

TRANSCRIPT OF THE POOL TV FEED FROM DEPP v HEARD

FAIRFAX COUNTY COURT Monday 16 May 2022

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Bailiff: All rise. The Circuit Court of Fairfax County is now in session. The Honorable Penney Azcarate presiding. Please be seated.

Judge Azcarate: All right. Good morning. All right, do we have any preliminary matters before the jury comes out?

Ms. Bredehoff: [inaudible 00:00:13]

Judge Azcarate: Sure.

Man: Thank you, Your Honor.

Judge Azcarate: Okay, are we ready for the jury, then?

Woman: Yes.

Judge Azcarate: Okay, great. All right. Thank you. Good morning, ladies and gentlemen, thank you for being so punctual this morning. I appreciate it for the early start. All right. Just a reminder, Ms. Heard, you're still under oath, okay? All right, next question.

Ms. Bredehoff: Thank you, Your Honor. Amber, when did the first act of physical violence by Mr. Depp occur?

Ms. Vasquez: Objection, asked and answered.

Judge Azcarate: Overruled, go ahead.

Amber: It would have been early 2012.

Ms. Bredehoff: And how did you determine this?

Amber: I reviewed my therapist...

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: She hasn't even answered it, Your Honor.

Judge Azcarate: All right, I'll allow the answer.

Amber: By reviewing my therapist's notes.

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Your Honor, but it's not offered to prove the truth of the matter asserted, it's explaining what she looked at.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. When did you earlier believe the first act of physical violence occurred?

Amber: Well, I had always believed up until recently that it was...it had started later, that the violence started around early 2013 and early 2012.

Ms. Bredehoff: Now, you testified earlier that the first act of physical violence by Mr. Depp related to the Winona-Wino tattoo, do you recall that testimony?

Amber: I do.

Ms. Bredehoff: Okay, does that change your testimony realizing that this is earlier? Was this, in fact, still the first act?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Sustained.

Ms. Bredehoff: What was the first act?

Ms. Vasquez: Objection, asked and answered.

Judge Azcarate: Sustained.

Ms. Bredehoff: How do you remember the first act of violence?

Amber: Well, you never forget it. That's how I remember it. It changes your life forever. You never forget the first time someone hits you like that. I just had the date wrong.

Ms. Bredehoff: Okay. And how is it that you think you got the date wrong?

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: Overruled.

Amber: I'm embarrassed to say, I think I would have liked to believe that the period of time in which I had to fall in love with Johnny, in which we fell in love and he was sober and he wasn't violent to me lasted for a lot longer than it did. I think I would have liked to have believed that. I wasn't hit so early in the relationship and still stayed. He was also sober

for a period in 2012, which was a peaceful time for us in which we fell in love. So, I had kind of allowed myself, I guess, to forget the beginning of that period, 2012, before he got sober, was this really violent and chaotic as well. I am embarrassed to say that.

Ms. Bredehoff: Now, you testified that the police were called multiple times. Other than the May 21, 2016, what other occasions where the police were called?

Amber: They were called in December of 2011. They were called in 2012. They were called in 2013 in March by the landlord. I had sought advice from Laurel Anderson as to whether I should call the police...

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: Sustained.

Ms. Bredehoff: Okay. When you filed the domestic violence temporary restraining order, how many acts of abuse did you allege at that time?

Amber: I gave the last couple, I believe, the last two incidents, maybe three.

Ms. Bredehoff: And why didn't you tell of all the acts of abuse at that time?

Amber: I was following advice from my counsel.

Ms. Bredehoff: Okay. How many instances of abuse were included in the UK trial?

Amber: There were 14 acts of physical abuse and violence and 3 acts of sexual abuse.

Ms. Bredehoff: And why would those 17 included in the UK trial?

Amber: Well, I was not a party, a direct party, I was a witness. So, it was whatever their counsel, "The Sun" counsel chose.

Ms. Bredehoff: Okay. When is the first time you were called upon to provide a detailed accounting of as many times as you can recall of physical and sexual abuse by Mr. Depp?

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: That's not hearsay, Your Honor. I'm asking her when she was called upon to do so.

Judge Azcarate: Well, the objection is hearsay.

Ms. Bredehoff: Right, but it's not offered to prove the truth of the matter asserted and it's just asking for date.

Judge Azcarate: All right, overruled.

Ms. Bredehoff: Thank you.

Amber: A few months ago, February 2022, this year, was the first time I was asked to do so other than recalled in a deposition.

Ms. Bredehoff: Okay. And when you were asked to provide those, what did you do to be able to prepare that accounting, that full accounting?

Amber: Well, I had the benefit of my therapist's note...

Judge Azcarate: Objection, hearsay.

Ms. Bredehoff: So, Your Honor, she's not saying what the therapist said, I'm just asking...

Judge Azcarate: I'll overrule the objection.

Ms. Bredehoff: Thank you. Go ahead.

Amber: I looked at my therapist's notes, I have the benefit of those notes, which we had received in February, as well as I reviewed calendars, photos, text messages, my journals, my diaries, of which there are many. I put all of those together, took a lot of time to be able to, you know, adequately refresh my recollection and fill in the details over the course of the five years we were together.

Ms. Bredehoff: And what did you do when you put that all together?

Amber: I kind of filled in and collected all of these various pieces of information and gave a fuller account as best I could for each incidents of violence that I had a record of. I think it was called an interrogatory.

Ms. Bredehoff: In this case?

Amber: In this case, excuse me.

Ms. Bredehoff: All right, did you sign that under oath?

Amber: I did.

Ms. Bredehoff: And it was provided to counsel for Mr. Depp?

Amber: It was.

Ms. Bredehoff: Okay. And was it a pretty lengthy document?

Amber: It was far too long.

Ms. Bredehoff: Okay. And how is it that you didn't just remember all of those events like this?

Amber: That's not how your memory or my memory works. You know, we were together for five years almost, four and a half, and it was a very violent, chaotic, at times, very loving, emotional relationship. So, as anyone can imagine, there was a lot going on and unfortunately, the violence became almost normal, especially towards the end. It was just...it's hard to even...it's hard to say that now but the violence was almost normal. And, you know, your brain does with trauma what it does, puts it away best you can. So, frankly, I was shocked to see a lot of the information presented to me through my therapist's notes because she was taking...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: Okay, we'll move past what the therapist said in her notes. Okay. Now, there's one more, you also provided the declaration in this case early on. Do you recall that time to move the case to California?

Amber: Yes, there was a declaration in 2019.

Ms. Bredehoff: All right, and did you describe some of the events of violence in that declaration?

