm not sure I described it in full, 10 in this statement. 11 Q Okay. I'm going to show you your 12 confidential schedule to the fifth witness 13 statement, that accompanied the fifth witness 14 statement in the U.K. 15 MS. VASQUEZ: Ms. Bredehopt. 16 MS. BREDEHOFT: Thank you. 17 MS. VASQUEZ: May I approach? 18 THE COURT: Yes, ma'am. Thank you. 19 THE WITNESS: Thank you. 20 Q In the confidential schedule to your 21 fifth witness statement, paragraph 1, on page 21, 22 you describe Mr. Depp sexually assaulting you in</p>	<p>5167</p> <p>1 MS. VASQUEZ: 394. 2 THE COURT: 394. 3 MS. BREDEHOFT: I think I have no 4 objection. 5 THE COURT: All right. I'll go with 6 that. All right. 394 in evidence. 7 MS. VASQUEZ: Thank you, Your Honor. 8 (Whereupon, the following audio was 9 played.) 10 MS. HEARD: What were you talking about 11 today? Because I can only mean, like, I say, when 12 I say I'm going to try and change our flight today 13 or I'm going to work on my little blog. I can 14 only do those things. 15 And since I have been doing those 16 things -- 17 MR. DEPP: What things have you been 18 doing? 19 MS. HEARD: Working on those things and 20 not doing certain things and trying to change 21 (indiscernible). 22 MR. DEPP: Uh-huh.</p>

<p>5168</p> <p>1 MS. HEARD: Hence, last several times 2 we've (indiscernible). 3 MR. DEPP: Hence, screaming when I 4 spilled wine accidentally on you; for falling 5 asleep and screaming in front of my kids and 6 freaking Jack out? And that's trying? 7 MS. HEARD: I would appreciate -- yeah, 8 you're right. You're right, Johnny. 9 MR. DEPP: That fucked him up, you 10 know? 11 MS. HEARD: I'm sorry I fucked your son 12 up, Johnny. 13 MR. DEPP: No. It weirded him out. 14 He'd never -- 15 MS. HEARD: I'm sorry I fucked your 16 kids up. 17 MR. DEPP: You didn't fuck my kids up, 18 but it's pretty fuckin'-- 19 MS. HEARD: I'm so sorry. 20 MR. DEPP: It was pretty fuckin' weird 21 for him, you know. 22 MS. HEARD: Because I jumped up and</p>	<p>5170</p> <p>1 worse. And believe me, I'm not going to be 2 calling you at 3:00 in the morning after an Ambien 3 and think, oh, now just fucking forgive me. Move 4 on. Trust me. 5 It is gross how you're using your kids. 6 I've done nothing but be there for them in a good 7 way. And if you take that for granted, fine. 8 Fine. You're right. 9 Meet a woman who would not jump up and 10 scream when if she had been spilled on three times 11 in a row. And I hope you're happy with whoever 12 that is because that would be a special kind of 13 fuckin' person. We're done. 14 BY MS. VASQUEZ: 15 Q That's you and Mr. Depp in that 16 recording, right? 17 A That's correct. 18 Q And you're discussing what happened in 19 the Bahamas in December of 2015, right? 20 A No. That's not correct. We're 21 discussing a part of it. 22 Q You're discussing when you screamed at</p>
<p>5169</p> <p>1 screamed because I wine on my clothes? I 2 (indiscernible)? You're right. 3 And I'm surprised. He's so young. 4 Send me the bill for the counseling. I'm sure 5 that's terrifying. 6 MR. DEPP: I don't need your -- 7 MS. HEARD: No, you're right. Your 8 poor kids. 9 MR. DEPP: Your clever -- 10 MS. HEARD: Use them against me again. 11 MR. DEPP: -- comebacks. 12 MS. HEARD: (Indiscernible.) 13 MR. DEPP: No. You're controlling 14 yourself -- 15 MS. HEARD: Your character is -- 16 MR. DEPP: You think you're controlling 17 yourself. 18 MS. HEARD: Your character has become 19 so clear, especially when you use them. It's 20 embarrassing for you. 21 I'm going to walk away now because 22 you're actually making it, making me see you even</p>	<p>5171</p> <p>1 Mr. Depp in front of his children, correct? 2 A No. We were talking about a part of 3 that argument. 4 Q Including when you screamed at Mr. Depp 5 in front of his children? 6 A That's not a fair characterization of 7 what happened. 8 Q Mr. Depp says you screamed at him when 9 he accidentally spilled wine on you, correct? 10 A I realize that's what Johnny said. 11 Q And Mr. Depp tells you that this 12 freaked out his son, Jack? 13 A Johnny often used other people to back 14 him up in our arguments. 15 Q You don't seem too concerned about 16 that, do you? 17 A I had a lot of concern. 18 Q You don't seem -- you don't mention 19 Mr. Depp sexually assaulting you in this 20 recording, do you? 21 A That was not the point of that 22 conversation. If I had gotten into the details of</p>

<p>5172</p> <p>1 what happened to me with him, it would have been 2 another fight. 3 Q You just accused Mr. Depp of "using his 4 kids," right, in that recording? 5 A Like he often uses other people, yes. 6 Q And you challenged him to find a woman 7 who will not "jump up and scream if she has been 8 spilled on three times in a" rote -- "row"? 9 A That is correct. 10 Q Not a woman who would put up with 11 sexual abuse, right? 12 A I was pointing out the ridiculous 13 nature of him expecting me not to react to 14 something that basic. 15 MS. VASQUEZ: Your Honor, would this be 16 a good time for a break? 17 THE COURT: All right. We can do that. 18 That's fine. 19 MS. VASQUEZ: Thank you, Your Honor. 20 THE COURT: Ladies and gentlemen, let's 21 go ahead and take our morning recess for 22 15 minutes. Do not discuss the case with anybody,</p>	<p>5174</p> <p>1 place.) 2 THE COURT: All right. Thank you. Be 3 seated. 4 All right. Your next question. 5 MS. VASQUEZ: Thank you, Your Honor. 6 BY MS. VASQUEZ: 7 Q Ms. Heard, you've testified repeatedly 8 that you were concerned about Mr. Depp's substance 9 use during your relationship, right? 10 A Yes, that's correct. 11 Q But you weren't concerned enough to 12 stop using drugs and alcohol yourself, were you? 13 A I did not use drugs when I was with 14 Johnny, like in his presence, aside from the times 15 I testified about with you. 16 Q So you weren't concerned enough to stop 17 using drugs and alcohol the times you've testified 18 to in front of this jury, right? 19 A As I testified to earlier, I took drugs 20 in Johnny's presence on those two occasions, early 21 in our relationship, in 2013. 22 Q So you never changed your own behavior</p>
<p>5173</p> <p>1 and don't do any outside research. 2 We'll see you in 15, okay? 3 (Whereupon, the jury exited the 4 courtroom and the following proceedings took 5 place.) 6 THE COURT: All right. Let's go ahead 7 and come back at 10:47, then. 8 MR. CHEW: Thank you, Your Honor. 9 THE COURT: All right. 10:47, thank 10 you. 11 THE BAILIFF: All rise. 12 (Recess taken from 10:31 a.m. to 13 10:47 a.m.) 14 THE BAILIFF: All rise. 15 Please be seated and come to order. 16 THE COURT: All right. Do you want to 17 take the stand. 18 All right. Are we ready for the jury? 19 MS. VASQUEZ: Yes, Your Honor. 20 THE COURT: Thank you. 21 (Whereupon, the jury entered the 22 courtroom and the following proceedings took</p>	<p>5175</p> <p>1 to support Mr. Depp in his sobriety, did you? 2 A I did a lot of changing to support his 3 sobriety. I tried everything that I could 4 possibly think of. 5 Q But you drank wine around Mr. Depp on a 6 regular basis, correct? 7 A I did drink wine. 8 Q And you took Mr. Depp to Hicksville to 9 do "laughy drugs like mushrooms," right? 10 A That's correct. 11 Q And you testified that despite what 12 supposedly happened in Hicksville, you decided to 13 take MDMA with Mr. Depp on a plane to Russia in 14 June of 2013, correct? 15 A As I mentioned, those are the two 16 occasions. 17 Q You testified that this was the last 18 time you would make that mistake, right? 19 A That is correct. 20 Q And when asked if you would ask 21 Mr. Depp to get you MDMA in Australia, you said 22 that was "ridiculous," right?</p>

<p>1 A That is correct. 2 Q Because you had learned your lesson the 3 hard way on the plane to Russia? 4 A Russia, yes, that's correct. 5 Q Yours and Mr. Depp's wedding in the 6 Bahamas was in February of 2015, right? 7 A That is correct. 8 Q So that would have been after the 9 Russia flight? 10 A Yes. When I did – when we had 11 mushrooms on the island for my hen party, my 12 bridal party before. We were not with Johnny. I 13 was not with Johnny at the time. 14 Q It was your wedding with Mr. Depp on 15 the island, right? 16 A To be clear, we were both on the same 17 island, we just weren't around each other that 18 evening. We had kind of separate parties, bridal 19 party and a groom's party. 20 Q And your wedding was a month before 21 Australia, correct? 22 A That is correct.</p>	<p>5176 1 that microphone eventually. 2 MS. BREDEHOFT: It turns off on it's 3 own, Your Honor. I put it on and then I don't 4 realize it's off. 5 THE COURT: I don't think so. 6 MS. BREDEHOFT: I have to object more 7 often so that it stays on. 8 THE COURT: All right. What's your 9 objection? 10 MS. BREDEHOFT: This was produced 11 after -- this is not in the exhibits that 12 defendants [sic] have. 13 MS. VASQUEZ: I don't think that's 14 true. 15 MS. BREDEHOFT: 1262. 1262, which was 16 not in their trial exhibits. 17 THE COURT: Is it in your evidence? 18 MS. VASQUEZ: Well, nevertheless, this 19 is an email from Ms. Heard -- I'm not certain that 20 that's true, first and foremost. Second of all, 21 this is an email from Ms. Heard. 22 THE COURT: Okay.</p>
<p>5177 1 Q And you arranged to have drugs at your 2 wedding, correct? 3 A Like I said, we had mushrooms on – for 4 my bridal party beforehand. 5 Q On the island for your wedding? 6 A Before the wedding. 7 Q On the island? 8 A On the island, yeah. 9 MS. VASQUEZ: Can we, please, pull up 10 Plaintiff's Exhibit 1262. 11 Q This is an email you sent on 12 February 1st, 2015, correct? 13 A That is correct. Yes, that's correct. 14 Q Okay. 15 MS. VASQUEZ: I'm going to move to 16 admit and publish Plaintiff's Exhibit 1262. 17 THE COURT: Any objection? 18 MS. BREDEHOFT: Yes, Your Honor. May 19 we approach? 20 THE COURT: Sure. 21 (Sidebar.) 22 THE COURT: We'll get you down with</p>	<p>5179 1 MS. VASQUEZ: And I can use her 2 statements after the fact. 3 THE COURT: All right. 4 MS. BREDEHOFT: But it's not for 5 impeachment purposes. 6 THE COURT: It's a plaintiff's? 7 MS. VASQUEZ: Plaintiff's, yes. 8 MS. BREDEHOFT: It should have been 9 provided in discovery, Your Honor. We produced 10 our exhibits. 11 MS. VASQUEZ: It's not direct 12 examination. 13 MS. BREDEHOFT: But it's not 14 impeachment. There's nothing about it that's 15 impeachment. 16 MS. VASQUEZ: It is. It's her 17 statement. It's an email. She just testified. I 18 laid the foundation. And, frankly, Ms. Heard 19 should have produced this. This is her email, 20 Ms. Bredehoff. She should have produced it. 21 MS. BREDEHOFT: This was produced in 22 discovery. This was in discovery. She was asked</p>

5180	<p>1 about it in U.K., Your Honor. 2 MS. VASQUEZ: So it was produced in 3 discovery? So what's the objection? 4 THE COURT: What's your objection? 5 MS. BREDEHOFT: Because it was not a 6 trial exhibit. That's what we got objected to -- 7 THE COURT: I think it's Exhibit A is 8 in Exhibit -- 9 MS. BREDEHOFT: It's not one of our 10 exhibits. 11 MS. VASQUEZ: It has a Bates number. 12 It was produced in discovery, and it's my 13 exhibit -- 14 MS. BREDEHOFT: It's not a trial 15 exhibit. 16 THE COURT: It's cross-examination now. 17 MS. BREDEHOFT: But it's not an 18 impeachment. There's nothing that impeaches her. 19 THE COURT: I'll overrule the 20 objection. 21 MS. BREDEHOFT: All right. 22 MS. VASQUEZ: Thank you.</p>	5182	<p>1 before this. The schedule ended up changing quite 2 a bit and this is a draft, clearly, that was sent 3 before there were a lot of changes made. The 4 bridal party -- 5 Q So your original idea -- Ms. Heard, 6 your original idea was to have a rehearsal dinner 7 with your husband, the drug addict, the monster, 8 and do drugs with your girlfriends on the island 9 after your rehearsal dinner? 10 A I realize that the email suggests, but 11 that's not -- 12 Q It's not what it suggests, Ms. Heard, 13 it's what you said in that email. 14 A Right. But what I'm trying to say is 15 that the schedule ended up changing. We ended up 16 doing the little (indiscernible due to cross 17 talking) -- 18 Q So your original idea was to do 19 drugs -- original idea was to do drugs on an 20 island after your rehearsal dinner, to the 21 drug-fueled monster you were about to marry, 22 right?</p>
5181	<p>1 (Open court.) 2 MS. VASQUEZ: Your Honor, if we could, 3 please, have Ms. Heard's email published to the 4 jury. 5 THE COURT: All right. 1262 in 6 evidence. 7 BY MS. VASQUEZ: 8 Q This is a schedule for your wedding 9 weekend, right, Ms. Heard? 10 A No, it's not. It's a proposed draft of 11 a schedule. It ended up being quite different. 12 Q Do you see where it says 7:00 p.m. 13 rehearsal dinner? 14 A Yes, I see that. 15 Q Next item on the list says "after dance 16 party and drugs and music," right? 17 A That is correct. 18 Q So you plan to have drugs at your 19 wedding to someone you characterized as a drug 20 addict? 21 A To be fair, we were to have separate 22 parties, as I mentioned. So, a bridal party</p>	5183	<p>1 A As the email suggests, there was going 2 to be weed on the island. This does not reference 3 the cuddle puddle that I just referenced to you. 4 Q You like to do drugs on special 5 occasions, right, Ms. Heard? 6 A I have before. 7 Q And you did drugs, again, for your 30th 8 birthday, right? 9 A That is correct. That was a huge 10 mistake. 11 Q Your 30th birthday dinner was on 12 April 21st, 2016? 13 A Yes, it was the day before my birthday, 14 correct. 15 Q You testified that Mr. Depp was running 16 late to the celebration, correct? 17 A That is correct. 18 Q You asked Mr. Depp to bring you alcohol 19 when he arrived; is that right? 20 A So, the utility closet, where we kept 21 the wine, was right by the elevators. And I also 22 told him he could bring in a joint. I wouldn't</p>

<p>1 bite his head off if he did. 2 Q So that's a yes? 3 A That's correct. I told him I wouldn't 4 be angry. 5 Q Okay. Let's look at Plaintiff's 6 Exhibit 1263. 7 MS. BREDEHOFT: Your Honor, I'm going 8 to ask to show -- first of all, this one hasn't 9 been produced. This has not -- it's a brand-new 10 trial exhibit, so I don't have it. I would like 11 an unredacted copy, and then I would like an 12 unredacted copy to be shown to the witness. 13 THE COURT: Do you have an unredacted 14 copy? 15 MS. VASQUEZ: We can make one, Your 16 Honor. 17 THE COURT: Okay. 18 MS. VASQUEZ: Your Honor, may we 19 approach about this? 20 THE COURT: All right. 21 (Sidebar.) 22 THE COURT: Ms. Bredehoft.</p>	<p>5184</p> <p>1 doesn't have to be on their exhibit list to have 2 cross-examination. You agree with that, right? 3 MS. BREDEHOFT: Well, it depends. I 4 think it depends on the circumstances, Your Honor, 5 whether it has to. Cross-examination just 6 doesn't -- if it's for impeachment purposes and 7 rebuttal purposes, yes. The scheduling order was 8 quite clear; if it's not on your exhibit list and 9 it's not for impeachment, it's not permitted in. 10 It depends upon whether it's for impeachment or 11 rebuttal. 12 THE COURT: Well, we're past that. 13 MS. BREDEHOFT: I don't know what this 14 document is. 15 THE COURT: If you need to see it -- 16 but they need to see the unredacted part. 17 MS. VASQUEZ: The only thing redacted, 18 Your Honor, is -- I'm just going to show her one 19 text message. The only thing redacted is personal 20 identifiers. 21 THE COURT: There's a whole chunk 22 there. I just don't know what's there.</p>
<p>5185</p> <p>1 MS. BREDEHOFT: Oh, I'm sorry. 2 MS. VASQUEZ: Your Honor has already 3 overruled Ms. Bredehoft's objection that it's not 4 on our "exhibit list." 5 THE COURT: I know. For 6 cross-examination. You did it too. We entered 7 new evidence for your cross-examination. 8 MS. BREDEHOFT: Your Honor didn't allow 9 any of our new evidence in -- 10 THE COURT: No, that's not true. 11 MS. VASQUEZ: Cross-examination. 12 THE COURT: Here's all the -- 1804, 13 1558 -- 14 MS. BREDEHOFT: Those were the pictures 15 from Ben King (indiscernible), Your Honor. That's 16 the only one we were able to allow in, and that's 17 because they didn't produce them in discovery. 18 MS. VASQUEZ: Cross-examination doesn't 19 have to be on the exhibit list. 20 MS. BREDEHOFT: They have to give us an 21 unredacted copy so we can see it. 22 THE COURT: I understand now, but it</p>	<p>5187</p> <p>1 MS. VASQUEZ: There's text messages 2 from other people. I was trying to make things a 3 little easier. This is how Ms. Bredehoft produced 4 her text messages. So it has text messages from a 5 bunch of people. 6 THE COURT: Is there something that was 7 supplied to you from them? 8 MS. VASQUEZ: Yes. 9 THE COURT: Do you have the discovery? 10 MS. VASQUEZ: It's there. I mean, this 11 is how Ms. Heard produced her text messages. 12 MS. BREDEHOFT: We gave copies to them 13 of everything that we had, Your Honor. They're 14 now (indiscernible) not giving us copies, but then 15 they're giving us copies of redactions. We need 16 to be able to look at it. 17 THE COURT: I agree. 18 MS. VASQUEZ: It's just a text message. 19 The only thing redacted is it's one text message, 20 that I would like to present; it's hers. 21 THE COURT: I understand. But they're 22 entitled to see the unredacted page.</p>

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<p>1 MS. VASQUEZ: Okay. 2 THE COURT: So if you don't have that 3 now, maybe you can try later. 4 MS. VASQUEZ: I have it. We can show 5 it to her. 6 THE COURT: Okay. Just show her that. 7 MS. VASQUEZ: Thank you. Okay. 8 MS. BREDEHOFT: Thank you, Your Honor. 9 THE COURT: Thank you. 10 (Open court.) 11 MS. VASQUEZ: I'm going to show the 12 unredacted messages to counsel for Ms. Heard on 13 the laptop because I don't have a hard copy. 14 THE COURT: Okay. 15 MS. BREDEHOFT: Let's just approach for 16 a minute. 17 THE COURT: What's that? 18 (Sidebar.) 19 MS. BREDEHOFT: During the lunch break, 20 Your Honor, can they give us hard copies so at 21 least -- I'm not asking them to give it to me in 22 advance, but if they don't have hard copies, at</p>	<p>1 this. 2 THE COURT: If you could give her a 3 moment, please. 4 MS. VASQUEZ: Sure. 5 THE COURT: Thank you. Okay. 6 MS. VASQUEZ: Thank you, Your Honor. 7 THE COURT: All right. Thank you. 8 BY MS. VASQUEZ: 9 Q Okay. 10 THE COURT: So any objection to 1263 as 11 redacted? 12 MS. BREDEHOFT: No, Your Honor. 13 THE COURT: All right. 1263 in 14 evidence. Thank you. 15 MS. VASQUEZ: Thank you, Your Honor. 16 BY MS. VASQUEZ: 17 Q Ms. Heard, directing your attention to 18 the Plaintiff's Exhibit 1263. This is a text 19 messages that you sent to Mr. Depp, correct? 20 A That is correct. 21 Q And you sent this message to Mr. Depp 22 the day you had your 30th birthday dinner,</p>
5189	5191
<p>1 least during the lunch break -- 2 THE COURT: They'll get you hard copies 3 for the ones at lunchtime. Moving forward. 4 MS. BREDEHOFT: Moving forward. 5 THE COURT: Moving forward. 6 MS. BREDEHOFT: That's fine. And then 7 hard copies of whatever they can't give me now. 8 THE COURT: Right now, you'll just look 9 at the laptop. 10 MS. BREDEHOFT: I understand that. 11 MS. VASQUEZ: We'll produce it. 12 MS. BREDEHOFT: But at the lunch break, 13 if they can give it to me, the hard copies. 14 THE COURT: That's fine. At lunchtime. 15 Okay. 16 MS. BREDEHOFT: Thank you. 17 (Open court.) 18 MS. VASQUEZ: Here you go. 19 BY MS. VASQUEZ: 20 Q So, Ms. Heard -- 21 MS. BREDEHOFT: Your Honor, I'm going 22 to object to asking questions while I'm looking at</p>	<p>1 correct? 2 A That's correct. 3 Q And you write "Hey baby, bring up 4 something to drink and/or a joint. I'm in if you 5 are. See you in a minute? XX." 6 Did I read that right? 7 A That is correct. 8 Q And then the next day you went to 9 Coachella and consumed MDMA and mushrooms, right, 10 Ms. Heard? 11 A I did. Johnny was not there for that. 12 Q Right. Let's talk a little bit more 13 about your 30th birthday. You testified about 14 this incident multiple times, haven't you? 15 A That is correct. 16 Q But yesterday, you told this jury that 17 you were not called upon to provide a detailed 18 accounting of all physical and sexual abuse by 19 Mr. Depp until February 2020; is that correct? 20 A I testified that I had not been able to 21 do so until February 2020, in -- outside of the 22 context of the Cole deposition.</p>

<p>1 Q Actually, I misspoke. February 2022, 2 this year? 3 A Right, sorry. I did the same thing you 4 did. 5 Q Okay. And you did that in something 6 called an interrogatory; is that correct? 7 A The interrogatory response was the 8 first time that I could do that, outside of the 9 context of being asked certain questions in a 10 deposition. 11 Q And you testified about your 30th 12 birthday in this interrogatory, correct? 13 A I believe so, yes. Yes. 14 Q Nonetheless, you testified to a new 15 detail about your 30th birthday for the first time 16 in this courtroom, didn't you? 17 A No, that's incorrect. 18 Q A sexual assault, no less? 19 A I had just not placed when that 20 happened. I was never sure if that was the same 21 time that he did that on the night of my birthday. 22 And I maintain that, as well, in my deposition.</p>	<p>5192</p> <p>1 A That is correct. 2 Q You testified, again, to this jury, 3 that this was the first time you were given an 4 opportunity to write down everything and include 5 all your evidence, right? 6 A That is correct. 7 Q Okay. So let's go to page 57. 8 At the top of page 57, "Johnny and I 9 were not in a good place. I begged him to make my 10 birthday dinner." 11 Do you see that? 12 A That is correct. 13 Q So starting on page 57, you start 14 describing your birthday dinner, correct? 15 A That is correct. 16 Q All right. On page 59 of your 17 interrogatory response, you write, fourth 18 paragraph down, "Johnny grabbed me while holding 19 me down and I remember him asking me if I thought 20 I was so tough. He asked me three or four times, 21 up close to my face. You're so tough. You're 22 such a tough guy, huh? You think you're so tough.</p>
<p>5193</p> <p>1 Q You told this jury that the evening of 2 your 30th birthday dinner, Mr. Depp "grabbed you 3 by the pubic" bone -- "pubic area" and "pushed you 4 down," right? 5 A That is correct. 6 Q This detail isn't in your interrogatory 7 response, is it, Ms. Heard? 8 A That detail is in my interrogatory 9 response, yes. 10 Q Let's pull up your interrogatory 11 response. 12 MS. VASQUEZ: If we could, please, 13 bring up -- Ms. Bredehoff. 14 MS. BREDEHOFT: Thank you. 15 MS. VASQUEZ: May I approach, Your 16 Honor? 17 THE COURT: Yes, ma'am. Thank you. 18 THE WITNESS: Thank you. 19 BY MS. VASQUEZ: 20 Q If we could go to your interrogatory 21 responses, at page 57. These are signed under the 22 penalty of perjury, correct?</p>	<p>5194</p> <p>1 What are you going to do now? I stood up at some 2 point after getting off the ground." 3 Do you see that? 4 A That is correct. 5 Q You write "After, I remember crying. I 6 remember feeling exhausted and frustrated, and it 7 hit me, meaning the realization of how sad it was 8 that I was going to wake up tomorrow on my 9 birthday without him." 10 A That's correct. 11 Q Where, in this interrogatory response, 12 Ms. Heard, do you describe Mr. Depp "grabbing you 13 by the pubic" bone -- "pubic area" and pushing you 14 down"? 15 A On page 64. 16 Q Where? 17 A Page 64, one, two, three paragraphs 18 down "Johnny grabbed me once, did this tongue 19 thing on the side of the bed in penthouse 3. 20 Grabbed my vagina and held me there. Asked me if 21 I was so tough." 22 Q You're not describing what happened</p>

<p>1 after your 30th birthday? 2 A I am. I just had not prescribed it to 3 that date, with the limited evidence I had at the 4 time. Only in the course of looking at the 5 evidence, preparing for this case, had I put those 6 two pieces together. But I've always said what 7 happened. 8 Q You were upset that Mr. Depp was late 9 to your 30th birthday, weren't you? 10 A I was. 11 Q You knew Mr. Depp had a scheduled 12 business meeting or money meeting that evening, 13 right? 14 A No. I knew he said he did. I didn't 15 know if he had one. Addicts lie all the time. 16 Q So you didn't trust him? 17 A I took it with a big grain of addict 18 salt. 19 Q Okay. Mr. Depp texted you that evening 20 to let you know he'd be late, correct? 21 A Yes, he did text me at some point. 22 Q It was a big deal to you that Mr. Depp</p>	<p>5196 1 MS. BREDEHOFT: May we approach? 2 THE COURT: Yeah, sure. 3 (Sidebar.) 4 MS. BREDEHOFT: So we have an audiotape 5 that's a brand-new exhibit. 6 MS. VASQUEZ: Video. 7 MS. BREDEHOFT: Video? And I'd like to 8 see it before she shows it to the jury. 9 MS. VASQUEZ: Can we play it for the 10 witness and counsel, without sound, and then you 11 can publish it to the jury? The only sound is the 12 music. So, it doesn't have any lyrics. 13 THE COURT: All right. You want to 14 view it, just for the witness and counsel? 15 MS. VASQUEZ: Sure. 16 THE COURT: Okay. 17 MS. VASQUEZ: Thank you. 18 (Open court.) 19 THE COURT: Any objection? 20 MS. BREDEHOFT: No, Your Honor. 21 MS. VASQUEZ: Okay. If we could, 22 please, publish this to the jury with sound.</p>
<p>5197 1 was late to your birthday dinner, wasn't it? 2 A Yeah. Yeah, it did matter to me. 3 Q You were upset he was late? 4 A I was. I was hurt. 5 Q When he finally did arrive, you felt 6 "invisible to him," right? 7 A I did. 8 Q The day after your birthday dinner, you 9 and your friends went to Coachella to celebrate 10 your birthday; is that correct? 11 A Yes. 12 Q You made a video driving to Coachella 13 with your friends; didn't you? 14 A That is correct. 15 MS. VASQUEZ: I would like to pull up 16 Plaintiff's Exhibit 1264. For the record, Your 17 Honor, this only has music without any words on 18 it. 19 MS. BREDEHOFT: Again, it's a new one, 20 so I would like a copy of it. 21 MS. VASQUEZ: It's going to be played. 22 There is no sound, other than a song.</p>	<p>5198 1 THE COURT: 1264 in evidence. 2 (Whereupon, a video was played.) 3 BY MS. VASQUEZ: 4 Q This is a video you made when you drove 5 to Coachella with your friends after your 30th 6 birthday, right? 7 A That's correct. I'm not quite sure 8 which one of us made the video, but that's 9 correct. 10 Q You're featured in that video, driving? 11 A That's correct. 12 Q And it's set to the song "Miss You," by 13 the Rolling Stones; is that right? 14 A That's correct. 15 Q That was a message for Mr. Depp, wasn't 16 it? 17 A No. That's ridiculous. 18 Q You consumed drugs at Coachella, didn't 19 you? 20 A Yes, I did. 21 Q You took MDMA and mushrooms at the same 22 time?</p>

5200	5202
<p>1 A I did, yes.</p> <p>2 Q And it made you feel sick, right?</p> <p>3 A I felt horrible. Yes.</p> <p>4 Q So you left Coachella?</p> <p>5 A Yes. That's correct.</p> <p>6 Q You testified yesterday that when you</p> <p>7 left Coachella you left with "your entire group"?</p> <p>8 A That is correct.</p> <p>9 Q And you were "never alone with</p> <p>10 Starling," right?</p> <p>11 A That is correct.</p> <p>12 Q You weren't anywhere near him?</p> <p>13 A Not alone, no.</p> <p>14 Q You sat here when Starling Jenkins</p> <p>15 testified that he collected you from Coachella</p> <p>16 when you were sick, right?</p> <p>17 A He picked up my entire group.</p> <p>18 Q Mr. Jenkins testified "I collected her,</p> <p>19 got her in the vehicle, she didn't want anyone</p> <p>20 else to know that she was sick, take her back to</p> <p>21 the Parker" -- which I assume was in reference to</p> <p>22 the hotel -- "alone. I took her to 7-Eleven,</p>	<p>1 played.)</p> <p>2 MR. DEPP: Do you want a divorce?</p> <p>3 MS. HEARD: I don't know.</p> <p>4 MR. DEPP: Let's get a divorce.</p> <p>5 MS. HEARD: If you don't want it.</p> <p>6 MR. DEPP: You said, "I don't know."</p> <p>7 Let's get a divorce.</p> <p>8 MS. HEARD: That means I don't know if</p> <p>9 we should have one.</p> <p>10 MR. DEPP: (Indiscernible.)</p> <p>11 MS. HEARD: What do you think?</p> <p>12 MR. DEPP: Get a divorce.</p> <p>13 MS. HEARD: What do you think we should</p> <p>14 do? So you're a hundred percent. I'm 50 percent.</p> <p>15 MR. DEPP: I'm a hundred percent.</p> <p>16 MS. HEARD: That we should?</p> <p>17 MR. DEPP: Yes.</p> <p>18 MS. HEARD: Why (indiscernible)</p> <p>19 question.</p> <p>20 MR. DEPP: That doesn't mean we can't</p> <p>21 see each other.</p> <p>22 MS. HEARD: Okay.</p>
5201	5203
<p>1 where I retrieved hydrating fluids, Advil, and let</p> <p>2 her have those. Got her back up to the Parker,</p> <p>3 got her in the suite, and then went back to pick</p> <p>4 up everyone else."</p> <p>5 You were there when Mr. Jenkins</p> <p>6 testified, right?</p> <p>7 A Yes. He was wrong.</p> <p>8 Q So it's your testimony that Mr. Jenkins</p> <p>9 is lying?</p> <p>10 A He's just wrong. I don't know what his</p> <p>11 intentions are. He was just wrong about that. We</p> <p>12 were a big group of us. I wasn't alone with him.</p> <p>13 Q Is it possible that you don't remember</p> <p>14 correctly because you were sick from taking MDMA</p> <p>15 and mushrooms at the same time?</p> <p>16 A No. I remember everything about that</p> <p>17 night.</p> <p>18 Q Okay. I would like to play for you</p> <p>19 Plaintiff's Exhibit 1229.</p> <p>20 MS. VASQUEZ: Which is already in</p> <p>21 evidence. At 17:20 through 21:28.</p> <p>22 (Whereupon, the following audio was</p>	<p>1 MR. DEPP: Well, I mean, if you</p> <p>2 don't --</p> <p>3 MS. HEARD: So then why did you say</p> <p>4 stop the proceedings?</p> <p>5 MR. DEPP: If you don't (indiscernible)</p> <p>6 a temporary restraining order.</p> <p>7 MS. HEARD: You're right.</p> <p>8 MR. DEPP: No.</p> <p>9 MS. HEARD: You want a divorce.</p> <p>10 MR. DEPP: Nobody is telling me --</p> <p>11 MS. HEARD: No, you told me.</p> <p>12 MR. DEPP: We're on the road.</p> <p>13 MS. HEARD: You told me you want it.</p> <p>14 You want a divorce. So that's what I came to</p> <p>15 figure out.</p> <p>16 MR. DEPP: You're not going to call</p> <p>17 your lawyers and say stop the process, I don't</p> <p>18 want a divorce. You're not going to do that.</p> <p>19 MS. HEARD: No. I need -- not</p> <p>20 especially if you want --</p> <p>21 MR. DEPP: Okay. I don't want to get a</p> <p>22 divorce.</p>

5204	1 MS. HEARD: You don't? 2 MR. DEPP: No. 3 MS. HEARD: How -- which one is it? 4 How do I know which one it is? 5 MR. DEPP: I don't want a divorce. I 6 never wanted a fucking divorce. I never wanted a 7 divorce. I didn't want you to fucking go to 8 Coachella without fucking talking to me because I 9 left you because you were fucking -- you fuckin' 10 haymakered me, man. You came around the bed and 11 fuckin' started punching on me. 12 MS. HEARD: I'm so sorry. 13 MR. DEPP: Why? 14 MS. HEARD: Why? 15 MR. DEPP: I love you. I love you. 16 BY MS. VASQUEZ: 17 Q That's what really happened the evening 18 of your 30th birthday, isn't it, Ms. Heard? 19 A No. That's incorrect. 20 Q Mr. Depp was in bed and then you came 21 around the bed and started punching him? 22 A That's incorrect.	5206	1 Exhibit 1265. 2 Q This is you and your friends at 3 Coachella, correct? 4 A That is correct. 5 MS. VASQUEZ: I'm going to move to 6 admit Plaintiff's Exhibit 1265 and publish it. 7 MS. BREDEHOFT: No objection. 8 THE COURT: Okay. 1265 in evidence. 9 You can publish it. 10 Q There's no injuries to you, are there, 11 Ms. Heard, visible, in this picture? 12 A You cannot see any visible injury, no. 13 MS. VASQUEZ: Thank you, Tom. 14 Q Ms. Heard, you remember, during 15 Mr. Depp's examination, a number of recordings 16 were played, correct? 17 A That's correct. 18 Q And in one of those recording, you told 19 Mr. Depp "I hope to God Jack's stepfather teaches 20 him more about being a man than your fucking, your 21 fucking left nut." 22 Do you remember that?
5205	1 Q You don't deny that in the recording, 2 do you, Ms. Heard? 3 A I'm not having that conversation with 4 Johnny. I'm not denying anything. I'm not saying 5 anything. I'm not having that conversation with 6 Johnny. I was trying to get out of that hotel 7 room. That was a mediation attempt. That was the 8 recording you just heard, was us meeting at the 9 hotel. 10 Q You're talking about your 30th 11 birthday. 12 A No, we're not. 13 Q You're not talking about going to 14 Coachella? 15 A Johnny's talking about that. I am not 16 arguing with him about any of that. 17 Q Right. You don't deny anything, do 18 you? 19 A I'm not talking to him about that. 20 Q Okay. 21 MS. VASQUEZ: I'm going to publish 22 Exhibit -- or ask that the witness be shown	5207	1 A I do not remember what exactly I could 2 hear of that recording. I remember I heard myself 3 make a mention of Jack's new stepfather, or 4 potential stepfather, I can't recall. 5 Q Jack is Mr. Depp's son, right? 6 A That is correct. And I believe that I 7 was referencing a marriage that his ex-partner was 8 going to have or getting into, I suppose. 9 Q You were referencing that Jack's new 10 stepfather would teach him how to be a man because 11 Mr. Depp couldn't? 12 A I don't recall exactly what I said, but 13 it was something to that effect. 14 Q Let's listen to some of what happened 15 before you said that to Mr. Depp. 16 MS. VASQUEZ: If we could, please, play 17 Plaintiff's Exhibit 397, which is already in 18 evidence. And for the record, it's at 35:04 19 through 35:47. And then the next clip is 36:35 20 through 43:08. 21 (Whereupon, the following audio was 22 played.)

