

Claim No.: QB-2018-006323

**IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
MEDIA AND COMMUNICATIONS LIST**

B E T W E E N

JOHN CHRISTOPHER DEPP II

Claimant

and

**(1) NEWS GROUP NEWSPAPERS LTD
(2) DAN WOOTTON**

Defendants

SECOND WITNESS STATEMENT OF KEVIN MURPHY

I, **KEVIN MURPHY** of [REDACTED] Illinois 640 USA, Estate Manager, will say as follows:

1. I was previously employed by the Claimant, Mr John Christopher Depp II for nearly eight years as an estate manager.
2. I confirm that save where otherwise appears the facts stated in this witness statement are within my own knowledge and that those facts are true to the best of my knowledge and belief. Where facts are not within my own knowledge, I confirm that they are true to the best of my information and belief and the source of that information is set out.
3. I make this witness statement in support of the Claimant's claim in these proceedings. This is my second witness statement in this claim. I make the statement in response to the disclosure of a document by the Defendants on 14 June 2020 referred to below.

4. Paragraphs 7 to 9 of my first witness statement dated 12 December 2019 addressed Ms Heard's requests to me to obtain false evidence for proceedings in Australia. I stand by that evidence and make this further statement in order to expand on that issue.

My involvement in arrangements for the dogs to travel to Australia

5. I was involved in the process to ready the dogs for travel to Australia in April 2015 from start to finish. I hired the agency that facilitated the paperwork and scheduled veterinary work that needed to be accomplished prior to the dogs traveling to Australia. I was also the person that cancelled the contract for services with All Pet Travel, the company dealing with the paperwork, after multiple conversations with Ms Heard regarding the status of the necessary paperwork and the fact that the paperwork was not going to be completed in time for the dogs to travel to Australia. I refer to the invoice dated 9 April 2015 from All Pet Travel at page 1 of KM2 which refers to "Australia Travel Planning – Cancellation" and also a copy of a letter from Ms Debbie Rogers at All Pet Travel dated 16 June 2020 is enclosed at page 2 of Exhibit KM2, which supports this fact.
6. I began to have concerns in mid-to-late March 2015 that timing constraints were not going to allow the dogs to be vaccinated in time to travel to Australia by mid-April 2015. I expressed those concerns to Ms Heard in person, by phone and in emails. Ms Heard asked me on several occasions if there was any other way to get the dogs to Australia. I investigated different options, but they involved allowing the dogs to fly cargo on another flight. Ms Heard would not allow that so we ran out of options. At this point Ms Heard appeared to accept that there was nothing else that we could do and that the dogs would not be able to travel to Australia in time for her flight (see the emails exchanged between Ms Heard and I at pages 3 to 8 of Exhibit KM2).

7. I explained to Ms Heard on several occasions that bringing animals into Australia was like no other country that we had sent the dogs to before in terms of the length and specificity of the paperwork process, and mandatory quarantining upon arrival. I also explained to Ms Heard several times the fact that trying to take the dogs in to Australia without completing the mandatory process was illegal and could result in very harsh penalties including euthanizing the dogs, fines and potential jail time.
8. Prior to Ms Heard and Mr Depp leaving for Australia I notified Ms Christi Dembrowski, Mr Nathan Holmes, Mr Steven Deuters, Mr Jerry Judge, Mr Malcolm Connolly, Mr Sean Bett and Mr Joel Mandel that the dogs were not allowed to be taken to Australia. I further explained that the dogs should not be taken because it would be illegal and that there could be severe penalties. I made a point of discussing this matter because Ms Heard had brought the dogs into the Bahamas without paperwork and vaccinations in another instance in July 2014 and in knowledge of the risks of doing so. I refer to the photograph taken of Boo in July 2014 in the Bahamas at page 9 of Exhibit KM2 which I believe was that occasion. Due to Amber's inconsideration of the proper precautions required, there was a heightened awareness between me, staff and the business office of proper paperwork being in place for future trips.
9. At no time did I discuss this matter with Mr Depp because he never wanted the dogs to travel on any occasion as he felt they would have better care in Los Angeles with staff.
10. Upon getting to work the morning following Mr Depp and Ms Heard's departure for Australia I was shocked to learn that Ms Heard had taken the dogs despite our discussions and my warnings of severe legal ramifications. I spoke with Jerry Judge shortly afterwards who explained that Ms Heard had insisted on bringing them to Australia. At Exhibit KM2 pages 10 to 11 are the messages exchanged between me and Ms

Dembrowski and Mr Deuters when they learned that Ms Heard had gone to Australia with the dogs.