Ms. Vasquez: Objection, leading.

Ms. Bredehoff: What, if anything, was said about violent acts in that declaration?

Amber: I was taking the advice of my counsel, it was to get it moved, I believe.

Ms. Bredehoff: Okay. And was there...did you include all of them?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Overruled.

Ms. Bredehoff: Thank you.

Amber: No, I did not include all of the incidents of violence, that was not the point of making this declaration. We were making this declaration in the effort to move it to California because as hard as it is to go through

this sort of trial as it is, it's even harder to do so in a place that neither Johnny nor I are connected to.

Ms. Bredehoff: Okay. Now, you testified earlier about guitars and you said you've never played a guitar. Have you ever played a guitar player in a movie?

Amber: You could say I posed with a guitar. Turned out I am unteachable.

Ms. Bredehoff: Okay. I'm going to take you to the tape recordings. Why did you and Mr. Depp start taping each other?

Amber: Well, at first, it was...not at first, it was meant to be a way to get to the heart of some of our communication issues, and in order to do...to discover in a therapeutic fashion kind of what was some of our issues in our communication.

Ms. Bredehoff: Okay. Now, we heard an audio tape earlier during this trial in which you said the word "couch" repeatedly. Can you please explain to the jury what that meant?

Amber: Yes, couch was a word that we had been given, that we decided upon rather...

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: Just tell us what Mr. Depp said about this.

Amber: It was a safe word. It was meant to be a safe word like a word...like truce, where you put down the proverbial guns and you say, "Truce, we're not fighting anymore." "Couch" was supposed to be a word that you used...that we used as a truce, "I don't want to fight anymore, you win, let's stop this." That was the mention of "couch," which you heard earlier in the recording.

Ms. Bredehoff: Okay. Now, what, if any, discussions did you have with Mr. Depp about threatening to divorce each other or threatening to leave?

Ms. Vasquez: Objection, calls for hearsay to the extent it calls for Ms. Heard's statements.

Ms. Bredehoff: I'm asking for discussions with Mr. Depp.

Judge Azcarate: Still hearsay.

Ms. Bredehoff: Just tell us what Mr. Depp said, don't tell us what you said.

Amber: Can you repeat the question?

Ms. Bredehoff: Yeah. Yes, so what did Mr. Depp say in your discussions about the use of the term threatening to divorce or threatening to leave each other?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Overruled.

Amber: Well, Johnny would always say, "The only way out of this was death." But in fights, in particularly heated ones, we had found...you know, we were using divorce in the fight, in some of our heated fights. We tried not to, but that kind of deteriorated after the December incident that I got beat up pretty badly. And after that point, it was used a lot more often.

Ms. Bredehoff: Okay. Now, March 26, 2015, this is after the first Australia trip and after the staircase incident. I'm going to ask, Michelle, can you bring up Depp Exhibit 371A? This is a tape recording, and it's going to be at 1:01 to 2:29.

Judge Azcarate: Could you say the time again?

Ms. Bredehoff: Yes, it's 1:01 to 2:29. And if we could...I don't know whether you would turn up that volume? I know it's hard to hear this.

Judge Azcarate: Is this in evidence already?

Ms. Bredehoff: I'm moving it into evidence, Your Honor, but these are the tape recordings between the two, which I think we had agreed...

Judge Azcarate: Is there any objection to 371A?

Ms. Vasquez: Your Honor, if you can just give me a moment to confirm there's no other voices?

Judge Azcarate: Plaintiff's. Yes. It's not in evidence it sounds like.

Ms. Vasquez: It's not in evidence, Your Honor. So, could you please confirm that there are no other voices?

Ms. Bredehoff: I will confirm, and it's Depp's Exhibit, Mr. Depp's exhibit.

Judge Azcarate: Plaintiff's 371A then. Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: Okay, 371A in evidence. Thank you.

Ms. Bredehoff: And we may need to...if I could just...if you listened, we may need to turn that volume up sometimes, your control is a little bit better than what we have max.

Amber: I see somebody who's changing into different versions of a person that I recognize for a brief moment, and then he slips away, then he disappears. Then I get different versions of him. I get the insecure or scared version of him that lashes out in a different medium every time. So if it's Adderall or Junkie Johnny, then he's abusive and he's a tyrant and he's mean, he's reactionary and he's [inaudible 00:14:20], and anything I do and say is cause for violence or anger. If I speak bluntly from the heart, I'm yelling at him. If I argue back with him, then I'm abusive. If I don't say anything, then I'm dismissive or absent or somewhere else. If I engage with him, I'm part of the problem, I'm the one that was mean. If I don't engage with him, then I'm part of the problem. No matter what I do I'm fucked. Because if I look at him in the wrong way, it's a problem. If I say the wrong thing no matter what it is, I'm the problem. I'm the problem no matter what. That's the guy who's on a bunch of fucking speed.

Ms. Bredehoff: What did you mean when you were saying that to Mr. Depp?

Amber: That no matter my perception was, no matter what I did, no matter what I did to de-escalate, walk away from him, to confront him, to try to...nothing I did made a difference, nothing I did change his rage at me, nothing I did change the violence towards me, nothing I did calm him down, and I was constantly doing a juggling act of what kind of version of Johnny I was dealing with. There were different versions of him and they were drastically different from one another, and even more so than them being different from one another, they didn't even sometimes remember what the other version did or said. They acted almost like independent versions of this person, depending on what combination of drugs and alcohol he was on. That's what I was trying to express to him. It's just the futility of me responding successfully and the futility of trying to constantly negotiate with him and the substances he was on at the time.

Ms. Bredehoff: I'm going to take you to April 15, 2015, the premiere of "When I Live My Live Over Again". What, if anything, did you do for that premiere?

Amber: I believe that premiere was in New York City, it was a small independent film I shot, I went back to New York to attend the premiere.

Ms. Bredehoff: Michelle, can you bring up Defendant's Exhibit 421, please? Does this accurately depict the scene portrayed in this picture?

Amber: Yes.

Ms. Bredehoff: Your Honor. I'm going to move the admission of Defendant's Exhibit 421.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 421 in evidence, it may be published to the jury.

Ms. Bredehoff: Thank you. Amber, could you please describe for the jury what this picture is?

Amber: That is a picture of me a few months...I believe this is April of 2015, so it's a few months after the March incident that happened in Australia early...yeah, early March, in which Johnny held me down on the countertops and my arms were cut on the glass in that attack.

Ms. Bredehoff: And if we could draw your attention to your arm there. Are those scars? What are those? Please describe for the jury what those are.

Amber: Those are scars that I obtained while Johnny was strangling me and assaulting me on the countertop in Australia.