5208	1 MR. DEPP: Don't bring men in my 2 fuckin' -- 3 MS. HEARD: Cocksucker. 4 MR. DEPP: Don't bring men into my 5 place. 6 MS. HEARD: You fuckin' cock sucking, 7 ignorant, fucking child. Don't fucking push me. 8 you came over here for fucking nothing. I can 9 bear your sight. 10 MR. DEPP: I came over here -- 11 MS. HEARD: You fucking suck your own 12 dick. 13 MR. DEPP: Everything's fine until it 14 doesn't go your way. And when it doesn't go your 15 way -- 16 MS. HEARD: Suck your own dick. 17 MR. DEPP: -- I'm in trouble. 18 MS. HEARD: Do you hear me? Suck your 19 own dick. 20 MR. DEPP: You know what -- 21 MS. HEARD: Suck -- 22 MR. DEPP: -- I don't need you.	5210	1 into any of your fucking lies, your bullshit, your 2 sober fucking presence, your fucking goodness, 3 your sweetness. All the lies. I wish I hadn't 4 bought into the months of you being you. I wish I 5 hadn't bought into your -- 6 MR. DEPP: I wish I hadn't bought -- 7 MS. HEARD: -- promises. I wish I 8 hadn't fucking thought I could have kids with you. 9 You're a fucking kid yourself. I wish I hadn't 10 bought into any of the lies you sold. Talking 11 about fake bill of goods. 12 MR. DEPP: Let's have some fat baby 13 with the fucking producer that you do shit for. 14 MS. HEARD: You're the biggest fucking 15 seller of fake fucking bill of goods. Talk about 16 presenting yourself as something you're not. 17 MR. DEPP: I did myself a fake bill of 18 goods. 19 MS. HEARD: Suck my dick. 20 MR. DEPP: I fucking -- 21 MS. HEARD: Suck my dick. Suck my 22 dick, suck my dick.
5209	1 MS. HEARD: -- your own my dick. 2 MR. DEPP: I don't want your kind of 3 woman. 4 MS. HEARD: Suck my dick. 5 MR. DEPP: I don't want your kind of 6 woman. 7 MS. HEARD: Suck my dick. 8 MR. DEPP: I don't want your kind of 9 woman. 10 MS. HEARD: Suck my dick? 11 MR. DEPP: I -- 12 MS. HEARD: Hey, guess what? 13 MR. DEPP: I might have -- 14 MS. HEARD: Suck your dick, man. 15 MR. DEPP: Suck my dick or your dick? 16 MS. HEARD: Yeah. 17 (Whereupon, the audio ended.) 18 (Whereupon, the following audio was 19 played.) 20 MS. HEARD: Yeah, no shit. I made a 21 big mistake. I wish I fucking hadn't. I wish I 22 fucking hadn't. I wish I fucking hadn't bought	5211	1 MR. DEPP: You left nothing and I have 2 left everything, so suck your dick, which is 3 probably your next move -- 4 MS. HEARD: Suck it. Suck it. 5 MR. DEPP: -- because it's what you 6 fucking need. 7 No, I don't want to suck your dick. I 8 want nothing to do with your fuckin' new sex 9 and -- 10 MS. HEARD: Oh, because I really need 11 something you want. 12 MR. DEPP: Well, go get it, man. 13 MS. HEARD: Because I need something 14 you want. Go on. Fucking fuck yourself. 15 MR. DEPP: You don't need me. 16 MS. HEARD: No shit I don't. Go suck 17 your dick. 18 MR. DEPP: I don't want to. 19 MS. HEARD: Try. It's going to be the 20 only thing you have. 21 MR. DEPP: No, that's not really true, 22 Amber.

5212	1 MS. HEARD: Actually, it kind of is. 2 MR. DEPP: It kind of is? 3 MS. HEARD: Yeah. 4 MR. DEPP: What are you talking about? 5 MS. HEARD: No. Huh? No. What? 6 MR. DEPP: Always the -- what is it? 7 MS. HEARD: No, I'm sure Rochelle is 8 available. Call her up. I'm sure she's 9 available. 10 MR. DEPP: Maybe she is. 11 MS. HEARD: I'm sure she is. 12 MR. DEPP: We'll see. 13 MS. HEARD: I'm sure she is. 14 MR. DEPP: I'll let you know. 15 MS. HEARD: Oh, I'm sure she is. Per 16 her yoga blog. 17 MR. DEPP: That fake laugh, that fake 18 laugh is too much to take. 19 MS. HEARD: No, I'm sure she's -- 20 MR. DEPP: That fake laugh is so 21 disgusting, man. 22 MS. HEARD: I'm sure she's great. I'm	5214	1 MS. HEARD: I want to know. 2 MR. DEPP: Get out. Your Uber is out 3 there. 4 MS. HEARD: I'm kinda waiting. Then go 5 get it. 6 MR. DEPP: Yeah -- 7 MS. HEARD: Wait, is there no other 8 place for you to run in your 15 other houses, to 9 go run? Come on. Go be a real married man and go 10 deal with your shit the way that a man does. Go 11 run to the next house. 12 MR. DEPP: I wish I'd never -- 13 MS. HEARD: Every man does. 14 MR. DEPP: -- ever gone through -- 15 MS. HEARD: Go run away. I know it's 16 hard to look at yourself. 17 MR. DEPP: Your fucking ridiculous 18 plan. Your panicked fucking plan. 19 MS. HEARD: It's hard. 20 MR. DEPP: Screwing everybody else. 21 MS. HEARD: Poor thing. You're right. 22 I try. That's fine too.
5213	1 sure she's great. 2 MR. DEPP: I'm thinking that you gave 3 me some of your best performances of your life. 4 It's a fucking tragedy. 5 MS. HEARD: No, you're right. I don't. 6 It's all about performing for you, babe. 7 MR. DEPP: I'm fuckin' performing for 8 you. How, Amber, I don't regret. I don't regret. 9 MS. HEARD: What else don't you -- come 10 on. Let's see. Come on. 11 MR. DEPP: I don't regret. No, I don't 12 regret. 13 MS. HEARD: Lay it on me. What else? 14 What else other thing do you want to add? 15 MR. DEPP: I can't talk to you when you 16 sound like Fozzie Bear. 17 MS. HEARD: -- you fucking lying piece 18 of shit. 19 MR. DEPP: That's a kids show. 20 MS. HEARD: Oh, no. I want to know. I 21 want to know. 22 MR. DEPP: Get out.	5215	1 MR. DEPP: You're the most spoiled 2 fucking brat. And you've got everybody out here 3 almost fooled, but it don't last long. 4 MS. HEARD: You're right. You're 5 right, I'm sorry. 6 MR. DEPP: I've been here a lot longer 7 than you. 8 MS. HEARD: You're right. You've got 9 it figured out. 10 MR. DEPP: Figure out what you have to 11 offer as opposed to going out and getting your 12 tits out. 13 MS. HEARD: You're right. That's what 14 I do. 15 MR. DEPP: Yeah. London Fields is 16 excellent. Excellent choice. 17 MS. HEARD: You're right. You're 18 right. Back to that. Well, I wonder what we -- I 19 wonder what else we can reach for in the last 20 six years. Oh, no, it was four years ago, you're 21 right. I'm sure there's other things you can say. 22 MR. DEPP: Go laugh.

Transcript of Jury Trial - Day 18
Conducted on May 17, 2022

40 (5216 to
5219)

5216	5218
<p>1 MS. HEARD: No, I'm not laughing. 2 MR. DEPP: No, matter of fact, laugh 3 more. 4 MS. HEARD: I'm not laughing. I'm not. 5 I'm serious. I'm sure you can find other things. 6 MR. DEPP: I know. I know. There's 7 stripping. Well, there's always that. You can 8 always go back to that. 9 MS. HEARD: You're right. You could 10 write a book. You could write a book. I know, 11 you could write a book. 12 Oh, is this going to be good for your 13 book? Oh, should I sign a ADA [sic] for your 14 book? Your book. Is this going to be good for 15 your book? Is this going to be good for your 16 book? Hey, hey. 17 MR. DEPP: I got what I want. I got 18 what I want. 19 MS. HEARD: I have a good idea. How 20 about you sell more of your journals? You're not 21 a sellout or anything. Let's sell your journal. 22 Oh, wait.</p>	<p>1 MR. DEPP: It really doesn't. 2 MS. HEARD: I don't really think so. 3 But you're right. I mean, hey, at least I didn't 4 do, like, a TV show where I was a heartthrob in my 5 20s. God, that would be, like, embarrassing. 6 If only I was with someone in their 50s 7 that could point that out to me. Magic Mike, 8 you're right, when you play a non-sexualized 9 object. Okay. Wow. You're right. You got me. 10 You got it all figured out. 11 MR. DEPP: You don't even know what 12 movies I've done. You haven't even taken an 13 interest. 14 MS. HEARD: If only I could be like 15 you. If only I could be like you. 16 MR. DEPP: But I had to watch your 17 fucking -- I had to watch your fucking director 18 and you try to -- 19 MS. HEARD: You're a joke. 20 MR. DEPP: -- spew out your fucking 21 lines. 22 MS. HEARD: You're a joke. You're a</p>
5217	5219
<p>1 MR. DEPP: Hey -- 2 MS. HEARD: Hey, you know, no, no, no, 3 you're not selling out. 4 MR. DEPP: You don't want to sell 5 out -- 6 MS. HEARD: No, no. 7 MR. DEPP: You don't want to sell out. 8 MS. HEARD: Yeah. No one does Jump -- 9 21 Jump Street when they're in their 20s. No, 10 you're right, that's not selling out. No. When 11 you're in your 20s, you should really know what 12 you want, like selling your journals. 13 MR. DEPP: I do. If you didn't know 14 who the fuck I was -- 15 MS. HEARD: You're right. Go sell your 16 journals, like a real non-sellout. 55-year-old. 17 Oh, I'm sorry -- 18 MR. DEPP: 56. 19 MS. HEARD: 52. 51. I don't know. 20 Does it matter at this point? 21 MR. DEPP: No. 22 MS. HEARD: I don't think so.</p>	<p>1 joke. 2 MR. DEPP: Yeah, I'm the joke in the 3 industry, Amber. 4 MS. HEARD: What did you say? What did 5 you say? 6 MR. DEPP: I am the joke. I'm the joke 7 in the industry. 8 MS. HEARD: I'm sorry, I can't really 9 hear you. I'm sorry. The reruns of all my 10 bullshit are playing too loud for me to hear you. 11 Oh, I'm just going to go and peddle my way back. 12 I'm sorry. I can't hear you. 13 MR. DEPP: Aquaman. 14 MS. HEARD: Oh, oh, 21 whatever it was, 15 or whoever you were. 16 MR. DEPP: I was 20. 17 MS. HEARD: No one cares. You're 18 funny. Washed-up piece of shit. 19 MR. DEPP: Washed-up piece of shit? 20 MS. HEARD: Oh, what, what? 21 MR. DEPP: Washed-up piece of shit. 22 MS. HEARD: I can't hear you. I can't</p>

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<p>5220</p> <p>1 hear you. Oh, what? I can't hear you, yeah. 2 MR. DEPP: Your jealousy is so tragic. 3 MS. HEARD: I'm sorry. Let me turn on 4 my aid. 5 MR. DEPP: Your jealousy is so tragic. 6 MS. HEARD: Wait, I can't hear you. 7 MR. DEPP: Thinking, like, I'm fucking 8 going on the road with the band -- 9 MS. HEARD: Let me turn on my aid. I 10 can't hear you. 11 BY MS. VASQUEZ: 12 Q You told Mr. Depp to suck your dick 13 multiple times, didn't you? 14 A Yes, I did. 15 Q You tell him to go run to his 15 others 16 houses, right? 17 A That's correct. 18 Q Because that's what he would do when 19 you behaved like this, isn't it? 20 A Eventually, he would go and stay in one 21 of the other houses. 22 Q You call him a sellout, don't you?</p>	<p>5222</p> <p>1 Q Mr. Depp mentioned Aquaman, doesn't he? 2 A Yes, he does. 3 Q Mr. Depp got you that role in Aquaman, 4 didn't he? 5 A Excuse me? 6 Q Mr. Depp got you that role in Aquaman, 7 didn't he? 8 A No, Ms. Vasquez, I got myself that role 9 by auditioning. That's how that works. 10 Q Mr. Depp says "Your jealousy is so 11 tragic"? 12 A I heard him say that, yes. 13 Q You were the jealous one in this 14 relationship, weren't you, Ms. Heard? 15 A I think he was indicating I was jealous 16 of his career. 17 Q But now you've twisted it to say it was 18 Mr. Depp was the jealous one? 19 A Johnny's always been very jealous, when 20 I worked, when I did anything, friends, yes. He's 21 always been very jealous. 22 Q Ms. Heard, I'm going to ask you to take</p>
<p>5221</p> <p>1 A I was expressing frustration about his 2 criticism of my career and how many problems it 3 caused within the dynamic of our relationship, 4 yes. 5 Q So you call him a sellout and a joke? 6 A I called him horrible, ugly things, as 7 you can hear. 8 Q Sellout? 9 A We spoke to each other in a really 10 horrible way. 11 Q I'm pretty sure we just heard you speak 12 to him in a really horrible way. You call him a 13 sellout, right, Ms. Heard? 14 A I called him -- 15 Q You called him a sellout, right, 16 Ms. Heard? 17 A I called him a lot of ugly things. 18 Q You called him a joke on that 19 recording? You called him a washed-up piece of 20 shit? 21 A I think we both called each other that 22 on that occasion, yes.</p>	<p>5223</p> <p>1 a look at Plaintiff's Exhibit 120E. 2 This is a series of text messages 3 between you and Mr. Depp? 4 A That is correct. 5 MS. VASQUEZ: I'm going to move to 6 admit and publish these text messages. Mr. Depp's 7 messages have been redacted. 8 THE COURT: All right. Any objection? 9 MS. BREDEHOFT: No, Your Honor. 10 THE COURT: All right. 120E in 11 evidence. You can publish. 12 Q It starts with a text message from you 13 to Mr. Depp on September 26th, 2015, right? 14 A That is correct. 15 Q And you write "Monster is back. This 16 is him." 17 Did I read that right? 18 A That is correct. 19 Q And then the next message, you write 20 "Ran away first sign of trouble. This is not the 21 man you promised you would be." 22 Did I read that correctly?</p>

<p>5224</p> <p>1 A That is correct. 2 Q And then the next one down, you write 3 "Promised. Swore to me you would be." 4 A That is correct. The non-monster. 5 Q Ms. Heard, you were talking about 6 Mr. Depp running away from you at the first sign 7 of trouble, aren't you? 8 A No, I'm recognizing the clues, at this 9 point, when he would run away at the first sign of 10 trouble. Often, that was a clue for me to know 11 that he was back using again and that we were 12 about to enter the next phase of the cycle. 13 Q And you describe his running away from 14 you as the monster, right? 15 A That wasn't what was the monster. The 16 monster is the man who beat me up. The running 17 away was just attached to that. It was a sign, a 18 signal to me, as a clue, as somebody trying to put 19 together clues, that we were entering into that 20 phase. 21 Q In these messages, Ms. Heard, the 22 monster isn't Mr. Depp doing drugs, is it?</p>	<p>5226</p> <p>1 "Not go to bed mad." 2 And then you say "Sound okay? Sound 3 like the priority in the long run? Come home. 4 Don't be the monster, be the man. Please. Please 5 call me. Please." Continuing on page 78. You 6 write "I don't want the monster. I need my man. 7 I need to talk to you. Please, Johnny. Don't 8 force me to be something else to you. This is 9 taking me for granted and I can never stop. 10 Before this turns into something far darker." 11 Describing yourself in that text 12 message, right? 13 A The exact opposite. I'm trying to 14 interrupt him starting a new cycle where he starts 15 using again. 16 Q He's not responding to you, Ms. Heard. 17 A Yeah, that's why I'm trying to 18 desperately stop him. 19 Q "Please answer the phone," you say, 20 "Doesn't this mean anything to you?" And it goes 21 on. And I won't read all these messages, but 22 you're saying "please answer," over and over</p>
<p>5225</p> <p>1 A It was always the man who did drugs and 2 beat me up, yes. That's always been the monster. 3 Q That's not what you're saying in these 4 messages. 5 A That's exactly what I'm saying in these 6 messages. 7 Q You don't describe Mr. Depp being 8 violent, do you? 9 A I do not describe that in this text 10 message, no. 11 Q So it's a cowardly monster this time? 12 A No. 13 Q I'm going down a page. You write a 14 long series of text messages to Mr. Depp that 15 don't get a response; is that correct? 16 A That is correct. 17 Q You write "Come grown. Face the shit 18 and we can do anything." 19 You go on, a little later, to say 20 "Please come home. Let's apologize" to each -- 21 "together." 22 And continuing on page 77, you write</p>	<p>5227</p> <p>1 again, right? 2 A It was very important to me. I was 3 running out of time and I was trying desperately 4 to stop him. 5 Q He wasn't with you, Ms. Heard. 6 A Exactly. Which is how I knew it was 7 about to get a lot worse. He would leave, use, 8 and come back way worse with way less reality, 9 with more delusions, with more drugs, more -- 10 MS. VASQUEZ: Move to strike everything 11 after the answer to the question. 12 A I was trying to stop that. 13 MS. BREDEHOFT: Your Honor, she was 14 responding. 15 THE COURT: I'll overrule the 16 objection. That's fine. 17 MS. BREDEHOFT: Thank you, Your Honor. 18 Q This is a situation where you're trying 19 to get Mr. Depp to pay attention to you; isn't 20 that right? 21 A No, I was trying to stop him in using. 22 Q And because he ran away from you at the</p>

<p>5228</p> <p>1 first sign of trouble, you call him a monster, 2 right? 3 A I was trying to stop him from turning 4 into the monster. The drugs are the key that open 5 the door. 6 Q Who is the real monster in this 7 relationship, Ms. Heard? 8 A It is Johnny, half of Johnny. Not all 9 of Johnny. The other half of him is wonderful, 10 beautiful and the man I love. 11 Q I would like you to take a look at 12 Plaintiff's Exhibit 120F. 13 This is another set of text messages 14 between you and Mr. Depp; isn't that correct? 15 A Yes. That's correct. 16 MS. VASQUEZ: I'm going to move to 17 admit and publish. 18 THE COURT: Any objection? 19 MS. BREDEHOFT: No, Your Honor. 20 THE COURT: All right. 120F in 21 evidence. You can publish. 22 Q This is a set of text messages, and</p>	<p>5230</p> <p>1 "Please come home. Please come home, baba, I'm so 2 sorry." Actually, you didn't say baba, you said 3 "baby," apologies. And it goes on. 4 Did I read those correctly? 5 A That is correct. That's another time 6 I'm trying to stop another twist off. 7 Q This is what would happen when Mr. Depp 8 would try to take some space from you, right? 9 A No, this is what happened when Johnny 10 moved into the next phase of the cycle and started 11 to use, and our lives were getting a lot worse at 12 that point. 13 Q Ms. Heard, I'm talking about your 14 actions. This is what you would do to Mr. Depp 15 when he would leave you, you would harangue him; 16 isn't that correct? 17 A I would try to – 18 Q You would harangue him? 19 MS. BREDEHOFT: Your Honor, at least 20 let her answer the question. She's interrupting 21 her. 22 THE COURT: That's fine. Go ahead and</p>
<p>5229</p> <p>1 it's from October 2015. 2 Do you see that? 3 A Yes, I do. 4 Q In fact, you sent all of these messages 5 to Mr. Depp on October 22nd, 2015; isn't that 6 right? 7 A Exactly. Same thing is happening here. 8 Q And, again, I'm not going to read them 9 all, but you start off, again, by trying to get 10 Mr. Depp's attention, right? You write "please 11 come home." 12 A I was trying to stop another bender. 13 Q You write "please come home," right? 14 A That is correct. 15 Q "Please answer. Don't break us up. 16 Please answer, please." Continuing on page 97, 17 you write "give me some piece of your heart, 18 please. No fight. I promise." 19 "Please. No fights. Please just pick 20 up. Please give me two minutes. I'm dying. 21 Please." 22 Continuing on page 98, you write</p>	<p>5231</p> <p>1 answer the question. 2 A I do not think I would characterize my 3 behavior that way. I was trying to stop him from 4 using. 5 Q You were texting him excessively; isn't 6 that correct, Ms. Heard? 7 A It was imperative for my life 8 (indiscernible due to cross talking). 9 Q Ms. Heard, my question was much more 10 simple. 11 You were texting him excessively, yes 12 or no? 13 A I would try everything to help him and 14 to stop the cycle. 15 Q Ms. Heard, that's a yes, right? 16 A I would try everything to stop the 17 cycle. It was that important to me. 18 Q And he's the monster for not responding 19 to you? 20 A That's not what made him the monster, 21 no. 22 Q From needing space from you?</p>

<p style="text-align: right;">5232</p> <p>1 A The monster was not the guy who needed 2 space. The monster was who he was when he came 3 back. 4 Q Not for doing drugs, Ms. Heard, not for 5 being violent, just for needing space. That's 6 when you called Mr. Depp the monster? 7 A Incorrect. 8 Q Let's listen to Defendant's 9 Exhibit 598C, which is already in evidence. 10 (Whereupon, the following audio was 11 played.) 12 MR. DEPP: Let's not do this anymore. 13 I'm really getting frustrated and I'm really, 14 really, really sick of this argument. 15 MS. HEARD: Stop. I'm sorry. 16 MR. DEPP: Okay. So, let me go, and 17 you go, and I'll speak to you in a couple hours, 18 okay? Okay? 19 MS. HEARD: Stop. Okay. 20 MR. DEPP: Why are you saying stop? 21 May I go? 22 MS. HEARD: Because it causes me so</p>	<p style="text-align: right;">5234</p> <p>1 I'm not rushing you. I said I need space. I 2 don't want this conversation anymore right now. I 3 need space and I will take my space, whether you 4 like it or not. I will take it. And you will 5 take your space. But if you keep -- 6 MS. HEARD: I'm not doing anything to 7 you. 8 MR. DEPP: -- halting this and 9 continuing with the rhetoric. 10 MS. HEARD: I'm not continuing it. I'm 11 begging you to stop. 12 MR. DEPP: Okay. Stop. I'm stopped. 13 Stop. Now I have to go. Okay? So we will speak 14 to each other in a couple of hours, okay? I hope 15 you have a -- some kind of revelation that makes 16 you feel better, you know? I hope I do, too. But 17 we'll just see when I get home, and we'll just 18 talk or we won't talk or, you know, we'll finish 19 this or we won't finish it. But this is not love. 20 This is not happiness. 21 MS. HEARD: Please, I've been begging 22 you to stop. Please stop doing this. Please.</p>
<p style="text-align: right;">5233</p> <p>1 much stress when you leave, when you walk away 2 from me. That is like your -- you don't 3 understand how much worse you're making this. 4 MR. DEPP: I can't believe this. 5 MS. HEARD: Please, you're making it 6 worse for me. 7 MR. DEPP: Okay. I'm sorry, for you. 8 MS. HEARD: Please. I'm only trying to 9 tell you so that you know. You're causing me 10 immense stress right now when you walk away like 11 that. There's no reason to be mad. 12 MR. DEPP: Well, then, say good-bye. I 13 haven't walked away. You're not saying good-bye. 14 You won't let me fucking leave. Let me leave. 15 MS. HEARD: What about -- stop pushing 16 me. Stop pushing me in the corner and then poking 17 me with the stick and saying why are you using the 18 words you want me to say. Stop poking me. Stop 19 rushing me. Stop throwing me against the wall and 20 saying, what, you don't like that wall? You don't 21 like the fucking wall? Stop pushing me. 22 MR. DEPP: Amber, I'm not pushing you.</p>	<p style="text-align: right;">5235</p> <p>1 You're causing so much fucking stress. I'm going 2 to die at this age. I'm going to fucking die. 3 You're causing me so much stress, please stop. 4 Please. I really feel like I have a heart attack 5 almost every day. Please stop. Please stop doing 6 it. Please stop being so fucking mean. 7 MR. DEPP: Why are you with me? 8 MS. HEARD: You're a fucking bully. 9 Stop. Please stop. I've been begging you not to 10 fight. I just said can we please have a normal 11 argument, even a normal conversation. Fuck, a 12 normal argument. For the last hour, I've been 13 begging you to please just leave it at that. 14 Let's just go on with our night. I would have 15 been able to come in with you. We would have been 16 able to let it go in a few minutes. It would have 17 been fine. If we just allow ourselves to have a 18 fucking normal argument, please. You're killing 19 me with this. You're killing me. You're fucking 20 killing me. Fuck. 21 MR. DEPP: Sean. Could you, please, I 22 want you to just go. I want you to take your</p>

<p>5236</p> <p>1 medicine or whatever. I'm sorry that I've upset 2 you, that's fine. 3 MS. HEARD: Thank you, Sean, I'm ready 4 to go. Thank you so much. I'm really ready. 5 Thank you. 6 BY MS. VASQUEZ: 7 Q That's you and Mr. Depp in the 8 recording, correct, Ms. Heard? 9 A That's correct. 10 Q You just won't let him go, will you? 11 A That's not true. We were outside of 12 his studio and he wanted to go and use. It was a 13 pretext. The claim that he was upset with me was 14 a pretext that he would go and go on a bender. I 15 knew that pattern by the time this recording 16 happened. 17 Q Is your testimony now that you were 18 outside Mr. Depp's studio? 19 A I believe that. 20 Q And he was going to use? 21 A Excuse me? 22 Q He was going to go use drugs? That's</p>	<p>5238</p> <p>1 played.) 2 MR. DEPP: Let's not do this anymore. 3 I'm really getting frustrated and I'm really, 4 really, really sick of this argument. 5 MS. HEARD: Stop. I'm sorry. 6 MR. DEPP: So, let me go, and you go, 7 and I'll speak to you in a couple hours, okay? 8 Okay? 9 MS. HEARD: Stop. Okay. 10 MR. DEPP: Why are you saying stop? 11 May I go? 12 MS. HEARD: Stop. I'm sorry. 13 MR. DEPP: Okay. So, let me go, and 14 you go, and I'll speak to you in a couple hours, 15 okay? Okay? 16 MS. HEARD: Stop. Okay. 17 MR. DEPP: Why are you saying stop? 18 May I go? 19 BY MS. VASQUEZ: 20 Q We'll circle back to this, but it's 21 your testimony that you were outside of Mr. Depp's 22 studio?</p>
<p>5237</p> <p>1 your testimony now? 2 A We were outside his studio. His man 3 cave house, if you will, in the car, I believe, 4 during that recording. 5 Q And he was going to go inside and use? 6 A That was the pattern. And as you can 7 hear from my voice, I'm very, very, very scared of 8 entering into the next cycle under what I had been 9 conditioned to understand we were at, at that 10 point in our relationship. 11 Q That's not true, is it, Ms. Heard? 12 Mr. Depp was trying to go inside his house to see 13 his daughter, Lily-Rose. 14 A She might have been over that day, but 15 that's not what he was getting out of the car to 16 do, and that's not what I was stopping him from 17 doing. 18 Q Okay. 19 MS. VASQUEZ: Let's play the beginning 20 part of that recording, where Mr. Depp tells you 21 that he wanted to go inside to see his daughter. 22 (Whereupon, the following audio was</p>	<p>5239</p> <p>1 A We were in the car. 2 Q You were in the car, outside of 3 Mr. Depp's studio? 4 A That's correct. 5 Q He wasn't telling you, please, let me 6 go inside my house to see my daughter, he was 7 indicating to you that he wanted to go inside to 8 do drugs? That's your testimony? 9 A No, my testimony is that I knew what he 10 was going inside to do. I knew what stage of the 11 cycle we were in. I knew the patterns by then. 12 And I was desperately out of time, trying to 13 interrupt that cycle. 14 Q Okay. Let's go to May of 2016. 15 Yesterday, Ms. Heard, Ms. Bredehoff, 16 your attorney, showed you certain pictures from 17 May 21, 2016. 18 Do you remember that? 19 A Yes, I do. 20 Q Okay. 21 MS. VASQUEZ: If we could, please, pull 22 up Defendant's Exhibit 710, which has already been</p>

<p>5240</p> <p>1 admitted into evidence. 2 Q Ms. Heard, you testified yesterday that 3 this is a photograph taken of you on May 21st, 4 2016. 5 Do you recall? 6 A Yes, that's correct. 7 MS. VASQUEZ: Keeping this exhibit up. 8 If we could, please, do a split screen, Tom, and 9 also pull up Defendant's Exhibit 714, which has 10 already been admitted with redactions. 11 Q Ms. Heard, you testified yesterday that 12 this was a photograph that was also taken on 13 May 21st, 2016, correct? 14 A Yes. Although, the one to the right 15 might have been taken the next day. I can't be 16 sure. The reason I say that is because there's 17 light in the background, so, it looks like it was 18 taken in the daytime, which means maybe it was the 19 next day. 20 Q Didn't you testify that you took 21 different lighting -- pictures in different 22 lighting on May 21?</p>	<p>5242</p> <p>1 MS. VASQUEZ: And keeping this 2 exhibit up, can we, please, do a split screen and 3 also pull up Defendant's 713, which has already 4 been admitted. 5 Q Ms. Heard, you testified yesterday this 6 is also a photograph of you from the same night, 7 correct? 8 A That is correct. 9 Q You testified yesterday that the only 10 difference between these two photographs is that 11 the light was turned on? 12 A That's what it appears to be, yes. 13 Q The light is on in both of these 14 pictures, though; isn't that right? 15 A It looks, to me, like the one on the 16 left has the vanity light, the makeup light. You 17 know, the more yellow-hued ones that go around the 18 mirror. And the one on the right looks like it 19 doesn't have those. 20 Q Isn't it true you just edited these 21 photographs? 22 A No. I never edited a photograph.</p>
<p>5241</p> <p>1 A That is correct, yes. 2 Q And you're wearing two thin necklaces 3 in this picture on the right. 4 A That's correct. 5 Q You testified that these pictures were 6 taken the same night? 7 A The one on the right looks like it was 8 taken in the daytime, because I can see the 9 daylight behind me. 10 Q But you testified that they were taken 11 the same day? 12 A I don't know if I -- I think I 13 testified that they came from the same incident of 14 the same day. Not necessarily taken on the same 15 day. 16 Q Okay. 17 MS. VASQUEZ: Let's please pull up 18 Defendant's Exhibit 712, which has already been 19 admitted. 20 Q You testified yesterday that this is 21 another photograph of you on the night of May 21. 22 A That's correct.</p>	<p>5243</p> <p>1 Q Didn't you just enhance the saturation 2 from one of these photos to make your face look 3 more red? 4 A No, that's incorrect. I didn't touch 5 it. 6 Q You were sitting here, in this 7 courtroom, when Mr. Isaac Baruch testified seeing 8 you the week after May 21, 2016, correct? 9 A I was here. 10 Q Mr. Baruch testified that he saw you on 11 May 22nd, while you were changing the locks of 12 your penthouse. 13 Do you recall that testimony? 14 A I do. I just don't know if he was 15 right about the date, but I do remember him saying 16 that. 17 Q He testified that it was his birthday, 18 the day after his birthday. 19 A I believe it was. 20 Q Mr. Baruch testified that he saw you 21 repeatedly in the days following, also, correct? 22 A That's correct.</p>

<p>1 Q And Mr. Baruch testified that he saw no 2 marks or injuries on your face, correct? 3 A That is what he testified to. 4 Q You were also here, in this court, when 5 Mr. Sean Bett testified to seeing you on the 6 evening of May 21, 2016; is that right? You were 7 here? 8 A That's correct. 9 Q Mr. Bett also testified that he saw no 10 marks or injuries on your face that evening, 11 correct? 12 A I realize that's what he said. 13 Q You were sitting here, in this 14 courtroom, when Officer Melissa Saenz testified by 15 deposition about being called to the Eastern 16 Columbia Building on May 21st, 2016, right? 17 A I saw her testimony, yes. 18 Q You heard Officer Saenz testify that 19 she did not see any injuries on you that night, 20 correct? 21 A I heard her testify she did not 22 consider this injured.</p>	5244	<p>1 the deposition we played was that she said she 2 didn't see any injuries. You showed her a 3 picture, she said she didn't consider that an 4 injury. 5 MS. VASQUEZ: Two different things. 6 MS. BREDEHOFT: It's just improper 7 cross-examination. 8 THE COURT: It is not improper. It's 9 not an out-of-court statement. It's an in-court 10 statement. 11 MS. BREDEHOFT: It's Ms. Vasquez 12 testifying to what that woman testified to. It's 13 hearsay. 14 THE COURT: It's not hearsay. I've 15 sustained this over and over. And for the record, 16 you can have an ongoing objection. 17 MS. BREDEHOFT: Thank you. 18 THE COURT: Overruled. 19 MS. BREDEHOFT: This time, in addition 20 to that objection, Ms. Heard is correctly 21 characterizing what Officer Saenz testified to. 22 MS. VASQUEZ: No, she's not.</p>	5246
<p>1 Q No. Officer Saenz testified that she 2 met with you and she did not see any injuries on 3 your face; isn't that correct? 4 A She did not consider this injury. 5 Q Ms. Heard, my question is a bit more 6 nuanced. 7 MS. BREDEHOFT: Your Honor. 8 A So is my answer. 9 MS. BREDEHOFT: May I approach? 10 THE COURT: All right. 11 (Sidebar.) 12 THE COURT: What's the objection? 13 MS. BREDEHOFT: Again, she's using -- 14 she's reciting other people's testimony -- 15 THE COURT: Which she -- 16 MS. BREDEHOFT: Her version of those. 17 THE COURT: -- can do. 18 MS. BREDEHOFT: Ms. Heard is responding 19 exactly correct. Officer Saenz said she didn't 20 consider that an injury. Then she -- 21 THE COURT: That was when she was 22 seeing the picture. But her original testimony in</p>	5245	<p>1 THE COURT: No. I just told you that 2 was two different statements made by the officer. 3 And on redirect, you get to come up and say 4 exactly what happened, Ms. Bredehoft, okay? But, 5 please, also, don't be so animated when you lose 6 an objection. Last time you left here, you -- 7 MS. BREDEHOFT: I apologize. I caught 8 myself right after. 9 THE COURT: I almost brought you right 10 back. 11 MS. BREDEHOFT: I apologize. I did not 12 mean to do that, and you're right. And I should 13 not have done that. 14 THE COURT: I will call you back next 15 time. Don't do it again. 16 MS. BREDEHOFT: I won't. 17 MS. VASQUEZ: Thank you, Your Honor. 18 THE COURT: Okay. 19 (Open court.) 20 MS. VASQUEZ: Tom, can we put these 21 down, please. I think they might be confusing the 22 witness.</p>	5247