My declaration for the Australia proceedings

11. As stated at paragraph 9 of my first witness statement, on or about October 2015 Ms Heard requested that I make a false statement regarding the dogs' illegal entrance into Australia. When I expressed that I was extremely uncomfortable with this, Ms Heard said to me *"Well I want your help on this ... I wouldn't want you to have a problem with your job."* It became very apparent to me that Ms Heard was threatening my job stability unless I cooperated with providing a declaration that supported her false account for the Australia proceedings. Because of this I felt extreme pressure to cooperate, despite knowing this would involve being untruthful.
12. On 13 October 2015 I signed a declaration for the Australian proceedings that discussed the circumstances in which Ms Heard brought her and Mr Depp's dogs into Australia (see Exhibit KM2, pages 12 to 13). This declaration was prepared by Ms Heard's US lawyer in this matter. That declaration contained statements that were not entirely truthful. It was not true that Ms Kate James, Ms Heard's assistant, was responsible for the paperwork and had not completed it and that this was the reason why Ms Heard travelled with the dogs to Australia without the necessary paperwork. The true position is that I was responsible for the paperwork which I could not obtain in time and that Ms Heard was fully aware of this in advance of travelling to Australia with the dogs.
13. The lawyers with conduct of the matter were Ms Heard's lawyer in the US, with whom I dealt primarily. Ms Heard also had Australian counsel at Ashurst.
14. I was told by both US and Australian Counsel that my statement, in the terms that they had drafted on Ms Heard's behalf, would be integral to

the outcome of the proceedings. I was told that I was going to have to travel to Australia to testify in person on Ms Heard's behalf. Ms Heard knew that she was asking me to lie under duress, and from what she said to me it was clear to me that I was essentially being told by her that my job would be at risk if I did not agree to her demands.

15. I was very relieved that the matter then settled and I was not going to be asked to lie in person in Australia.

My attempt to seek legal advice

16. I was never comfortable with the fact that I had given a statement that was not entirely truthful, but as long as Ms Heard was still with Mr Depp, I did not feel able to take steps to remedy this without there being a risk to my job.
17. Around late May 2016 Ms Heard filed for divorce from Mr Depp. A few weeks later, on June 23, 2016, I retained the services of the law firm Huang, Ybarra, Singer & May LLP (now Halpern, May, Ybarra, Gelburg LLP ("HMYG")) in order to seek advice on retracting my declaration in the Australian proceedings. I felt I could take this step at this time because Ms Heard no longer had control or influence over my job. This was my attempt to right a wrong.
18. This effort was completely independent of Mr Depp and I personally incurred all of the legal costs. Please see the letter from HMYG confirming the time of my instructions enclosed at page 14 of Exhibit KM2.
19. Through HMYG, I then retained an Australian barrister, Robert Ranken, on 14 July 2016 for specialist advice concerning my potential criminal liability. I sought advice as to the implications in Australia arising from the false statement provided by me in a statutory declaration tendered in criminal proceedings in Queensland, the prospect of avoiding

prosecution by making a voluntary disclosure as to the falsity of such statements, and the steps I would need to take to make a voluntary disclosure. I very much wanted to understand the process and to explain the pressure that I had been under to sign a statement that Ms Heard knew to be false.

20. In August 2016 I resigned from my position with Mr Depp. Because I was no longer working, and my legal bills were costly it was no longer financially feasible for me to continue pursuing this matter.
21. Following the proceedings, Ms Heard continued to travel with her dog and even made a joke of the Australia incident with her caption on social media. Please see the photographs at page 15 to 17 of Exhibit KM2.

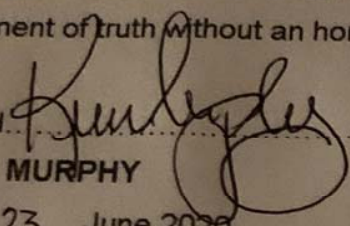
Savannah McMillan

22. I do not believe that Ms Heard would have been concerned about the position I was put in and that I was being compelled to lie to the authorities in Australia. I understand that Ms Heard was prepared to lie directly to the Department of Homeland Security in September 2014 in relation to her assistant, Savannah McMillan. I have seen the letter that was sent to them from Ms Heard denying that Ms McMillan was an employee. I understand that this letter has already been disclosed in these proceedings.
23. I enclose examples of text messages and emails at pages 18 to 28 of Exhibit KM2 from between April 2014 to March 2016 to which I was copied where Ms McMillan is active in the role of Ms Heard's assistant.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signed.....