Ms. Bredehoff: Okay. Michelle, can you bring up Defendant's Exhibit 423, please? And does this accurately portray the scene shown?

Amber: Yes, that's a...

Ms. Bredehoff: Hold on a second. I'm gonna move the admission of Defendant's 423, please.

Ms. Vasquez: No objection.

Judge Azcarate: 423 in evidence.

Ms. Bredehoff: Thank you.

Judge Azcarate: It may be published.

Ms. Bredehoff: All right, and please describe to the jury what this shows.

Amber: It is a picture of me on a red carpet. You can see my scars. Even though I have makeup on them, they're a bit harder to cover because of rather fresh.

Ms. Bredehoff: Okay. Now, after this, in April of 2015, you returned to Australia with Mr. Depp, did you not?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Overruled, I'll allow it.

Ms. Bredehoff: Thank you.

Amber: I guess we did.

Ms. Bredehoff: Okay, and tell the jury about that trip.

Amber: Well, after Johnny was able to get clean off of the coke and the other drugs enough to get the hand surgery he needed, there commenced a period of time of sobriety for Johnny. His doctor consulted him and then came on when Johnny agreed to get clean...

Ms. Vasquez: Objection, hearsay, non-responsive.

Ms. Bredehoff: Don't say what...Your Honor, we already have the testimony from Dr. Kipper but don't say what Dr. Kipper did, just tell the other part, just don't say what somebody else said.

Amber: So, there was this period of sobriety after that and Johnny was very committed to being clean and sober. And I thought, "We've finally done it, we finally did it, we were through it and we were never going back," meaning he was going to be clean and sober for good this time. And we had a wonderful period of...you know, we fell back in love or deeper in love than we were before it seemed, things were so good. We were talking about a future again, we were talking about having kids. I mean, when Johnny wasn't using, it was so peaceful. We had such a nice...we had a good time together. We went back to Australia like that in that state and had a few months...we even had my parents come and visit us in Australia and we were talking about babies and about buying a farm and, you know, looking for homes in California and we were in a really beautiful, peaceful period. It was wonderful. It was wonderful.

Ms. Bredehoff: Now, did you stay at the same place that you did the earlier time in Australia?

Amber: We went back to a very remodeled version of that home...I mean, remodeled, very cleaned-up version of that home. Same walls, same structure, but looked a bit different, as you can imagine.

Ms. Bredehoff: How did you feel going back to that home given what had happened in March, early March?

Amber: You know, the home isn't the problem. You know, if you're living in domestic violence, you don't just not go home, you know, you don't just not go into the kitchen just because you were slapped in that kitchen. People living in domestic violence live in their homes. That's almost...you know, the home isn't the problem, that's the normal part of your home. And for me, you know, Johnny was my home, where we were a couple was my home, and that home was often really violent. But it wasn't the structure itself, it was Johnny. And when we went back to Australia, that home, Johnny, was in a completely different...you know, he had done a complete 180, clean, sober, present, calm, we were peaceful. I mean, the gripes and the problems that he seemed to have about me went away when he's sober. And so, we had a really...we managed to go back to that same house, but in a very different way. It felt very different.

Ms. Bredehoff: June 16, 2015, the "Magic Mike" tour, where did you go for that tour?

Amber: While I was in Australia, I got the call for that press tour and went to Europe for the press tour for that movie. And, you know, I was nervous because problems arise when I'm having to work when I leave...

Ms. Vasquez: Objection, non-responsive.

Ms. Bredehoff: That was still responsive.

Judge Azcarate: Well, I'll sustain the objection, next question.

Ms. Bredehoff: Michelle, can you please bring up Defendant's Exhibit 447? I'm gonna ask you first, does this accurately portray the scene depicted?

Amber: Yes.

Ms. Bredehoff: Your Honor, we move the admission of Defendant's Exhibit 447.

Ms. Vasquez: No objection.

Judge Azcarate: 447 in evidence, you can publish.

Ms. Bredehoff: Thank you. And Michelle, if you could zoom in just a little bit closer. Amber, could you tell the jury about this picture?

Amber: Yes, that's me on the red carpet promoting the "Magic Mike" movie I was in. You can see the scars on my body...on my arms.

Ms. Bredehoff: Okay.

Amber: You can't see everything, of course, but...

Ms. Bredehoff: Okay. And Michelle, can you bring up Defendant's Exhibit 449? And Amber, does this accurately depict the scene portrayed?

Amber: Yes, it does.

Ms. Bredehoff: Your Honor, move the admission of Defendant's 449.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 449 in evidence. You can publish.

Ms. Bredehoff: And, Amber, could you please describe to the jury what this portrays?

Amber: You can see the scars on my arm from that attack. Also, around this time, Johnny was calling me on the phone before and after, you know, while I was doing these press events, and sometimes I would be on the phone with him, kind of managing accusations about why I didn't pick up sooner or didn't text back sooner. And sometimes I, actually, on this tour, many times had to delay getting out of the car or...

Ms. Vasquez: Objection, non-responsive.

Ms. Bredehoff: I'll ask then, how did Mr. Depp react to your going on this press tour?

Amber: He was very upset with me and I just remember crying on the phone with him a lot and having to hang up to go to press events.

Ms. Bredehoff: All right. Thank you. Now, I'm going to take you to the Southeast Asia train trip, that was your honeymoon trip, correct?

Amber: Yes, it was.

Ms. Bredehoff: Okay. And that was July 25, 2015?

Amber: Yes, it was.

Ms. Bredehoff: Okay. Michelle, I'm gonna ask you to bring up Plaintiff's Exhibit 162, it's already in the evidence. Now, Mr. McGivern testify that he took this picture in July of 2013. Would you agree?

Ms. Vasquez: Objection, misstates prior testimony.

Ms. Bredehoff: It's exactly what he testified to.

Ms. Vasquez: It wasn't. It wasn't.

Ms. Bredehoff: I have the transcript.

Judge Azcarate: I don't know. Go and ask your question.

Ms. Vasquez: It's Mr. McConnoly.

Ms. Bredehoff: Is that correct?

Amber: I believe Malcolm Connoly took this on the Eastern...I mean, on the Orient Express.

Ms. Bredehoff: Malcolm Connoly, not Travis McGivern?

Amber: I believe it was Malcolm on that trip with us, yes.

Ms. Bredehoff: Okay. And was it in 2013, or was it 2015?

Amber: It was in 2015.

Ms. Bredehoff: Okay.

Amber: In July.

Ms. Bredehoff: And please describe if you can what transpired during this trip.