<p>5248</p> <p>1 BY MS. VASQUEZ: 2 Q My question is more nuanced. You sat 3 in this courtroom while Officer Saenz testified 4 that she saw you the night of May 21, 2016, 5 face-to-face, and didn't see any injuries on your 6 face. 7 Isn't that correct, Ms. Heard? 8 A I believe she was testifying about 9 these photographs, and she said I was not injured 10 in them. 11 Q Is it your testimony, under oath, now, 12 that Officer Saenz testified that she saw injuries 13 on you when she saw you in person on May 21? 14 A Sorry. Let me clarify. I was 15 testifying that I know that that's what 16 Officer Saenz said, that she didn't consider my 17 red, puffy face injured. That's what she said. 18 Q The red, puffy face, that was your 19 counsel's question, correct? 20 A That was her testimony in the U.K. 21 Q She said -- that's incorrect and you 22 know that, Ms. Heard.</p>	<p>5250</p> <p>1 called, on May 21, to the Eastern Columbia 2 Building, and he also did not observe any injuries 3 on you, did he? That's what he testified to? 4 A He didn't even know which one I was. 5 Q No. I think we all saw, on the video 6 camera, you identify yourself; isn't that correct? 7 A I had to because of how far away he 8 was. He didn't even notice -- he didn't even know 9 who he was there to see. 10 Q After you identified yourself, he 11 looked at you; isn't that correct? 12 A From a distance, yes. 13 Q He didn't see any visible injuries 14 either, did he? 15 A I don't know what he saw. 16 Q He testified that he didn't see any 17 visible injuries, did he? 18 A I would believe that he didn't, yes. 19 Q You were also in this courtroom when 20 Alejandro Romero, who worked at the front desk of 21 the Eastern Columbia Building testified about 22 seeing you on May 25, 2016; isn't that correct?</p>
<p>5249</p> <p>1 A I disagree. 2 Q Just inconvenient for you that 3 Officer Saenz didn't see injuries on you on 4 May 21, 2016? 5 A Doesn't matter what's convenient for 6 me. 7 Q Officer Tyler Hadden also testified by 8 deposition about being called to the Eastern 9 Columbia Building on May 21, 2016, and he also 10 testified no injuries on your face on May 21, 11 2016; isn't that correct? 12 A They both said that they did not 13 consider me injured. 14 Q They did not see injuries on your face 15 on May 21, 2016, isn't that what their testimony 16 was? 17 A What their testimony was is that they 18 did not consider what my face looked like to be 19 injury. They didn't consider what they walked on 20 in this house damage. But it was. 21 Q You were sitting here when Officer 22 William Gatlin testified by deposition about being</p>	<p>5251</p> <p>1 A That is correct. I think he said the 2 25th. 3 Q Yeah. And Mr. Romero testified that he 4 didn't see any swelling or bruises on your face 5 when you were talking to him at the front desk? 6 A He wouldn't have. 7 Q No, he wouldn't have, even though he 8 had a habit, because his parents taught him 9 correctly, to look into someone's eyes when 10 speaking to them. 11 Isn't that correct? 12 A I know that's what he testified to, 13 yes. 14 Q You testified yesterday that you sought 15 a temporary restraining order on May 27th, 2016, 16 because you wanted to change your locks. 17 Do you remember that testimony? 18 A Yes, I do. 19 Q Those locks were to the penthouses at 20 the Eastern Columbia Building; isn't that correct? 21 A That's correct. 22 Q You changed the locks to the penthouses</p>

5252	1 on May 22nd, 2016? 2 A I attempted to. 3 Q That's why you felt comfortable having 4 James Franco over the evening of May 22, 2016, 5 Ms. Heard? 6 A I do not know when – I do not know 7 when James came over. 8 Q Okay. Let's remind you. 9 MS. VASQUEZ: Can we, please, pull up 10 Plaintiff's Exhibit 304, which is already in 11 evidence, and play from 2:54 through 4:39. 12 (Whereupon, a video was played.) 13 Q That's you and Mr. Franco on May 22, 14 2016, right, Ms. Heard? 15 A That's correct. 16 Q And you're taking him up to the 17 penthouses, aren't you? 18 A That's where I lived, yes. 19 Q And it's past 11:00 p.m. at night; 20 isn't that right? 21 A I'm not sure of the time. It looked 22 like that.	5254	1 recording. It's Defendant's Exhibit 598. 2 Q You testified that you and Mr. Depp 3 were in the car outside of his studio; is that 4 right? 5 A Yes. 6 Q And you were trying to prevent him from 7 going into his studio to do drugs, right? 8 A Yeah. To, effectively, start another 9 cycle. 10 Q Right. Not that Mr. Depp was just 11 trying to go into his house to see his daughter, 12 right? 13 A His daughter might be one of the people 14 that was in the house at that time, but that's 15 neither here nor there. I was trying to prevent 16 him from entering a cycle. 17 Q Your testimony is now that Mr. Depp 18 does drugs in front of his children? 19 A First of all, I know he does. Second 20 of all, it wouldn't have mattered. It wouldn't 21 have stopped him from using with his friends, 22 which was the problems, not whether or not his
5253	1 MS. VASQUEZ: Why don't we pull that 2 video back up. 3 Q 22:51, almost midnight, right -- excuse 4 me, almost 11:00 at night? 5 A Exactly. 6 Q Okay. You knew Mr. Depp was out of 7 town the week of May 21, 2016, didn't you? 8 A I don't know what I knew of his 9 schedule at the time. 10 Q You knew Mr. Depp was out of town on 11 May 27th, when you went to get the domestic 12 violence restraining order; isn't that right? 13 A I don't know if I knew that at the 14 time. 15 Q You knew Mr. Depp was heading out on a 16 European tour that week; isn't that right? 17 A I'm not quite sure what I understood of 18 his schedule at that time. 19 Q You knew he wouldn't be back for weeks, 20 right? 21 A No, that's incorrect. 22 MS. VASQUEZ: Let's go back to that	5255	1 daughter was there. 2 Q Okay. 3 MS. VASQUEZ: Let's play, please, 4 Defendant's 598, at 49:48 through 50:35. 5 MS. BREDEHOFT: 49:48 to what? 6 THE COURT: What's that? 7 MS. VASQUEZ: 50:35. 8 (Whereupon, the following audio was 9 played.) 10 MS. HEARD: Stop, stop, please. 11 MR. DEPP: I'm not. I'm itching. I 12 don't want to be doing this. 13 MS. HEARD: There's -- 14 MR. DEPP: Why don't you just say, okay 15 baby, I understand. I'll go home and you do your 16 thing and hang out with your daughter, and I'll 17 see you in a couple hours, and we'll talk about 18 it. Is it that difficult to say that? Or do you 19 just fucking hate me and you want to be shitty 20 about it? Please. Just fucking -- it's not that 21 difficult, okay? I don't want to stand here in a 22 driveway and argue with you.

<p>5256</p> <p>1 MS. HEARD: I don't either. 2 MR. DEPP: Okay. I'll see you in a 3 little bit, okay? Please? Please. Just let me 4 know if you're going to go somewhere, just let me 5 know, please, so I know. 6 BY MS. VASQUEZ: 7 Q And almost an hour later, you're still 8 arguing with Mr. Depp outside, right? 9 A I don't know how long that argument 10 lasted, no. 11 Q Okay. Ms. Heard, you testified about 12 seeking a domestic violence restraining order 13 against Mr. Depp, correct? 14 A Yes, I have. 15 Q And how you wanted to do it discreetly? 16 A That's correct. 17 Q That you wanted as much privacy as you 18 could have? 19 A Yes, that's correct. 20 Q And how you walked out to a sea of 21 paparazzi and cameras and photographers, right? 22 A That is correct.</p>	<p>5258</p> <p>1 admitted into evidence. 2 Q Ms. Heard, this is another photograph 3 of you taken inside the courthouse; isn't that 4 right? 5 A That is correct. 6 Q Are you having a photo shoot inside the 7 courthouse while you were getting a DVRO? 8 A I would not characterize it that way, 9 Ms. Vasquez. 10 Q You have a mark on your face, right, 11 Ms. Heard? 12 A Yes. 13 Q Didn't use your bruise kit this time, 14 to cover it up? 15 A No. That's the only day I actually 16 walked out of my house without makeup on. I had 17 to be stopped. My best friend saw me in the 18 bathroom starting to put makeup on and told me not 19 to. 20 Q All right. 21 MS. VASQUEZ: Can we, please, pull up 22 Exhibit 1?</p>
<p>5257</p> <p>1 Q And how this overwhelmed you? 2 A It was overwhelming, yes. 3 Q Because you didn't want this attention 4 on you? 5 A That is correct. 6 MS. VASQUEZ: If we could, please, pull 7 up Defendant's Exhibit 800, which has already been 8 admitted into evidence. 9 Q This is a photograph of you taken 10 inside the courthouse when you obtained the DVRO, 11 correct? 12 A That's correct. 13 Q And your friend Raquel Pennington took 14 the photograph? 15 A Yes, that's correct. 16 Q Because you needed to document your 17 time at the courthouse getting a DVRO? 18 A She just took a picture of me. I'm 19 assuming it was done in relation with my divorce, 20 yes. 21 MS. VASQUEZ: If we could pull up 22 Defendant's Exhibit 801, which has already been</p>	<p>5259</p> <p>1 THE COURT: That's Plaintiff's 2 Exhibit 1? 3 MS. VASQUEZ: Yes, thank you, Your 4 Honor. Apologies. 5 THE COURT: That's okay. 6 MS. VASQUEZ: It's already been 7 admitted into evidence. 8 Q You wrote this op-ed, right, Ms. Heard? 9 A With the help of the ACLU, yes. 10 Q And that's what you testified to in 11 this courtroom, right? 12 A That is correct. 13 Q And this is published on December 18th, 14 2018, correct? 15 A That is correct. 16 Q Aquaman was released on December 21st, 17 2018, right? 18 A That is -- yes, that sounds correct. 19 Q That was your first big blockbuster, 20 big-budget role, right? 21 A I disagree, but it was the first time I 22 had, like, a leading role in a movie of that size,</p>

<p>5260</p> <p>1 yes. Well, second time, yes. 2 Q What was your first time? 3 A The first one was the film I talked 4 about before, I mean, yesterday, Justice League. 5 It introduced the character. So, you know, 6 technically, that was the second one. 7 Q But you were the love interest in 8 Aquaman, correct? 9 A That is correct. 10 Q And at least parts of this op-ed are 11 about Mr. Depp; isn't that right? 12 A It's about what happened to me after. 13 Q You sat here during opening statements 14 when your attorney argued that the context of your 15 statements in this op-ed matter, correct? 16 A That's correct. 17 Q Let's go through some of that context. 18 You wrote here "Friends and advisors 19 told me I would never work again as an actress, 20 that I would be blacklisted." 21 A That is correct. 22 Q You're referring to your accusations of</p>	<p>5262</p> <p>1 A That's correction. 2 Q You also wrote "questions arose as to 3 whether I would be able to keep my role of Mera in 4 the films Justice League and Aquaman." 5 This is also referring to your 6 accusations of domestic violence against Mr. Depp, 7 right? 8 A This is referring to what happened to 9 me after I got my TRO, my restraining order. 10 Q Against Mr. Depp, right? 11 A That is correct. 12 Q These questions arose only after you 13 accused Mr. Depp of domestic violence in May of 14 2016, allegedly, right? 15 A Yes, from the time I got the TRO, being 16 associated with domestic violence. That's what 17 it's in reference to, yes. 18 Q You also wrote "Imagine a powerful man 19 is a ship, like the Titanic. That ship is a huge 20 enterprise. When it strikes an iceberg, there are 21 a lot of people on board desperate to patch up 22 holes, not because they believe in or care about</p>
<p>5261</p> <p>1 domestic violence against Mr. Depp in this 2 statement, aren't you? 3 A Can you repeat the question? I'm 4 sorry. 5 Q You're referring to your accusations of 6 domestic violence against Mr. Depp in this 7 statement, aren't you? 8 A In general, I'm referring to being 9 associated with domestic violence. 10 Q And you're referring to what you claim 11 happened after you got an ex parte domestic 12 violence restraining order against Mr. Depp in May 13 of 2016, right? 14 A Are you asking me if that's what I was 15 writing about? 16 Q That's what you're referring to, 17 correct? 18 A Can you just give me the question 19 again? I'm sorry. 20 Q You're referring to what you claimed 21 happened after, after you got an ex parte 22 restraining order against Mr. Depp in May of 2016?</p>	<p>5263</p> <p>1 the ship, but because their other fates depend on 2 the enterprise." 3 In this op-ed, you're saying Mr. Depp 4 is the ship, right? 5 A I'm making an analogy to a powerful 6 man, as a ship. 7 Q The powerful man you're referring to in 8 this analogy is Mr. Depp, right? 9 A I was talking about a bigger issue, 10 actually, than just Johnny. I was talking about 11 what we, as a country, were talking about at the 12 time of writing this. Which is when powerful men, 13 in general, do something horrible or something 14 they shouldn't, how there is a system in place to 15 protect them, clean up after them, maintain them 16 afloat. You know, this is a reference to not just 17 Johnny, it was about what was happening as a 18 culture, when we were addressing a lot of Me Too 19 issues for the first time. 20 Q The iceberg is you in this analogy, 21 right, Ms. Heard? 22 A I would not say that. I had not –</p>

<p>5264</p> <p>1 that was not what I intended, no. 2 Q So this is another reference to your 3 accusations against Mr. Depp? 4 A No. This is about what happened to me 5 once I left that relationship and got a TRO and 6 became associated with domestic violence. 7 Q Right. But it's your testimony that 8 this op-ed isn't about Mr. Depp, right? 9 A It's about what happened to me after. 10 Q It's about your experience after 11 obtaining a restraining order against Mr. Depp, 12 right? 13 A That's correct, among other things. 14 Q But it's not about Mr. Depp? 15 A Not about him. 16 Q Mr. Depp is making it about Mr. Depp, 17 right? 18 A Ironically. 19 Q Kind of like that Carly Simon song, 20 right, Ms. Heard? 21 A I don't know what you mean. 22 Q Let's talk about the defamatory</p>	<p>5266</p> <p>1 time. 2 Q And you publicly accused Mr. Depp of 3 domestic violence? 4 A Yes, that was in – attached to my 5 restraining order, so, yes. 6 Q May 2016 is when you sought a 7 restraining order against Mr. Depp? 8 A That's correct. And I had to put my 9 testimony to that. 10 Q Right. And May 2016 is when you walked 11 into court with a mark on your face to obtain that 12 restraining order, yes or no? 13 A That is the day I walked into court 14 with a bruise on my face, yes. 15 Q And you were photographed with that 16 mark on your face, weren't you? 17 A I walked out to a bunch of 18 photographers, yes. 19 Q May 2016 is when you told the world 20 that Mr. Depp had physically abused you during 21 your relationship; isn't that right? 22 A I had to provide testimony as part of</p>
<p>5265</p> <p>1 statements in the op-ed that you also claim were 2 not about Mr. Depp. 3 "Then two years ago, I became a public 4 figure representing domestic abuse, and I felt the 5 full force of our culture's wrath for women who 6 speak out." 7 This is about Mr. Depp, isn't it? 8 A No. 9 Q You wrote this in 2018, right? 10 A Exactly. 11 Q And two years prior was 2016, right? 12 A That's true. 13 Q Okay. 14 A That's correct. It's not about Johnny. 15 It's about what happened to me after. 16 Q Ms. Heard, my question was, May of 2016 17 is two years prior to December of 2018, correct? 18 A That's correct. 19 Q All right. May 2016 is when you 20 publicly accused Mr. Depp of domestic violence, 21 right? 22 A I got my restraining order at that</p>	<p>5267</p> <p>1 my restraining order application, yes. 2 Q And that's how you became a public 3 figure representing domestic abuse, right, 4 Ms. Heard? 5 A From that point on, yes. 6 Q That's when you claimed you faced our 7 culture's wrath, right? 8 A That's when it started, yes. 9 Q But it is your testimony, under oath, 10 that this statement is not about Mr. Depp? 11 A It is not. It is about what happened 12 to me afterward. That's the more interesting – 13 was the more interesting thing for me to write 14 about. 15 Q The next statement reads "I had the 16 rare vantage point of seeing, in real time, how 17 institutions protect men accused of abuse." 18 This is also about Mr. Depp; isn't that 19 right? 20 A Not just about him. But he was 21 included in that, yes. 22 Q He's the man you accused of abuse</p>

<p>5268</p> <p>1 two years prior to this op-ed; isn't that right, 2 Ms. Heard? 3 A Yes, but I wrote this op-ed in the 4 context of many men, at the time, that were public 5 figures or in the public eye, being accused as 6 well. So it was a reference, in general, to a 7 larger phenomenon, not just Johnny. 8 Q Not just Johnny? 9 A Not just Johnny. 10 Q Okay. And then, you write "I spoke up 11 against sexual violence and faced our culture's 12 wrath." 13 This was also about Mr. Depp? 14 A I did not write that. 15 Q Well, you've accused Mr. Depp about 16 sexual violence in this very courtroom, haven't 17 you? 18 A Yes, but I was intending to keep that 19 private when this was published. I had not 20 publicly, ever, accused him of that. 21 MS. VASQUEZ: I'm going to move to 22 strike everything after the word "yes."</p>	<p>5270</p> <p>1 Post." 2 Did I read that right? 3 A That is correct. 4 Q And the tweet includes a link to the 5 op-ed we were just looking at, correct? 6 A That's correct. 7 Q And you can see that the title of your 8 op-ed in your tweet is "Opinion: Amber Heard. I 9 Spoke up Against Domestic Violence," right? 10 A Yeah, you don't get to change the title 11 of the article you're re-tweeting. 12 Q That's the title that you put on your 13 Twitter, correct? 14 A I did not put it on my Twitter, no. 15 Q You linked it to your tweet? 16 A I re-tweeted the article. 17 Q You published it? 18 A I re-tweeted a link to an article that 19 I wrote. 20 Q And you published it on your Twitter 21 account, correct? 22 A I re-tweeted it.</p>
<p>5269</p> <p>1 MS. BREDEHOFT: Your Honor, she 2 answered the question. 3 THE COURT: Overrule the objection. 4 Go ahead. 5 Q You may not have written this title, 6 but you published it, didn't you? 7 A I did not publish the title. I 8 re-tweeted the article that included the title in 9 it because that was the article. 10 MS. VASQUEZ: Let's pull up, please, 11 Plaintiff's Exhibit 3, which is already in 12 evidence. 13 Q This is the tweet from your Twitter 14 account on December 19th, 2018, correct? 15 A That is correct. 16 MS. VASQUEZ: Your Honor, I'm -- oh, 17 it's already in evidence. 18 THE COURT: It is in evidence. 19 MS. BREDEHOFT: I have no objection. 20 MS. VASQUEZ: Thank you. 21 Q So on December 19th, 2018, you tweeted 22 "Today I published this op-ed in The Washington</p>	<p>5271</p> <p>1 Q You testified yesterday that you didn't 2 have any control over the title, and just now, of 3 the op-ed when you re-tweeted it, is that correct? 4 A That is correct. 5 Q So it wasn't a re-tweet, though, right? 6 A A tweet perhaps, not re-tweet. I'm not 7 quite sure. 8 Q It was a tweet. 9 A Tweet. I misspoke. Excuse me. Tweet, 10 not re-tweet. 11 Q You included a link to the electronic 12 copy of the op-ed in your tweet, right? 13 A That's what I was trying to say 14 earlier, and I might have misspoke. I'm trying to 15 attach it. 16 Q Right. So you included a link, right? 17 A Yes, that's correct. 18 Q To the op-ed? 19 A That's correct. 20 Q So you must have seen the title of the 21 electronic version of the op-ed before you tweeted 22 it, right?</p>

<p style="text-align: right;">5272</p> <p>1 A I may have. I just didn't notice it. 2 Q Not very careful about what you 3 publish, are you, Ms. Heard? 4 A I just didn't notice the title. 5 Q You didn't need to include the link to 6 the electronic version of the op-ed in you tweet, 7 did you? 8 A How else would I have linked it? 9 Q Well, you didn't need to include the 10 link to tell the world that today you had 11 published this op-ed in The Washington Post about 12 women who are channeling their rage about violence 13 and equality to political strengths, despite the 14 price of coming forward, right? 15 A I couldn't attach it with a paper clip. 16 Q No. But you didn't need to attach it 17 at all to tell the world that you had published an 18 op-ed? 19 A No, the goal was to tweet about it and 20 to provide a link so that people could read it. 21 Q The op-ed is in your name, right? 22 A That's correct.</p>	<p style="text-align: right;">5274</p> <p>1 A I think that was always the plan, was 2 to attach the article with the announcement that I 3 was an ambassador. 4 Q Okay. 5 MS. VASQUEZ: Your Honor, if I may, 6 would this be a good time to stop for lunch? 7 THE COURT: No, it's too early. Sorry. 8 MS. VASQUEZ: That's okay. 9 THE COURT: We've got to go until at 10 least 12:30. 11 MS. VASQUEZ: Okay. Thank you. 12 Q Ms. Heard, you testified yesterday 13 about your counterclaim against Mr. Depp in this 14 case. 15 Do you remember that testimony? 16 A Yes, I do. 17 Q The counterclaim is based on three 18 statements by Mr. Depp's attorney, Adam Waldman; 19 is that right? 20 A That's correct. 21 Q You looked at those three statements 22 yesterday, right?</p>
<p style="text-align: right;">5273</p> <p>1 Q So if you had noticed the title of the 2 electronic version of the op-ed before you 3 included it in your tweet, you could have asked 4 The Washington Post to change it; isn't that 5 right? 6 A No. That's not. 7 Q Okay. But you didn't do that, right, 8 never asked The Washington Post to change the 9 title? 10 A I didn't notice it, and I didn't ask 11 them, nor did I think I needed to. 12 Q At the bottom, do you see that there's 13 another tweet from December 19th, 2018? 14 A Yes, I do. 15 Q And in this one, it reads "I'm honored 16 to announce my role as a ACLU ambassador on 17 women's rights." 18 Did I read that right? 19 A That's correct. 20 Q So you announced your ACLU 21 ambassadorship the same day you posted the tweet 22 on your Twitter, right?</p>	<p style="text-align: right;">5275</p> <p>1 A That's correct. 2 Q The first statement was from an 3 April 8th, 2020 article, right? 4 A That's correct. 5 Q That's Defendant's Exhibit 1245, that's 6 been previously admitted. 7 MS. VASQUEZ: Would you, please, pull 8 that up. Thank you. 9 If we could please publish that. Thank 10 you. 11 We can scroll down to the eighth page. 12 Q Mr. Depp's -- excuse me, Mr. Waldman's 13 statement is buried on the eighth page of a 14 12-page article; is that correct, Ms. Heard? 15 A I don't know how many pages are here. 16 Q This is the eighth page. Let's go to 17 the 12th. 18 MS. VASQUEZ: Let's pull up, please, 19 the Defendant's Exhibit 1246, which has already 20 been admitted. 21 And if we could, please, go to 22 Mr. Waldman's statement on page 10. And go on to</p>

5276	1 page 11 of -- 2 Q That's Mr. Waldman's statement, right? 3 A That is correct. 4 Q Okay. 5 A I think it's Mr. Waldman speaking on 6 behalf of Johnny, yes. 7 Q You don't have any evidence of that, do 8 you, Ms. Heard? This is Mr. Waldman's statements, 9 right? 10 A I think it's included in the article as 11 well. 12 Q But this is Mr. Waldman's statement, 13 correct? 14 A A representative or an attorney, I 15 don't know which word it says in the article, that 16 it says, very clearly, that they're speaking on 17 behalf of Johnny or representing Johnny. 18 MS. VASQUEZ: Can we, please, pull up 19 Plaintiff's Exhibit 8818 -- 881A, excuse me. 20 If we could, please, go to page 8 of 21 this article. 22 Sorry, Your Honor, may I just approach?	5278	1 A That is correct. 2 Q You testified you were scheduled to do 3 a press tour for the TV show The Stand? 4 A Press obligations, yes. 5 Q And then you testified that after the 6 articles, you were no longer actively involved in 7 the L'Oréal campaign; isn't that right? 8 A They suspended using my material. 9 Q And that you were no longer involved in 10 the publicity involving The Stand after the 11 articles, right? 12 A That's correct. 13 Q And you didn't hear anything about the 14 schedule for Aquaman 2? 15 A Correct. 16 Q Ms. Heard, you have no evidence that 17 Mr. Waldman's three statements are the reason you 18 were allegedly no longer active in the L'Oréal 19 campaign, do you? 20 A Well, I mean, other than my awareness 21 that they can't use me because of all of the 22 online attention that generated.
5277	1 THE COURT: That's all right. Yes, 2 ma'am. 3 BY MS. VASQUEZ: 4 Q We'll come back to those, sorry, 5 Ms. Heard. 6 MS. VASQUEZ: Sorry, Your Honor. 7 THE COURT: Okay. 8 MS. VASQUEZ: Let's go ahead and take 9 this down, please. Thanks. 10 Q You testified yesterday about how your 11 reputation was before the three statements were 12 made, correct? 13 A Yes, I did. 14 Q Okay. You testified that your career 15 was going very well before? 16 A I think I said the trajectory was 17 positive, yes. 18 Q You testified you had a global campaign 19 for L'Oréal, right? 20 A That's correct. 21 Q You testified you were waiting on a 22 schedule for Aquaman 2?	5279	1 Q And you have no evidence that 2 Mr. Waldman's three statements are the reason that 3 The Stand media opportunities allegedly stopped, 4 do you? 5 A Yeah, I know they couldn't attach my 6 name to their promotional materials because of the 7 online stuff. 8 Q In fact, there are a lot of reasons why 9 you were no longer active in these endeavors; 10 isn't that right? 11 A I disagree with that. 12 Q Reasons that had absolutely nothing to 13 do with Mr. Waldman's statements; isn't that 14 right? 15 A I disagree with that. 16 Q There was a lot of publicity about your 17 relationship with Mr. Depp around the time 18 Mr. Waldman made the three statements at issue, 19 right? 20 A I do not recall. 21 Q A lot of really negative publicity for 22 you, Ms. Heard; isn't that right?

5280	1 A There's been an ongoing smear campaign, 2 yes. 3 Q An ongoing negative publicity campaign? 4 A An orchestrated smear campaign. 5 Q You have no evidence of that, do you, 6 Ms. Heard? 7 A Look me up, you'll see. 8 Q Let's take a look at some of that. 9 MS. VASQUEZ: Your Honor, may I 10 approach? 11 THE COURT: All right. 12 (Sidebar.) 13 THE COURT: Okay. The articles. 14 MS. VASQUEZ: The articles. 15 THE COURT: Okay. 16 MS. VASQUEZ: So, obviously, here's a 17 copy for you, Your Honor. 18 THE COURT: Sure. 19 MS. VASQUEZ: So I plan to do the same 20 thing with these, Your Honor. 21 MS. BREDEHOFT: These are all new 22 exhibits that point to Ms. Heard. There can't	5282	1 observation. Again, it's cross-examination. I'll 2 allow them. I want to give you an opportunity. 3 You're not going into the text of the articles, 4 just talking about the titles and date? 5 MS. VASQUEZ: I plan to read the title, 6 and then I'm not going to be admitting them into 7 evidence. 8 THE COURT: Not into evidence. 9 MS. BREDEHOFT: We need copies. 10 THE COURT: You'll get those copies. 11 MS. VASQUEZ: I will get them copies. 12 THE COURT: And are you saying all of 13 these are for the three statements? 14 MS. VASQUEZ: Yes. 15 THE COURT: Okay. 16 MS. VASQUEZ: There you go. 17 MS. BREDEHOFT: Your Honor, I have a 18 question. 19 THE COURT: Sure. 20 MS. BREDEHOFT: If we can look at 1272 21 for a moment. That's May 29, 2020, which is after 22 two of the --
5281	1 possibly be a reason why they wouldn't have put 2 them in this trial exhibits before. They knew she 3 was going to be making these claims. 4 MS. VASQUEZ: This is exactly what 5 Mr. Rottenborn did during the cross-examination of 6 Mr. Depp, and they're not going to be admitted 7 into evidence. I just plan to read the headlines 8 and -- 9 THE COURT: Read the titles, headlines, 10 like he did. 11 MS. VASQUEZ: There you go. 12 MS. BREDEHOFT: First of all, Your 13 Honor, let me just put on the record it is not 14 correct that's exactly what Mr. Rottenborn did. 15 Those were in our trial exhibits. In fact, 16 they're in the very first part of our trial 17 exhibits, were all of those. So I do have an 18 ongoing objection to using anything that wasn't 19 put into evidence as part of the trial exhibits. 20 They knew she had a counterclaim. They should 21 have had it as a defense, part of those exhibits. 22 THE COURT: I understand your	5283	1 THE COURT: I'm sorry, I'm having 2 trouble hearing you. 3 MS. BREDEHOFT: Oh, I'm sorry. 4 THE COURT: That won't help me. I 5 appreciate it. That's not me. That's Judy. 6 Which one. 7 MS. BREDEHOFT: If you look at 1272, if 8 you look at the date it's May 29, 2020. I'm 9 obviously seeing these for the first time, Your 10 Honor, so I'm trying to go through them. 11 THE COURT: Remind me again. 12 MS. BREDEHOFT: Two of the -- 13 April 8th, April 28th, and -- 14 THE COURT: June 24th. Laminated. It 15 helps me. 16 So, that May 2020 would be after two 17 statements. 18 MS. VASQUEZ: That's right, Your Honor. 19 And I think, for relevance, Ms. Bredehoff's 20 objection is that they're not being cited in the 21 title to Mr. Waldman's statement. It's talking 22 about another allegation that was out in the press

5284	1 (indiscernible) statements. So, for Ms. Heard to 2 allege that Mr. Waldman's statements caused her to 3 lose opportunities, and there's articles before 4 and after that were in the press, and I think we 5 have the (indiscernible) to argue that, Your 6 Honor. 7 MS. BREDEHOFT: So, Your Honor, I'm 8 trying to keep up, Your Honor. 9 THE COURT: That's all right. Take 10 your time. 11 MS. BREDEHOFT: This last one is 1273, 12 Your Honor. I don't see the date on it. 13 THE COURT: 1273. I don't see a date 14 on it either. 15 MS. VASQUEZ: May 24th, 2020. 16 THE COURT: Yeah, so we'll take out 17 1273. 18 I'll sustain the objection on 1273. 19 MS. BREDEHOFT: Your Honor, I would 20 object to 1274, too, and that title. I think it's 21 not (indiscernible) a reputational issue for her 22 if somebody makes an allegation about her having	5286
5285	1 an affair. I don't think it's appropriate. I 2 don't think that's (indiscernible). 3 THE COURT: Yeah. Okay. All right. 4 MS. BREDEHOFT: (Indiscernible.) 5 MS. VASQUEZ: We (indiscernible). I 6 mean, we just admitted evidence today about her 7 having an affair with James Franco the night after 8 April 21, so these are all allegations. 9 MS. BREDEHOFT: It's not an allegation. 10 THE COURT: I'll take the objection on 11 this one. All right. 12 Is there any more or is that? 13 1267, 1268, 1271 and 1272 so far. 14 1275. 15 MS. BREDEHOFT: This is after the three 16 articles. 17 THE COURT: This is after all three of 18 the articles. 19 MS. VASQUEZ: Your Honor, again, it's 20 surrounding (indiscernible) about the statements 21 that they were (indiscernible). 22 THE COURT: So you're saying -- so	5287

5288	1 THE COURT: All right. She didn't -- 2 when did she file her lawsuit? Maybe I don't have 3 that clear. When did she file her counter? 4 MS. BREDEHOFT: August 10, 2020. 5 THE COURT: Okay. So these are all 6 before that. I'm just making sure. 7 MS. VASQUEZ: Yeah. 8 THE COURT: I don't have that on my 9 sheet. 10 MS. VASQUEZ: Ms. Bredehoff -- 11 MS. BREDEHOFT: I know this. 12 THE COURT: I'm glad you do. 13 MS. VASQUEZ: We filed a complaint 14 on -- 15 THE COURT: You've got it. 1278 is the 16 last one or the one I have in my hand? 1278 is 17 the last one? 18 MS. VASQUEZ: This is the last one. 19 MS. BREDEHOFT: Okay. 20 MS. VASQUEZ: Do you want me to go 21 through, start going through these? 22 THE COURT: Since you're going to put	5290	1 today? Are you going to go the rest of today? 2 MS. VASQUEZ: No. I'm not going to 3 take the rest of the day. 4 THE COURT: I assume you'll have these 5 questions, and then we'll break? Is that okay? 6 MS. VASQUEZ: That's fine. 7 THE COURT: Yeah, you're going to go 8 into the afternoon, and then maybe after the first 9 break, we'll be on redirect? Sounds good. 10 MS. VASQUEZ: Thank you, Your Honor. 11 THE COURT: Uh-huh. 12 (Open court.) 13 MS. VASQUEZ: Okay. Thank you, 14 everyone, for your patience. 15 BY MS. VASQUEZ: 16 Q So, Ms. Heard, my last question to you 17 was that there was a lot of negative publicity for 18 you around the time that Mr. Waldman made these 19 statements; isn't that correct? 20 A I believe that they were made – I 21 mean, I believe that the statements kind of kept 22 being attached to new defamatory – or, you know,
5289	1 them on the screen for her, just identify them so 2 Jamie can know. It's not been identified. 3 MS. BREDEHOFT: Just to be clear, Your 4 Honor. Are there four out, 1269, 1270, 1273, and 5 1274? 6 THE COURT: Well, we did the ones that 7 I have in. 8 MS. VASQUEZ: Why don't we do the ones 9 we have in. 1267. 10 THE COURT: 1267. 11 MS. VASQUEZ: 1268, 1269. 12 THE COURT: 1268, 1269. I don't -- 13 there we go. 1269. 14 MS. VASQUEZ: 1270, 1271, 1272, 1275. 15 THE COURT: 75. 16 MS. VASQUEZ: 1276. 17 THE COURT: 76. 18 MS. VASQUEZ: 1277. 19 THE COURT: 77 and 78. 20 MS. VASQUEZ: 1278. 21 MS. BREDEHOFT: May I ask, while we're 22 up here, how long you're going to take with her	5291	1 articles that were, like, smear campaign, sort of 2 attack articles is what it – 3 Q Let's go through some of the articles 4 that were out in the press. 5 So, Plaintiff's Exhibit 1267. 6 MS. VASQUEZ: If you could publish that 7 just for the witness, that would be great. Thank 8 you. 9 Q This is an article published on 10 February 2nd, 2020, and the title is 11 "#justiceforJohnnyDepp trends after Amber Heard 12 admits to hitting actor in audio clips." 13 Do you see that? 14 A I see that. 15 Q If we could go to Plaintiff's 16 Exhibit 1268. This one was published on 17 February 3rd, 2020. It reads the title "Amber 18 Heard admits to hitting Johnny Depp in recording." 19 A That's when his lawyer leaked an edited 20 tape. 21 Q Ms. Heard, do you see the title, "Amber 22 Heard admits to hitting Johnny Depp in recording"?