KEVIN MURPHY

Dated: 23 June 2020

Claimant
K Murphy
Second
Dated 23 June 2020

Claim No.: QB-2018-006323

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MEDIA AND COMMUNICATIONS LIST

B E T W E E N:

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- and -

(1) NEWS GROUP
NEWSPAPERS LTD
(2) DAN WOOTTON

Defendants

**SECOND WITNESS STATEMENT OF
KEVIN MURPHY**

Ref: JA/JR/VA/D0185/001

Schillings
12 Arthur Street
Candlewick
London
EC4R 9AB

Tel: 020 7034 9000

Claim No. QB-2018-006323

IN THE HIGH COURT OF JUSTICE

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BETWEEN:

JOHN CHRISTOPHER DEPP II

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-and-

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Defendants

EXHIBIT KM2



ALL-PET TRAVEL
FIRST CLASS CARE FOR YOUR PETS

1955 W. Grant Road, #148, Tucson, Arizona 85745
520.622.5252 phone, 866.359.7387 toll free
520.203.0242 fax

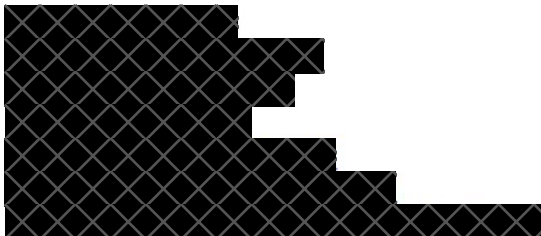
April 9, 2015

Erica Wright
The Management Group
100 Wilshire Blvd Suite 400 West
Beverly Hills, CA 90212

Ending Statement for Services for Boo & Pistol – Australia Can

Australia Travel Planning – Cancellation
FedEx Costs to USDA
USDA Endorsements for RNATT Tests in preparation of obtaining In
Total: \$1365.00
Billed to Mandel, Joel – VISA ending in 6143

Please contact me if you have any questions.



D237.10



ALL-PET TRAVEL
FIRST CLASS CARE FOR YOUR PETS

1955 W. Grant Road #148, Tucson, Arizona 85745
520.622.5252 phone, 866.359.7387 toll free
520.203.0242 fax

June 16, 2020

To whom it may concern:

On or around October 3, 2014 I was contacted by Kevin Murphy to enquire about moving two dogs (Boo & Pistol) from Los Angeles to Australia. All of my dealings were with Mr. Murphy except for a few communications with a female assistant of Ms. Heard's - whose name I cannot remember at this time.

I have been employed with All Pet Travel since November of 2004 and have relocated thousands of animals throughout the world during that time.

I was contacted by Mr. Murphy on April 5, 2015 to cancel all dealings for Boo & Pistol's to Australia since the timing for the necessary final permit was not sufficient for travel to Australia given the strict requirements for entry.

I did explain to Mr. Murphy that Boo & Pistol should NOT under any circumstances travel to Australia without meeting all the necessary rules and regulations and the consequences could be very severe, including euthanasia.

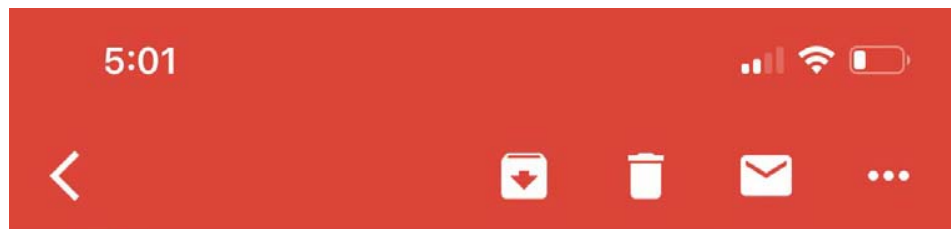
Please let me know if you have any questions.

Thank you!

s/Debbie Rogers

Debbie Rogers
520.256.2999

D237.11



me



to AH

Mar 29, 2015 [View details](#)

Hi.

Because of the paperwork process (combination of vet visits and permit application) for pet travel to Australia the time frame for the dogs to be able to travel there was always the end of April. We started the process quite some time ago. I think J is returning around the 10th/12th. I believe the dogs are not able to enter Australia til the 27th.

Let me know if you have additional questions.



AH



to me

Mar 29, 2015 [View details](#)

Shit. Ok. Hum.... We're out of options then?

Because I don't know what else to do.

5:01



27th.

Let me know if you have additional questions.

...



AH

...

to me

Mar 29, 2015 [View details](#)

Shit. Ok. Hum.... We're out of options then?
Because I don't know what else to do.

Sent from my iPhone

...



me

...

to AH

Mar 29, 2015 [View details](#)

Morning....
Would you allow them to fly cargo?

...



AH

...

to me

Mar 29, 2015 [View details](#)

...

D237.13

5:03



From: **Kevin Murphy**



Date: Sat, Mar 28, 2015 at 5:16 PM

To: AH <

Hi..

Just making sure you know that the dogs will not be allowed to fly commercial in the passenger compartment to Aus. They would have to go cargo. They do not make exceptions for service dogs to Aus.

Just want to make sure you understood. It has been a very complex process thus far.