Amber: Well, the train trip itself was peaceful up until Johnny wanted to start drinking rum alcohol. He'd already started drinking champagne. When I returned from the press tour, that's what he was...he was drinking wine and champagne. And when we wrapped on Pirates 5, the plan was for us to do this honeymoon. You know, I was walking a bit on eggshells because I know a pattern but I was not wanting to accept that it was...that we had gone back to a pattern at all. And so, we were on this train, and on the last night we were on the train after this was taken, this photo, Johnny and I got in an argument about him wanting to be allowed, meaning him wanting me to agree to him drinking liquor and being okay with it and an argument followed that in our sleeping car.

Johnny slapped me across the face and held me up by the...got ahold of my neck and pushed me up against the wall of the car. It was a small and narrow sleeper car, there two beds, one on each side. He had me up against the wall while he was standing on the floor in between the beds and I was on the bed kind of half kneeling, half standing, trying to get his arms off my neck and he was squeezing my neck against the railway car for what felt like a very long time. And every time he kind of would pull me away from the side of the car, he slammed me up again...slammed me up against the wall and I remember looking down at him and trying to get his arms off of my neck.

And I remember thinking that he could not even mean to kill me. You know, I remember being scared that he wouldn't even mean to do it. And kind of looking down at him because I was slightly above him as he was standing on the ground, and kind of clawing at him, trying to get him to...you know, his arms away from my neck. I remember I had a...at one point, he ripped the top of my shirt, I don't really remember what it was, but I remember I had a breast exposed. At some point, I pulled a lapel off his shirt and he rips the shirt off of him and wraps it around my neck, and that's how I woke up. The next morning, actually, I woke up with it still around my neck and with a giant knot in the back of my head.

Ms. Bredehoff: Did you keep a diary at that time?

Amber: Yes, I did.

Ms. Bredehoff: Michelle, can you bring up Defendant's Exhibit 461?

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: It is a diary, Your Honor, and I will just ask her some questions about it rather than trying to admit it into evidence at this point.

Judge Azcarate: All right, I'll allow the question, go ahead.

Ms. Bredehoff: What, if anything, do you recall about recording what transpired on that train?

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: I'm just asking her whether she did, I'm not asking what she recorded.

Judge Azcarate: All right, I'll allow it. Go ahead. Overruled.

Amber: I wrote about what happened that night the next morning.

Ms. Bredehoft: Thank you. Now, did Mr. Depp suffer any injuries on that trip?

Amber: Not that I saw. I have a lot of pictures from that trip and he's uninjured.

Ms. Bredehoft: Okay. Thank you. You can take that down, Michelle. Thank you. Now, I'm going to keep you in July of 2015. And Michelle, I'm going to ask you to bring up Depp Exhibit 390A, it's a recording, and then I'm going to be asking about from 3:30 to 4:12. I'm going to move to admission, Your Honor. It's another recording between Mr. Depp and Ms. Heard, there's nobody else in there.

Judge Azcarate: Plaintiff's, what number was it?

Ms. Bredehoft: It's Plaintiff's 390A.

Judge Azcarate: Okay. Any objection to 390A?

Ms. Vasquez: I'm sorry, Your Honor. May we approach?

Judge Azcarate: Okay. Any objection, then?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 390A in evidence.

Amber: I saw you doing it earlier, whatever. It's fine. It's secretive, it's deceitful, you already fucking...you had trouble with me before when you said to me that you didn't feel like you were told when I was recording you, so please stop.

Johnny: You didn't...

Amber: Please stop.

Johnny: You did not tell me.

Amber: Please stop.

Amber: Fucking acknowledge what I'm saying before you keep making demands. You are not a schoolteacher. Shut the fuck up. Listen to me and then you could fucking respond. Understand? You ain't nobody fucking mom, you ain't no school teacher, don't fucking pretend to be authoritative with me.

Amber: Okay, fine.

Johnny: You don't exist.

Amber: We leave it on.

Ms. Bredehoft: What were you discussing in that call?

Amber: We were discussing whether or not it was all right to record each other without the other's permission and Johnny said it didn't matter anymore, the requirement of that permission from me. I was trying to say, "Hey, we agreed."

Ms. Bredehoft: Okay. Let's go to August 2015. Please describe your relationship with Mr. Depp in that timeframe.

Amber: You said August?

Ms. Bredehoft: August 2015.

Amber: August 2015 was a very difficult time. Following the brief honeymoon we had, Johnny's use continued...well, started again is a better way to describe it. And lo and behold, so did our disagreements coincidentally. Not coincidentally. I got an offer to do a job, which was already a problem...or problematic. I was considering working on a TV series that had James Franco in it. I was asked if I would meet with the people who are making the show...

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoft: It's not offered to prove the truth of the matter asserted.

Judge Azcarate: Overruled.

Ms. Bredehoft: Thank you.

Amber: And so, I was considering taking that job. There was a possibility that it would require brief nudity, which I knew I would have to negotiate down. But obviously, that was a problem for Johnny, he didn't want me to do that, he didn't want me to work. And frankly, I needed to. And there was another film I had coming out that I had previously shot. It's called "London Fields." It was a source of a lot of fighting between us because of the sexuality in the role, it was a constant negotiation between myself and the filmmakers. They made the film and Johnny told me that he had heard about it, was unhappy with some of what he had heard, he was unhappy with me having done a sex scene in it that he claimed I didn't tell him about.

I did not actually film the scene he was speaking of. He demanded that we watched the screener of it, which is like a version of the film before it's released. We got one sent to where we were at the time, Johnny

chateau in France. It's in a remote part of France. And once again, we're in this remote place and we're screening this film that I appeared in, and there was a scene, a sex scene in that movie that started before Johnny freaked out because it looked like me. They had used a body double. Unbeknownst to me, without my permission, they used a body double to do a sex scene.

So, I have an incredibly jealous man who already is upset with me for breaking the rule that I had a sex scene. On top of that, I'm telling him, "It wasn't me, I didn't shoot that scene," and you can imagine how upset he was. He was irate and was calling me a liar, a whore, among other things. And we had this...that combined with the fact that I had even entertained doing this job that involved James Franco, was a pressure cooker. I called it a week of hell later.

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: Overruled.

Amber: Johnny at one point slapped me in the face in our bedroom in the chateau that we were staying in. At another moment, he punched me across the jaw. At one point, he kind of either pushed or threw, it's hard to describe to you which of those two it is because I can't tell you, I just know I went flying into this old church furniture. I later thought I had a concussion. It was the first time I thought I had sustained a concussion. And I wrote about it later.