5292	1 Do you see that? 2 A I see the title. 3 Q Okay. 4 MS. VASQUEZ: If we could, please, go 5 to Plaintiff's Exhibit 1269. 6 Q This one was published on March 17th, 7 2020. "Amber Heard slammed door into Johnny 8 Depp's head reveals new audio." 9 Do you see that? 10 A These are more of the PR plants. 11 MS. VASQUEZ: Let's go to 1270. 12 Q This one was published on March 31st, 13 2020. "Amber Heard to be sacked from Jason 14 Momoa's Aquaman after Johnny Depp controversy: 15 reports." 16 Do you see that? 17 A I do. 18 MS. VASQUEZ: If we could go to 19 Plaintiff's Exhibit 1271. 20 Q Do you see the title that says "Johnny 21 Depp says ex-wife Amber Heard sliced his finger 22 off and it 'erupted like Vesuvius'."	5294	1 Q Ms. Heard. 2 A Mr. Waldman threw the article down to 3 me afterwards. 4 Q Ms. Heard, that's not my question. 5 A What was your question, I'm sorry? 6 Q My question is, the title of the 7 article says "Amber Heard stole my sexual assault 8 story, ex-aide tells libel trial." Kate James -- 9 MS. BREDEHOFT: Your Honor, she's 10 reading. 11 MS. VASQUEZ: She opened the door by 12 saying Adam Waldman. 13 THE COURT: I'll sustain the objection. 14 Next question. 15 Q Go to Plaintiff's Exhibit 1276. 16 "Amber Heard admits to hitting 'fucking 17 baby,' Johnny Depp, in court audio." 18 Do you see that, Ms. Heard? 19 A That's correct. 20 Q Okay. 21 MS. VASQUEZ: Go to 1277. 22 Q Published July 28th, 2020. "Amber
5293	1 A I just don't know when that was -- I've 2 never seen that article. 3 MS. VASQUEZ: If we could go to 1272. 4 Q This one was published on May 29th, 5 2020, and it says "When Amber Heard confessed to 6 smashing a door into Johnny Depp's head, clocking 7 him in the jaw." 8 Do you see that? 9 A I see that. 10 Q Going to 1275. 11 This one was published on July 15th, 12 2020. 13 "Amber Heard stole my sexual assault 14 story, ex-aide tells libel trial." 15 Do you see that? 16 A This was Adam Waldman as well. 17 Q Doesn't say Mr. Waldman. It actually 18 says "Kate James also said she often received 19 abusive text messages from Johnny Depp's ex-wife," 20 doesn't it? 21 A I just know because he threw down the 22 article.	5295	1 Heard's sister thought she was going to kill 2 Johnny Depp, claims the witness." 3 Do you see that, Ms. Heard? 4 A I see that. 5 Q And 1278. Published on July 28th, 6 2020. "Johnny Depp was the victim of abuser Amber 7 Heard, London's High Court told." 8 Do you see that? 9 A I do see that. 10 MS. VASQUEZ: Thank you, Your Honor. 11 THE COURT: All right. Thank you. 12 Let's go ahead and take our lunch 13 recess, then. Ladies and gentlemen, we'll go 14 ahead and take our hour lunch recess at this 15 point. Do not discuss this with anybody, and do 16 not do any outside research. 17 Okay. We'll see you in an hour. 18 (Whereupon, the jury exited the 19 courtroom and the following proceedings took 20 place.) 21 THE COURT: All right. We'll come back 22 at 1:35, then. Is that fine?

Transcript of Jury Trial - Day 18
Conducted on May 17, 2022

60 (5296 to
5299)

5296	1 All right. Thank you. 2 MS. VASQUEZ: Thank you, Your Honor. 3 THE BAILIFF: All rise. 4 (Recess taken from 12:33 p.m. to 5 1:35 p.m.) 6 THE BAILIFF: All rise. Please be 7 seated and come to order. 8 THE COURT: All right. Are we ready 9 for the jury? 10 MS. VASQUEZ: Your Honor, may we 11 approach? 12 THE COURT: Sure. 13 (Sidebar.) 14 THE COURT: All right. Yes. 15 MS. VASQUEZ: So I plan to -- 16 THE COURT: Okay. 17 MS. VASQUEZ: -- ask Ms. Heard about -- 18 sorry -- the arbitration. So Ms. Heard -- 19 THE COURT: Arbitration? 20 MS. VASQUEZ: -- was served with an 21 arbitration demand, and -- 22 THE COURT: Arbitration for what?	5298	1 let me. I have to be here today. I have to be 2 reliving it every day." 3 THE COURT: Right. 4 MS. VASQUEZ: So we are arguing that 5 she opened the door, that she was the one who 6 fired the initial shot when she attempted to move 7 arbitration against Mr. Depp two months before the 8 op-ed was even published, so it was October of 9 2018. The op-ed was published in December. 10 THE COURT: Okay. Give me more 11 background for this arbitration; what was this 12 arbitration about? 13 MS. VASQUEZ: Ms. Heard's arbitration, 14 actually filed by Ms. Heard, in California -- 15 THE COURT: Before the op-ed? 16 MS. VASQUEZ: -- before the op-ed. It 17 also goes towards those statements that she can't 18 (indiscernible) Mr. Depp's suing her. So that 19 distorts her credibility. 20 THE COURT: Okay. And she filed for 21 arbitration for it. 22 MS. VASQUEZ: Filed arbitration for
5297	1 MS. VASQUEZ: Defamation. 2 THE COURT: The arbitration for this 3 case? 4 MS. VASQUEZ: Yeah. 5 MS. BREDEHOFT: No. It was a breach of 6 contract. 7 MS. VASQUEZ: No. It was defamation, 8 and I have the -- 9 THE COURT: It was defamation. 10 MS. VASQUEZ: -- a demand for 11 arbitration for defamation in California in 12 October 2018. We've argued that -- 13 THE COURT: Okay. 14 MS. VASQUEZ: I'll give that to you. 15 THE COURT: Okay. 16 MS. VASQUEZ: -- that Ms. Heard opened 17 the door when she talked yesterday in response to 18 Ms. Bredehoff's question about how statements, 19 Mr. Waldman's statements, have been traumatizing 20 her and she said, "I just wanted him to leave me 21 alone. I wanted to move on with my life, and he 22 won't let me. By making cases like this, he won't	5299	1 defamation. 2 THE COURT: Defamation from what? 3 MS. VASQUEZ: For Mr. Depp denying in 4 an article, a GQ article, that he ever hit her. 5 THE COURT: Okay. 6 MS. BREDEHOFT: This is a subject of a 7 Motion in Limine. Your Honor granted a Motion in 8 Limine and said none of the arbitration can come 9 in. The arbitration was filed to go back to the 10 divorce, and it was a breach of contract, a 11 violation of -- 12 THE COURT: Right. So it was a 13 divorce, all right. Okay. 14 MS. BREDEHOFT: -- the divorce decree. 15 THE COURT: Okay. 16 MS. BREDEHOFT: The judge ended up -- 17 the arbitrator ended up finding he did not have 18 jurisdiction. That was the end of it; there was 19 no finding. There was no nothing. 20 THE COURT: Okay. But you just want to 21 get into that she filed the arbitration? 22 MS. VASQUEZ: Right.

<p style="text-align: right;">5300</p> <p>1 MS. BREDEHOFT: I don't think she said 2 anything about the arbitration. I was just saying 3 that he violated the terms of the domestic 4 relations order. He didn't deny a public filing; 5 it was very, very private. 6 THE COURT: Okay. All right. I 7 remember this now, okay. Sorry. Yeah, in dealing 8 with the divorce, the arbitration, she's saying 9 that he violated the terms of the agreement. 10 MS. BREDEHOFT: By this Gentleman's 11 Quarterly article that he wrote. 12 MS. VASQUEZ: It wasn't violating the 13 divorce agreement. It was an actual 14 (indiscernible) demand arbitration for defamation. 15 The cause of action was defamation. I have the 16 exhibits. So the fact that she filed it before 17 the op-ed came out is highly relevant, and she 18 opened the door with her testimony that Mr. Depp 19 won't leave her alone and she filed a counterclaim 20 statement -- counterclaim after the fact. 21 So I think it's relevant, Your Honor. 22 She's opened the door. She said that these</p>	<p style="text-align: right;">5302</p> <p>1 MS. VASQUEZ: -- in which she says that 2 she wants to be left alone, and I'm going to ask 3 her "You commenced a legal proceeding against 4 Mr Depp for defamation in October of 2018, and 5 that that was (indiscernible) allegations." And 6 then -- 7 THE COURT: Commenced an arbitration, 8 right? 9 MS. BREDEHOFT: Yeah. I think she 10 can't say "legal proceeding" because that's -- 11 arbitration's a very different -- 12 THE COURT: -- is different. I agree. 13 Commenced an arbitration. 14 MS. VASQUEZ: I understand. I'm happy 15 to do it that way. And then so I want her to look 16 at the demand for arbitration. I'm not planning 17 on publishing it. 18 THE COURT: I think you get the first 19 question, but that's all I'm going to do. 20 MS. VASQUEZ: "This is a demand for 21 arbitration filed against Mr. Depp in California, 22 correct?"</p>
<p style="text-align: right;">5301</p> <p>1 counterclaim statements continued to make things 2 difficult for her and she can't stop reliving it, 3 but in fact she's the one who fired the first 4 shot. She just wanted to be left alone. Well, 5 then why did she demand arbitration? 6 THE COURT: Okay. 7 MS. BREDEHOFT: I don't know how that 8 opens the door at all, Your Honor. This was an 9 arbitration filing that the arbitrator found there 10 was no jurisdiction, so he dismissed it. And she 11 didn't do anything further. 12 THE COURT: I know. But she filed it. 13 What's she saying is because she testified that "I 14 wanted to left alone; I didn't want to have 15 anything to do with it," but then she filed this. 16 So I'll allow limited questioning. 17 MS. VASQUEZ: Very limited, Your Honor? 18 THE COURT: What was the questions 19 you're going to ask? 20 MS. VASQUEZ: The questions are -- I 21 want to repeat her testimony from yesterday -- 22 THE COURT: Okay.</p>	<p style="text-align: right;">5303</p> <p>1 MS. BREDEHOFT: I don't know how that 2 would be relevant. 3 THE COURT: No. I think she opened the 4 door with the first question about you did file 5 it. 6 MS. VASQUEZ: My question, "Is that 7 Amber Heard, plaintiff, versus Johnny C. Depp?" I 8 just want to show the caption. 9 MS. BREDEHOFT: Why would she need to 10 do that? She can just -- 11 MS. VASQUEZ: In the signature block 12 signed by her attorney, she testified that -- 13 THE COURT: I'll give you the first 14 question. I think that's fair since she's -- and 15 the date of when it happened. 16 MS. VASQUEZ: Okay. And so "Can you 17 confirm that it was October 2018?" 18 THE COURT: Okay. 19 MS. VASQUEZ: "That's two months before 20 the op-ed was posted?" 21 THE COURT: That's fine. 22 MS. VASQUEZ: "and six months before</p>

<p style="text-align: right;">5304</p> <p>1 Mr. Depp filed this defamation case?" 2 THE COURT: That's fine. Very limited. 3 MS. BREDEHOFT: Nothing beyond that. 4 THE COURT: Okay. 5 MS. VASQUEZ: Thank you very much, Your 6 Honor. 7 THE COURT: All right. 8 (Open court.) 9 THE COURT: Go ahead. Yeah, sorry. 10 All right. Thank you. You can be seated. All 11 right. Your next question. 12 MS. VASQUEZ: Tom, may I please have 13 you put up Plaintiff's Exhibit 881A. 14 BY MS. VASQUEZ: 15 Q Ms. Heard, I'm going to ask you to take 16 a look at Plaintiff's Exhibit 881A. This is one 17 of the articles containing the counterclaim 18 statements by Adam Waldman; is that correct? 19 A I haven't seen the article yet. 20 Q Okay. 21 MS. VASQUEZ: Why don't we go to page 8 22 of this article.</p>	<p style="text-align: right;">5306</p> <p>1 Mr. Depp up by calling the cops, but the first 2 attempt didn't do the trick,' he told the 3 dailymail.com. 4 "The officers came to the penthouse, 5 was thoroughly searched and interviewed, and left 6 after seeing no damage to face or property. So 7 Amber and her friends spilled a little wine and 8 roughed up the place, got their story straight 9 under the direction of a lawyer and publicist, and 10 placed a second call to 911, but even this didn't 11 have" -- 12 MS. VASQUEZ: Apologize. 13 MS. BREDEHOFT: Your Honor, may we 14 approach? 15 THE COURT: Okay. 16 (Sidebar.) 17 MS. BREDEHOFT: She's reading beyond 18 his statements. 19 MS. VASQUEZ: I stopped myself. 20 THE COURT: She stopped herself. 21 MS. BREDEHOFT: Okay. 22 MS. VASQUEZ: Actually, Your Honor,</p>
<p style="text-align: right;">5305</p> <p>1 Q "Adam Waldman, Depp's lawyer, said 2 afterward, 'Amber Heard and a friend in the media 3 used fake sexual violence allegations as both a 4 sword and shield depending on their need. They 5 have selected some of her sexual violence hoax 6 facts as a sword, inflicting them on the public 7 and Mr. Depp'" do you see that? 8 A Yes, I do. 9 Q Is that one of the statements that you 10 allege are defamatory? 11 A That's correct. 12 Q Defamatory? 13 A That's correct. 14 MS. VASQUEZ: Can we please go to 15 Plaintiff's Exhibit 881B. 16 And if we could, go to page 10 and 11. 17 Q And Exhibit -- Plaintiff's 18 Exhibit 881B, "Depp's lawyer, Adam Waldman, said, 19 'The various discrepancies prove that nothing 20 Heard and her friends said about the events of 21 May 21, 2016 could be considered credible. Quite 22 simply this was an ambush, a hoax. They set</p>	<p style="text-align: right;">5307</p> <p>1 while we're up here, I tried to work this out with 2 Ms. Bredehoff; unsurprising to you, we were unable 3 to come to an agreement. I'm going to be moving 4 to admit these articles in their entirety. 5 THE COURT: Okay. 6 MS. VASQUEZ: And the reason is, Your 7 Honor, is that just like the op-ed, it came in the 8 entirety even though Ms. Heard is only alleging 9 three of the statements -- 10 THE COURT: Correct. 11 MS. VASQUEZ: -- in the article. And I 12 think -- 13 THE COURT: For defamation, you have to 14 look at the context. 15 MS. VASQUEZ: Correct. So to evaluate 16 the defamatory meaning, so on that basis, I'm 17 going to move to admit it. 18 MS. BREDEHOFT: I'm going to object, 19 Your Honor. There's a lot of hearsay in both of 20 those documents. It's different than the op-ed. 21 The op-ed is Amber Heard writing the op-ed, and 22 then to be questioned on it, there's also the</p>

<p style="text-align: right;">5308</p> <p>1 issue of a matter of public concern and intent 2 here. The rest of this article is not Adam 3 Waldman's, and it's not Johnny Depp. It's other 4 people saying things, and it's hearsay and it's 5 highly prejudicial to Ms. Heard. 6 THE COURT: Okay. 7 MS. VASQUEZ: Well, I disagree. 8 MS. BREDEHOFT: And it's not -- it 9 doesn't have anything to do with the context of 10 what he said. 11 THE COURT: This might be a partial? 12 MS. VASQUEZ: A partial. 13 THE COURT: Maybe it could be connected 14 to -- 15 MS. VASQUEZ: I think, if I may just be 16 heard on this. 17 THE COURT: All right. 18 MS. VASQUEZ: This really important to 19 Mr. Depp, obviously. The defamatory meaning of -- 20 the alleged defamatory meaning of Mr. Waldman's 21 statements have to be read in context. And I 22 should point out to Your Honor that Ms. Heard --</p>	<p style="text-align: right;">5310</p> <p>1 article, so the content is not relevant to what 2 their meaning was on it. 3 Instead, it would have a lot of hearsay 4 from other people that he had no control over. He 5 had control over what he said, and he was not 6 saying that there's no way they could prove that 7 he had knowledge of what the rest of the article 8 is going to say and, therefore, have context. I 9 think it's highly prejudicial and very much 10 hearsay. 11 THE COURT: All right. So how could 12 the context of the article change the extent of 13 714? 14 MS. VASQUEZ: Defamatory statements 15 have to be read in the context of the other text 16 within the article. 17 THE COURT: If it is all attributed to 18 Mr. Waldman. 19 MS. VASQUEZ: No, I don't think that's 20 true. I mean -- 21 THE COURT: I think so. Because 22 somebody else can't place his statements there and</p>
<p style="text-align: right;">5309</p> <p>1 not Ms. Bredehopt, but previously Ms. Heard -- was 2 represented by other attorneys in this matter, and 3 they're commenting in this article. And so 4 Mr. Waldman's statements are really response, we 5 argue, right; I'm not sure Ms. Bredehopt will 6 agree -- or disagree. We argue that these 7 statements are opinions, first and foremost, and 8 second of all, they are response, or self-defense, 9 of Mr. Depp in his case. 10 So, you know, I think that it's 11 important that these articles come in in their 12 entirety, and, again, to be perfectly frank, these 13 aren't great articles for Mr. Depp. I don't plan 14 to publish them to the jury. I just want to 15 submit them into evidence. 16 MS. BREDEHOFT: If I may be heard on 17 that further, Mr. Waldman doesn't know what else 18 is in that article when he makes those statements. 19 That's somebody else choosing where to put 20 different things. He has admitted, and we will be 21 putting the testimony in, that he made those 22 statements. But he wasn't the author of this</p>	<p style="text-align: right;">5311</p> <p>1 it become defamatory because they're placed within 2 an article. 3 MS. VASQUEZ: I think they have to be 4 read in context, Your Honor. 5 THE COURT: I'm going to sustain the 6 objection. 7 MS. VASQUEZ: Thank you. 8 MS. BREDEHOFT: Thank you. 9 (Open court.) 10 MS. VASQUEZ: And if we could, please 11 pull up Plaintiff's Exhibit 881C and go to 12 page 11. 13 BY MS. VASQUEZ: 14 Q This is another article, Ms. Heard, 15 where you argue that Mr. Waldman's statements are 16 defamatory, correct? 17 A I don't know if this is taken from that 18 article because I can't see the article in full. 19 Q It's page 11 of the article. And the 20 statement reads, "We have reached the beginning of 21 the end of Ms. Heard's abuse hoax against 22 Mr. Depp."</p>

<p>1 Is that correct? Is that one of the -- 2 what you claim is one of the defamatory statements 3 by Mr. Waldman? 4 A I believe so. 5 Q Okay. Thank you. Ms. Heard, you're 6 not aware of any career opportunities that you 7 lost as a result of Mr. Waldman's statements, are 8 you? 9 A Well, it's kind of hard to point to the 10 jobs you're not offered, to the things you don't 11 get. 12 Q You were not replaced in Aquaman 2, 13 were you? 14 A They released me from my contract and I 15 fought to stay in it, and they kept me in it. I 16 just don't know how much I'm in, actually, of the 17 final cut. 18 Q And you testified yesterday that 19 L'Oréal actually extended your contract in April 20 of 2020; is that correct? 21 A In part. They extended it and held me. 22 Q And you testified yesterday L'Oréal</p>	<p>5312 1 life. 2 Q Well, you've gone out of your way to 3 engage with Mr. Waldman on social media, haven't 4 you? 5 A I have made a comment, I believe, once. 6 I did not -- I would not characterize that as 7 engaging with him. 8 MS. VASQUEZ: Let's please pull up 9 Plaintiff's Exhibit 1266. 10 MS. BREDEHOFT: Your Honor, I don't 11 have this yet. 12 THE COURT: Your microphone. 13 MS. BREDEHOFT: Your Honor, I don't 14 have this yet, but I'm asking it to be given to me 15 before. 16 MS. VASQUEZ: It's a photograph. 17 THE COURT: I think it's just a -- 18 okay. 19 Q This is your tweet, right, Ms. Heard? 20 A That is correct. 21 MS. VASQUEZ: I'm going to move to 22 admit and publish this tweet.</p>
<p>5313 1 extended your contract again in November of 2021, 2 correct? 3 A Not exactly. They extended it because 4 they couldn't use me or any of the materials for 5 me. 6 Q And that extension was for 20 months, 7 right? 8 A That's correct. 9 Q Ms. Heard, you testified yesterday how 10 Mr. Waldman's statements "torture you every day." 11 Do you recall that testimony? 12 A I do. 13 Q And then -- and that you look at them 14 every day. 15 A I look at the online attacks, the 16 media -- you can't avoid it, to be honest -- that 17 those statements are often attached to. 18 I don't look at his statements every 19 day. 20 Q And you testified that you just want to 21 move on with your life, right? 22 A I do very much want to move on with my</p>	<p>5314 1 MS. BREDEHOFT: I'm going to object on 2 relevance. 3 THE COURT: The objection, I'm sorry? 4 What's the objection? 5 MS. BREDEHOFT: I'm sorry. Relevance. 6 THE COURT: I'll overrule the 7 objection. 881C in evidence. 8 MS. VASQUEZ: Can we please have it 9 published to the jury? 10 THE COURT: I'm sorry, 1266. I 11 apologize. 12 MS. VASQUEZ: Thank you, Your Honor. 13 Q This is from March 26th, 2021, right? 14 A That's what that looks like, yes. 15 Q And this is after he made the statement 16 you claim -- the statements you claim are 17 defamatory, right, Ms. Heard? 18 A '21, yes. 19 Q Ms. Heard, you tweeted at Adam Waldman, 20 "Yes, Mr. Waldman, I may be wearing makeup on this 21 occasion, but on every occasion, you will still be 22 short."</p>

5316	1 Did I read that right? 2 A Yes. 3 MS. VASQUEZ: We can take those down. 4 Thank you. 5 Q Ms. Heard, since your relationship with 6 Mr. Depp ended, you have completed your level 3 7 sommelier training, haven't you? 8 A I haven't completed it yet. 9 Q You're on Level 2? 10 A No, I'm on level 3. 11 Q You also have had a baby, right? 12 A I have. 13 Q And you enjoy being a mother? 14 A More than anything. 15 Q Still love to cook? 16 A I do. 17 Q And you love to hike? 18 A I've taken a break on hiking for a 19 minute. 20 Q You have friends, right? 21 A I do have friends. 22 Q And you spend time with those friends?	5318	1 you never struck Mr. Depp as the initial 2 aggressor? 3 A Well, if he was holding me against the 4 wall by my neck, you know, I might be the first 5 person to have been the first one to slap, which 6 happened in Australia, you know, when he was 7 choking me. But I wouldn't say I was the initial 8 aggressor in that situation. 9 Q You got physical with Mr. Depp often 10 during your relationship, didn't you? 11 A I had to defend myself as best I could. 12 Didn't seem to make much of a difference. 13 Q You just couldn't control yourself, 14 could you, Ms. Heard? 15 A I tried to defend myself when I could. 16 But it was after years of not defending myself. 17 MS. VASQUEZ: Can we please pull up 18 Plaintiff's Exhibit 356, and, Your Honor, portions 19 of the exhibit were entered into evidence 20 yesterday, but we move to admit the entire 21 recording. And I can confirm that there is no 22 other voices besides Ms. Heard's and Mr. Depp's.
5317	1 A Occasionally. When I can. 2 Q And you exercise regularly? 3 A Every day. 4 Q You just filmed a movie in March of 5 2022; isn't that right? 6 A Yes. The one I just shot in Guatemala 7 that I spoke of other. 8 Q And you have -- you had a major role in 9 a major film that's scheduled to be released soon; 10 is that correct, Aquaman 2? 11 A As I said, I don't know if I will even 12 be in the final cut or how much I will be. It was 13 difficult to stay in the movie. 14 Q You struck Mr. Depp multiple times 15 during your relationship, didn't you, Ms. Heard? 16 A There are many times I had to use my 17 body to defend myself, and that included swinging 18 wherever I could. If it meant I could get away, 19 absolutely. If it meant a difference between a 20 sore face and a broken nose, you bet I would. You 21 bet. 22 Q So it's your testimony under oath that	5319	1 And I intend to play from 1:29:27 to 1:30:07. 2 THE COURT: So I have 356A in evidence. 3 Any objection to the entire 356 coming into 4 evidence? 5 MS. BREDEHOFT: If you may -- if I may. 6 THE COURT: Sure. 7 MS. BREDEHOFT: Hold on just a moment, 8 Your Honor. I have to check on something. 9 Your Honor, we can just do the excerpt 10 for now, and we'll double-check our notes on that 11 exhibit. There was one that had something in that 12 couldn't go, and I can't find my notes on that. 13 THE COURT: We'll call it 356B for now. 14 MS. VASQUEZ: Thank you, Your Honor. 15 THE COURT: Can you give me the times 16 again? 17 MS. VASQUEZ: Of course. 1:29:27 to 18 1:30:07. 19 THE COURT: All right. And I'm told 20 that we already have a B, so we have 356C. 21 MS. VASQUEZ: Okay. 22 THE COURT: Thank you.

<p style="text-align: right;">5320</p> <p>1 MS. VASQUEZ: Thank you, Your Honor. 2 (Whereupon, the following audio was 3 played.) 4 MS. HEARD: I can't promise you that 5 I'll be perfect. I can't promise you I won't get 6 physical again. God, I fucking sometimes get so 7 mad I lose it. I can fucking promise you I'm 8 going to do everything to change. I promise you. 9 I'm not going to throw around divorce. I will not 10 say divorce unless I really meant it. And then I 11 hope you leave me. I'm not going to -- and me 12 too. I will leave you. It's fair. I can't do 13 it, you know? 14 And I think, honestly, if we hold each 15 other accountable to that, it's fair. 16 Q Ms. Heard, that's you and Mr. Depp on 17 that recording, correct? 18 A That's correct. 19 Q And you told Mr. Depp, "I can't promise 20 you that I won't get physical," correct? 21 A That's correct. He was accusing me of 22 instigating something in the situation I explained</p>	<p style="text-align: right;">5322</p> <p>1 played.) 2 MR. DEPP: I'm not going to be in 3 physical fucking altercation with you. 4 MS. HEARD: Don't. Then don't. 5 MR. DEPP: You fucking hit me last 6 night. You fucking -- 7 MS. HEARD: (Indiscernible.) Come on. 8 You cannot act like that's about that. It -- 9 MR. DEPP: What? But on the plane, I 10 (indiscernible). 11 MS. HEARD: No. And you hit back. 12 Don't act that you don't fucking participate. 13 MR. DEPP: I pushed you. 14 MS. HEARD: I'm not going to get into 15 the details of that fight. You and I both know 16 that you split when there is no physical violence 17 involved and that you do it immediately, like at 18 the very beginning of fights these days. And if 19 you split and you go into a different room, you 20 don't actually leave that house. It does nothing 21 but perpetuate the fight, and you don't actually 22 do it respectfully. You don't --</p>
<p style="text-align: right;">5321</p> <p>1 yesterday. 2 Q And you also told Mr. Depp that 3 sometimes you get so mad you lose it, correct? 4 A That's correct. I also explained the 5 context of that fight yesterday. 6 Q Isn't that exactly what you told Ben 7 King on your way back from Australia, that you get 8 so mad you lose it? 9 A Absolutely not. I know that that's 10 what Ben King testified to, but I never had that 11 conversation with Ben King. 12 MS. BREDEHOFT: Your Honor, I'm sorry. 13 I checked, and I have no objection to the entirety 14 of 356 coming in. 15 THE COURT: All right. So 356 in its 16 entirety will be in evidence. All right. Thank 17 you. 18 MS. VASQUEZ: Thank you, Your Honor. 19 If we could, please play from now what's now been 20 admitted Plaintiff's Exhibit 356 in its entirety 21 from 7:05 to 7:43. 22 (Whereupon, the following audio was</p>	<p style="text-align: right;">5323</p> <p>1 BY MS. VASQUEZ: 2 Q Ms. Heard, is that you and Mr. Depp on 3 this recording? 4 A Yes, it is. 5 MS. VASQUEZ: Can we please pull up 6 Plaintiff's Exhibit 343. And I believe that one's 7 been admitted already into evidence. 8 THE COURT: Yes, ma'am. 9 MS. VASQUEZ: Thank you. And just for 10 the record, we're playing from 2:46:01 to 2:47:20. 11 (Whereupon, the following audio was 12 played.) 13 MR. DEPP: I said to Travis, no, I said 14 to you, "Hey, tell Travis what just happened." 15 MS. HEARD: You told me to do it. You 16 told me to. You said, "Go do that." 17 MR. DEPP: I said, "No, tell him what 18 just happened." 19 MS. HEARD: Why? 20 MR. DEPP: And then you punched me in 21 the fucking face. 22 MS. HEARD: You figured it out.</p>

<p>1 MR. DEPP: And then you said, 2 "Motherfucker, no, I didn't. What the fuck are 3 you talking about?" And I watched you lie, and 4 then I -- 5 MS. HEARD: I didn't punch you anyway. 6 I'm sorry that I didn't hit you across the face in 7 a proper slap, but I was hitting you, not punching 8 you. Baby, you're not punched. 9 MR. DEPP: Don't tell me what it feels 10 like to be punched. 11 MS. HEARD: Well, you have been in a 12 lot of fights in the long time you've been around. 13 MR. DEPP: No. And you fucking had a 14 closed fist, like this. 15 MS. HEARD: I did not hit. I'm sorry I 16 didn't do like this. But I did not punch you. I 17 did not fucking deck you. I (indiscernible) was 18 hitting you. I don't know what the full motion of 19 my actual hand was, but you're fine. I did not 20 hurt you. I did not punch you. I was hitting 21 you. 22 MR. DEPP: How are your toes?</p>	<p>5324 5326 1 recording, Ms. Heard? 2 A That's correct. 3 Q You said you hit Mr. Depp. 4 A Yes. I had to hit his body to get 5 through the door. 6 Q Ms. Heard, my question was "You said on 7 that recording that you hit Mr. Depp, right?" 8 A Yes, I did. 9 Q And you accused him of being a baby for 10 not wanting to be in a physical fight with you, 11 right? 12 A Incorrect. I accused him of being a 13 baby for complaining about me hitting him when I 14 was trying to get through the door I was trying to 15 barricade. 16 MS. VASQUEZ: Can we please pull up 17 Plaintiff's Exhibit 368. 18 And again, Your Honor, this is a 19 recording of just Mr. Depp and Ms. Heard. I'm 20 going to move for the entire exhibit to be moved 21 into evidence. 22 THE COURT: All right. Any objection</p>
<p>5325 1 MS. HEARD: What am I supposed to do? 2 Do this? 3 MR. DEPP: How are your toes? 4 MS. HEARD: I'm not being bitchy about 5 it, am I? You are. 6 MR. DEPP: How are your poor toes? 7 MS. HEARD: (Indiscernible.) You're a 8 fucking baby. 9 MR. DEPP: Because you started physical 10 violence. 11 MS. HEARD: You are a fucking baby. 12 Grow the fuck up, Johnny. 13 MR. DEPP: Because you started physical 14 violence? 15 MS. HEARD: I didn't start a fight. 16 MR. DEPP: Yeah, you did, so I had to 17 get the fuck out of there. 18 MS. HEARD: Yes, you did. You did the 19 right thing, the good thing. Yeah, you're 20 admirable. 21 BY MS. VASQUEZ: 22 Q That's you and Mr. Depp in that</p>	<p>5327 1 to 368? 2 MS. BREDEHOFT: I don't think so. No, 3 Your Honor. 4 THE COURT: All right. No objection. 5 368 in evidence in its entirety. 6 (Whereupon, the following audio was 7 played.) 8 MR. DEPP: Shitty life. Anyway. 9 MS. HEARD: (Indiscernible.) 10 MR. DEPP: I open the bathroom door 11 when you were knocking on it. After a few times, 12 I opened, and, you know, you just come in. You 13 just kept going. You just kept going, kept going. 14 I tried to close the door three times, you know. 15 Please, please just don't let me. And then I -- 16 MS. HEARD: And -- 17 MR. DEPP: Wait. And then I 18 accidentally, I swear, when I was trying to close 19 the door, I guess it scraped your toes. 20 MS. HEARD: It did. 21 MR. DEPP: You know, I didn't mean to 22 do that. And I bent down, and you either pushed</p>

5328	1 me or kicked. I think you kicked the door open. 2 MS. HEARD: I did not. 3 MR. DEPP: I mean kicked the door, 4 yeah, more open so that it would hit me. And it 5 hit me -- 6 MS. HEARD: No. I didn't mean to. 7 MR. DEPP: Wait. It hit me in the 8 fucking head. 9 MS. HEARD: But I didn't mean to do 10 that. 11 MR. DEPP: I was bent down behind the 12 door. 13 MS. HEARD: I did not mean to do 14 anything -- I did not kick at the door or hit the 15 door so that it would hit you. I did not. I 16 swear. That did not -- it was not my intention. 17 I think I remember when the door scraped my toes, 18 I -- I reacted, but this whole -- the door thing, 19 I remember -- I never did that. That wasn't on 20 purpose. I might have done it on accident. 21 MR. DEPP: Okay. So let's say that was 22 an accident. I then stood up. I don't even know	5330	1 I didn't mean to hit you, but it was in 2 response -- I just reacted in response to my foot. 3 I just reacted, and I'm sorry. It's below me. 4 MR. DEPP: Your foot, that was why you 5 punched me? 6 MS. HEARD: Yeah. But I'm sorry. I'm 7 sorry if I -- 8 BY MS. VASQUEZ: 9 Q Again, that's you and Mr. Depp on that 10 recording, right? 11 A That's correct. 12 Q And Mr. Depp was hiding from you in the 13 bathroom -- 14 A Incorrect. 15 Q -- isn't that right, Ms. Heard? 16 A Incorrect. 17 Q Well, Mr. Depp said on that recording, 18 "I opened the bathroom door when you were knocking 19 on it," doesn't he? 20 A I don't know if he said that, and I 21 didn't hear that. 22 Q And Mr. Depp said, "When I was trying
5329	1 if I said -- I might have said, "What the fuck?" 2 You know, whatever because I had just been hit in 3 the head with the fucking corner of the door. 4 MS. HEARD: I'm so sorry. I didn't 5 know. I'm sorry. 6 MR. DEPP: And then I stood up, and 7 then you fucking clocked me. 8 MS. HEARD: I remember hitting you as a 9 response to the door thing, you know. And I'm 10 really sorry about hitting you with the door -- or 11 hitting your head. I did not mean to nor -- 12 MR. DEPP: You didn't mean to hit me in 13 the head with the door, but you meant to punch me 14 in the jaw. 15 MS. HEARD: I didn't. I meant to hit 16 you. And I did not do this thing with the door. 17 I do -- admit I did mean to hit you. 18 MR. DEPP: So that you didn't mean? 19 MS. HEARD: The door? No, God, no. 20 MR. DEPP: But punching me in the jaw, 21 you did? 22 MS. HEARD: Okay. I'm sorry I hit you.	5331	1 to close the door, I guess it scraped your toes." 2 He says that, doesn't he? 3 A Correct. 4 Q And then, you kicked the bathroom door 5 into his head, didn't you? 6 A No, I didn't. And I -- 7 Q And then you punched him in the jaw. 8 A I defend myself in that audio. You can 9 hear it for yourself. 10 Q Right. And then you punched him in the 11 jaw. 12 A I also did not do that. I tried to 13 make that clear on the audiotape too, in futility. 14 Q Mr. Depp said, "You meant to punch me 15 in the jaw," right? 16 A Are you asking what he said on the 17 recording? 18 Q Yeah. 19 A Yes, he said that. 20 Q And then you respond, "I meant to hit 21 you," didn't you? 22 A As I explained yesterday, I was trying