The all in cost will be around 10k (not including flight) Just wanted you to know.

Per our last discussion re the dogs travel..... I should proceed... Right?

They would be able to travel at the end of April with a 10 day quarantine upon arrival. Delivery to the house somewhere around may 7th (est).

K

D237.14

5:04



Dogs Inbox



me



to AH

Mar 30, 2015 [View details](#)

Hi

I will have to continue the process for the dogs if they are going.

There will be some non refundable charges. Can you advise please.

Thanks



[VIEW ENTIRE MESSAGE](#)



AH



to me

Mar 31, 2015 [View details](#)

I'm sorry but as I understood it, they weren't able to travel with J. and since they couldn't travel with him, they won't be able to go at all. no?

So what process needs to be continued exactly?



D237.15

10:45



AH



to me

Mar 31, 2015 [View details](#)

I'm sorry but as I understood it,
they weren't able to travel with J.
and since they couldn't travel with
him, they won't be able to go at all.
no?

So what process needs to be
continued exactly?



me



to AH

Mar 31, 2015 [View details](#)

We never concluded the original
conversation other than you saying
"no" to cargo.

If that means that the dogs will not
travel then I will discontinue the
travel paper process.

Thanks

K

Sent from my iPhone



D237.16

5:05



me



to AH

Mar 31, 2015 [View details](#)

We never concluded the original conversation other than you saying "no" to cargo.

If that means that the dogs will not travel then I will discontinue the travel paper process.

Thanks

K

Sent from my iPhone



AH



to me

Apr 1, 2015 [View details](#)

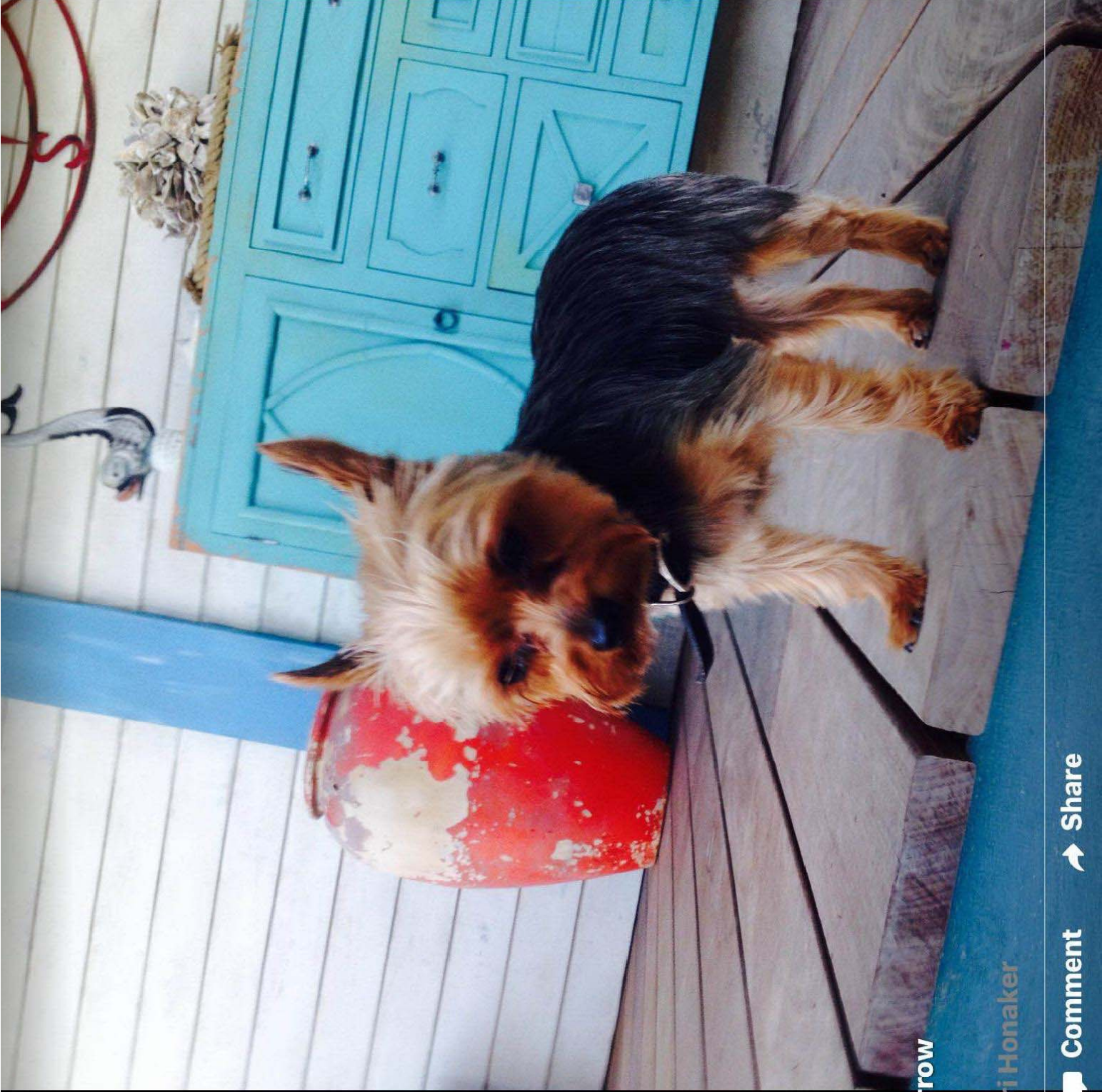
Yeah- unless there's another way to get them there or get them on the plane with J.