Ms. Bredehoff: Now, did there come a time in this timeframe that you found a folder on Mr. Depp's computer?

Amber: Yes.

Ms. Bredehoff: What was it labeled?

Amber: It was on Johnny's opening pages desktop, it said, "No fun for JD," in all caps.

Ms. Bredehoff: And what was in that folder?

Amber: It was a collection of pictures of me from various red carpets starting on the press tours that I had been on, zoomed-in pictures of what he thought was, you know, like inappropriate clothing, side boob, cleavage, anytime I moved...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: All right, I'll sustain as to what she believes it was.

Ms. Bredehoff: Okay. What pictures were in that folder that we have seen today?

Amber: The ones I saw of the kind of rose gold dress and the red dress were both in that file.

Ms. Bredehoff: Now, what, if anything, did Mr. Depp say to you or ask you about how you got those cuts on your arms?

Amber: Nothing.

Ms. Bredehoff: What, if anything, has Mr. Depp ever said to you or asked you about any injuries that you've sustained over those years?

Amber: Johnny's obviously never asked me how I got any of those scars.

Ms. Bredehoff: Did you ever witness Mr. Depp self-injuring himself?

Amber: Often, he did that often.

Ms. Bredehoff: Please tell the jury about that. What did he do?

Amber: I first started...I can't tell you what I told my therapist, but I almost called 911 in New York in 2014, August of 2014, I believe, because I thought he had done himself an injury. He often in fights would cut his arms or hold a knife to his chest or draw blood superficially at first but later, like in 2016, especially as our relationship is ending...oh, he also put cigarettes out on himself. He flicked them at me and once or twice try to put one out on me but mostly he would do it while screaming at me. He once did it right in front of me screaming at my face as he put the cigarette out on his cheek.

Ms. Bredehoff: Now, I'm going to take you to September 15, 2015. And Michelle, if we can bring up Depp Exhibit...that's Plaintiff's Exhibit 345A, this is another audio recording, and it's 5:54 to 7:55. And I'd like the move to admission, Your Honor.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 345A in evidence. Thank you.

Ms. Bredehoff: If you can play it, Michelle, please?

Amber: I was going to pour you one.

Johnny: I'm an alcoholic. Are you sure?

Amber: I don't have any control over how much you drink but you don't have any control over whether I tell you the truth or not. Have you changed lately? Yeah, you've changed.

Johnny: Well, your truth is really interesting too.

Amber: Okay. Yeah. Well, I'm the first person that's noticed.

Johnny: Well, give me the glass of wine, please, so I can go downstairs.

Amber: Okay. Yes, your escape route. I see.

Johnny: I'm not escaping. I'll be back in 15 minutes

Amber: Oh, of course. Fifteen minutes, just like the last time.

Johnny: Fifteen.

Amber: Just like last time when I had to pull you out of the bathroom...well, I didn't have to pull you out of the bathroom but...

Johnny: Bathroom? What are you talking about?

Amber: When you passed out, naked, in the bathroom, in there.

Johnny: Did you pull me out?

Amber: I tried to.

Johnny: Really?

Amber: Yeah.

Johnny: Did you get inside?

Amber: I didn't get inside

Johnny: Well, how did you try to pull me out?

Amber: By pounding on the door and waking you every 15 minutes, and then falling asleep next to the door so I could hear you snore in case that you vomited, I could call EMS if you ever stop snoring.

Johnny: Because you're afraid I was going to die?

Amber: I thought you would choke on your own vomit which is highly likely with you.

Johnny: Really?

Amber: Yes, very likely.

Johnny: Do I vomit a lot?

Amber: Yes.

Johnny: Do I?

Amber: Yes, you do vomit a lot. In your sleep, even more.

Johnny: Really?

Amber: Oh, it's news to you? Then this is affecting you a lot more than I thought it was.

Johnny: I'll be so good. I hope, I hope so...

Amber: What? You don't vomit a lot? Are you going to tell me that...look me in the eyes and tell me that you don't vomit. Go on, tell me.

Johnny: I'm always with you.

Amber: You're always with me but I just want to try...

Johnny: [vocalization]

Ms. Bredehoff: Please explain to the jury what the issue was in this particular tape recording.

Amber: Well, Johnny at the time was wanting to go and drink downstairs at a bar and we were talking about 15 minutes because the last several times he had done that, it had been days and he disappeared, on a bender, get really sick, and you know the drill by now having heard enough from me. So, another issue that we were having at the time or that he was having at the time that affected me is he would pass out and vomit, and vomited very, very regularly at this stage. He was obviously drinking again, I'd given up fighting with him on that at that stage.

And what I had a habit of doing is turning him over onto his side so he doesn't choke on his own vomit. It's very common for people who do that to asphyxiate, at least that's what I understood. So, the advice I got was to turn him to his side with a pillow underneath his back and turn his head so that he didn't asphyxiate. And one time I was doing that and he swung at me and I told medical, and after I got their advice...I realized I can't say what the advice was but after I got that advice, I stopped doing that. I tried to, as much as I could, leave him and just be ready to call 911 or help if I heard him choking, and sometimes that happened behind bathroom doors.

Ms. Bredehoff: Well, and that's kind of take me to September 27, 2015. Again, that's Plaintiff's Exhibit 356A, and the recording is 31:07 to 32:30. I'm going to move it to admission, Your Honor.

Judge Azcarate: Any objection to that?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 356A in evidence.

Ms. Bredehoff: Thank you, Your Honor. Michelle? Thank you.

Johnny: That you punched me in the fucking thing and you hit me in the face and then you said, "No, I didn't, what the fuck are you talking about?" And I watched you lie...

Amber: I didn't punch you, by the way. I'm sorry that I didn't hit you across the face in a proper slap, but I was hitting you, it was not punching you. Babe, you're not punched.

Johnny: Don't tell me what it feels like to be punched.

Amber: I know, you've been in a lot of fights, been around a long time. I know, I know. Yeah.

Johnny: No, when you have a fucking closed fist...

Amber: You didn't get punched. You got hit. I'm sorry I hit you like this. But I did not punch you. I did not fucking deck you. I fucking was hitting you.

Johnny: You can't deck me.

Amber: I don't know what the full motion of my actual hand was, but you're fine, I did not hurt you, I did not punch you, I was hitting you.

Johnny: How are your toes?

Amber: What am I supposed to do? Do this?

Johnny: How are your toes?

Amber: I'm not sitting here bitching about it, am I? You are.

Johnny: Your poor toes.

Amber: That's the difference between you and me. You're a fucking baby.

Johnny: Because you start physical fights?

Amber: You are such a baby. Grow the fuck up Johnny.