<p>5332</p> <p>1 to get him off the door. 2 Q And you said, "I remember I did mean to 3 hit you." 4 A Meaning the door. The door was on my 5 feet. I reacted instinctively to that. 6 Q You've heard this audio before, haven't 7 you, Ms. Heard? 8 A Yeah. We've already had this trial 9 before. 10 Q Yeah. It was played for you when you 11 were deposed in 2016 in connection with your 12 divorce from Mr. Depp, wasn't it? 13 A That's one of the times I've heard it, 14 yes. 15 Q Okay. So you've had plenty of time to 16 think about how to respond to this recording, 17 haven't you? 18 A I don't know what you mean by that. 19 Q Well, let's take a look at how you 20 responded to it the first time. 21 MS. VASQUEZ: Can we please pull up 22 what will be marked Plaintiff's Exhibit 1261.</p>	<p>5334</p> <p>1 still cross-examination, but there's still a 2 proper way to impeach and an improper. You can't 3 just play the deposition excerpt and say, "So..." 4 THE COURT: She did ask the question. 5 She said, "Let's see how you did the first time," 6 so I assume it's a different answer to the 7 question. But I don't have a copy of that. I 8 just would like to know where we are referencing 9 the deposition. 10 MS. VASQUEZ: Absolutely. 11 MS. BREDEHOFT: The deposition. If we 12 could, get the line and the page number. 13 THE COURT: The line and page number 14 before we start it. 15 MS. VASQUEZ: I will. I will do that. 16 Let me do that. 17 MS. BREDEHOFT: And then we can see 18 that. 19 MS. VASQUEZ: Thank you. 20 THE COURT: Uh-huh. 21 (Open court.) 22 MS. VASQUEZ: I'm going to read it into</p>
<p>5333</p> <p>1 MS. BREDEHOFT: Your Honor -- 2 THE COURT: Okay. 3 MS. BREDEHOFT: Your Honor, this is 4 another new -- 5 THE COURT: Do you want to come to the 6 bench? 7 (Sidebar.) 8 THE COURT: Is this her deposition? 9 MS. VASQUEZ: Correct. In the divorce 10 proceeding. 11 THE COURT: You've got to give us a 12 reference point. 13 MS. VASQUEZ: I apologize. 14 THE COURT: So we know. 15 MS. VASQUEZ: Ms. Heard was being 16 deposed, and we played this recording. 17 MS. BREDEHOFT: That's [improper] where 18 you impeach, you need to ask the question and then 19 if her answer is different from her deposition, 20 then she can play that question and answer. 21 THE COURT: This is cross-examination. 22 MS. BREDEHOFT: Well, I understand it's</p>	<p>5335</p> <p>1 the record, then I'll hand this to you. 2 MS. BREDEHOFT: I would like a copy. 3 MS. VASQUEZ: I will. 4 So, Your Honor, for reference -- and I 5 will provide a copy of the deposition, Ms. Heard's 6 deposition in the divorce -- it's page 372, 7 lines -- starting at line 5, through 377, line 12. 8 THE COURT: All right. I think -- 9 MS. BREDEHOFT: Okay. I need to have a 10 copy. 11 MS. VASQUEZ: May I approach, Your 12 Honor? 13 THE COURT: Yes, ma'am. Thank you. 14 THE WITNESS: Thank you. 15 MS. VASQUEZ: Your Honor, with 16 permission, may we please play? 17 THE COURT: Can we just get to that 18 page, make sure everybody's at the -- could you 19 say the page number again, please. 20 MS. VASQUEZ: Yes, absolutely. 21 Ms. Bredehoft, may I have the page. 22 MS. BREDEHOFT: Page 372, line 5 to</p>

5336	1 377, line 1 is what I have. 2 MS. VASQUEZ: 12, line 12. 3 THE COURT: All right. 372. 4 MS. BREDEHOFT: If we could have a 5 moment, Your Honor, to read it before it's played. 6 THE COURT: Okay. 7 MS. BREDEHOFT: I still don't think 8 it's an impeachment, Your Honor, after reading it. 9 THE COURT: I'll overrule the 10 objection. 11 Go ahead. 12 MS. VASQUEZ: Thank you, Your Honor. 13 If we could please have it published to the jury 14 and the gallery. 15 THE COURT: All right. 16 (Whereupon, the following audio was 17 played.) 18 FEMALE SPEAKER: The next thing that 19 I'm going to play to you is you. Would you listen 20 to this, please. 21 MS. HEARD: Punching. This is 22 punching?	5338	1 screen, please. 2 MS. VASQUEZ: Your Honor, we're just 3 going to put something over it. 4 THE COURT: Okay. That's fine. 5 MS. VASQUEZ: Thank you. 6 MS. BREDEHOFT: I have no objection, 7 Your Honor. 8 MS. VASQUEZ: Can we please start it 9 over. 10 (Whereupon, the following audio was 11 played.) 12 Question: The next thing I'm going to 13 play to you is you. Would you listen to this, 14 please. 15 MS. HEARD: This is punched. This is 16 punching. 17 MR. DEPP: I open the bathroom door 18 when you were knocking on it. And you just kept 19 going. You just kept going, kept going. I tried 20 to close to door three times, you know. Just 21 action den then wait. And then I, I, I 22 accidentally, I swear, when I was trying to close
5337	1 MR. DEPP: I'm sure you are. Anyway. 2 I go to the bathroom door when you knock on it. 3 You just kept going. You kept going. You kept 4 going. I tried to close the door three times. 5 MS. BREDEHOFT: Your Honor, may we stop 6 that for a moment? May we approach? 7 THE COURT: All right. 8 (Sidebar.) 9 THE COURT: Yes. 10 MS. BREDEHOFT: I object to them 11 playing it. They've got the transcription on 12 there; that's not appropriate. If they want to 13 play the video deposition, that's one thing, but 14 (indiscernible). 15 MS. VASQUEZ: All right. I'll talk to 16 them about it. 17 THE COURT: Yeah. 18 MS. BREDEHOFT: They can do it through 19 reading the deposition, Your Honor. They don't 20 need to do that. I asked them to take it off the 21 screen. 22 THE COURT: Could you take it off the	5339	1 the door, I guess I scratched your toes. I 2 didn't -- you know, I didn't mean to do that. I 3 bent down and you I didn't say close the door and 4 more open. 5 MS. HEARD: I did not -- but I did not 6 mean to do that. 7 MR. DEPP: I was bent down behind the 8 door. 9 MS. HEARD: I did not do anything. I 10 did not kick at the door or slam the door into 11 you. I did not, I swear. It was not my 12 intentions. I think I remember the door scraped 13 my toes. 14 Q Okay. So you told him in that excerpt 15 that you hit him with the door but did not intend 16 to hit him, correct? Did you say that? 17 A I said whatever I said in that 18 recording. 19 Q Okay. 20 A When I say that, I mean, it's hard for 21 me to remember everything. 22 Q (Indiscernible) the punching?

<p>5340</p> <p>1 MALE SPEAKER: Q. 2 Q (Indiscernible) Exhibit Q? 3 MS. HEARD: I reacted. This whole door 4 thing, I never did that. I never did that. That 5 was an (indiscernible). I did that on accident. 6 MR. DEPP: Okay. You would say that 7 was an accident. I then stood up, I don't even 8 know if I -- I might have said, "What the fuck," 9 you know, whatever because I just got hit in the 10 head with the fucking corner of the door. 11 MS. HEARD: I didn't mean to do that. 12 I'm so sorry. 13 MR. DEPP: Then I stood up, then you 14 clocked me. 15 MS. HEARD: I remember hitting you as a 16 response to the door thing. That's exactly what I 17 just told you. I'm really sorry about hitting you 18 with the door. I did not mean to or -- 19 MR. DEPP: You hit me in the head with 20 the door, but you meant to -- 21 MS. HEARD: I did mean -- 22 MR. DEPP: -- hit me in the jaw.</p>	<p>5342</p> <p>1 it a "cold clock." I mean, he's just very 2 dramatic. 3 Q Isn't it true -- 4 BY MS. VASQUEZ: 5 Q You're smiling as that audio recording 6 is being played in your deposition, aren't you, 7 Ms. Heard? 8 A I'm not smiling because of the audio. 9 I'm smiling because of what's happening around me. 10 Q You even roll your eyes at one point, 11 don't you? 12 A I was sitting opposite a whole table 13 full of lawyers who were snickering and laughing 14 and rolling their eyes at me while I was talking. 15 Q Is there something amusing about 16 kicking a door into your husband's head? 17 A No. I was rolling my eyes and 18 commenting on what I was experiencing at that 19 time, in recounting the story. 20 Q There's something amusing to you about 21 punching your husband in the jaw? 22 A That is not what I was smiling about,</p>
<p>5341</p> <p>1 MS. HEARD: I didn't mean to hit you. 2 I did not do it with the door. I do remember I 3 did mean to hit you. 4 MR. DEPP: That, you didn't mean. 5 MS. HEARD: The door? No. 6 MR. DEPP: But punching me in the jaw, 7 that you meant? 8 Q So on the tape, you tell Johnny Depp 9 that you did mean to hit him? 10 A And (indiscernible due to simultaneous 11 audio) what actually happened, which was him 12 trying to get into the room. While trying to get 13 into the room, I tried to push him out of it, 14 which is what the hit is referred to. And Johnny, 15 when he was injured or touched at all, referred to 16 it in these ways of punching or clocked or 17 whatever. And whether you discuss with him or 18 not, the last thing you do in talking to him 19 afterwards is trying to reconcile with him. He 20 can get into what the definition of those words 21 mean to him. Never -- I never even interrupted. 22 If he was ever pushed, it was a cold -- he called</p>	<p>5343</p> <p>1 and, no, I do not think it's amusing. 2 Q Ms. Heard, you testified yesterday that 3 all you want to do is move on. 4 Do you remember that testimony? 5 A Yes, I do. 6 Q Your exact words were "I just want him 7 to leave me alone. I want to move on with my 8 life, and he won't let me." 9 Do you remember that? 10 A Yes, that is correct. 11 Q But that's not true, is it, Ms. Heard? 12 A It is very true. 13 Q You just haven't been able to move on 14 with your life, have you, from Mr. Depp? 15 A Well, I'm here, aren't I? 16 Q Yeah. In fact, on October 11th, 2018, 17 you actually commenced an arbitration action 18 against Mr. Depp for defamation, didn't you? 19 A I don't recall that, no. 20 MS. VASQUEZ: Your Honor, may I 21 approach? May we approach? 22 THE COURT: Yes.</p>

<p>1 (Sidebar.) 2 MS. VASQUEZ: Now that she said that 3 she doesn't recall, I think I have to show it to 4 her, just to refresh her recollection. I'm not 5 going to publish it to the jury. 6 MS. BREDEHOFT: I would have to say, 7 Your Honor, in the deposition, she didn't have any 8 recollection of this either. 9 THE COURT: She's entitled to see if it 10 refreshes her recollection; that's it. You just 11 have to show it to her and say, "Does this refresh 12 your recollection?" Okay? 13 MS. VASQUEZ: Thank you. 14 THE COURT: Uh-huh. 15 (Open court.) 16 MS. VASQUEZ: If we could, please pull 17 up Plaintiff's Exhibit 219. 18 BY MS. VASQUEZ: 19 Q And, Ms. Heard, if you could, please 20 read to yourself the first page of Exhibit 219. 21 A All right. 22 Q And if you could, also read to yourself</p>	<p>5344 5346 1 A That is correct. 2 Q And that's six months before Mr. Depp 3 filed a case -- this case against you, correct? 4 A That's correct. 5 Q So you fired the first shot, not 6 Mr. Depp? 7 A I disagree. We sent a letter. 8 Q Okay. Thank you. 9 Ms. Heard, isn't it true that you once 10 filled out a customs form falsely so that you 11 could -- 12 MS. BREDEHOFT: Objection, Your Honor. 13 May we approach? 14 THE COURT: Okay. 15 (Sidebar.) 16 MS. BREDEHOFT: Your Honor, this is a 17 subject of a Motion in Limine. 18 MS. VASQUEZ: That you denied. 19 MS. BREDEHOFT: Your Honor said that if 20 they were going to raise it, they had to approach. 21 THE COURT: All right. Let's take a 22 look. Is it the --</p>
<p>5345 1 the second page of Exhibit 219. 2 A Yes. 3 MS. VASQUEZ: And if you could, scroll 4 down, Tom. 5 Q Again, Ms. Heard, just to look at that 6 page. 7 MS. VASQUEZ: And then scroll down to 8 the next page, please. 9 And the next page. 10 Q Does that refresh your recollection, 11 Ms. Heard, that you did, in fact, in October of 12 2018, two months before you published the op-ed in 13 this case, that's the subject of this case, you 14 initiated an arbitration against Mr. Depp for 15 defamation? 16 A It's not my understanding I initiated 17 an arbitration. It's my understanding that our 18 lawyers sent a lawyer -- I mean a letter to his 19 lawyers after he called me a liar again, 20 effectively, in an interview. 21 Q And that's two months before your op-ed 22 that was published in December of 2018, right?</p>	<p>5347 1 MS. VASQUEZ: This is the customs form. 2 She pleaded guilty. She was charged with 3 falsifying a document in Australia. 4 THE COURT: Okay. 5 MS. VASQUEZ: Your Honor ruled that 6 this was allowed. 7 THE COURT: All right. Which one was 8 it? Do you remember? 9 MS. BREDEHOFT: Your Honor, may I grab 10 my... 11 THE COURT: Yes, go ahead. 12 Motion in Limine. 13 MS. VASQUEZ: So I believe it's Motion 14 in Limine Number 2. 15 THE COURT: Number 2, right? 16 MS. VASQUEZ: Doesn't say that we have 17 to approach. 18 THE COURT: Subject to objections at 19 trial, correct. 20 Approach the bench for raising. 21 MS. VASQUEZ: So sorry, Your Honor. I 22 didn't see that.</p>

<p style="text-align: right;">5348</p> <p>1 THE COURT: Okay. All right. So what 2 are we trying to raise here? 3 MS. VASQUEZ: That Ms. Heard pleaded 4 guilty to falsifying a document in Australia. 5 THE COURT: All right. So that would 6 be Number 2. 7 MS. VASQUEZ: Correct. 8 MS. BREDEHOFT: Correct, Your Honor. 9 And in that situation, it did not result in a 10 conviction. 11 THE COURT: Correct. 12 MS. BREDEHOFT: It was not a charge of 13 perjury. 14 THE COURT: Okay. 15 MS. BREDEHOFT: And it was not a crime 16 involving moral turpitude, and the court 17 specifically found that she did not intentionally 18 mislead in the document. 19 THE COURT: Okay. So what's the basis 20 of bringing it up? 21 MS. VASQUEZ: That she pleaded guilty 22 to falsifying a document and essentially</p>	<p style="text-align: right;">5350</p> <p>1 approached about the topic and Your Honor ruled. 2 THE COURT: That took care of that one. 3 MS. BREDEHOFT: So are we doing 4 anything with the immigration? 5 MS. VASQUEZ: No. 6 THE COURT: All right. 7 MS. VASQUEZ: Thank you. 8 (Open court.) 9 BY MS. VASQUEZ: 10 Q Ms. Heard, you testified yesterday that 11 when you left the courthouse after obtaining the 12 domestic violence restraining order against 13 Mr. Depp, you walked out to "a sea of paparazzi 14 and cameras," right? 15 A That's correct. 16 Q You testified that you were surprised 17 to see the sea of cameras? 18 A That's correct. 19 Q Because it was quiet when you went into 20 the courthouse that morning? 21 A And the divorce had remained under the 22 radar up to that point.</p>
<p style="text-align: right;">5349</p> <p>1 committing perjury, which is a crime of moral 2 turpitude. It's highly relevant to her testimony. 3 THE COURT: She wasn't convicted. 4 MS. VASQUEZ: She pleaded guilty, 5 though. She was charged. She was charged and 6 pleaded guilty. She didn't have to be convicted 7 because she pled guilty. 8 THE COURT: Yeah. For crimes of moral 9 turpitude, it has to be a conviction. 10 MS. BREDEHOFT: And there was not. 11 THE COURT: But the basis for you 12 getting it in is just to show a crime of moral 13 turpitude, correct? 14 MS. VASQUEZ: Correct. 15 THE COURT: It wasn't a conviction, so 16 it doesn't come in for that. 17 MS. BREDEHOFT: While we're up here, 18 are you planning on any of the other ones so we 19 can cover them before? 20 THE COURT: You'll approach right 21 before you -- 22 MS. VASQUEZ: Well, we've already</p>	<p style="text-align: right;">5351</p> <p>1 Q You testified that no one knew about 2 your divorce, so you thought it was going to stay 3 that way, right? 4 A No. I always figured it would come 5 out. I just tried to buy time. 6 Q You knew the media had been alerted 7 that you were filing for divorce, right, 8 Ms. Heard? 9 A No. I just knew that it was impossible 10 to do that privately, so you could just hope it 11 was a matter of time. 12 Q You knew they were going to be there, 13 didn't you? 14 A No, I did not. I assume since it's a 15 public building that there's that likelihood -- 16 not likelihood, but possibility. But I was, you 17 know, I was shocked. 18 Q Your publicist, Jody Gottlieb, was 19 there at the courthouse with you, wasn't she? 20 A Yes, she was. 21 Q So you anticipated that you might need 22 your publicist?</p>

<p>5352</p> <p>1 A I thought that filing might make – 2 well, I was told the filing was public, that it 3 would be impossible – there's no way for you to 4 do a private filing, and that the second that I 5 filed for the TRO, it would be public news. I 6 didn't expect all these photographers and cameras 7 to show up at the courthouse in real time, but 8 they did. 9 MS. VASQUEZ: If we could, please pull 10 up Plaintiff's Exhibit 1280, which is a clip from 11 the divorce deposition. 12 Q And you have, at page -- if I can alert 13 you -- you have the transcript there, page 74, 14 lines 22. 15 A You said 874. 16 Q 74? 17 A 74. 18 Q Lines 22 through 75, line 13. 19 MS. BREDEHOFT: I'm sorry. 72, line? 20 MS. VASQUEZ: 74, line 22 through 75, 21 line 13. 22 MS. BREDEHOFT: Your Honor, may we</p>	<p>5354</p> <p>1 MS. BREDEHOFT: It doesn't say she 2 alerted them. In fact, she's testified that Laura 3 Wasser alerted them. 4 THE COURT: It is subject to direct -- 5 other redirect. Her theory is that she stated it. 6 MS. BREDEHOFT: Well, I don't think 7 it's impeachment, Your Honor. 8 THE COURT: Yes. 9 MS. BREDEHOFT: It's just going to be 10 the video deposition again. 11 MS. VASQUEZ: Yes. Thank you. 12 (Open court.) 13 MS. VASQUEZ: If we could, please play 14 and display to the jury Plaintiff's Exhibit 1280. 15 (Whereupon, the following video was 16 played.) 17 Q Ms. Heard, did you send a text message 18 to Jerry Judge on May 24, 2016, telling Jerry 19 Judge, "I'm desperately trying to reach Johnny. 20 It's extremely important. Please tell him"? 21 A I remember sending the text message 22 that is in front of me right now to Jerry, and I</p>
<p>5353</p> <p>1 approach? 2 THE COURT: Okay. 3 (Sidebar.) 4 MS. BREDEHOFT: I don't see this in -- 5 THE COURT: This is a text message sent 6 to Jerry Judge? 7 MS. VASQUEZ: She goes on, and at the 8 very end of her answer, you see that she testifies 9 she alerted TMZ about the divorce. TMZ was 10 alerted. The very end of her answer. 11 THE COURT: Okay. 12 MS. BREDEHOFT: I'm sorry. Where is 13 it? 14 THE COURT: Right there. 15 MS. BREDEHOFT: I'm not finding TMZ. 16 MS. VASQUEZ: It's at the very end of 17 her answer. I'm sorry I don't have my copy here. 18 I don't have it with me, Ms. Bredehoff, to cite. 19 I read the cite. 20 MS. BREDEHOFT: I'm not seeing TMZ. 21 THE COURT: It says it there: "Some of 22 the (indiscernible) TMZ, which was alerted."</p>	<p>5355</p> <p>1 would like -- I remember sending this because I 2 wanted to tell Johnny, or have him told by Jerry 3 or someone who knew him or was close to him -- 4 basically I didn't want him to find out online -- 5 that I had, or was about to file -- or I had 6 already filed for divorce. I wanted him to know 7 verbally. So I was trying to reach him through a 8 third party and tell him. When I say "reach," I'm 9 specifically saying, "I would like him to know 10 information coming from me" or coming from Jerry 11 from me, "so that he finds out about the divorce 12 filing, or my intention to do so, from some other 13 source other than TMZ, which was alerted." 14 BY MS. VASQUEZ: 15 Q You slipped up there, didn't you, 16 Ms. Heard? You let it slip out that TMZ had been 17 alerted to your filing of the domestic violence 18 restraining order, didn't you? 19 A I disagree. That's not what I'm 20 talking about. 21 Q TMZ is the same outlet that you 22 released the video of Mr. Depp attacking the</p>

5356	1 kitchen cabinet the same day before this 2 deposition was taken, wasn't it? 3 A I didn't do that. I don't know how I 4 could do that. 5 Q TMZ owns the copyright to that video 6 now, doesn't it? 7 A I have no idea what TMZ owns. 8 Q Were you paid for that? 9 A I never got paid for it because I had 10 nothing to do with that. 11 Q So TMZ was lucky in getting the inside 12 scoop from your divorce to Mr. Depp, huh? 13 A I have no idea. It is not – that's 14 not my area of expertise. I wouldn't even know 15 how to do that. And also, what does that get me? 16 If I wanted to leak things about Johnny, I could 17 have done that in a much more successful way, in a 18 bigger way, for years. 19 Q Not when you were extorting him for 20 \$7 million? 21 A I got a fraction of what I was entitled 22 to in the state of California, by the way. What	5358	1 A That's not true. 2 Q And it was covered in the press; isn't 3 that true? 4 A It was a – it was planted in the press 5 by Johnny's team two days after I got the TRO. 6 Not quite – 7 MS. VASQUEZ: Can you please pull up 8 Plaintiff's Exhibit 1279. 9 MS. BREDEHOFT: Your Honor, may we 10 approach? 11 THE COURT: That's fine. 12 (Sidebar.) 13 MS. BREDEHOFT: Your Honor did not 14 permit her to go into that. 15 THE COURT: We did. We said you could 16 go into those, the articles themselves. 17 MS. VASQUEZ: The only article I plan 18 to show is this one. It doesn't have the word in 19 here. 20 THE COURT: Doesn't have the word. 21 It's not going into evidence. 22 MS. VASQUEZ: Not going into the
5357	1 extortion? 2 Q Tasya van Ree is your ex-wife, right? 3 A That's right. She's my ex-partner. 4 Q She's the one that told -- that you 5 told the story that Mr. Depp was jealous of, 6 right? 7 A Yeah. Well, that was a 2013 fight in 8 around March, yes. 9 Q You testified that he tried to burn one 10 of her paintings, right? 11 A That's correct. 12 Q You testified he tried to burn one of 13 your favorite paintings that she did, right? 14 A I don't know if it was one of my 15 favorites. 16 Q You committed domestic violence against 17 Ms. van Ree during your relationship, didn't you? 18 A No, I did not. 19 Q You assaulted her at a Seattle airport 20 in 2009, didn't you? 21 A No, I did not. 22 Q And people saw that?	5359	1 evidence. 2 MS. BREDEHOFT: Not going to be shown 3 to the jury. 4 THE COURT: Not going to be shown to 5 the jury. 6 MS. BREDEHOFT: Okay. Thank you. 7 THE COURT: Uh-huh. 8 MS. VASQUEZ: Thank you. 9 (Open court.) 10 MS. VASQUEZ: If we could, please, have 11 that article displayed for the witness. 12 BY MS. VASQUEZ: 13 Q This is an article from two years ago, 14 correct, Ms. Heard? 15 A I don't know when this was – 16 Q May of 2020? 17 A That's not when it came out, no. This 18 story started getting planted in – after I got a 19 TRO, after I got a restraining order against 20 Johnny. 21 Q The headlines says, "Amber Heard 22 Allegedly Struck" --

5360	1 MS. BREDEHOFT: Objection, Your Honor. 2 Objection, Your Honor. Your Honor ruled she can't 3 say that. 4 THE COURT: If you want to, approach 5 again. 6 (Sidebar.) 7 THE COURT: It was just the title. 8 MS. VASQUEZ: Just the title. 9 THE COURT: The title. Can't have the 10 rest. 11 MS. VASQUEZ: Right. Doesn't have the 12 word. 13 THE COURT: Okay. 14 (Open court.) 15 BY MS. VASQUEZ: 16 Q The title reads, "Amber Heard Allegedly 17 Grabbed, Struck Her Ex-girlfriend at the Airport," 18 doesn't it? 19 A Yes. And that's not true. 20 MS. VASQUEZ: May we approach? 21 THE COURT: Okay. 22 (Sidebar.)	5362	1 MS. BREDEHOFT: Okay. Thanks. I 2 couldn't hear you. 3 THE COURT: I just didn't know if I 4 was, you know, sustaining your objection or 5 overruling her. I wasn't sure exactly which way 6 we were. 7 MS. BREDEHOFT: Okay. Thank you. 8 MS. VASQUEZ: Thank you. 9 BY MS. VASQUEZ: 10 Q So the article, the title is "Amber 11 Heard Allegedly Struck Her Ex-girlfriend" -- 12 MS. BREDEHOFT: Objection, Your Honor 13 she's already -- 14 THE COURT: Overruled. 15 MS. VASQUEZ: Thank you. If I may 16 start over. 17 Q "Amber Heard Struck Her Ex-girlfriend, 18 Tasya van Ree, at the Airport in 2009." Did I 19 read that right? 20 A Yes. It's another example of the smear 21 campaign. 22 Q So Mr. Depp is not the only domestic
5361	1 MS. VASQUEZ: Your Honor, I think she's 2 opened the door to the arrest. I mean, the fact 3 that she's saying that's not true that she grabbed 4 and assaulted her ex-girlfriend yet she was 5 arrested for that exact thing, I think at a 6 minimum, I should be allowed to show her the 7 arrest record -- again, I'm not going to be 8 admitting it -- to see if that refreshes her 9 recollection that in fact she did assault and grab 10 her girlfriend. 11 THE COURT: She did say no. 12 MS. BREDEHOFT: No, Your Honor. I'm 13 sorry. What did Your Honor say? 14 THE COURT: (Indiscernible.) 15 MS. BREDEHOFT: Right, right. Because 16 she's still going to deny, and that's the whole 17 point. An arrest is not a conviction. She's -- 18 THE COURT: I'm not going to allow 19 that. 20 MS. VASQUEZ: Thank you. 21 MS. BREDEHOFT: You are going to? 22 THE COURT: No, I'm not.	5363	1 partner you've assaulted, is he? 2 A I never assaulted Mr. Depp or anyone 3 that I've been romantically linked to, ever. 4 MS. VASQUEZ: No further questions, 5 Your Honor. 6 THE COURT: All right. 7 Cross-examination -- I'm sorry. Redirect. 8 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND 9 COUNTERCLAIM PLAINTIFF 10 BY MS. BREDEHOFT: 11 Q Ms. Heard, did Ms. van Ree come out 12 after that article came in to make a public 13 statement it was false? 14 MS. VASQUEZ: Objection, Your Honor. 15 Hearsay. 16 MS. BREDEHOFT: Your Honor, I -- 17 THE COURT: Overruled. 18 MS. BREDEHOFT: Thank you. 19 A Of course she did. 20 Q Okay. Now, let's talk about the TMZ 21 alert. Explain to the jury what you meant by the 22 TMZ was alerted.

<p>5364</p> <p>1 A So when you make these kind of filings, 2 meaning divorce, marriage, things like that, they 3 are public record. And so, when we filed for 4 divorce, when I filed for divorce, I asked my team 5 to file in the most discreet way, literally to put 6 it under a stack of papers and file it at the end 7 of day, so it kind of had more of a shot of being 8 missed by the paparazzi and by TMZ and those sorts 9 of publicity outlets.</p> <p>10 I believe that we had been remarkably 11 lucky following the divorce that it wasn't picked 12 up and that it gave me a precious few days of 13 peace at that really fragile time. When I found 14 out that they were going to run the story or that 15 they had the information, I was trying to get 16 ahold of Johnny to clarify that I did not do this 17 in a punitive way. I didn't want him to be mad at 18 me. I didn't, you know, I didn't want him to find 19 out in that sort of context online.</p> <p>20 Q And who had connections to TMZ? 21 MS. VASQUEZ: Objection. Calls for 22 speculation.</p>	<p>5366</p> <p>1 Q When was that? 2 A That was in July 2016. It was the 3 first mediation attempt. We met after that, and 4 Johnny very much looked me in the eye.</p> <p>5 Q Please tell the jury about the next 6 meeting after he said, "You will not see my eyes 7 again." 8 A We met in the lawyer's office. They 9 gave us a moment. Johnny kissed me again, held 10 me. I cried. He cried. And then we had a short 11 exchange, and he put a note in my pocket that 12 said, "I'll love you dead or alive, my slim," with 13 his new phone number on it.</p> <p>14 MS. BREDEHOFT: I would like to bring 15 up, Michelle, if you can, Defendant's 16 Exhibit 1581L. 17 I'm sorry.</p> <p>18 Q Do you recognize this? 19 MS. VASQUEZ: Objection, Your Honor. 20 May we approach? 21 THE COURT: Yes, ma'am. 22 (Sidebar.)</p>
<p>5365</p> <p>1 Q Do you know? 2 A I do know. Johnny spoke about -- 3 MS. VASQUEZ: Your Honor, Your Honor, 4 calls for speculation. 5 THE COURT: Sustain the objection. 6 Q Did Mr. Depp tell you about who had 7 connections with TMZ? 8 A Yes. We talked about it. His lawyer, 9 Laura Wasser. 10 Q Okay. Now, I'm going to start at the 11 very beginning here. You were asked by 12 Ms. Vasquez about why Mr. Depp won't or can't look 13 you in the eye. And she read out -- or she played 14 a tape in which Mr. Depp said, "You will not see 15 my eyes again." 16 Do you recall that? 17 A I do. 18 Q And that was during the mediation 19 process in July, correct? 20 A That was the first one. 21 MS. VASQUEZ: Objection. Leading. 22 THE COURT: Sustain the leading.</p>	<p>5367</p> <p>1 MS. VASQUEZ: So we are now redirect. 2 THE COURT: Right. 3 MS. VASQUEZ: This is something that 4 was never produced. And if it was produced, it 5 was produced part of a late production and past 6 discovery cutoff. 7 MS. BREDEHOFT: So it was produced by 8 Mr. Depp. It was used in the U.K. trial. 9 Mr. Depp produced it as a black-and-white in this 10 case. This came out in color, it's true, through 11 the -- through Mr. Young's view, but it's not 12 responsive to any document request that they've 13 asked for. 14 THE COURT: I'm going to sustain the 15 objection. 16 MS. VASQUEZ: Thank you, Your Honor. 17 (Open court.) 18 BY MS. BREDEHOFT: 19 Q Could you tell the jury what the 20 coaster was that he slipped into your pocket, what 21 it said? 22 A Said, "I'll love you forever, my Slim,</p>

<p>5368</p> <p>1 dead or alive." 2 Q And what, if anything, did it have in 3 addition? 4 A His new phone number. 5 Q And to be -- just so we're clear, on 6 how many occasions in that second mediation did 7 Mr. Depp look you in the eye? 8 A Many. 9 Q Okay. And when Ms. Vasquez asked you 10 if you knew why Mr. Depp couldn't or wouldn't look 11 you in the eye here or in the U.K., you said yes, 12 you know. 13 Why? Please tell the jury why. 14 A Because he's guilty. He knows he's 15 lying. Otherwise, why can't he look at me? I 16 survived. I survived that man, and I'm here and 17 I'm able to look at him. 18 Q Thank you. 19 You were asked about a bruise that was 20 on your arm from March 15, 2013. 21 Do you recall how long before the 22 picture you had sustained that bruise?</p>	<p>5370</p> <p>1 THE COURT: Sustained. 2 MS. BREDEHOFT: All right. 3 Q Who did you tell about the abuse during 4 the time it was happening? 5 MS. VASQUEZ: Objection, Your Honor. 6 Leading. 7 MS. BREDEHOFT: Not offered -- 8 MS. VASQUEZ: And hearsay. 9 THE COURT: Sustained. 10 MS. BREDEHOFT: Your Honor, it's prior 11 consistent statements. 12 THE COURT: But it's leading. It's 13 sustained. 14 Next question. 15 MS. BREDEHOFT: Okay. 16 Q What, if anything, did you tell to 17 anyone about the abuse? 18 MS. VASQUEZ: Objection, Your Honor. 19 Hearsay. 20 THE COURT: I'll sustain the objection. 21 MS. BREDEHOFT: Your Honor, may I 22 approach, Your Honor?</p>
<p>5369</p> <p>1 A I do. 2 Q How long. 3 A Two weeks. 4 Q You were asked a number of times by 5 Ms. Vasquez if you took pictures from your 6 incidents earlier in the relationship. 7 A Yes. 8 Q Why didn't you? 9 A It was something I started doing only 10 kind of incidentally. You know, I was commenting 11 to my best friend. I was looking for support from 12 my mom, things like that. You know, there was -- 13 I'm ashamed to say -- never a thought that this 14 would happen. I mean, not until December and my 15 best friend taking pictures of me to capture it, 16 did that even -- that wasn't even a thing. 17 Q It has been suggested by Ms. Vasquez to 18 you in your questions that you didn't tell anyone 19 about the abuse until the TRO; is that true? 20 MS. VASQUEZ: Objection, Your Honor. 21 Leading. 22 MS. BREDEHOFT: All right.</p>	<p>5371</p> <p>1 THE COURT: That's fine. 2 (Sidebar.) 3 THE COURT: You don't have forever to 4 do that. I mean, there has to be a timeline 5 you're trying to talk about. 6 MS. BREDEHOFT: Actually, Your Honor, 7 there's two different ways I think it comes on 8 prior consistent statement, Your Honor. I 9 submitted this brief earlier to Your Honor. 10 THE COURT: I've seen it. 11 MS. BREDEHOFT: So there are two parts 12 to this one, and one part of this is just the 13 prior consistent statements on specifics, and I 14 will have some on that. But the second is the 15 offer to rebuff allegations of recent fabrication 16 before litigation arose, and that's Virginia court 17 -- Supreme Court Rule 2:801(d)(2)(B). And the 18 Virginia Supreme Court has further defined this 19 principle -- and I'm citing Faison here -- "Where 20 a witness has been assailed on the ground that the 21 story is a recent fabrication, or that they have 22 has some motive to testifying falsely, proof that</p>