I can't send them in cargo. It's too dangerous.

Sent from my iPhone



D237.17



Steven F Farrow

JUN 7, 2014

Mariah Mari Honaker

2 Comments



18

Like



Comment



Share

9:03



Stephen >

Apr 20, 2015, 8:45 PM

Amber knew all about
the Dog situation,
right?

they've
landed...haven't
heard anything yet

dogs are in

Apr 20, 2015, 10:45 PM

Yes. She knows.

Apr 21, 2015, 9:25 PM

did you get all the



iMessage



D237.19

9:31



Christi >

Apr 20, 2015, 5:24 PM

Hi.

Just an fyi. They took the dogs without the proper paperwork.

Apr 22, 2015, 11:41 AM

Morning. Just an fyi. Billy at 80 since yesterday.

12 people on Monday til 4am. 20 people last night... 12 arriving after 2 am til 5am.



B



D237.20

Privileged and Confidential

STATEMENT OF KEVIN MURPHY

I, Kevin Murphy, state as follows:

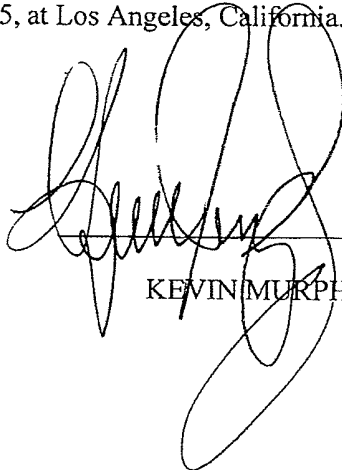
1. I am currently, and have been, an estate manager and assistant to Johnny Depp for many years. I have personal and firsthand knowledge of the matters set forth in this Statement, and if called as a witness, could and would testify competently thereto under oath.
2. Among other household responsibilities, one of my obligations is to assist Mr. Depp in the preparation of necessary travel-related paperwork for the household dogs, Pistol and Boo. This includes submitting the proper applications, making sure the dogs receive the proper vaccinations and certifications, and obtaining any necessary permits to allow transport of the dogs into foreign countries. On other occasions, Mrs. Depp's assistant, Kate James, would be responsible for obtaining the necessary travel-related paperwork for the dogs.
3. Over the years, I have been involved in obtaining the necessary travel-related paperwork for the dogs to travel to the United Kingdom, France, the Commonwealth of the Bahamas, Canada, and Brazil.
4. It is a household policy that neither Mr. Depp nor Mrs. Depp travel with the dogs unless all the proper travel-related paperwork has been completed and prior approval is obtained from the country of destination. In connection therewith, it is a household policy to arrange all the necessary travel-related paperwork for the dogs to legally travel with Mr. Depp and Mrs. Depp, and only inform Mr. Depp or Mrs. Depp about the arrangements if the necessary travel-related paperwork could not be obtained. If the necessary travel-related paperwork could not be obtained, either Ms. James or I would notify Mr. Depp and Mrs. Depp. Otherwise, Mr. Depp and Mrs. Depp would not be notified. In fact, there have been several instances when the dogs did

not travel internationally because the necessary travel-related paperwork could not be obtained in time, including a cancelled trip to the United Kingdom in August 2015.

5. Although Mrs. Depp initially instructed me to make arrangements for the dogs to travel to Australia in April 2015, it was Ms. James, an Australian citizen, who assumed the primary responsibility for preparing the necessary travel-related paperwork to permit the dogs to travel with Mrs. Depp to Australia. However, prior to the trip to Australia, Mrs. Depp terminated Ms. James' employment. Nevertheless, I was under the impression that prior to her termination, Ms. James had arranged for all necessary travel-related paperwork for the dogs to legally travel to Australia. Ms. James never indicated otherwise.

6. Per the household policy, Mr. Depp and Mrs. Depp would not have traveled with the dogs to Australia if they didn't believe all the necessary travel-related paperwork had been completed and approved.

Executed this 13th day of October, 2015, at Los Angeles, California.