Johnny: Because you start physical fights?

Amber: I did start a physical fight because...

Johnny: Yeah, you did, so I had to get the fuck out of there.

Amber: Yes, you did. So, you did the right thing, the big thing. You know what? You are admirable. Every single time...what's your excuse? When there's not a physical fight, then what's your excuse there? You are still being admirable, right? Just by running away?

Ms. Bredehoff: Amber, please explain to the jury what's transpiring in that audio recording, what that's about?

Amber: Well, there's two different situations that we're referencing in this fight, two different altercations between Johnny and I involving the door. The first of which, which we first start talking about, when I'm talking about hitting him, I am talking about...what that conversation is about is about the disparity of...the disparity between Johnny and I in our physical fights, the disparity of how he would proactively punch me and I would have to resort to reactively hitting him. I am talking about the difference between a punch, which Johnny did often, and me having to hit him in my defense. I know the difference between those two and I'm highlighting the difference between those two.

Even if he wasn't twice my size, they're very different, and that's what I'm pointing out to him. The situation that that involves, the context of that is it happened in our bedroom up in Penthouse 3, you've heard us talk about that place. And I was trying to shut a door, our bedroom door, actually, I was trying to barricade myself behind this door and Johnny was trying to get through the door. He was using his body and his limbs to try to bust through the door, I was trying to keep it close because I knew what he would do to me when he got to me on the other side. And I was hitting his arms, his arms, his body as he was trying to prevent me from closing the door.

And that is a separate incident that we later talk about in the second half of that recording where we're talking about my toes, that involved a different incident which was a bathroom door and it was one of those ones that he was passing out in and I could hear him passing out or what it sounded like to me, behind a closed door, as passing out. I heard a thud, I heard a lot of commotion, I heard a glass break, and I hear what sounds like his body falling against the bathroom door. I open it to check on him as I was accustomed to doing at that time. Johnny

violently reacted to me opening the door, pushed it against me, it ran up over my toes, and he angrily came around the side of the door swinging at me.

I naturally pushed the door off of my feet responding to the pain and also to the awareness, the knowledge that he was coming for me. Johnny later denied...well, later, he blamed me in his inability to understand what happened in that, he was not in his right mind, and he misunderstood that interaction and tried to blame me for starting a physical fight between us. And he even later went so far as to say, "I wasn't even gonna hit you." And that was the second door. I only could respond by trying to take accountability for my actions in it, what he understood my actions were, and my interpretation and what I'm trying to say to him is, "Look, I can only do my best to respond, I was in pain, I was scared, and I can't promise you that when I'm scared and in pain, I won't react." Thinking I know very well what our situation is and what's gonna happen to me, should I not react?

Ms. Bredehoff: Thank you. So, I'm going to play another clip from that same discussion. And Your Honor, it would be Plaintiff's Exhibit, Depp 356B, we'll call that, and it would be from 1:29:27 to 1:30:07, and I'd like to move the admission.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No Objection, Your Honor.

Judge Azcarate: All right, 356B in evidence.

Ms. Bredehoff: Thank you, Your Honor. Michelle?

Amber: I can't promise that it will all be perfect. I can't promise you I won't get physical again. God, I fucking sometimes get so mad, I lose it. I can fucking promise you, I will do everything to change. I promise you I'm not gonna throw around divorce, I will not say divorce unless I mean it, unless you said it. And then I hope you leave me, I'm not going to...you don't need to, I will leave you. It's fair, I can't do it. You know? And I think, honestly, if we hold each other accountable to that, it's fair.

Ms. Bredehoff: Please explain to the jury what was going on in that part of the discussion.

Amber: That's the same conversation where I am...as I was accustomed to doing, I'm taking as much responsibility as I had to in those interactions. I have to...you know, in my relationship with Johnny and as you have to do when somebody will not and cannot take any

accountability for anything they do in a fight as Johnny couldn't and wouldn't, I took on as much as I could for myself. You know, I had the whole relationship been blamed for everything, for his drinking, for him hitting me, for everything in between, blamed for walking away, blamed for staying.

I blame myself as well, I blame myself for my part in it, I blame myself for staying, I blame myself for putting up with it. And frankly, at a certain point, it's easier to take the blame, it feels easier...it almost feels better to take the blame for something than to accept the senseless nature of the violence that you can't change. You know, it's almost more reassuring to take accountability for it than to accept the senseless nature of the violence that you can't change no matter what you do, no matter what I did. No matter what I did, he still hit me.

Ms. Bredehoff: I'm now going to take you to October 5, 2015. And, Your Honor, Plaintiff's Exhibit, Depp's Exhibit 393A, another recording 2:40 to 3:43, move the admission.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 393A plaintiff's in evidence.

Amber: The fact of the matter is, Johnny, they don't know, not even your friends, whether they saw a tiny fraction, that was the tip of an iceberg. The tip of an iceberg. That was my reaction to yet again this happening. That is the tip of the iceberg. If you want to use that as some sort of like mental excuse of validation of whatever...of telling your friends or whatever they think about me and whatever, fine. But they only saw the tip of an iceberg, none of your friends and none of this team have actually been there for one of our fights. They have never actually see...

Johnny: That is not true.

Amber: Really? Have they been in the hallway? Yeah? Have they seen...?

Johnny: They heard us...

Amber: Baby, that is absolutely not true, they have not heard everything because you...

Johnny: They fucking quote us.

Amber: Great, he can quote a part of it but he has not been there. No one has actually been there for a fight in its entirety.

Johnny: No, how could they?

Amber: No, exactly, so stop using that as some sort of excuse like this, they know, they work for you or they're your friends, that is...

Ms. Bredehoff: Please explain to the jury what you were discussing in that conversation.

Amber: Johnny would often use the fact that his, you know, paid employees, his loyal staff would back him up in fights and that he would constantly threaten to call them in to validate him, threaten to call them to come into the room to have them back up him and say that it was...you know, that my yelling or that I'm at fault, that I'm in the wrong, that it's all me. And he would do that in almost all of our fights, especially by 2015, you know, he would call his friends and he would call his staff into...to back him up so that I knew and would accept that I'm at fault and that I'm wrong. And that was, you know what I had to agree to over and over again just to even hope that we could have a conversation at some point in a more therapeutic sense so we can move the conversation along. That was his MO, if you will, he would call people that work for him to back him up.

Ms. Bredehoff: I'm going to take you to Thanksgiving 2015. Could you please just tell the jury...and we'll go through this one relatively briefly, but tell the jury about Thanksgiving and any altercations you have with Mr. Depp on that occasion?