<p style="text-align: right;">5372</p> <p>1 they gave a similar account of the transaction 2 when the motive did not exist, before the effect 3 of such an account could be foreseen or motives of 4 interest would have induced a different statement, 5 is admissible." And that's Faison and they're 6 also citing Gramsey Duncum (phonetic). 7 In this instance, they're clearly 8 suggesting that she's made this up for the TRO and 9 that it was never there before. She didn't tell 10 anybody. It didn't exist, and I think that brings 11 in -- 12 MS. VASQUEZ: That's not what we're 13 saying. 14 MS. BREDEHOFT: -- all of the 15 statements, Your Honor. 16 THE COURT: I'll sustain the objection. 17 MS. BREDEHOFT: Your Honor, just so I 18 make a complete record on that, I'm removing the 19 admission of the exhibit that I tried to put in 20 last Wednesday and Thursday that were for hearsay 21 because they're prior consistent statements. I 22 just want to put my record on, Your Honor.</p>	<p style="text-align: right;">5374</p> <p>1 can we approach? This is, again-- 2 (Sidebar.) 3 MS. VASQUEZ: Your Honor, she's making 4 arguments in front of the jury. 5 THE COURT: I understand. 6 MS. VASQUEZ: And it's just 7 inappropriate. I mean, you said at the outset of 8 the trial, speaking objections are not to be 9 permitted, just one-word objections, legal 10 objections. 11 THE COURT: Okay. So -- 12 MS. BREDEHOFT: So, Your Honor, I think 13 it's been suggested that she made these up. I 14 think she should at least be -- 15 THE COURT: Right. She said ten 16 people. So why do we need the names of the 17 people? 18 MS. BREDEHOFT: Okay. 19 THE COURT: I'll sustain the objection. 20 MS. VASQUEZ: Thank you, Your Honor. 21 MS. BREDEHOFT: Okay. 22 (Open court.)</p>
<p style="text-align: right;">5373</p> <p>1 THE COURT: Okay. That's fine. But 2 it's not prior consistent statements, so I'll 3 sustain the objection. 4 MS. VASQUEZ: Thank you, Your Honor. 5 (Open court.) 6 BY MS. BREDEHOFT: 7 Q Ms. Heard, how many people have you 8 shared the fact of abuse prior to 2015? 9 MS. VASQUEZ: Objection, Your Honor. 10 Leading. Calls for hearsay. 11 MS. BREDEHOFT: How many. How many. 12 THE COURT: Overruled. 13 A Roughly, about ten. 14 Q Okay. Can you name them? 15 A Yes. 16 MS. VASQUEZ: Objection, Your Honor. 17 Hearsay. 18 MS. BREDEHOFT: I think she can -- it's 19 not offered -- it's just to show that she had -- 20 that she informed people before. There are 21 suggestions -- 22 MS. VASQUEZ: Objection, Your Honor,</p>	<p style="text-align: right;">5375</p> <p>1 BY MS. BREDEHOFT: 2 Q Now, you were asked whether you had 3 consulted a medical doctor about any problems with 4 your nose, correct? 5 A That's correct. 6 Q And you indicated that you in fact had 7 after the divorce, correct? 8 MS. VASQUEZ: Objection. Leading. 9 Q Did you or did you not consult an ENT 10 after the divorce? 11 A I did. 12 MS. VASQUEZ: Objection. Leading. 13 Q Did you produce medical records to the 14 defendants [sic] relating to this? 15 A I did. 16 MS. VASQUEZ: Objection. Leading. 17 THE COURT: I'll sustain the objection 18 as to leading. Next question. 19 MS. VASQUEZ: Thank you. And, Your 20 Honor, if we could -- the witness could be 21 instructed not to answer until I've lodged my 22 objection.</p>

5376	1 THE COURT: All right. Wait for the 2 objection, please. 3 MS. BREDEHOFT: Could we bring up 4 Defendant's Exhibit 1077. 5 Q Do you recognize this document? 6 A My screen is black. 7 THE COURT: Oh, sorry. There you go. 8 A Yes, I do. 9 Q And could you tell us what it is? 10 A That's what my ENT, the ears, nose, and 11 throat doctor told me was – 12 MS. VASQUEZ: Objection, Your Honor. 13 Hearsay. 14 THE COURT: All right. I'll -- when 15 there's an objection, please stop talking. 16 THE WITNESS: Sorry. 17 THE COURT: Thank you. All right. 18 I'll sustain the objection as to hearsay. 19 MS. BREDEHOFT: Okay. 20 Q What, if any -- you were asked if you 21 had -- it was suggested that you had not produced 22 this in discovery; is that true or false?	5378	1 Next question. 2 Q And do you -- what, if anything, did 3 you produce to the plaintiff in connection with 4 your consultation with an ENT specialist relating 5 to your nose? 6 MS. VASQUEZ: Objection. Leading. 7 THE COURT: Sustained. 8 MS. BREDEHOFT: I said, "What, if 9 anything." 10 MS. VASQUEZ: Foundation. Hearsay. 11 THE COURT: "What, if any?" It's not 12 the cure-all. It's sustained. 13 Q When did you see an ENT specialist? 14 A 2017 or 2016 or '17. 15 Q And as a result of that consultation, 16 what did you learn about your nose? 17 MS. VASQUEZ: Objection, Your Honor. 18 Hearsay. 19 MS. BREDEHOFT: I'm not asking her to 20 tell what they said. 21 THE COURT: I'll sustain the objection. 22 Q What, if any, production did you make
5377	1 MS. VASQUEZ: Objection, Your Honor. 2 Leading. 3 MS. BREDEHOFT: Your Honor, she 4 absolutely did that. 5 THE COURT: It's leading. It is a 6 leading question, though. I'll sustain the 7 objection as to leading. 8 Q What, if anything, did you do to 9 produce medical records to the defendant -- to the 10 plaintiff in this case? 11 A I turned over all of my devices, and 12 they had a -- the -- Johnny's team had a third 13 party, or someone they selected as a third party, 14 go and pull all relevant documents from those 15 devices, which I handed over. 16 Q Do you know how many were handed over? 17 A Hundreds of thousands, I believe. 18 Maybe -- maybe more. 19 MS. VASQUEZ: Objection, Your Honor. 20 Lack of foundation. 21 THE COURT: All right. I'll sustain 22 the objection.	5379	1 to the plaintiffs of your medical records with the 2 ENT? 3 MS. VASQUEZ: Objection, Your Honor. 4 Lack of foundation. 5 THE COURT: If you want to, lay a 6 foundation. 7 Q Do you know whether the records, 8 medical records, from your ENT were produced in 9 discovery? 10 MS. VASQUEZ: Objection, Your Honor. 11 Lack of foundation. Calls for speculation. 12 MS. BREDEHOFT: I'm just asking -- 13 THE COURT: I'll overrule if she knows. 14 MS. BREDEHOFT: Thank you. 15 A Yes. 16 Q And do you recall -- 17 MS. BREDEHOFT: I'm trying. I'm 18 trying. 19 Q What, if anything, did the medical 20 records reflect about your nose? 21 MS. VASQUEZ: Objection, Your Honor. 22 Hearsay.

5380	1 THE COURT: I'll sustain the objection. 2 Q Do you have injuries to your nose? 3 A Yes. 4 Q Please describe those to the jury. 5 A I have scar tissue. 6 MS. VASQUEZ: I'm going to object to 7 the extent it calls for hearsay and lack of 8 foundation. 9 THE COURT: Overruled. 10 MS. VASQUEZ: And improper expert 11 opinion. 12 MS. BREDEHOFT: She can certainly 13 testify to -- 14 THE COURT: We'll see where it goes. 15 Go ahead. 16 MS. BREDEHOFT: Okay. 17 Q Go ahead. 18 A I have a significant amount of scar 19 tissue in my nose. 20 MS. VASQUEZ: Objection, Your Honor. 21 THE COURT: I'll sustain the objection. 22 Q What, if any, difficulty do you have	5382	1 MS. BREDEHOFT: Okay. 2 Q Did you report -- what, if anything, 3 did you report to Erin Falati about the abuse you 4 sustained on 12/15/2015? 5 MS. VASQUEZ: Objection. Leading and 6 hearsay. 7 THE COURT: Approach. 8 (Sidebar.) 9 THE COURT: You just can't put "what, 10 if any," and... 11 MS. BREDEHOFT: I can't hear you. 12 THE COURT: You can't put "what, if 13 any," in front of a whole statement and say you're 14 directing her directly to that. There are ways to 15 ask the question. You just can't ask it in those 16 ways. 17 MS. BREDEHOFT: So if I'm going to -- 18 Your Honor, I would like to do a preview. 19 THE COURT: Sure. 20 MS. BREDEHOFT: There is notes from 21 Erin Falati's records that were excluded from 22 12/16.
5381	1 breathing? 2 MS. VASQUEZ: Objection. Leading. 3 MS. BREDEHOFT: "What, if anything," 4 and that does cure it, Your Honor. 5 THE COURT: It doesn't. But I'll 6 overrule the objection. 7 MS. BREDEHOFT: Thank you. 8 Q Do you remember the question? 9 A I have a significant amount of trouble 10 breathing at night, and I've been putting off 11 having surgery for it. 12 Q Okay. Now, you were asked about 13 December 15, 2015, and Ms. Vasquez suggested that 14 you did not report the abuse or the injuries to 15 Erin Falati. 16 Do you recall that -- 17 MS. VASQUEZ: Objection, Your Honor. 18 Leading. 19 MS. BREDEHOFT: Your Honor, I'm 20 entitled to go into what Ms. Vasquez asked. 21 THE COURT: Objection is to leading. 22 I'll sustain the objection.	5383	1 THE COURT: Okay. 2 MS. BREDEHOFT: Ms. Vasquez read from 3 12/17. 4 THE COURT: Okay. 5 MS. BREDEHOFT: I'm going to, now, 6 bring in 12/16, prior consistent statement, 7 because she was impeached with 12/17 from the 8 hotel about the injuries to Erin Falati. 9 In fact, Erin Falati documented the day 10 before that "Client states JD was inebriated. 11 Client states disagreement escalated and states 12 husband (indiscernible) abuse (indiscernible) to 13 head. Client denies loss of consciousness, 14 (indiscernible) headache and closed eye. I would 15 encourage client to notify Dr. Kipper and then go 16 to emergency room. Client declines, states friend 17 Rocky was here and that husband will not be able 18 to enter the home." This is a direct, a direct 19 response to -- this is a prior consistent 20 statement, Your Honor. Ms. Vasquez asked her 21 about 12/17, which is in evidence -- 22 THE COURT: Right.

<p>5384</p> <p>1 MS. BREDEHOFT: -- and suggested that 2 she didn't tell her about it. Then she went and 3 got -- that Dr. Kipper wrote and suggested that 4 she didn't tell him about the incident. So she's 5 suggesting she falsified the incident. This is a 6 prior consistent statement to Nurse Falati. So I 7 am going to be -- 8 MS. VASQUEZ: Your Honor, it's hearsay. 9 It's hearsay. 10 THE COURT: Well, she's saying she's 11 not using it for -- she says exception to hearsay 12 is a prior consistent statement. 13 MS. BREDEHOFT: Correct. 14 MS. VASQUEZ: But it's still double 15 hearsay, Your Honor, because it's not Ms. Heard's 16 statement. It's Ms. Heard's statement allegedly 17 to a nurse, and it's recorded on a document. 18 That's double hearsay. That's still double 19 hearsay. The nurse isn't testifying to that. 20 MS. BREDEHOFT: That's the whole point 21 of having an exception to hearsay. 22 MS. VASQUEZ: No. You still can't get</p>	<p>5386</p> <p>1 records. 2 MS. VASQUEZ: You have to get over the 3 hearsay. 4 MS. BREDEHOFT: It's not hearsay. 5 THE COURT: Anyways where we're at. 6 MS. VASQUEZ: Correct. She's trying to 7 offer it. 8 MS. BREDEHOFT: It's specifically 9 intended to impeach her and suggest that she did 10 not tell Erin Falati about the injury. And she 11 brought up the 12/17 note, which is in evidence. 12 MS. VASQUEZ: I did not. 13 THE COURT: All right. This is what 14 I'm going to do. I'm not going to allow this into 15 evidence because it is double hearsay. But 16 because it is a prior consistent statement, if you 17 want to ask her, "Did you tell -- on 12/16, did 18 you tell the nurse about your injuries?" I'm going 19 to allow that because that would be a prior 20 consistent statement, but I'm not going to allow 21 the notes in. Okay. Does that make sense? 22 MS. BREDEHOFT: It's just I know the</p>
<p>5385</p> <p>1 over -- 2 THE COURT: I understand. I see what 3 you're saying. 4 MS. VASQUEZ: And you need an 5 exception -- 6 MS. BREDEHOFT: And there's a medical 7 records exception. 8 MS. VASQUEZ: No, there isn't. 9 THE COURT: Who is CT? 10 MS. BREDEHOFT: Client. 11 THE COURT: Client, okay. 12 MS. VASQUEZ: By the way, my question 13 wasn't "What injuries did you tell Erin Falati 14 about?" which would have elicited that testimony, 15 perhaps, but you still have to get over the two 16 levels of hearsay, and she doesn't have an 17 exception for the two layers of hearsay. 18 MS. BREDEHOFT: I don't agree. A prior 19 inconsistent statement is an exception to the 20 hearsay rule, and so is the medical record. 21 THE COURT: But medical record, you 22 still have to get over the hearsay in the medical</p>	<p>5387</p> <p>1 jury doesn't get to see that. And they see the 2 12/17, and they're misled -- 3 THE COURT: But you have a hearsay 4 issue inside of that. I'm allowing you to ask the 5 question for prior inconsistent statement because 6 I think that's appropriate, okay? 7 MS. VASQUEZ: Just what -- and not 8 reading in? 9 THE COURT: And not reading in the 10 note, just an open-ended question "What did you 11 ask her?" 12 MS. BREDEHOFT: And then I also have 13 text message exchanges between Erin Falati and 14 Amber Heard on 12/16 about this. This is 15 Defendant's Exhibit 535, Your Honor, and for the 16 record, what I want to move in is Plaintiff's 46A 17 to add in the 12/16/15 -- 18 THE COURT: Which part are you saying 19 is a prior consistent statement here? 20 MS. BREDEHOFT: She's telling her about 21 the headache, and it goes through, and then she 22 finds her -- I think the third page, Your Honor,</p>

5388	1 is an exception. 2 THE COURT: Show me the prior 3 consistent statement. 4 MS. VASQUEZ: Your Honor, I'm going to 5 just object that none of this should be admitted. 6 THE COURT: Well, the prior consistent 7 statement. 8 MS. VASQUEZ: Prior -- 9 THE COURT: Go ahead. 10 MS. VASQUEZ: Prior consistent 11 statements cannot be admitted into evidence 12 because they're used to rehabilitate the witness. 13 THE COURT: Right. 14 MS. VASQUEZ: But it cannot be admitted 15 into evidence. 16 THE COURT: Right. So you can ask her 17 the question. I'm not going to allow the 18 documents. 19 MS. VASQUEZ: They have to be 20 open-ended, and they can't be quoting. It's 21 hearsay. 22 THE COURT: You can't quote the text.	5390	1 BY MS. BREDEHOFT: 2 Q Did you tell Nurse Falati on 12/16/2015 3 about the injuries you sustained from the 4 12/15/2015 attack? 5 A I did. I believe I sent her pictures 6 too. 7 Q Okay. And did you text with Nurse 8 Falati on 12/16/2015 about the injuries that you 9 had suffered as a result of Mr. Depp's attack on 10 you on 12/15? 11 A Yes. She guided me through a 12 concussion check. 13 Q And did you tell Connell Cowan about 14 the injuries you sustained? 15 MS. VASQUEZ: Objection, Your Honor. 16 Hearsay. 17 MS. BREDEHOFT: It's prior consistent 18 statements, Your Honor. 19 THE COURT: All right. I'm going to 20 sustain the objection at this point. 21 Next question. 22 Q Do you recall Dr. Laurel Anderson
5389	1 You can't quote the notes. Just say, you know, 2 "On 12/16, did you report to the nurse any 3 injuries?" Does that sound okay? 4 MS. VASQUEZ: That's fine, Your Honor. 5 And I, just for the record, Your Honor -- 6 MS. BREDEHOFT: "And did you text with 7 Nurse" -- 8 THE COURT: "And did you text her about 9 your injuries?" But that's it, okay? 10 MS. BREDEHOFT: All right. 11 MS. VASQUEZ: And just for the record, 12 Your Honor -- 13 THE COURT: Okay. 14 MS. VASQUEZ: -- I didn't impeach her 15 on this incident. I asked her if she had any 16 injuries. 17 THE COURT: We're not going 18 impeachment, just prior consistent statement. 19 That's fine. 20 MS. VASQUEZ: Okay. Thank you. 21 (Open court.) 22	5391	1 testifying that she saw two black eyes on 12/17? 2 MS. VASQUEZ: Objection, Your Honor. 3 Leading. 4 THE COURT: Sustain as to leading. 5 MS. BREDEHOFT: Okay. 6 Q What, if anything, do you recall from 7 Laurel Anderson's testimony in this case about 8 what she observed on 12/17/2015? 9 MS. VASQUEZ: Objection, Your Honor. 10 This is outside the scope of cross-examination. 11 MS. BREDEHOFT: It's prior consistent 12 statement. 13 THE COURT: I'm going to sustain the 14 objection. 15 MS. BREDEHOFT: The observations from 16 the 12/17. 17 THE COURT: Sustain the objection. 18 Next question. 19 MS. BREDEHOFT: May I approach? 20 THE COURT: Okay. 21 (Sidebar.) 22 MS. VASQUEZ: They've been --

<p>5392</p> <p>1 THE COURT: Prior consistent statements 2 can't be testimony that's in evidence. That's not 3 how it works. 4 MS. BREDEHOFT: They brought in 5 Dr. Kipper notes from 12/17 alleging that she 6 didn't say anything about it, and 12/17 she's 7 appearing in front of Laurel Anderson. 8 THE COURT: Again, prior consistent 9 statements can be permitted. You're asking about 10 testimony that's not her consistent statement. 11 MS. BREDEHOFT: Ms. Vasquez got to talk 12 about it. 13 THE COURT: That's not prior consistent 14 statements, though. I'm going to sustain the 15 objection. You can move on. 16 (Open court.) 17 BY MS. BREDEHOFT: 18 Q When, in December, did you see 19 Dr. Laurel Anderson? 20 MS. VASQUEZ: Objection. Lack of 21 foundation. 22 THE COURT: Overruled.</p>	<p>5394</p> <p>1 kneeling on your back in East Asia? 2 A In the closet of the hotel room in 3 Tokyo, I said that because it happened to me. And 4 it would have been much more convenient, if I was 5 making it up, to not include that detail, knowing 6 I had a backless dress and I walked the press line 7 and got photographed. 8 Q Now, we've heard testimony about 9 Mr. Depp making a total of 65 million in 2015 and 10 2016 from his experts. 11 MS. VASQUEZ: Objection, Your Honor. 12 Q Why would -- 13 MS. VASQUEZ: Leading. 14 MS. BREDEHOFT: I haven't asked a 15 question, Your Honor. 16 MS. VASQUEZ: Hearsay. 17 Q Why did you not ask for 32.5 million 18 from Mr. Depp? 19 MS. VASQUEZ: Your Honor, leading. 20 MS. BREDEHOFT: I said, "Why did you 21 not ask?" 22 MS. VASQUEZ: Relevance.</p>
<p>5393</p> <p>1 A I saw her two days after the attack. 2 Q So on what day did you see her, then? 3 A That would have been the 17th of 4 December of 2016 when I told her what happened. 5 MS. VASQUEZ: Objection, Your Honor. 6 Hearsay. 7 THE COURT: I'll sustain the objection. 8 Q And when did you see Dr. Connell Cowan? 9 A I saw him the next day, December 16th, 10 is my best recollection. 11 Q Let's jump to East Asia for a moment. 12 We saw a number of pictures from the backless 13 dress. 14 What, if any, motivation would you have 15 to claim that Mr. Depp was kneeling on your back, 16 knowing you had a backless dress? 17 MS. VASQUEZ: Objection, Your Honor. 18 Leading. Calls for speculation. 19 THE COURT: As to leading, I'll sustain 20 the objection. 21 MS. BREDEHOFT: Okay. 22 Q Why did you say that Mr. Depp was</p>	<p>5395</p> <p>1 THE COURT: Sustain the objection to 2 leading. 3 Next question. 4 Q Can I just ask why did you not ask for 5 32.5 million from Mr. Depp? 6 MS. VASQUEZ: Asked and answered. 7 Relevance. 8 THE COURT: Overruled. Go ahead. 9 A Because I didn't want it. I realized 10 that that's what I was entitled to, but I didn't 11 want it. That simple. 12 Q The tape recording that was played that 13 has you laughing quite a bit, can you tell the 14 jury what the context of that particular tape 15 recording was? 16 A I don't really recall a whole lot about 17 what was going on. I know we had been fighting 18 kind of ad nauseam in this sort of loop, if you 19 will, and I'm doing my best to not show my pain. 20 That's what I was trying to do. I was trying to 21 be tough and not show what kind of pain I was in. 22 Q Now, Ms. Vasquez asked you about how</p>

<p>5396</p> <p>1 you got your role in Aquaman. Could you please 2 describe to the jury how you got your role in 3 Aquaman? 4 A Yes. I auditioned, not Johnny. I 5 auditioned. I worked really hard, and I went 6 to – where we were filming the first movie, 7 Justice League, I went, I think, five or – five 8 and a half months earlier before filming 9 commenced, when I heard that they wanted to fire 10 me, and so I put myself in the job – 11 MS. VASQUEZ: Objection, Your Honor. 12 Hearsay. 13 THE COURT: Sustained. 14 A I worked really hard. I worked really 15 hard on that. And had to prove myself, and I did 16 that for – even though I was only filming for six 17 days, I was there for six months, just worked my 18 butt off. That's why. 19 Q What, if any, role did Mr. Depp play in 20 your getting Aquaman? 21 A He tried to have me fired from it. 22 MS. VASQUEZ: Objection, Your Honor.</p>	<p>5398</p> <p>1 meaning I was leaving or arriving to the building, 2 I saw him at a distance. We did not have an 3 in-depth conversation, nor would we. And I told 4 him, actually, right after it happened, what his 5 friend had done. 6 MS. VASQUEZ: Objection, Your Honor. 7 Hearsay. 8 MS. BREDEHOFT: I don't think it's 9 offered to prove the truth of the matter asserted. 10 THE COURT: I'll sustain the objection. 11 Next question. 12 MS. BREDEHOFT: Okay. 13 Q Stay away from what was said. Can you 14 just tell us what interaction you had with him and 15 his opportunity to observe you with absolutely no 16 makeup? 17 MS. VASQUEZ: Objection, Your Honor. 18 Leading. 19 THE COURT: Sustain the objection. 20 It's leading. 21 Q Please describe for the jury your 22 interaction with Isaac Baruch during the week of</p>
<p>5397</p> <p>1 Speculation. 2 THE COURT: All right. I'll sustain as 3 to speculation. 4 Q How do you know that he tried to have 5 you fired? 6 MS. VASQUEZ: Objection, Your Honor. 7 Calls for speculation and hearsay. And lack of 8 foundation. 9 MS. BREDEHOFT: I'm trying to lay a 10 foundation. 11 THE COURT: All right. Lay a 12 foundation. 13 A I saw it. I saw the emails. I saw the 14 texts. 15 THE COURT: I'll sustain the objection 16 as to hearsay. 17 Next question. 18 Q You were asked about Isaac Baruch and 19 that he saw no marks. What is your recollection 20 of your interaction with Isaac Baruch during the 21 week of May 22nd? 22 A I saw Isaac when I was coming or going,</p>	<p>5399</p> <p>1 May 22nd. 2 A Well, not only did I have makeup on, 3 but I did attempt to kind of let him know what 4 happened. 5 MS. VASQUEZ: Objection, Your Honor. 6 Hearsay. 7 THE COURT: I'll sustain the objection. 8 Next question. 9 Q You were asked some questions about 10 Officer Melissa Saenz's testimony. What, if 11 anything do you recall relating to Officer Melissa 12 Saenz's testimony relating to your injuries? 13 MS. VASQUEZ: Objection, Your Honor. 14 Hearsay. 15 MS. BREDEHOFT: Your Honor said I could 16 redirect after the cross-examination when she -- 17 THE COURT: Do you want to approach? 18 (Sidebar.) 19 THE COURT: You can redirect, but not 20 hearsay. I mean -- 21 MS. VASQUEZ: Hearsay and leading. 22 MS. BREDEHOFT: Your Honor, it's</p>

<p style="text-align: right;">5400</p> <p>1 patently not fair for them to cross-examine and 2 then Your Honor say, "That's for redirect," and I 3 said -- you know, she's answering these questions, 4 and she's answering what Melissa Saenz -- you 5 know, she's testifying to what -- this is 6 Ms. Vasquez's testifying to what these people 7 testifying to and asking them questions. I object 8 to that because I think that's not the proper way 9 to do it. Your Honor says, "That's for redirect." 10 Now I'm trying to redirect. 11 THE COURT: You still can't redirect 12 with hearsay. 13 MS. VASQUEZ: Or leading. 14 THE COURT: Or leading. I'm not sure 15 from that question exactly -- I mean, are you 16 trying to get to what her testimony was when she 17 testified? Because that's what she was talking 18 about was the testimony. The in-court statement 19 that she made for a deposition that was played as 20 a witness, is that what you're trying to get to? 21 MS. BREDEHOFT: Yes. 22 THE COURT: That's not what you asked.</p>	<p style="text-align: right;">5402</p> <p>1 damage, but I walked with her over broken glass. 2 So I'm -- I don't know why she's saying that. 3 Q Okay. What, if any, interactions did 4 you have with Alejandro Romero during the week of 5 May 22? 6 A I spoke to him briefly. 7 MS. VASQUEZ: Objection, Your Honor, to 8 the extent it calls for hearsay. 9 THE COURT: Overruled at this point. 10 You spoke to him. 11 A I spoke to him briefly in passing as I 12 was entering, maybe when I was exiting the 13 building. But always when I was on my way out or 14 in from being outside, meaning, makeup. I had 15 makeup on always, as I do. 16 Q Why did James Franco visit you the 17 evening of 5/22/2016? 18 MS. VASQUEZ: Objection. Calls for 19 speculation. 20 Q Do you know? 21 A Yes. 22 Q Please tell us.</p>
<p style="text-align: right;">5401</p> <p>1 MS. BREDEHOFT: Okay. All right. But 2 it's not hearsay if it's an in-court statement, so 3 I can ask that because -- 4 THE COURT: You're talking about her 5 testimony, if she knows what her testimony was. 6 MS. VASQUEZ: But you still can't lead 7 the witness. 8 THE COURT: But you still can't lead. 9 MS. BREDEHOFT: Okay. Thank you. 10 THE COURT: Thank you. 11 (Open court.) 12 BY MS. BREDEHOFT: 13 Q What, if anything, do you recall of 14 Officer Saenz's testimony in this case relating to 15 your injuries and the property destruction? 16 A I recall her saying that she didn't 17 feel that my -- that state I was in was enough of 18 an injury to her. It wasn't injury-seeming to 19 her. 20 Q Okay. And what about the property 21 damage? 22 A She claims she did not see any property</p>	<p style="text-align: right;">5403</p> <p>1 A Because he was my friend, and he lived 2 next door, quite literally lived next door. And I 3 had frankly exhausted my support network with my 4 usual friends and was happy to welcome as much 5 friendship at that time as I could possibly get. 6 Q Now, the video showed him laying his 7 head on your shoulder. Can you describe for the 8 jury what the interaction was -- without saying 9 what was said, what the interaction was that led 10 to that? 11 A He, after seeing my face, put his head 12 on my shoulder. 13 MS. VASQUEZ: Objection, Your Honor. 14 Calls for speculation. 15 MS. BREDEHOFT: That doesn't call for 16 speculation. If she sees that he sees her -- 17 A He touched the side of my face too. 18 THE COURT: I'm going to sustain the 19 objection. 20 MS. VASQUEZ: Again, Your Honor, if you 21 could instruct the witness... 22 THE COURT: If you could, wait for the</p>

<p style="text-align: right;">5404</p> <p>1 objection, please. All right. 2 Next question. 3 Q What did Mr. Franco do on the elevator 4 before laying his head on your shoulder? 5 A He touched the side of my face and 6 responded to what he saw. 7 Q We talked about the -- you were shown a 8 bunch of newspaper headlines, and there was one in 9 particular referring to sexual violence. What, if 10 anything, did Mr. Waldman do to you relating to 11 that article? 12 MS. VASQUEZ: Objection, Your Honor. 13 Lack of foundation. Calls for speculation. 14 MS. BREDEHOFT: What did he do to her? 15 MS. VASQUEZ: Unintelligible. I don't 16 understand the question. 17 THE COURT: Overruled. We'll see where 18 it goes. 19 A He was carrying the paper that had that 20 headline on it that he leaked and threw it at me 21 at the U.K. trial. We were unfortunately sat kind 22 of -- actually literally next to one another with</p>	<p style="text-align: right;">5406</p> <p>1 THE COURT: All right. Ma'am, you can 2 have a seat next to your attorney, okay? You can 3 go have a seat next to her. That's fine. 4 All right. Ladies and gentlemen, let's 5 go ahead and take our afternoon recess, then, for 6 15 minutes. Do not discuss the case with anybody, 7 and don't do any outside research, okay? 8 (Whereupon, the jury exited the 9 courtroom and the following proceedings took 10 place.) 11 THE COURT: All right. Is your next 12 witness a live witness, remote witness, or 13 deposition? 14 MS. BREDEHOFT: It will be by 15 deposition, Your Honor. 16 THE COURT: Deposition, all right. So 17 we'll get the TV set up for that, and let's just 18 come back, then, at 3:30, okay? 19 MS. VASQUEZ: Thank you, Your Honor. 20 THE COURT: All right. Thank you. 21 THE BAILIFF: All rise. 22 (Recess taken from 3:15 p.m. to</p>
<p style="text-align: right;">5405</p> <p>1 COVID spacing in between us, and he threw the 2 paper down at me as he sat down with that on the 3 cover. 4 Q And where was that? 5 A In the U.K., at the U.K. trial. 6 MS. VASQUEZ: Objection, Your Honor. 7 This is beyond the scope. 8 MS. BREDEHOFT: That's not beyond the 9 scope. 10 THE COURT: Overruled. 11 MS. BREDEHOFT: Thank you. 12 Q Why did you tweet about the makeup and 13 Mr. Waldman? 14 A Because he was calling me a liar and a 15 hoaxer and that this was an elaborate hoax just to 16 get Johnny. 17 MS. VASQUEZ: Objection, Your Honor. 18 Hearsay. 19 THE COURT: I'll sustain the objection. 20 Next question. Next question. 21 MS. BREDEHOFT: Okay. I don't have any 22 more questions, Your Honor. I think we're done.</p>	<p style="text-align: right;">5407</p> <p>1 3:30 p.m.) 2 THE BAILIFF: All rise. Please be 3 seated and come to order. 4 THE COURT: Thank you. All right. 5 Just before the jury comes out, for the motion to 6 strike, I had taken Count I under advisement. Now 7 that we have Plaintiff's 3 in evidence and we've 8 had the testimony from the defendant, at this 9 point I do find that there's evidence in the 10 tweet -- I know that the tweet, Plaintiff's 3, is 11 a retweet or tweet that has a hyperlink of the 12 online op-ed in it, and I know that a mere 13 hyperlink without more cannot constitute 14 republication. 15 However, here, when there's additional 16 content, that could constitute republication in 17 this matter, so there is evidence of ownership and 18 additional content that the jury could find 19 constitute republication. That is a factual 20 question that does survive a motion to strike; 21 therefore, the motion to strike is denied as to 22 Count I.</p>

<p style="text-align: right;">5408</p> <p>1 MR. CHEW: Thank you, Your Honor. 2 THE COURT: All right. Thank you. 3 Okay. Are we ready for the jury? 4 MS. BREDEHOFT: Yes, Your Honor. 5 THE COURT: All right. 6 (Whereupon, the jury entered the 7 courtroom and the following proceedings took 8 place.) 9 THE COURT: All right. Thank you. You 10 may be seated. 11 All right. Your next witness. 12 MS. BREDEHOFT: Your Honor, our next 13 witness is Mr. iO Tillett Wright, and it starts 14 with counsel for Mr. Depp asking questions and 15 then will switch over to me. 16 THE COURT: All right. Thank you. 17 iO TILLET WRIGHT, 18 Being first duly sworn, was examined 19 and testified as follows: 20 21 22</p>	<p style="text-align: right;">5410</p> <p>1 A I was a photographer, and I worked for 2 the New York Times, I think. I don't recall 3 exactly everything. 4 Q In 2011 you were both a photographer 5 and separately worked for the New York Times as a 6 freelancer? 7 A I worked for the New York Times as a 8 journalist and photographer. 9 Q And what is your profession today? 10 A I'm a writer and a producer. 11 Q And between 2011 and through the 12 present, have you had any other professions other 13 than photographer, writer, or producer? 14 A Yes. 15 Q And what are those? 16 A I've hosted a television show or two. 17 I made some podcasts. I wrote two other books, or 18 two books, three books. Three books, I've written 19 three books. A number of things. I don't know. 20 There are more things that I -- yeah, I've always 21 been a multi-hyphenated person. 22 To the best of my recollection, we</p>
<p style="text-align: right;">5409</p> <p>1 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 2 COUNTERCLAIM DEFENDANT 3 BY MR. PRESIADO: 4 Q Good morning again. Have you had any 5 communications with Ms. Heard at all, in text or 6 emails or otherwise, in connection with your 7 preparation for this deposition? 8 A No. 9 Q When's the last time you spoke to her? 10 A April of last year, April or May. 11 Almost a year ago. 12 Q Mr. Wright, when did you first meet 13 Ms. Heard? 14 A I met Amber in the end of 2011. 15 Q And where did you meet her? 16 A In Los Angeles. 17 Q What were the circumstances of the 18 meeting? 19 A A friend was introducing us to each 20 other so that I could photograph her for a large 21 portrait series that I was doing at the time. 22 Q What was your profession in 2011?</p>	<p style="text-align: right;">5411</p> <p>1 initially met at a mutual friend's house, which I 2 think I already stated. That friend is also an 3 actor and had met Amber at the children's hospital 4 while they were both volunteering and knew that 5 Amber had done quite a bit of LGBT activism and 6 mentioned my project to her and then invited her 7 over to -- the other friend invited Amber to her 8 house so that we could all meet. And Amber and I 9 discovered that we liked the same books, and we 10 liked psychology and just, you know, laughed and 11 had fun that night. 12 And then I asked her if she would 13 participate in the photo project, I think, or 14 somebody did, and she said yes. A couple of days 15 later, I went to the house that she was staying 16 at, and I photographed her for the project. And 17 then, thereafter, I went back to New York where I 18 lived, and I remember her texting me and saying 19 that she was shooting a movie in New York and did 20 I want to get lunch. So we got lunch, and we 21 became friends. 22 Q Okay. Please walk me through that.</p>