KEVIN MURPHY



Halpern May Ybarra Gelberg LLP
550 South Hope Street, Suite 2330
Los Angeles, California 90071
(213) 402-1900 – telephone
(213) 402-1901 – facsimile
www.halpernmay.com

Grant B. Gelberg
[REDACTED]
[REDACTED]

June 22, 2020

VIA EMAIL

Kevin Murphy
[REDACTED]

Re: Representation

Dear Kevin:

This letter confirms that my law firm represented you in 2016 in connection with Johnny Depp and Amber Heard's criminal case then-pending in Australia. That representation concluded in August 2016.

Very truly yours,

/s/ Grant B. Gelberg

Grant B. Gelberg
HALPERN MAY YBARRA GELBERG LLP

🔒 google.com



news.com.au



Amber Heard mocks the Australian dog smuggling scandal. Picture: Instagram Source: Supplied



google.com



news.com.au



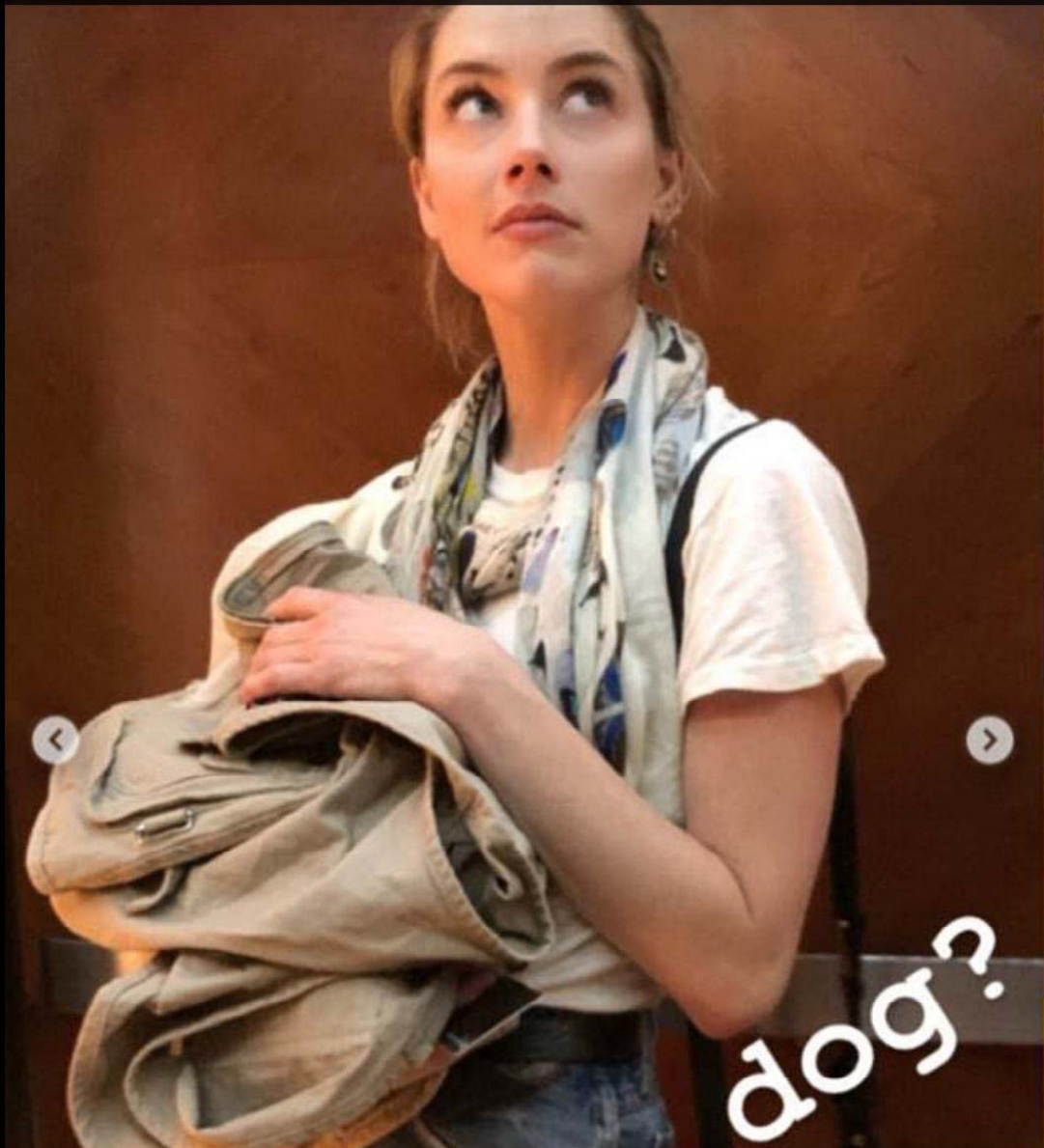
D237.25



🔒 google.com



1 / 5



Cheeky: Amber Heard mocked her infamous international dog smuggling incident as she pretended to sneak a pooch into a Syrian refugee camp on Tuesday

© Amber Heard/Instagram



D237.26

7:43



Kate James



to Nathan, Kristy, Christi, Steph...