Amber: Thanksgiving 2015, we had friends over, Johnny had Marilyn Manson over and I had a few of my friends over. We had his son over and maybe my father, I'm not entirely sure how long he was there. We had dinner together. Johnny was disappearing with Manson doing coke, this is...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: All right, I'll sustain that objection.

Ms. Bredehoff: How do you know he was disappearing with Mr. Manson doing coke?

Amber: That's what I knew of their relationship at the time and he would...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right. Please continue with that.

Amber: So, he got up for a longer period of time, not the normal every five minutes to go to the bathroom kind but, like, he disappeared for a longer period of time and at this stage, I was really dependent on recognizing the patterns of what he...I was reliant on trying to figure out what he was on, what combination he was on so I knew how to deal with him. It was incumbent, you know, on me because it affected my safety dealing with somebody who was really high...dealing with Johnny high on coke and speed, meaning Adderall or some version of that, is different from the Opiate Johnny, which is different from the Booze Johnny or a different combination. And there was talk of quaalude at the time and Johnny was trying to get it from...

Ms. Vasquez: Objection, Your Honor, non-responsive.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Please continue.

Amber: So, I wanted to know what I was dealing with, it was important to my safety to know...

Ms. Vasquez: Objection, non-responsive.

Amber: That's why I followed him to...

Ms. Bredehoff: All right, so what did you do next?

Judge Azcarate: I'll sustain the objection, next question.

Ms. Bredehoff: What did you do next?

Amber: I went upstairs to the apartment, the main apartment, not the apartment that we were celebrating Thanksgiving in to try to figure out what was going on. And we had an argument that took place downstairs and I said something that provoked Johnny, I went up the stairs ahead of him to get back to the party, he grabbed me at the top of the stairs, kind of through the stairs, actually, by my shirt, and kind of flung me a little bit. But I just remember I went into the bedroom, kind of retreated into the bedroom. I had a glass of wine in my hand at the time, which spilled everywhere and shattered, and I kind of retreated into the bedroom.

Johnny came in after me. And there was this heavy, like, vintage-style glass decanter. He picked up the decanter and hurled it at my head, my face. It missed, thankfully, but smashed into a piece of art behind me in the bedroom wall above the bed. I got past him, I think there might have

been a bit of shoving, I can't really recall the sequence of when that happened but I wanted to go back downstairs. And I passed my closet, I had to change my shirt, and I went back downstairs to the party to finish the evening out and I put on, you know, a face and we finished the evening with the guests and then more fighting happened afterwards.

Ms. Bredehoff: Okay, thank you. So, we talked about December 15, 2015 last Thursday and also the Bahamas over the holidays. But I did miss one picture and Michelle, can you bring up Defendant's Exhibit 518? Amber, does that accurately depict of the scene portrayed?

Amber: Yes, it does.

Ms. Bredehoff: Your Honor, I'd like to move the admission of Defendant's Exhibit 518.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 518 Defendant's in evidence. You can publish.

Ms. Bredehoff: This is from December 15, I believe. Could you just please tell the jury what this depicts?

Amber: Yes, so it's a picture of my bruised temple. Johnny had his hand on part of my face with my face down and was punching my head, you know, repeatedly punching my head. That's what caused that bruise on my temple.

Ms. Bredehoff: Thank you. Now, we went through the Bahamas before and you returned from the Bahamas sometime late December, early January, correct?

Amber: Yes.

Ms. Bredehoff: Okay. I'm going to take you to January-February of 2016. Can you please describe to the jury what was going on with you and Johnny in this January timeframe after this December 15 and the Bahamas incidents?

Amber: After the Bahamas, Johnny's sobriety fell apart. There was just none of it. So, he stopped communicating with the medical team that he had hired...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: How do you know that?

Amber: I was there, they fired him....

Ms. Vasquez: Objection, calls for hearsay.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. Without telling what the medical people did, go ahead and tell what was going on with you and Johnny.

Amber: Yeah, his mental health, for lack of...what it looked like, his mental health is just falling apart is what it looked like.

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: What did you observe that led you to believe that his mental health was falling apart?

Ms. Vasquez: Objection, Your Honor, calls for speculation, leading.

Ms. Bredehoff: She can say what she observed.

Judge Azcarate: I'll sustain the objection as to leading. Next question.

Ms. Bredehoff: What, if anything, did you observe about Mr. Depp's state?

Amber: He was hallucinating, auditory...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Please tell the jury exactly what he was doing that led you to believe he was hallucinating.

Ms. Vasquez: Objection, leading.

Judge Azcarate: Sustained.

Ms. Bredehoff: What, if anything, was Mr. Depp doing that would have led you to believe he was hallucinating?

Ms. Vasquez: Same objection.

Judge Azcarate: Sustained. Sustained.

Ms. Bredehoff: Please describe what Mr. Depp was saying in January of 2016.

Amber: He was talking to people who weren't there, meaning people who were not in the room. He was communicating with people and

sounds and voices that weren't there. I know because I was sometimes in the room and sometimes on the phone with him and he would tell me I had a conversation with him that I did not have and he would say I said something that I didn't have, he would comment on somebody being in the room behind me that wasn't there. It was terrifying, it was terrifying. Because, you know, once he smashed a board right next to my face and it was unclear to me whether he was even mad at me or he was convinced that the guy he said he saw me with was in the room. I didn't know if he was in...if Johnny felt the man was in the room with us or not at that point. But I remember he put his fist through a whiteboard in the kitchen, he hallucinated right in front of me and...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: Don't use the word "hallucinate," just describe what led you to believe...

Ms. Vasquez: Your Honor, objection...

Judge Azcarate: I'll sustain the objection. She can testify to what she observed.

Ms. Bredehoff: Thank you, Your Honor. Please tell the jury what you observed.

Ms. Vasquez: Your Honor, may we approach?

Judge Azcarate: Okay.

Ms. Bredehoff: Please tell the jury what you observed.

Amber: I observed behavior from him that was erratic, irrational, and didn't seem connected to the reality that we're in.

Ms. Bredehoff: Okay. Now, I'm going to take you up to the beginning of February of 2016, February 8-February 9. Please tell the jury what transpired then with respect to Mr. Depp.

Amber: Around this time, Johnny was, again, behaving in a way that was very scary. It was terrifying. And sometimes he didn't know...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I think she can describe what she...are you describing what you're observing?

Amber: Yes.

Ms. Bredehoff: Then please continue.