<p>5412</p> <p>1 A We met in 2011. We started becoming 2 friends soon thereafter. In 20 -- very early in 3 2013, I came to LA to spend a couple of months 4 with my then -- I don't know if she was my 5 girlfriend or my fiancée at that point, but the 6 person I was in a relationship with, in a very 7 serious relationship with -- and during the time 8 that I was in LA, I spent more time with Amber. 9 We both spent more time with Amber. 10 And I was introduced to Johnny. And 11 the summer of 2013, I ended up moving to LA, 12 during which Amber and Johnny and I got even 13 closer, very, very close. And then, we remained 14 close, the three of us, for twoish years, and then 15 all of this happened, this nightmare, and Johnny 16 and I stopped being friends and Amber and I stayed 17 friends. And then Amber and I were friends up 18 until the date that I told you that we last spoke. 19 Q And at some point in time, did you live 20 on the same property as Johnny Depp and Amber 21 Heard? 22 A Yes.</p>	<p>5414</p> <p>1 already asked me. Are you asking me the same 2 question again about whether or not I witnessed 3 Mr. Depp assault Ms. Heard? 4 Q Yes, sir. 5 A No, I have not witnessed that. 6 Q Let me ask it this way, then: Had you 7 ever personally seen Mr. Depp assault or beat 8 Ms. Heard on any occasion? 9 A No. 10 Q Now, back to this same paragraph, where 11 it says, "My experience of Johnny during the time 12 that we were close, from 2013 through 2015, was 13 that he could be incredibly kind, generous, and 14 loyal." 15 Can you give me examples of his 16 kindness, generosity, and loyalty during that 17 period of time? 18 A Johnny, when sober, was lovely and 19 magical and very funny. Johnny, when sober, was 20 incredibly lucid and imaginative, and I felt a 21 kindred connection with him and a shared 22 perspective on the world that I've shared with</p>
<p>5413</p> <p>1 Q And when was that? 2 A It was August 2013 until, I believe, 3 June 1st of 2014, I moved into my own house, so 4 nine months. 5 Q And why is it that you left that 6 property, left living there? 7 A Because I didn't want to live for free 8 in someone's property, and I wanted to have my own 9 house and support myself. 10 Q And for how long after that did you 11 stay close with both Johnny and Amber? 12 A I stayed close with both of them -- I 13 don't remember. It was a -- hmm. Sometime in 14 2015, I think, late 2015, maybe, Johnny and I were 15 no longer -- I think the period when I really 16 stopped considering Johnny a friend of mine was 17 December of 2015. 18 Q Okay. Let me ask you this way: You 19 never saw Mr. Depp assault or beat Ms. Heard on 20 any occasion, correct? 21 A That's correct. I'd just like to 22 clarify, Mr. Presiado. That's a question you</p>	<p>5415</p> <p>1 very few people in my life. Johnny, when sober, 2 understood how much influence he had over people, 3 and he was very kind to them about it and generous 4 with talking to them about whatever came up. And 5 he was also, when sober, very -- you know, he made 6 time for people's nervousness around him, which I 7 witnessed on a number of occasions. 8 He also -- he had his number of houses 9 on that street, and there was a constant rotation 10 of different people coming to town who could all 11 afford to live somewhere else or stay somewhere 12 else who he would let and enjoyed living in those 13 houses, which I find to be generous. 14 Q In the next paragraph, paragraph 6, you 15 refer to Mr. Depp's struggles with respect to 16 OxyContin. You say that in late 2013, after a 17 dental surgery, he became hooked on OxyContin. 18 Did you ever experience him while he 19 was on OxyContin? 20 A Yes. 21 Q And while he was on OxyContin, did you 22 ever experience him to be mean or vicious?</p>

<p>5416</p> <p>1 A I can't answer that with any accuracy 2 because I don't know whether or not the times that 3 I did see him be mean and vicious he was also on 4 OxyContin. 5 Q In paragraph 5 where you say that he 6 could be incredibly mean and vicious, especially 7 when he was drunk or high, when you refer to 8 "drunk or high," what substances are you referring 9 to? 10 A The substances that I saw him ingest 11 with my own eyes were cocaine and hard liquor, 12 marijuana, ecstasy, mushrooms, wine, probably some 13 other things. Those are the immediate ones that 14 jump to mind. Cocaine and any kind of alcohol 15 would bring out a very, very ugly side of him, 16 very misogynistic and cruel and other things. And 17 when he would take any kind of psychedelic, like 18 ecstasy or MDMA, he would become paranoid, and 19 when he would drink alcohol, he would become 20 paranoid. 21 Yeah. I think I've answered your 22 question.</p>	<p>5418</p> <p>1 high? Is that your testimony? 2 A My testimony is that during the entire 3 period that I knew Mr. Depp, I was never drunk or 4 drinking or consuming alcohol at all. My 5 testimony is that for a one-, maybe two-week, 6 possibly two-and-a-half-week – I don't 7 remember – period, on a sporadic occasion, I took 8 some pain pills that Mr. Depp offered me for – to 9 get through an extreme emotional pain situation. 10 When I witnessed Johnny doing cocaine, 11 I was not drunk or high. Other occasions that I 12 witnessed Johnny drinking, I was not drunk or 13 high. It was a very narrow window during which I 14 was taking some non-mind-altering pain pills for a 15 very brief period, during which I witnessed Johnny 16 drunk and high. 17 Q Did you ever witness Ms. Amber Heard 18 drunk or high? 19 A Yes. 20 Q And did you ever witness her drink 21 alcohol? 22 A Yes.</p>
<p>5417</p> <p>1 Q You mentioned that you witnessed him 2 having had cocaine. Did you ever have cocaine 3 with him? 4 A No. 5 Q Were there any drugs or substances that 6 you took with him? 7 A I don't smoke marijuana. I don't do 8 cocaine. For the entire period that I knew Johnny 9 and thereafter, I did not drink alcohol. It was 10 a, I think, one-week period during the peak of my 11 breakup, during which Johnny offered me some pain 12 pills to get through the intensity of that 13 situation, and that was the only time that I took 14 any substances for three and a half years -- no, 15 that's not true. That was the only time that I 16 took any substances with Johnny and -- yeah. 17 Yeah. All the other things that I had stated 18 previously about what I do and don't do are also 19 accurate. 20 Q I'm sorry. Just to summarize that, is 21 your testimony that when you witnessed Mr. Depp 22 drunk and high, you were not also either drunk or</p>	<p>5419</p> <p>1 Q Did you ever witness her ingesting 2 cocaine? 3 A Are you asking, like, ever in the 4 history of time, have I ever witnessed Amber 5 ingest cocaine? 6 Q That's the first question, yes. 7 A The answer's no. Amber was vehemently 8 against cocaine. 9 Q Did you ever witness her smoke 10 marijuana? 11 A No. Marijuana is not her drug. 12 Q What is her drug? 13 A I haven't spoken to Amber in a year, 14 but as far as I know, and I have known her for the 15 last 11 or 12 years, Amber doesn't have a narcotic 16 of choice. 17 Q Have you seen her ingest ecstasy? 18 A Yes, I believe so. Yes. 19 Q How many times have you seen her ingest 20 ecstasy? 21 A I can think of one instance in 22 particular when she took it for her birthday, like</p>

<p>5420</p> <p>1 in a celebration.</p> <p>2 Q Do you recall what year that was?</p> <p>3 A I don't recall when that would have</p> <p>4 been.</p> <p>5 Q Other than the narcotics and alcohol</p> <p>6 that I mentioned, did you ever witness Ms. Heard</p> <p>7 ingest any other drugs?</p> <p>8 A Are you asking me if other than -- what</p> <p>9 did you ask me about? -- cocaine, ecstasy, and</p> <p>10 mushrooms, I've witnessed Amber taking any other</p> <p>11 illegal narcotics? Or are you asking me about</p> <p>12 prescription medications? Can you clarify?</p> <p>13 Q Narcotics other than prescription</p> <p>14 narcotics.</p> <p>15 A I don't know, but I don't actually</p> <p>16 think so, no.</p> <p>17 Q Okay.</p> <p>18 A Amber drinks red wine when she's not</p> <p>19 training -- or let me rephrase that. Amber, when</p> <p>20 I knew her, drank red wine in the evenings fairly</p> <p>21 regularly, with the exception of when she was</p> <p>22 training for an acting role.</p>	<p>5422</p> <p>1 we were salsa dancing, then, you know, she would</p> <p>2 have fun and be fun and at a party and, you know,</p> <p>3 inebriated and dancing and having fun. If she was</p> <p>4 in a stressful situation, I think it would just</p> <p>5 kind of exacerbate whatever the feeling of the</p> <p>6 moment was.</p> <p>7 EXAMINATION BY COUNSEL FOR THE DEFENDANT AND</p> <p>8 COUNTERCLAIM PLAINTIFF</p> <p>9 BY MS. BREDEHOFT:</p> <p>10 Q I'm going to ask you to state your name</p> <p>11 for the record. Nobody has yet.</p> <p>12 MS. BREDEHOFT: This is me, in case you</p> <p>13 haven't recognized the voice.</p> <p>14 THE COURT: All right. Go ahead.</p> <p>15 A My name is iO Tillett Wright.</p> <p>16 Q Let's bring up Depp Exhibit Number 1</p> <p>17 again, please.</p> <p>18 Mr. Tillett Wright, you were asked some</p> <p>19 questions by Mr. Presiado, and I'm going to take</p> <p>20 you back up to the first page where you were asked</p> <p>21 some questions. And he started out with -- I'm</p> <p>22 just going to draw your attention to paragraph 4.</p>
<p>5421</p> <p>1 Q Have you ever witnessed Mr. -- excuse</p> <p>2 me -- Ms. Heard intoxicated?</p> <p>3 A Yes.</p> <p>4 Q And how often would you estimate that</p> <p>5 you witnessed Ms. Heard intoxicated?</p> <p>6 A I don't know how to quantify</p> <p>7 intoxicated. If you're asking me how often I</p> <p>8 witnessed her drunk -- is that your question?</p> <p>9 Q Yes.</p> <p>10 A Amber's strangely immune to getting</p> <p>11 drunk unless she's really drunk a lot. So I</p> <p>12 didn't see her drunk very often. I saw her</p> <p>13 drinking often, but I didn't see her out of her</p> <p>14 faculties very often. Like, you know, I saw that</p> <p>15 a handful of times in the 11 years that I knew</p> <p>16 her.</p> <p>17 Q And how would you describe how alcohol</p> <p>18 affects Ms. Heard's personality based on your</p> <p>19 experience?</p> <p>20 A You know, it depends on the</p> <p>21 circumstance. If it was during a moment when she</p> <p>22 was celebrating, it would make her loose, like if</p>	<p>5423</p> <p>1 And you indicated you met Johnny Depp through</p> <p>2 Amber. And you hit it off immediately.</p> <p>3 Do you see that?</p> <p>4 A Yes, I do.</p> <p>5 Q Okay. And then you explained to</p> <p>6 Mr. Presiado that you considered Johnny to be a</p> <p>7 close friend and you cared very much about</p> <p>8 Mr. Depp; is that correct?</p> <p>9 A He became a close friend, and I did</p> <p>10 care very much about him. I still care very much</p> <p>11 about him.</p> <p>12 Q All right. Could you please describe</p> <p>13 that relationship that you had with Mr. Depp up</p> <p>14 until, I think you said, December of 2015?</p> <p>15 A Sure. Okay. Mr. Depp and I first met.</p> <p>16 Amber invited me over to his house with my</p> <p>17 then-partner, girlfriend -- I don't know if she</p> <p>18 was my fiancée yet or not -- in, I think, February</p> <p>19 of 2013, right at the beginning of 2013. And we</p> <p>20 all hung out, the four of us hung out in his</p> <p>21 house, in his living room, and just kind of talked</p> <p>22 and got to know each other, and it was sweet. I</p>

<p style="text-align: right;">5424</p> <p>1 was mostly hanging out with Amber and kind of 2 meeting this person, who was a trip to meet 3 someone like that, you know, in his house, very 4 friendly, very welcoming, very kind. 5 And then the next time we saw each 6 other was at -- Amber and I both like to do what 7 we call "family dinners," so we invite people over 8 and cook for them and have a dinner party, and 9 Amber did an elaborate family dinner at her house. 10 And Johnny and I and my ex and Amber and, I 11 believe, Whitney were there. I don't know if 12 anyone else was there. I'm sure so many other 13 people were there, I don't remember. 14 And Johnny and I really connected at 15 that dinner. We were sitting either opposite each 16 other or just catty-cornered from each other, and 17 I left feeling a really intense connection to him. 18 And I was like, "Well, yeah, sure. Everybody 19 probably feels an intense connection with him 20 because of who he is. I forget. It's 21 ridiculous." 22 And then a couple of days later, Amber</p>	<p style="text-align: right;">5426</p> <p>1 other one." 2 And he -- I think he really respected 3 that and really liked that because he also values 4 his privacy greatly. And then, yeah, I was in LA 5 for a couple more months, and I don't know, I 6 think maybe we hung out more during that period. 7 I'm not sure. I don't remember if they came to 8 New York during the next stretch of time or what 9 happened, but basically by the summer, I came back 10 to LA to write and had a very bad breakup with 11 that fiancée and was going through some things 12 personally that Johnny, you know, he was like, "I 13 recognize what's happening for you." 14 It was like particularly bad 15 anxiety-related, trauma-related things. And he -- 16 I didn't expect him to offer me any support around 17 that stuff, but he was just like, "Wait. I see 18 what you're going through. You know, this is my 19 experience. I have the same thing, and let's talk 20 about it and, like, if you need anything, I'm 21 here." 22 And I was like, "Thank you so much."</p>
<p style="text-align: right;">5425</p> <p>1 had another dinner, some -- such a dinner at her 2 house. And Johnny and I had another really good 3 time and felt very connected and really laughed a 4 lot, whatever, and at the end of the dinner, as I 5 was standing to leave with my ex, Johnny came up 6 to me and said, "I don't really know how to say 7 this because it doesn't happen to me very often, 8 but I think I love you." 9 And I felt strange because I felt the 10 same way. And I said, "That's funny because I had 11 that same experience after the last dinner party 12 too." And then we joked about how crazy and 13 ridiculous that felt. And we exchanged phone 14 numbers, and then he -- he texted me wanting to 15 talk about Amber a couple of times, and I felt 16 that it was, like, kind of violating her privacy. 17 So I said that I was happy to be friendly with him 18 and happy to, I don't remember exactly what I 19 said, but something to the effect of, like, you 20 know, "I'm happy to be -- to give advice or to 21 help you guys stay in concert with each other, but 22 I don't want to violate anybody's privacy with the</p>	<p style="text-align: right;">5427</p> <p>1 You know, I didn't really expect that. 2 I went back to New York for -- to be 3 with my family for a couple days or maybe a week 4 or something, and it was very painful to be there. 5 And he had said if it's painful to be there, just 6 let me know and come back and stay here. And so I 7 did. And I came back, and I originally was going 8 to stay at Amber's house because she kept her 9 apartment for a number of years while they were 10 together, even though she stayed at his house a 11 lot, that she paid for, et cetera. And she was, 12 you know, the person that I'd known longer, so I 13 felt more comfortable being at her house. 14 And then the consensus was that I 15 should be closer to them. And so they said, "Oh, 16 there's this house that's sitting empty at the end 17 of the street. Just stay there." I was very 18 hesitant because I didn't want to take advantage 19 of him. And he was insistent, and he was very 20 kind about it. And he said that he understood 21 fully what having PTSD and anxiety can do and that 22 he wanted to help. So I went and I stayed there.</p>

<p>5428</p> <p>1 And then that was, I'm guessing, in 2 August of 2013. And then in September, I think, 3 Amber went to England to shoot a movie, so I was 4 there, and Johnny and I would hang out on our own. 5 And Johnny doesn't have a ton of friends because 6 he can't, and I would go up and hang out with him. 7 You know, we really enjoyed each other. We really 8 liked each other, and so we would hang out, you 9 know, on a daily basis, eat dinner or watch 10 movies, and I'd hang out with his kids and got, 11 you know, very like into a very sweet 12 uncle-niece-nephew relationship with his kids, and 13 they called me "Uncle iO." 14 Q Mr. Tillett Wright, did you ever call 15 Mr. Depp "brother," or refer to him as your 16 brother? 17 A Yes, I did. 18 Q Now, I'm going to take you to 19 paragraph 5 of Depp Exhibit Number 1, and 20 Mr. Presiado asked you about this paragraph as 21 well. And at the end of it, you had said that he 22 could be incredibly mean and vicious, especially</p>	<p>5430</p> <p>1 and when her tits start to sag and her face gets 2 wrinkly, nobody's going to be interested in her 3 for anything. So she, you know, better, like, 4 figure out another way to survive," and shit like 5 that -- sorry; pardon me -- things like that. 6 And I also witnessed him, when Amber 7 was in England, Marilyn Manson and Paul Bettany 8 came over at one point, and there was a great deal 9 of cocaine and alcohol involved that I witnessed 10 them doing together. I don't specifically recall 11 if Mr. Bettany did or did not partake in the 12 cocaine or really much of anything except things 13 that he said and his personality. But Mr. Manson 14 and Mr. Depp partook in a lot of cocaine. 15 Q What, if anything, did Mr. Depp tell 16 you about these struggles with drugs and alcohol? 17 A We sat on the couch, and he told me a 18 number of things. He told me about his childhood. 19 He told me about growing up in Kentucky. He told 20 me about growing up being very poor and how his 21 mom was verbally and physically abusive. He told 22 me that when he was very, very young, like 13 or</p>
<p>5429</p> <p>1 when he was drunk or high. 2 What did you mean by that? 3 A What I meant by that was on a number of 4 occasions, I saw, you know, Amber or he, I think, 5 also, would ask me to come and help. He and I had 6 more of a, like, mano a mano kind of relationship, 7 and she and I had a -- I was kind of like the only 8 person that would check either of them for a 9 while. And so they would both ask me to do that 10 with each other. So I saw him -- for example, I 11 remember there was a time when it was very late at 12 night. I was down the hill, and so I went up the 13 hill and he was outside by the pool with a glass 14 of what I understood to be whiskey. And she was 15 inside, crying and very upset in the kitchen, I 16 think. And then I went outside and talked to him 17 for a long time. Situations like that. 18 Or -- and he would say things. He said 19 something to me that night that I thought -- that 20 night by the pool where I thought, Jesus Christ, 21 you know, things like, "She's gonna -- all she's 22 got is her looks, and, you know, she has no talent</p>	<p>5431</p> <p>1 something, he started drinking and taking drugs, I 2 think, or at least drinking quite heavily. He was 3 even kind of like, "Yeah. It's crazy; I know. 4 But I've been doing it my whole life. I'm built 5 like a tank." So that was kind of the nature of 6 the conversation. 7 And he told me that he had struggled 8 with ever not drinking or ever not doing drugs, 9 and he also told me he didn't particularly enjoy 10 being sober but that, you know, people around him 11 were very concerned. He was very, very concerned 12 with his children. And he would express shame or 13 regret about times that he had been inebriated to 14 the point of falling down or embarrassing himself, 15 you know, urinating on himself, things like that, 16 when his children were around and that he was very 17 grateful to the people that had kind of shielded 18 them and whisked them away. 19 And he told me that in his 20 relationships with previous women, his drug and 21 alcohol use had been an issue but that he just 22 didn't really like life sober and that it was too</p>

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1 painful to be alive without imbibing or getting
2 high.
3 And he also told me that he had
4 experienced great bouts of jealousy in
5 relationships that had also led to a lot of
6 drinking and a lot of rage activities. He told me
7 that that happened with Winona. He told me that
8 that happened with Kate. And – sorry, Winona
9 Ryder and Kate Moss. He told me that that had
10 happened with Vanessa Paradis.
11 Q Mr. Tillett Wright, what, if any,
12 observation did you make about Mr. Depp abusing
13 OxyContin?
14 A Over the course of those two years,
15 Mr. Depp told me verbatim that he was addicted to
16 Oxycontin, and I have a text message from him
17 where he expresses that it's extraordinarily hard
18 to kick and that it – I don't remember exactly
19 the words that he uses, but he referred to it to
20 me verbally many times as, like, the hardest thing
21 that he's ever tried to kick, which he's tried to
22 kick most things. He said it was harder than

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1 heroin.
2 So he was very open and verbose about
3 Oxycontin, having got addicted to Oxycontin.
4 Q So what, if any, observations did you
5 make with Mr. Depp smoking cigarettes and joints,
6 marijuana?
7 A Mr. Depp, as far as I can see, always
8 had a cigarette or joint in his mouth at all
9 times, to the point where I was confused about how
10 he could function. He also showed me his
11 marijuana closet that had, I don't know, tens and
12 tens of pounds of weed in it.
13 Q What, if any, observations did you make
14 while you were staying at Sweetzer -- I think you
15 said that was August 2013 through May of 2014 --
16 with respect to the type of alcohol and the amount
17 of alcohol that Mr. Depp was consuming?
18 A When I saw Mr. Depp drink, it was often
19 hard liquor. I believe it was whiskey and gin and
20 tequila, maybe. Could also be vodka. I don't
21 know. He had a full bar in his -- in 80, the
22 house that they -- with his recording studio in it

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1 that they mostly stayed in. So I know whiskey for
2 sure, and there was also red wine, a lot of red
3 wine.
4 Q And when you talk about the whiskey and
5 the red wine, how much did you observe Mr. Depp
6 consume on any given occasion of those?
7 A I don't know. The one occasion I know
8 specifically was the one that I mentioned before,
9 during the argument where he would suddenly have a
10 glass of whiskey. And I remember it being, like,
11 I remember clock -- because I grew up counting
12 people's drinks, I remember clocking that it was a
13 very large pour in the glass of whiskey.
14 Q If you recall those, I think my
15 question was, you know, what, if any, observations
16 did you make or did Mr. Depp ever tell you about
17 him blacking out?
18 A Mr. Depp was very open with everyone
19 that he was a heavy user. And he told me about --
20 I know there was one instance where he had this
21 very large house, property, so if Sweetzer Avenue
22 goes like this, the house that I was staying at,

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1 the 76, was down here. Then there's 78, which is
2 right here, and then up here is 80. And then
3 across the street, I guess, is 82. And 82 is a
4 very large compound. So he and I were staying --
5 I was at 76 or up at 80. And then 82, they lived
6 in for a brief period of time.
7 And he told me about, like, vanishing
8 into 82, into the, like, the property, because it
9 was very lush and they had a lot of trees and went
10 up quite far up the hill, and he told me about
11 kind of like blacking out and going in there. On
12 one instance, he told me -- I know that he told me
13 that in Australia he had blacked out, but he also
14 told me that he fucked up. I don't -- in terms of
15 specific blackouts, there were a number -- I think
16 he said they were on the plane. He said that he
17 didn't remember what had happened.
18 Q What, if anything, did Mr. Depp say to
19 you about whether he wanted to become sober and
20 clean?
21 A Mr. Depp expressed to me that he wanted
22 to get sober for Amber, that he didn't enjoy being

<p style="text-align: right;">5436</p> <p>1 sober, that it wasn't fun and that it was 2 distressing and exhausting and very hard to do. 3 He really, really, resented having to be sober. 4 Yeah. He didn't want to be. 5 Q And what, if anything, did Mr. Depp say 6 to you about his perception of Amber's role in him 7 becoming sober and clean? 8 A He expressed a number of times that he 9 felt like she was his leash and she was holding 10 him back from doing what he wanted to do in terms 11 of substances and alcohol. Oh, I just wanted to 12 go back to another incident that I remember. He 13 told me he blacked out and was on the island; he 14 went to the Bahamas. There were two different 15 instances. One was, I guess, like they had only 16 recently met, and he told me that he passed out 17 face-down in the sand while his kids were there 18 and that the staff had, like, whisked his kids 19 away so that they didn't see it. 20 Q Mr. Tillett Wright, when you said that 21 Mr. Depp used the term "monster," what do you 22 recall him saying about that?</p>	<p style="text-align: right;">5438</p> <p>1 affairs with every man she ever worked with and 2 every woman she ever came in contact with. He 3 became very demeaning. Johnny is incredibly 4 intelligent, incredibly smart and witty, and he 5 would point his jokes at people -- Amber's 6 appearance, her talent, her lack of talent as he 7 perceived it, why he thought that she was actually 8 famous which he always implied was just because of 9 her looks and because he thought that everyone 10 wanted to have sex with her. 11 And he would insult his fans. He 12 called them -- I remember he called them remoras 13 which is a type of sucker fish that attaches 14 itself to the hull of the ship, puts a hole in it, 15 and then sinks it. 16 He would rail against his mother and 17 his sister -- sisters. Pretty much, you know, 18 anyone that he felt had crossed him or could cross 19 him, he became very nasty about. 20 Q What, if anything, do you recall 21 Mr. Depp saying about his mother and comparing his 22 mother to Amber?</p>
<p style="text-align: right;">5437</p> <p>1 A And the language that ended up being 2 kind of settled on was that there was a side of 3 him that was the monster and that it was not who 4 he was, but it was something that lived within him 5 that he had to battle. And the language that he 6 used was of battle, battling -- battling the 7 demon, battling the monster so that the monster -- 8 you know, he would say things like, "The monster 9 will not win. I will not be that type of man," 10 you know. "I don't want to -- I don't want to be 11 that type of man or husband. I don't want to 12 hurt" -- he would call her Slim, "our Slim, our 13 girl," referring to all of her friends and him and 14 her and I, yeah. 15 Q What, if any, observations did you make 16 of Mr. Depp, both in terms of physical as well as 17 temperament, when you perceived him as having too 18 much to drink? 19 A Mr. Depp would drink and/or take drugs. 20 He would get very mean, very surly, very paranoid, 21 extremely paranoid. He would weave these 22 elaborate situations in which Amber was having</p>	<p style="text-align: right;">5439</p> <p>1 A Mr. Depp told me that his mom was 2 viciously cruel to him during his upbringing and 3 that she was also viciously, like, violent with 4 him and with his siblings and with his father. He 5 referred to her -- pardon my language -- as a 6 bitch and a cunt a lot. And he seemed to kind of 7 compare them in the sense that he was -- he said 8 at one point, something to the effect of -- it's 9 right here, actually. Yeah. "I already had a mum 10 who was a bitch to me. I don't need another one 11 in my life." There was a fair bit of that kind of 12 like "My mom's been awful enough to me already. I 13 don't need another woman who's going to also be 14 awful to me." 15 Q What, if any, discussions did you have 16 with Johnny about the fights he had with Amber? 17 A We had a lot of discussions about his 18 fights with Amber. 19 Q What do you recall? 20 A In the very beginning, he expressed 21 that she made him feel crazy, that he was so in 22 love that it made him feel crazy. The very first</p>

<p style="text-align: right;">5440</p> <p>1 time that I mentioned, September of 2013, when he 2 and I were alone together a lot, he expressed that 3 he thought she was cheating on him and sleeping 4 with her costars in England on the films. And I 5 said to him – or on the film. And I said to him, 6 "Listen, you know, I know her, I think, pretty 7 well, and I talk to her a lot and I think – I 8 think if she was having an affair, I would be one 9 of the very few people that she would tell about 10 it. And I don't hold secrets or lies for anybody, 11 and I would tell you if that was happening so you 12 could make your own decisions. 13 "But as far as I know, that's really 14 not the case, and I think that she's really in 15 love with you. And I think that she also is 16 worried that you are having affairs because both 17 of you are used to being sex symbols on Earth, and 18 both of you need to just accept the fact that 19 you're really in love with each other, lean in and 20 be together and love each other." 21 And he told me that sometimes his 22 jealousy would make him feel crazy and outside</p>	<p style="text-align: right;">5442</p> <p>1 He told me about a fight that they 2 had – we went to England that September. It was 3 Whitney's birthday, I think, Amber's sister, 4 Whitney, and Amber was stuck working. My 5 birthday, Raquel's birthday, and Whitney's 6 birthday, the three people that she's closest to, 7 all have our birthdays in September. And Raquel's 8 is just before the end of August. Whatever. 9 We're all Virgos. 10 And she couldn't be with any of us on 11 our birthday, so we all went to England to 12 surprise her. And during that trip, Johnny 13 proposed to her, and they, then, I'm pretty sure, 14 that night after the proposal, got in a huge fight 15 which they both told me about separately. And he 16 said, "I'm pretty sure that she trashed the hotel 17 room." 18 Let's see. I spoke to him after – I 19 went and talked to him after their fight on the 20 plane. 21 Q So that's the Boston/LA plane incident; 22 is that right?</p>
<p style="text-align: right;">5441</p> <p>1 himself and that he had to get it under control 2 and that it would cause them to fight, to be 3 specific in regard to your question. 4 He told me about the fight that they 5 had the time that I went up there – are you 6 asking for specifics instances? Or are you asking 7 about the nature of their fights? 8 Q Yeah. I am asking what he told you 9 about their fights and specific instances, yes. 10 A So to continue with what I was saying 11 before, he told me about the fight in the middle 12 of the night when I was living on the hill on 13 Sweetzer is what – I mentioned that I saw him 14 with the heavy pour of the whiskey. I went 15 outside to the pool and spoke to him, and he told 16 me about the argument that they had had and that 17 she gets mean during fights and that it really 18 hurts his feelings and that he, then, lashes out 19 at her. And then, you know, she called him old, 20 and he, then, calls her soon-to-be ugly and 21 talentless, and then they get really ugly with 22 each other.</p>	<p style="text-align: right;">5443</p> <p>1 A That's correct. 2 Q So, Mr. Tillett Wright, I'm going to 3 ask you about the Boston/LA flight incident. 4 You had talked about it a little bit 5 earlier, and you just said now that you spoke with 6 Mr. Depp about it. 7 Is that correct? 8 A That's correct. 9 Q Okay. What do you recall of your 10 discussion with Mr. Depp about the Boston plane 11 incident that happened in May of 2014? 12 A And I went upstairs to his bedroom, 13 which was, like, blacked out, and I woke him up. 14 I remember shaking his shoulder and saying to him, 15 "Hey, buddy, wake up," which was not something 16 that a lot of people did to Johnny, wake him from 17 his slumber. And he woke up and we had a 18 conversation about what happened on the plane, and 19 he didn't remember being on the plane. He didn't 20 really remember getting off the plane. He didn't 21 really remember much detail of anything. And he 22 swore up and down that he was going to stop and he</p>

<p style="text-align: right;">5444</p> <p>1 was going to stop drinking and taking drugs, and 2 he was going to never do it again. That was that 3 incident. 4 Q What, if any, meetings related to 5 alcohol did you and Amber attend in this time 6 frame? 7 A I understand because we didn't go to 8 many meetings. We -- I took Amber with me to 9 Al-Anon, which is like a sister program to AA for 10 the family and friends and loved ones of addicts 11 and alcoholics, which I regularly attended. So 12 she came with me to a number of Al-Anon meetings. 13 She also had, I think, one or two phone calls with 14 my dad's wife about how she dealt with helping him 15 get off of his drugs and drink less. And she read 16 a number of books about it. She was watching 17 documentaries about it. She was listening to any 18 radio shows she could get on, like, anything, 19 anything she could get her hands on that would 20 give her some tools for how to deal with this, she 21 consumed in that period. 22 Q What, if any, communication did Johnny</p>	<p style="text-align: right;">5446</p> <p>1 to Australia in 2015. 2 A After they were -- because they were 3 married in February, and they were in Australia in 4 the spring. 5 Q I'm going to interrupt you just for a 6 moment, and forgive me. I just want to keep it 7 chronologically there. 8 You had described earlier that you were 9 present for the wedding, correct, in February of 10 2015? 11 A Yes. 12 Q Okay. And you also had discussed about 13 Amber wanting Johnny to be sober for the wedding. 14 What, if any, observations did you make 15 about Johnny at the ceremony and with respect to 16 whether he was sober and clean? 17 A You know, I don't actually know whether 18 Johnny was -- I don't think Johnny was drinking on 19 the day of their wedding. I really don't, 20 actually, think he was. Let me rephrase that. 21 Before the ceremony on the day of their wedding. 22 Because I was going back and forth between their</p>
<p style="text-align: right;">5445</p> <p>1 have with you in this time frame about wanting to 2 get back with Amber after the Boston plane 3 incident? 4 A We went to New York, and I remember we 5 were staying at the Ace hotel in Midtown and 6 Johnny started reaching out to me. He went, and 7 when she went back to Boston to start filming 8 again, would have been in like the next day or two 9 because we weren't there for that long. And he 10 reached out to me and basically said something to 11 the effect of like, you know, "I have to fix this. 12 I will do anything that I can." 13 And then, while he was in Boston, he 14 let me know, and I think he was trying to reach 15 Amber too but she wasn't ready to talk to him. He 16 let me know that he had engaged Dr. Kipper and 17 that he intended with every fiber in his being to 18 get sober and that -- the nature of the 19 conversation, at that point, was that he was going 20 to beat this thing, you know. 21 Q Please describe to me what transpired, 22 what you discussed with Johnny and Amber related</p>	<p style="text-align: right;">5447</p> <p>1 respective, like, private preparation quarters 2 where they were getting ready because I was 3 technically her best man, and his son, Jack, was 4 his best man, but I wasn't one of the girls and 5 felt more comfortable over there with them. But I 6 was helping all the girls, so I was running back 7 and forth on the golf carts. 8 Between, I was also taking pictures. I 9 was one or two people who was friends with them 10 that had worked as a photographer, so I 11 volunteered to take pictures. So I was very 12 intimate with Johnny and Jack leading up to the 13 wedding, and he wasn't drinking, I don't think. I 14 don't remember seeing him drink at all. 15 Q And then let me ask you this: After 16 the ceremony, as you were walking to the 17 reception, what, if anything, did Johnny Depp say 18 to you about Amber? 19 A As we were walking back from the 20 ceremony, we were coming into café Los Capones, 21 which is where the party was happening, and I was 22 walking with Johnny and congratulating him that</p>

<p style="text-align: right;">5448</p> <p>1 they pulled it off and that they did it, you know, 2 and he said, "We're married now. I can punch her 3 in the face, and nobody can do anything about it." 4 Q So I'm going to, now, turn your 5 attention to Australia, roughly a month later, 6 after the wedding. You weren't present in 7 Australia with Amber and Johnny, correct? 8 A That's correct. 9 Q I'm showing you what has been marked as 10 Exhibit Number 3. 11 Do you recognize anybody in this 12 picture? 13 A I do, yeah. Myself and Ms. Heard. I 14 do, yeah. 15 Q Please describe what you see. 16 A I see a number of long, thin, cuts. 17 Q And what, if any, similarity are those 18 to ones you just described having seen after Amber 19 returned from Australia? 20 A Very similar. 21 Q All right. And are they the same? Or 22 are they different ones?</p>	<p style="text-align: right;">5450</p> <p>1 A Yes, I do. 2 Q Please describe what you see in this 3 picture. 4 A I see Amber Heard, and I see an injury 5 to Amber's scalp. 6 Q Okay. And what, if anything, do you 7 recall about seeing anything similar to that when 8 you arrived in December 2015 at Amber's penthouse? 9 A I remember this being one of the 10 injuries that I was shown when I arrived at 11 penthouse 3 at the eastern building on 12 December 16th, 2015. 13 Q And does this picture that's marked as 14 Exhibit Number 6 accurately depict the -- what you 15 recall seeing? 16 A I remember this being one of, I think, 17 maybe two scalp injuries that I remember. I 18 remember there was another one as well, but I 19 could be mistaken. I believe there was another 20 one on a different part of her head as well. 21 Q Do you recognize the picture that is 22 set forth as Exhibit Number 7?</p>
<p style="text-align: right;">5449</p> <p>1 A I would have no way of knowing if 2 they're the same or different ones, but they're 3 similarly long, skinny cuts, like the ones that I 4 saw after she was back from Australia. 5 Q Mr. Tillett Wright, I'm going to show 6 you what's been marketed as Exhibit Number 5, and 7 it's a text message exchange. 8 Do you recognize this text message 9 number here below arrowsarc? 10 A That's my old phone number, yes. 11 Q Okay. So does this represent the text 12 message exchange between you and Amber Heard on 13 12/16/2015? 14 A Yes, it does. 15 Q Okay. And I'm going to start you at 16 the top with the blue. It says "I need you." Do 17 you recognize who is sending that message? 18 A Yeah. 19 Q Mr. Tillett Wright, I'm going to ask 20 you to take a look at what has been marked as 21 Exhibit Number 6. Do you recognize the person in 22 this photo?</p>	<p style="text-align: right;">5451</p> <p>1 A Yes, I do. 2 Q Please describe for me what is depicted 3 in this picture that you recognize. 4 A This was a picture of Amber's scalp. 5 Q And does it accurately -- does this 6 accurately depict what you saw when you were shown 7 it, as you testified earlier, in December 2015? 8 A Yes, it does. 9 Q Mr. Tillett Wright, I'm going to show 10 you what has been marked as Deposition Exhibit 11 Number 8. Do you recognize this picture? 12 A Yes, I do. 13 Q Please describe what is depicted there. 14 A This is Amber Heard's face with a very 15 swollen lip. 16 Q And does this accurately depict what 17 you observed when you arrived at Amber Heard's 18 penthouse in December of 2015? 19 A Yes. 20 Q I'm going to show you what has been 21 marked as Deposition Exhibit Number 9. Do you 22 recognize this picture?</p>