[Hide details](#)

From Kate James



To Nathan Holmes



Cc Kristy Woods



Christi Dembrowski



Stephen Deuters



Trudy Salven Travel



jerry Judge jerry@jerryjudge.com

Kevin Murphy



Malcolm Connolly



Savannah Amber Assistant London



Date Apr 20, 2014, 8:59 PM



D237.27

7:41



AH departure Sunday 4/6 **Inbox** ☆



cd

Here ya go! Date: Sunday April...



nathan holmes

Hi Guys, here are the details fo...



Savannah Mcmillan

Thank you. Will do. Sent from...



me

Thanks sweetie Sent from my i...



cd

Elaine, we will let you know wh...



Trudy Salven

Thx e Trudy Salven ALTOUR T....



Stephen Deuters

Passengers En route to plane n...



Savannah Mcmillan

25 mins from airport. Will mess...



cd

New arrival time in hamptons a...

D237.28

6:32



nathan holmes



to Malcolm, Sean, Stephen, sav...

[Hide details](#)

From nathan holmes [REDACTED]

To Malcolm Connolly
[REDACTED]

Sean Security Jd
[REDACTED]

Cc Stephen Deuters [REDACTED]

savannah McMillan
[REDACTED]

KM Murphy
[REDACTED]

Leonard Damian
[REDACTED]

christi dembrowski [REDACTED]

Debbie Lloyd
[REDACTED]

Date May 26, 2015, 7:27 PM

Hi All,

Heres the plan for tomorrow.

D237.29

6:30



Savannah Mcmillan



to Toni, me

Apr 21, 2015 [View details](#)

Hi Toni,

Kevin mentioned that I should contact you re shipping items to Australia. I have the stuff ready to ship - is a pick up possible for tmrw afternoon, from Sweezer & Sunset pls? And do they bring a box and tape, or does that need to be done before hand?

Thanks!

Sent from my iPhone



Toni Martinez

Hello: No worries, I'll have a dri...



Savannah Mcmillan

Hey Toni, Is there anyway we c...



me

Morning. Let's keep the pickup...

D237.30

6:30



Savannah Mcmillan



to Toni, me

Apr 10, 2015 [View details](#)

Hi Toni,

I spoke to Kevin and was wondering if it's okay to have some boxes picked up from the Corinthia Hotel, in London. The boxes are all marked with addresses. 1 large box is to go to LA, the one to Paige Heard is to go to Texas, and the one to Mara Russo to go to Mississippi, and 2 to go to Egham (in the UK - about 15 mins from the courier base at Heathrow airport). Is that all okay? The boxes are currently with the concierge at The Corinthia hotel (Whitehall place).

Let me know if there's any probs!

Sent from my iPhone

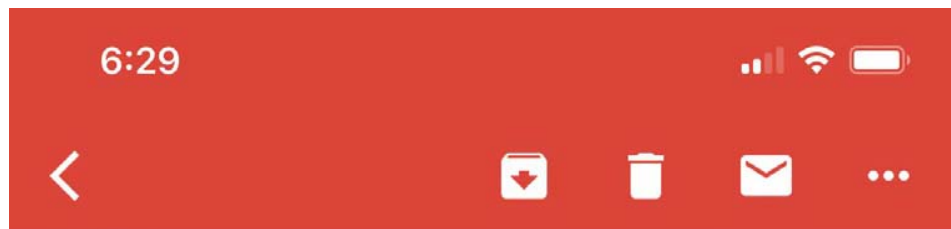
3



Toni Martinez

Everything ~~shipping out~~ Monda...

D237.31



AH



to me

Mar 28, 2015 [View details](#)

That's great! Thanks. as long as they can hold it for us Sav, then I'm happy.

Thanks Kevin!

Sorry for the trouble. I need to have that medication close by in case I need it. so it's best if it's here in Europe. Thanks!!



Savannah Mcmillan



to me, AH

Mar 28, 2015 [View details](#)

Sure, no prob will do.