<p>1 A Yes, I do. 2 Q Please describe. 3 A This is the clump of hair that I was 4 shown, I believe, when I arrived at penthouse 3 on 5 the night of December 16th, 2015. 6 Q And does this accurately and genuinely 7 depict the scene that you recall seeing? 8 A Yes, it does. 9 Q Thank you. Now, did -- what, if any, 10 plans was there, as of December 16, 17, of 2015, 11 for Amber to be spending Christmas with Mr. Depp 12 and his kids? Do you recall? 13 A Can we take those pictures down while 14 we talk? 15 Yes, I do recall. There was a plan for 16 Johnny and Amber and Lily-Rose and Jack and Raquel 17 and her boyfriend, I think, at the time, Josh, to 18 go to the Bahamas -- oh, and Raquel's mom and 19 Amber's parents to go to the Bahamas and spend 20 Christmas on the island together, yeah. 21 Q Mr. Tillett Wright, I'm going to ask 22 you what, if any, conversations did you have with</p>	<p>5452 5454 1 property manager, and he said something about 2 "Yes, hello. This is management," and I don't 3 remember what he said, but it was something to do 4 with, like, "We have a situation that we need to 5 change out of something," and it was just a 6 lengthy, just, off-the-wall, nut-bag ramble in the 7 character of management. 8 Q Mr. Tillett Wright, I'm going to show 9 you what has been marked as Exhibit Number 17. 10 MS. BREDEHOFT: And then, Alex, I'm 11 going to ask you to play this. 12 (Whereupon, the following audio was 13 played.) 14 MR. DEPP: Motherfucker. Motherfucker. 15 MS. HEARD: What happened? What 16 happened? 17 MR. DEPP: Nothing. 18 MS. HEARD: Nothing happened this 19 morning. You know that? 20 MR. DEPP: Were you in here? 21 MS. HEARD: No. 22 MR. DEPP: So then nothing happened to</p>
<p>5453 1 Johnny Depp about the December 15 incident? 2 A I don't think that he and I -- I don't 3 know that he and I had a direct conversation about 4 it. I'm not sure if he and I had a direct 5 conversation. 6 Q So what, if any -- I'm going to show 7 you, Mr. Tillett Wright, what has been marked as 8 Deposition Exhibit Number 16. It's a text message 9 exchange dated 2/10/2016. Do you recognize this 10 document? 11 A Yes, I do. It's a text exchange 12 between me and Amber Heard about a video that she 13 sent me. 14 Q Okay. Now, it starts out, "Hi, Steve 15 left me a voicemail at 5:00 a.m." And that's from 16 you, correct? 17 A That's correct. 18 Q Do you remember what the voicemail 19 message was? 20 A Yeah. Yeah. Johnny called me at 5 in 21 the morning and left me a voicemail in the 22 character of some kind of management, of, like, a</p>	<p>5455 1 you this morning? 2 MS. HEARD: Yes. You're right. I just 3 woke up and you were so sweet and nice. We were 4 not even fighting this morning. All I did was say 5 sorry. 6 MR. DEPP: Did something happen to you 7 this morning? I don't think so. 8 MS. HEARD: Hell, that's the thing. 9 MR. DEPP: You want to see crazy? I'll 10 giving you fucking crazy. Bitch. All your crazy, 11 all the crazy. 12 MS. HEARD: Have you drunk this whole 13 thing this morning? 14 MR. DEPP: Oh, you got this going. You 15 got this thing going. 16 MS. HEARD: You just started it. 17 MR. DEPP: Oh, really? 18 MS. HEARD: Yeah. 19 MR. DEPP: Really. You saved that shit 20 on me motherfucker. 21 MS. HEARD: No, I didn't. You were 22 smashing shit.</p>

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1 MR. DEPP: Bye. Ass. (Indiscernible.)
2 MS. BREDEHOFT: Thank you, Alex. You
3 can take this down now.
4 BY MS. BREDEHOFT:
5 Q Mr. Tillett Wright, do you recognize
6 that video?
7 A Yes, I do.
8 Q Was that the video that Amber sent to
9 you on the text message exchange on February 10th,
10 2016?
11 A Yes.
12 Q Do you recall watching that video on
13 February 10, 2016?
14 A Yes, I do. I recall watching that
15 video at the time that I received those text
16 messages.
17 Q So I'm going to take you to 21 May
18 2016. What do you recall with respect to a
19 telephone call you received from Amber?
20 A Sure. I was in New York. I was there
21 visiting family. I was in Greenpoint, Brooklyn.
22 I was walking down Manhattan Avenue, and I got, I

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1 believe, a text message from Amber that said
2 something to the effect of, like, "Can you talk?"
3 And so I called and I was walking down the street
4 as this happened.
5 She put me on speakerphone, so I was
6 talking to both of them. He had just stopped by
7 to pick up some of his stuff, and he has a theory
8 that he – either he wants to ask you about or I
9 said, "Okay. Sure. Hello, Johnny," like, all
10 right.
11 And he – I think it was he said or she
12 said, "Johnny thinks that you and I together
13 defecated on his pillow." I think the words
14 were – used were – "shit on his pillow."
15 So I started laughing. And I just,
16 I – I was laughing. She was laughing, and when I
17 realized that he was serious, I was like, "Okay.
18 Look, you know, first of all, I wasn't there that
19 day." And so he got very agitated by the fact
20 that she and I thought it was funny. And he
21 started to get more and more agitated, and I could
22 hear him walk away from the phone.

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1 He came clomping back down the stairs.
2 I heard, like, a noise, and then the phone
3 dropped, and he said to her, "Oh, you think I hit
4 you? You think I fucking hit you? What I if peel
5 your fucking hair back?"
6 And then I heard the phone drop again,
7 and then I heard her scream. I remember her
8 screaming. And I hung up the phone, and I called
9 Raquel immediately because I know that she lives
10 one door away and her and her boyfriend, Josh, who
11 is a big dude, would be able to get there the
12 fastest. And I called or texted her right away,
13 and I hung up with her and immediately called 911
14 in New York. And then I called a friend of mine
15 in LA who I knew had met Amber a number of times,
16 and I think I may have placed a second call to
17 NYPD. Now I'm frazzled and I don't remember, but
18 I think I called NYPD.
19 Q Mr. Waldman made statements in April
20 and June of 2020 that both Amber Heard and her
21 friends in the media use fake sexual violence
22 allegations as both a sword and shield depending

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1 on their needs. They have selected some sexual
2 violence hoax facts as the sword, inflicting them
3 on the public and Mr. Depp. That was made on
4 April 8, 2020.
5 What, if any, impact did that have on
6 Amber based on your observations?
7 A Amber retreated. Amber became
8 isolated, embattled, extraordinarily distressed.
9 Q And then on June 24, 2020, Waldman
10 accused Amber Heard of committing a "abuse hoax"
11 against Depp.
12 What were your observations of how this
13 impacted Amber?
14 A I think that my previous statement
15 encompassed that.
16 Q During the time that you were friends
17 with Johnny and you were speaking with him up
18 until, you testified, December of 2015, what, if
19 anything, did Johnny Depp ever tell you about
20 Amber Heard being physically violent to him?
21 A Nothing ever at any point.
22 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND

<p style="text-align: right;">5460</p> <p>1 COUNTERCLAIM DEFENDANT 2 BY MR. PRESIADO: 3 Q Do you agree with me that Mr. Depp and 4 Ms. Heard had many verbal arguments? 5 A Yes, I do. 6 Q And you were a witness to a lot of 7 those verbal arguments, correct? 8 A I was a witness to some verbal 9 arguments. 10 Q Okay. And did you ever hear Ms. Heard 11 say anything mean to Mr. Depp in those arguments? 12 A Yes. 13 Q And did you ever hear Ms. Heard say 14 anything vicious to Mr. Depp in those arguments? 15 A Yes. 16 Q So would you agree with me that when 17 they argued, they were mean and vicious to one 18 another in what they said? 19 A I would categorize it very differently, 20 sir. 21 Q Well, you testified that you heard 22 Ms. Heard say mean and vicious things to Mr. Depp</p>	<p style="text-align: right;">5462</p> <p>1 A If you want my honest answer, my honest 2 answer is that Mr. Depp mixed substances 3 constantly, and I keep trying to tell you that. 4 He mixed all kind of things together when he got 5 crazy and violent. So – and upset and paranoid. 6 So – and I never knew what he had taken. 7 Q When you say "when he got violent," 8 when did you see him get violent? 9 A I saw Mr. Depp throw glasses and 10 dishware on at least two occasions, which I would 11 characterize as physically violent. And do I know 12 if he smoked marijuana or cigarettes before that? 13 I don't know. 14 Q When were those two occasions? 15 A Sometime during the time that I was 16 living in Sweetzer. 17 Q And -- 18 A And once at the eastern building. 19 Q And prior to throwing those dishes, did 20 you witness him imbibing any drugs or alcohol? 21 A I couldn't tell you, but seeing as 22 Mr. Depp always was smoking cigarettes and</p>
<p style="text-align: right;">5461</p> <p>1 when they argued and vice versa; is that accurate? 2 A Yes. 3 Q And although you witnessed arguments, 4 verbal arguments between the two of them where 5 they exchanged mean and vicious statements, you 6 never saw Mr. Depp assault or beat Ms. Heard on 7 any occasion, correct? 8 A No, I never saw either of them 9 physically assault the other one. 10 Q Did you ever experience him become 11 violent as a result of or because of smoking 12 cigarettes or joints? 13 A As I've already explained to you 14 probably eight times, I've never seen Mr. Depp 15 become physically violent with Ms. Heard. So if 16 that's what you're asking me, if he smoked a 17 cigarette and that made him violent, I think you 18 know that that's ridiculous and the answer is, 19 again, no. 20 Q Did you ever witness Mr. Depp become 21 violent in any manner on account of him smoking 22 cigarettes or joints?</p>	<p style="text-align: right;">5463</p> <p>1 marijuana, my assumption would be yes. 2 Q Okay. Do you recall when Ms. Bredehoft 3 showed you a picture of a clump of hair on the 4 floor? 5 A Yes. 6 Q When you saw that, that was more than a 7 day after it was allegedly pulled from her head by 8 Mr. Depp; is that right? 9 A Well, if you want to get technical, my 10 understanding was that their fight happened very 11 late at night, which was technically the morning 12 of the 16th. And I arrived at her house around 13 midnight, the night of the 16th. So, technically, 14 it's not more than a day after; it's in the same 15 24-hour period. So technically, the answer to 16 your question is no. 17 Q Okay. So I'm just talking about the 18 hair on the ground that you saw. When you saw it, 19 was it your understanding that it had been there 20 for more than 20 hours? 21 A I have no idea what time their fight 22 started or ended, so I don't know if it was 20</p>

<p>5464</p> <p>1 hours or 16 hours or 13 hours. But my 2 understanding, again, is that they had gotten into 3 a fight sometime in the morning of the 16th/late 4 at night on the 15th. I don't know at what point 5 during which – during that fight in which the 6 clump of hair was ripped out of her head, but it 7 happened sometime then and there. So, yeah, sure, 8 my understanding was that that clump of hair had 9 not been moved since it was ripped out of her 10 head.</p> <p>11 THE COURT: All right. Completes -- 12 MS. BREDEHOFT: That completes that 13 one, Your Honor. 14 THE COURT: All right. Who's your next 15 witness? 16 MS. BREDEHOFT: We have another video 17 deposition, Raquel Pennington. It's a long one, 18 so we could listen to some of it. 19 THE COURT: All right. Why don't we go 20 ahead and start it today. At least we'll get 30 21 minutes in, okay? 22 MS. BREDEHOFT: That's fine.</p>	<p>5466</p> <p>1 A Yes. 2 Q Have you been deposed in any other 3 matter? 4 A No. 5 Q What was the purpose of the declaration 6 that you submitted during Mr. Depp and Ms. Heard's 7 divorce? 8 A The purpose of the thing that I wrote, 9 which I don't know if it was technically called a 10 declaration or whatever it was, it was to write 11 down my account of events as fresh in my memory as 12 possible. 13 Q And Ms. Heard asked you to write down 14 your witness account; is that correct? 15 A I do not remember, actually. I 16 think -- I don't know. 17 Q Did Mr. Depp ask you to write down 18 anything in support of any legal filings? 19 A I don't remember. 20 Q So it's your testimony, sitting here 21 today, that you don't remember one way or the 22 other whether it was Mr. Depp or Ms. Heard that</p>
<p>5465</p> <p>1 MR. ROTTENBORN: And, Your Honor, just 2 for the jury's benefit, questioning starts with 3 Ms. Vasquez on behalf of Mr. Depp, and then I 4 question Ms. Pennington at some point, which will 5 probably be tomorrow. 6 THE COURT: Okay. Thank you. 7 MR. ROTTENBORN: Thank you. 8 RAQUEL PENNINGTON, 9 Being first duly sworn, was examined 10 and testified as follows: 11 EXAMINATION BY COUNSEL FOR THE PLAINTIFF AND 12 COUNTERCLAIM DEFENDANT 13 BY MS. VASQUEZ: 14 Q Can I please have you state your name 15 for the record. 16 A Raquel Pennington. 17 Q And what city and state do you reside? 18 A Los Angeles, California. 19 Q You've been deposed before, right? 20 A Yes. 21 Q And you were deposed in Ms. Heard's 22 divorce proceeding from Mr. Depp; is that correct?</p>	<p>5467</p> <p>1 asked you to write down your witness account 2 during their divorce; is that correct? 3 A I wrote down my account. That is the 4 memory that I have. I wrote down everything as 5 clearly as I could remember it as soon as I could. 6 Q You provided a witness statement in the 7 U.K. proceedings; is that correct? 8 A I believe so. 9 Q Do you recall how many witness 10 statements you provided? 11 A Just one. 12 Q And you provided this witness statement 13 to the Sun's attorneys? 14 A I don't know who it got provided to. 15 Q Did you testify in the U.K. trial? 16 A Yeah. 17 Q And for which party did you testify for 18 in the U.K. trial? 19 A I believe it was the publication. 20 Q And by "the publication," you mean the 21 Sun? 22 A Yes.</p>

5468	1 Q When was the last time you spoke to 2 Ms. Heard? 3 A Perhaps six months ago, maybe more. 4 Q What did you and Ms. Heard speak about? 5 A Probably it was before her baby was 6 born, so we were mostly speaking about her baby at 7 that point. 8 Q Do you speak to -- when was the last 9 time you spoke to Ms. Whitney Heard? 10 A Around November, October/November of 11 last year. 12 Q And when you say "last year," do you 13 mean 2021? 14 A Yes. 15 Q When did you first meet Ms. Amber 16 Heard? 17 A I believe it was 2003. 18 Q When you met Ms. Heard in 2003, you 19 developed a friendship; is that right? 20 A Yes. 21 Q Would you say you were best friends? 22 A We became very close friends.	5470	1 Q Sitting here today, do you still 2 consider Ms. Heard a friend? 3 A I wouldn't consider her not a friend. 4 Q What does that mean? 5 A We don't speak. We are not enemies. 6 Q Why don't you speak? 7 A We grew apart. 8 MS. VASQUEZ: Can I have my question 9 read back. 10 Q Sitting here today, you can't give me 11 one reason why you grew apart from Ms. Heard? 12 A I wanted to spend time with other 13 people in my life and prioritize other 14 relationships and other -- other relationships. 15 Q Over the course of your friendship with 16 Amber Heard, did you ever see her use illicit 17 drugs? 18 A Can you define "illicit drugs"? 19 Q Not prescribed. 20 A Yes. 21 Q Did you ever see her use cocaine? 22 A Yes.
5469	1 Q Your friendship with Ms. Heard is 2 consistent with her relationship with Mr. Depp; is 3 that correct? 4 A Yes. 5 Q And you were friends with Ms. Heard 6 through her divorce from Mr. Depp as well; is that 7 correct? 8 A Yes. 9 Q Other than when you lived at the 10 Eastern Columbia Building, which we'll get to, did 11 you ever live with Ms. Heard? 12 A Yes. 13 Q When was this? 14 A 2017? 2017 to 2018, yeah. 15 Q Where did you both live? 16 A We lived on Holly Drive. 17 Q Was that a home? 18 A Yes. 19 Q And did you pay rent? 20 A No. 21 Q Did Ms. Heard? 22 A Yes.	5471	1 Q How many times? 2 A I don't know. 3 Q Countless? 4 A No. 5 Q Less than ten? 6 A Yes. 7 Q Less than five? 8 A Yes. 9 Q If you remember, when was the first 10 time you ever saw Amber Heard use cocaine? 11 A I don't remember. 12 Q Did you ever do cocaine with Ms. Heard, 13 Amber Heard? 14 A Yes. 15 Q How often? 16 A Not often. 17 Q Was there a point in your relationship 18 with Ms. Amber Heard was using more cocaine? 19 A No. 20 Q Did you ever see Ms. Amber Heard use 21 cocaine while she was in a relationship with 22 Mr. Depp?

<p>5472</p> <p>1 A I don't think so, no. 2 Q Do you know what Provigil is? 3 A Yes. 4 Q Are you aware that Ms. Amber Heard has 5 taken a drug called Provigil? 6 A Yes. 7 Q Do you know when she started taking it? 8 A No. 9 Q Do you know whether Amber Heard 10 continued to take Provigil during her relationship 11 with Mr. Depp? 12 A No. 13 Q Did she ever tell you that she had 14 stopped taking Provigil? 15 A She never told me that one. 16 Q Are you familiar with any of the side 17 effects of Provigil? 18 A No. 19 Q Did Ms. Heard ever tell you that she 20 was experiencing any side effects as a result of 21 Provigil? 22 A She never said anything about that.</p>	<p>5474</p> <p>1 Building; is that correct? 2 A I don't remember which month, but I did 3 move into the penthouses. 4 Q Approximately 2014? 5 A Approximately. 6 Q And Ms. Heard, at the time, was in a 7 relationship with Mr. Depp, correct? 8 A Yes. 9 Q And it was Mr. Depp who invited you to 10 live in one of the penthouses, right? 11 A Well, they both did. 12 Q When you say "They both did," they both 13 sat you down and invited you to live in the 14 penthouses? 15 A I don't remember how the invitation 16 happened, but it came from both of them. 17 Q This was a penthouse Mr. Depp owned, 18 right? 19 A Correct. 20 Q And specifically, the one you lived in, 21 it was referred to as penthouse 1, right? 22 A Correct.</p>
<p>5473</p> <p>1 Q You testified you saw Ms. Heard use 2 mushrooms less than five times, yes? 3 A Yes. 4 Q Each of those five times, or less than, 5 was she in a relationship with Mr. Depp? 6 A Did you say each of the five times? 7 Q Right. 8 A Not each of the five times. 9 Q How many times that you observed Amber 10 Heard use mushrooms was she in a relationship with 11 Mr. Depp? 12 A Maybe three. 13 Q Do you recall the specific occasions 14 when you saw Amber Heard use mushrooms while she 15 was in a relationship with Mr. Depp? 16 A The first Coachella that we went to, a 17 second Coachella that we went to, and maybe at 18 Hicksville. I can't be sure about that. 19 Q Was Mr. Depp at Hicksville? 20 A Yes. 21 Q Around June of 2014, you moved into one 22 of the penthouses in the Eastern Columbia</p>	<p>5475</p> <p>1 Q And when you moved in, Mr. Depp gave 2 you a master key to all the penthouses he owned, 3 right? 4 A It could have been one of his 5 assistants. 6 Q When you say "one of his assistants," 7 you mean one of Mr. Depp's assistants? 8 A Correct. 9 Q So either Mr. Depp or one of his 10 assistants give you a master key to all of the 11 penthouses that he owned, correct? 12 A Yes. 13 Q Mr. Depp never charged Mr. Drew for 14 rent while he lived in penthouse 1, right? 15 A He did not charge him for rent, no. 16 Q Did either of you get physical? 17 A No. 18 Q And how was this argument resolved? 19 A We talked it out. 20 Q You recalled another argument with 21 Ms. Heard at Holly house; is that correct? 22 A Uh-huh.</p>

<p style="text-align: right;">5476</p> <p>1 Q What was this argument about?</p> <p>2 A I think that we were setting up for</p> <p>3 Thanksgiving, and we were looking for, maybe, some</p> <p>4 glasses or some dishware. We had just moved in,</p> <p>5 and we couldn't find them anywhere. And then she</p> <p>6 finally found them in a place that I thought I had</p> <p>7 looked, and we started arguing about that. She</p> <p>8 thought that I wasn't looking hard enough, I</p> <p>9 think, and I told her that I thought that I looked</p> <p>10 there. I think that's what the argument was</p> <p>11 about.</p> <p>12 Q Was this just a verbal altercation? Or</p> <p>13 did you get physical with each other?</p> <p>14 A Yeah. I believe that we -- I believe</p> <p>15 that I pushed her.</p> <p>16 Q How did Ms. Amber Heard react to that?</p> <p>17 A She -- she either pushed or hit me</p> <p>18 back. Yeah.</p> <p>19 Q Do you know where she hit you?</p> <p>20 A I think it was on my cheek.</p> <p>21 Q Do you recall any other physical</p> <p>22 altercations that you had with Ms. Amber Heard?</p>	<p style="text-align: right;">5478</p> <p>1 A Understand I wanted to get to the</p> <p>2 bottom and make sure that this is the one that I</p> <p>3 signed and saw the date, and it was the full</p> <p>4 document. I just finished it. Yes, this is the</p> <p>5 document.</p> <p>6 Q Did you write this witness statement</p> <p>7 yourself?</p> <p>8 A Yes.</p> <p>9 Q I'm sorry. I didn't catch that.</p> <p>10 A Yes.</p> <p>11 Q Thank you.</p> <p>12 Did anyone help you write this?</p> <p>13 A No.</p> <p>14 Q Did Amber Heard help you write this?</p> <p>15 A No.</p> <p>16 Q Did Amber Heard's counsel help you</p> <p>17 write this?</p> <p>18 A No.</p> <p>19 Q Other than your attorney, did you speak</p> <p>20 with anyone about the preparation of this witness</p> <p>21 statement?</p> <p>22 A No.</p>
<p style="text-align: right;">5477</p> <p>1 A No.</p> <p>2 Q Do you recall any specific instances</p> <p>3 when you saw Amber Heard get into a fight with</p> <p>4 someone else?</p> <p>5 A No.</p> <p>6 Q In the time you've known Amber Heard,</p> <p>7 have you ever seen her wear hair extensions?</p> <p>8 A Yeah. Yes.</p> <p>9 Q Did she have hair extensions in while</p> <p>10 she was in a relationship with Mr. Depp?</p> <p>11 A I don't know when exactly she had them</p> <p>12 throughout the time of knowing her.</p> <p>13 Q I'm going to mark as Pennington</p> <p>14 Exhibit 1 Ms. Pennington's witness statement in</p> <p>15 the U.K. proceeding, which is dated June 16th,</p> <p>16 2020.</p> <p>17 Ms. Pennington, first and foremost, do</p> <p>18 you recognize this document?</p> <p>19 A Yes.</p> <p>20 Q Ms. Pennington, this is a sworn witness</p> <p>21 statement that you provided when you testified,</p> <p>22 right?</p>	<p style="text-align: right;">5479</p> <p>1 Q Could you please turn to the tenth page</p> <p>2 of the document, where your signature is, or a</p> <p>3 signature is.</p> <p>4 Is that your signature on the tenth</p> <p>5 page of this document, Ms. Pennington?</p> <p>6 A That is my esignature, yes.</p> <p>7 Q Are all the statements in this document</p> <p>8 true to the best of your knowledge and</p> <p>9 recollection?</p> <p>10 A Yes.</p> <p>11 Q You previously testified that you went</p> <p>12 on a trip to Hicksville with Ms. Heard, Mr. Depp,</p> <p>13 and some other friends; is that correct?</p> <p>14 A Yes.</p> <p>15 Q Do you recall when this trip occurred?</p> <p>16 A Not off the top of my head.</p> <p>17 Q Do you recall who else went on that</p> <p>18 trip?</p> <p>19 A Yes.</p> <p>20 Q Who else was on that trip?</p> <p>21 A Whitney Heard; Nathan, who was one of</p> <p>22 Johnny's assistants; Britney Eustace; Kelly</p>

5480	<p>1 Milano. 2 Q Anyone else that you can recall? 3 A I'm trying to remember. No, I don't 4 remember anybody else. 5 Q Where were you all staying? 6 A At Hicksville trailer park. 7 Q Did you personally witness Mr. Depp 8 become "angry and aggressive" to a friend of 9 yours? 10 A Yes. 11 Q Relative to where Mr. Depp was, where 12 were you when this occurred? 13 A We were around the campfire. 14 Q My question is a bit more specific. 15 Relative to where Mr. Depp was when this occurred, 16 where were you sitting or standing? 17 A I was at the same campfire -- 18 Q How close were you to Mr. Depp? 19 A -- in a circle. 20 Six to ten feet. 21 Q What time of day did this occur? 22 A Evening.</p>	5482	<p>1 recollection as to how long you had known Kelly 2 Sue Milano by the time Hicksville occurred? 3 A More than one year, less than two. 4 Q What did you witness Kelly Sue Milano 5 doing that evening before Mr. Depp became "angry 6 and aggressive"? 7 A I witnessed her hanging out with the 8 rest of the group. 9 Q Did you see her consume any alcohol? 10 A Not that I remember. 11 Q Did you see her smoke any weed? 12 A No. 13 Q Consume cocaine? 14 A No. 15 Q Did you see her consume any mushrooms? 16 A Maybe one. Sorry. I'm genuinely 17 trying to remember. I saw her eat some amount. I 18 don't know how much. 19 Q Did you see her consume any MDMA? 20 A No. 21 Q You testified that Mr. Depp said words 22 to the effect of "Get off my woman," to your</p>
5481	<p>1 Q Had you consumed any drugs or alcohol 2 at this time? 3 A I think so. 4 Q What do you recall consuming at that 5 time? 6 A I don't remember. Likely wine. I 7 don't remember specifically. 8 Q Did you smoke any weed? 9 A No. 10 Q Did you consume any cocaine? 11 A No. 12 Q Had you consumed any mushrooms? 13 A I believe so. 14 Q Had you consumed any MDMA? 15 A No. 16 Q Who was the friend that you referenced 17 Mr. Depp became "angry and aggressive" towards? 18 A Kelly, Kelly Sue. 19 Q How did you know her? 20 A She was married to a work friend of 21 mine. 22 Q Do you have any independent</p>	5483	<p>1 friend; is that right? 2 A I testified that. 3 Q Did you personally hear Mr. Depp say 4 that? 5 A Yes. 6 Q Is this the "angry and aggressive" 7 conduct by Mr. Depp that you testified to? 8 A Yes. 9 Q Other than telling Kelly Sue Milano to 10 "get off his woman," what did you personally 11 observe Mr. Depp do that was "angry and 12 aggressive"? 13 A That was -- that was what happened. 14 Then I think Amber -- I think Kelly and Amber were 15 hugging on a chair out by the fire. He came out 16 of nowhere, said that, and then I think that Amber 17 and Johnny went back to the -- to their trailer. 18 Q Other than hearing Mr. Depp say 19 something to the effect of "Get off my woman," 20 what did you personally observe Mr. Depp do that 21 was "angry and aggressive"? 22 A That's it.</p>

<p>1 Q Did you hear Amber say anything to 2 Mr. Depp? 3 A I don't remember her saying anything. 4 Q Did you hear Amber raise her voice in 5 speaking to Mr. Depp? 6 A No. 7 Q What, if anything, do you remember 8 about Amber's reaction to Mr. Depp's behavior? 9 A She was trying to comfort him. 10 Q This evening in Hicksville, did you 11 ever see Amber Heard consume any drugs or alcohol? 12 A I didn't see it. 13 Q You didn't see Ms. Heard drink any 14 wine? 15 A Yeah. I don't – I don't remember a 16 specific time watching her take a sip of a drink. 17 Q Was she holding a drink? 18 A I don't remember. 19 Q At the evening in Hicksville, did you 20 see Mr. Depp consume any drugs or alcohol? 21 A I didn't see any specific image in my 22 mind of him consuming.</p>	<p>5484</p> <p>1 the light fixtures in the trailer; is that 2 correct? 3 A I did not see it. 4 Q So the only thing you know about what 5 happened in that trailer is what Ms. Heard told 6 you and your observations of the light fixtures 7 being knocked off; is that correct? 8 A The only thing I know about what 9 happened in the trailer is what she told me and 10 what I saw the next morning. 11 Q And the only thing you saw the next 12 morning was that the light fixture had been 13 knocked off; is that correct? 14 A That was not the only thing I saw. It 15 is the specific thing I saw. 16 Q What else do you recall about the 17 trailer? 18 A It was in a general disarray. 19 Q What does that mean? 20 A It was trashed. It was torn apart. 21 Q What besides the light fixtures were 22 torn apart?</p>
<p>5485</p> <p>1 Q Did you personally witness Mr. Depp "in 2 a rage" that Ms. Heard describes? 3 A Did I personally witness the rage in 4 the trailer? 5 Q Yes. 6 A No. 7 Q Did you hear Mr. Depp yelling in the 8 trailer? 9 A No. 10 Q Did you hear Ms. Heard yelling in the 11 trailer? 12 A No. 13 Q Did you personally see that the trailer 14 was "trashed," as Ms. Heard describes? 15 A The next morning? 16 Q Yes. 17 A Yes. 18 Q What, specifically, did you see in the 19 trailer? 20 A The thing I remember specifically was 21 the light fixtures had been knocked off. 22 Q But you didn't see Mr. Depp knock off</p>	<p>5486</p> <p>1 A I've already told you specifically I 2 remember the light fixtures. The rest is a 3 general disarray. 4 Q What is a general disarray to you, 5 Ms. Pennington? 6 A Stuff off the counters, cushions thrown 7 around, things strewn about the floor. 8 Q Did you see Ms. Heard shortly after she 9 returned from Australia? 10 A Yes. 11 THE COURT: All right. What if we just 12 stop there, so that would be a great breaking 13 point. Ladies and gentlemen, let's go ahead and 14 break for the evening. Again, do not discuss this 15 case with anybody, and don't do any outside 16 research. We will see you in the morning at 9:00, 17 all right? Get some sleep, okay? Thank you. 18 (Whereupon, the jury exited the 19 courtroom and the following proceedings took 20 place.) 21 THE COURT: All right. I just have a 22 few items. Just for the record, I want to make</p>

<p style="text-align: right;">5488</p> <p>1 sure Exhibit Plaintiff's 1248 from yesterday 2 actually should be corrected in the record to 3 Plaintiff's 128A; is that correct? 4 MS. VASQUEZ: That's correct, Your 5 Honor. Thank you. 6 THE COURT: Okay. Good. All right. 7 And so the witnesses tomorrow, are they live, 8 remote, or do we need -- 9 MS. BREDEHOFT: We have one live 10 witness tomorrow. The rest are all video 11 depositions. 12 THE COURT: So we didn't need a Webex 13 link? 14 MS. BREDEHOFT: No. 15 THE COURT: Okay. All right. Other 16 than that, jury instructions and verdict forms, 17 I've received your instructions from both parties. 18 Thank you for that. However, I have not received 19 agreed-upon jury instructions as requested, so I'm 20 not sure if that has happened or not happened as 21 far as getting an agreed... 22 MR. ROTTENBORN: Your Honor, we have</p>	<p style="text-align: right;">5490</p> <p>1 MR. ROTTENBORN: Your Honor, I just 2 want to make clear we haven't seen the updates 3 sent until they were sent today. 4 THE COURT: That's fine. 5 MR. ROTTENBORN: We have been trying to 6 meet and confer about this for a week and -- 7 THE COURT: I'm not interested in 8 anybody's fingerpointing, but I understand. But 9 we'll go forward from here. If I can get them 10 Thursday morning, that'd be fantastic. Okay? 11 MR. CHEW: Thank you, Your Honor. 12 THE COURT: All right. Have a good 13 evening. We'll see you in the morning. 14 15 (Whereupon, the trial was recessed at 16 5:18 p.m. to reconvene at 9:00 a.m., Wednesday, 17 May 18, 2022.) 18 19 20 21 22</p>
<p style="text-align: right;">5489</p> <p>1 been trying to meet with them for a week. 2 MS. VASQUEZ: Your Honor, they're 3 identified in an email to Sammy. 4 THE COURT: Okay. So the ones that you 5 agreed upon? 6 MS. VASQUEZ: Yes. 7 THE COURT: Okay. That's fine. So if 8 you could, do the same, just give me which ones 9 you agreed upon. 10 MR. ROTTENBORN: Sure. 11 THE COURT: I'd appreciate that. If we 12 could get, also, by Thursday your objections to 13 the ones that you don't agree upon in writing to 14 me by Thursday morning, okay? 15 MR. CHEW: Yes, Your Honor. 16 THE COURT: Could we get that just so I 17 know what you're objecting to? Because I only 18 have two hours on Friday morning from 8:00 a.m. to 19 10:00 a.m. to deal with this issue. So I want to 20 make sure we're all prepared to get that done at 21 that time frame, okay? 22 MR. CHEW: Understood, Your Honor.</p>	<p style="text-align: right;">5491</p> <p>1 CERTIFICATE OF SHORTHAND REPORTER 2 I, JUDITH E. BELLINGER, RPR, CRR, the 3 court reporter before whom the foregoing hearing 4 was taken, do hereby certify that the foregoing 5 excerpt transcript is a true and correct record of 6 the proceedings; that said proceedings were taken 7 by me stenographically and thereafter reduced to 8 typewriting under my direction; and that I am 9 neither counsel for, related to, nor employed by 10 any of the parties to this case and have no 11 interest, financial or otherwise, in its outcome. 12 IN WITNESS WHEREOF, I have hereunto set 13 my hand and affixed my notarial seal this 18th day 14 of May, 2022. 15 My Commission Expires: September 30, 2024 16 17 18 <i>Judith E. Bellinger</i> 19 _____ 20 NOTARY PUBLIC IN AND FOR 21 THE COMMONWEALTH OF VIRGINIA 22</p>