Sent from my iPhone



Savannah Mcmillan

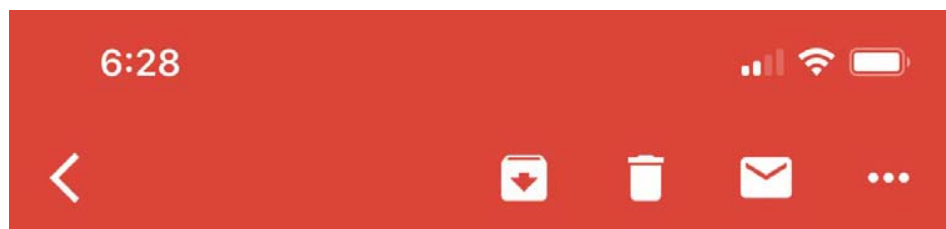


to me, AH

Mar 28, 2015 [View details](#)

Just checked with Amber and to
the London address below would

D237.32



me



to Savannah, AH

Mar 28, 2015 [View details](#)

Hi Savannah.

I have a small box that contains some items for Amber. Can you provide me with appropriate shipping instructions please.

Thanks

K

Sent from my iPhone



Savannah Mcmillan



to me, AH

Mar 28, 2015 [View details](#)

Hello Kevin!

Of course. We are in Denmark until the 2nd, so best to send it to be kept safely in the London production office.. If it's not urgently needed.

The address is -

THE DANISH GIRL

Kvinde Films Ltd | Rm ~~41~~ John

D237.33

6:27



Savannah Mcmillan



to Trudy, me, Amber

Feb 21, 2015 [View details](#)

Hi Trudy,

Just checking in, does Amber have the transport arranged when she lands in LA? Or should I liaise with Kevin?

Thanks.

Sent from my iPhone



Trudy Salven



to Savannah, me, Amber

Feb 21, 2015 [View details](#)

She does. Rep and music under ms slim. She knows. Thx

Sent from my iPhone



Reply



Reply all



Forward

D237.34

6:27



Savannah Mcmillan



to Kate, me, AMBER

Feb 5, 2015 [View details](#)

Hi all,

All 5 suitcases are set to arrive at the London production office on Monday 9th, each suitcase is labelled with my name on. The address:

FAO HARRIET WORTH

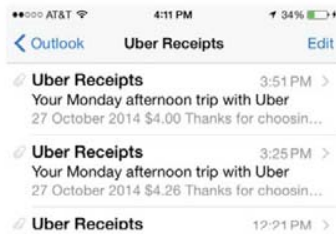
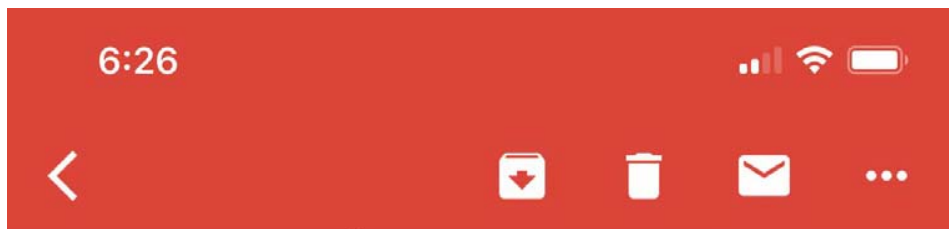
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Her contact info:

[REDACTED]

Thanks guys!

Sent from my iPhone



Savannah

to me

Dec 3, 2014 [View details](#)

Hey Kevin,

Hope you had a lovely
thanksgiving. Ours was wonderful,
thank you so much for all you did
making it so special. The food was
delicious too.

Also, wanted to check in - did you
get this email?

On 27 Oct 2014, at 16:14,
Savannah Mcmillan



wrote:

> My card info -

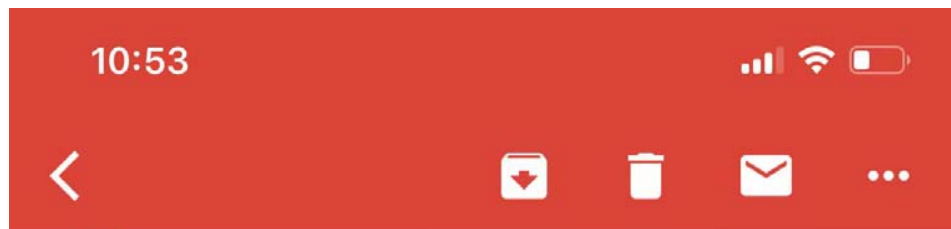
>

>

>



D237.36



Savannah Mcmillan



to Kristy, me

Mar 17, 2016 [View details](#)

Hello Kristy,

Just wanted to introduce myself;
I'm Savannah - Amber Heard's
assistant. Nice to e-meet you!
Please feel free to contact me with
any questions/ queries, and let me
know if I can help at all over the
next few days. I wanted to check in
on Amber's packages that are
arriving today via Excalibur. You
should be expecting a suitcase and
a large garment bag (two items in
total), they should be arriving at the
production address, addressed to
'Savannah Mcmillan' / 'Slim'.

Please let me know once they have
arrived safely.

Looking forward to meeting you
guys.

Thanks

D237.37