Amber: In these kinds of discussions that we have around this time, early February of 2016, sometimes in the argument, he would accuse me of something, some person in the room with me that had just walked out or I was hiding, for instance. And sometimes he would hold on to that even when he seemed to have calmed down or come off of whatever binder he was on. And it was almost as if I had to confront what delusion he had or what belief he had or what accusation he made of me in a new fight altogether. You know, sometimes he didn't make it clear to me whether he was mad at me or he knew he was mad at me, it was terrifying because I borne the brunt of it. And around the 8th or 9th, I got...we were in his Sweetser compound, the West Hollywood collection of homes that he has.

And I got some cryptic texts from him in the early morning hours that scared me. I won't say what I said but I came over to his main house. I believe I'd been across the street and I slept on the couch. We had some interaction in the morning, which made me fearful. He didn't know whether or not...I was fearful he was going to believe that he was angry at me even though we weren't fighting. I wasn't fighting with him, I had done nothing wrong, but I was really worried that the momentum he was on was going to click into a direction of deciding that he was mad at me and I deserved it. And I was terrified that that was gonna happen, so I was...I had an interaction with him and got really worried about that on the morning of the 10th.

Ms. Bredehoff: All right, Michelle, I'm gonna ask you to bring up Defendant's Exhibit 638, it's already admitted in evidence, Your Honor. And this is from February 10, 2016. And I'm going to ask you to play it, Michelle.

Johnny: Motherfucker. Motherfucker

Amber: What happened? What happened? Nothing happened this morning, you know that?

Johnny: Were you even here?

Amber: No.

Johnny: So then nothing happened to you this morning.

Amber: Yeah, you're right, I just woke up and you were so sweet and nice. We're not even fighting this morning. All I did was say sorry.

Johnny: Did something happen to you this morning? I don't think so.

Amber: No, that's the thing.

Johnny: You wanna see crazy, I'll give you fucking crazy. Here's fucking crazy. All you crazy.

Amber: Have you drunk this whole thing this morning?

Johnny: Oh, you've got this going? You've got this going?

Amber: No, I just started it.

Johnny: Oh, really?

Amber: Yes.

Johnny: Really? You sic that shit on me, motherfucker?

Amber: No, I didn't. You were smashing shit.

Johnny: Ass.

Ms. Bredehoff: Why did you videotape this, Amber?

Amber: Because I knew he wouldn't remember...

Ms. Vasquez: Objection, asks for speculation.

Judge Azcarate: Sustained.

Ms. Bredehoff: Rather than what you knew, you can say what you thought, just tell us why you...

Amber: I was afraid. It was scary, scary. I'm scared, I'm scared that he wouldn't remember...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: All right. So, I'm going to now take you up to April 21, 2016, your 30th birthday party. Will you please tell the jury what happened that night with respect to, in particular, Mr. Depp?

Amber: At that time, we had like a fitting that day or the day before and he missed it and he was kind of disappearing at that time, like at night, vaguely saying like meetings, he had meetings but then he'd be gone for sometimes like two days, just not coming home and that sort of thing, coming home after a bender...

Ms. Vasquez: Calls for speculation as to bender.

Ms. Bredehoff: I don't think that calls for speculation.

Judge Azcarate: I'll sustain the objection. He was gone for two days, go ahead.

Amber: And I had my...my birthday was coming up and at all my birthday, I said, you know, "Are you going to make it to my birthday party?" We had a dinner planned at our penthouse. I said, "It would be important for me if you made it."

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the matter asserted.

Judge Azcarate: Overruled.

Ms. Bredehoff: Thank you.

Amber: And he told me at some point that day that he had scheduled a business meeting or a money meeting I think he said maybe, at 7:00, which is around the time my birthday was planned for, it might have been planned for 8:00 p.m. Of course, once my party was starting, he wasn't there, text me at some point to let me know that he was going to make it but that he was running late and that continued throughout my party. We finished dinner and when we were cleaning up and kind of everyone was delaying leaving because we were waiting to give him an opportunity to show up before everyone left and he let me know he was there.

You know, I tried to...without saying what I said, I tried to give him the impression that I wasn't gonna get on him about drinking or anything, I just wanted him to be there. And we had a toast, we did a celebratory toast, and the guests left. And later that evening, we were in bed, and I had a book and Johnny effectively said, "What's your fucking problem now?" And at the time, we were getting advice from therapists, without saying what they said, it was important for me not to make him feel attacked, so I chose my words carefully. I won't say what I said but I remember being very careful about how I worded what I was feeling about my birthday and him having missed it.

An argument followed that. I got up out of bed. Johnny's side of the bed is closer to the door than mine. I remember him blocking the door, blocking me to get out and kind of shoving me down and we had, you know, a verbal argument, and then that became a shoving match. I tried to shove him back I kind of felt myself retreat into the bedroom. At some point, he picked up like a large...I guess it's a Magnum size, not a normal size, a large size bottle of champagne and hurled it at me. This

time, it went through a painting and I love this painting. I remember it just went right through the canvas, left a giant hole in it.

After everything, we shouldn't have art in our bedroom anymore. And the fight...the argument, the fight continued into the salon area which is outside of our bedroom at the top of the stairs. Johnny picked up my phone. I don't know why, I don't remember what he was saying when he did it, but he picked up my phone and threw it out of the open window of the salon area out onto the street, out onto the downtown street that this window overlooked. In that moment, I went, "Oh, no, you don't." I saw his on the countertop and picked it up and threw his immediately, like, two seconds later. I didn't want to be stranded this time alone. Meaning I didn't want to be the only one stranded without a phone, which had happened to me already several times before this from Johnny.

So, I picked up his phone, threw it as well, and I said that I wanted to go stay somewhere else for the evening. I left that room, went into the office. We were still screaming names at each other and screaming at each other. And I walk around the side of his desk and the next thing I know, he has me by the hair and he pulls me down kind of...I hit the side of the desk, I remember things flying off of the side of the desk that I hit with my body. I remember trying to fight him off with me. At some point, we're back in my main bedroom and I believe I was getting my toothbrush out of that bathroom.

And when I came out, we had another shoving match but this one, he kind of like...I remember he just bumped me in this like bro-y way, chest bumped me, fell to the floor, and when I got back up, he kind of held me down by the shoulders down on the side of the bed and kind of held me...wrestled me down on the bed. I remember I got up once or twice before I ended up on the bed and he grabbed me and did this thing that he did sometimes and he would taunt me, grabbed me by the pubic bone, pubic area, just as best I can describe it is he kind of just pushed me down and held me down by it and kind of pulled me into it and he was asking me, kind of taunting me and asked me if I thought it was so fucking tough.

"You're such a fucking tough guy, huh? Oh, you're so tough, now look who's so tough? You want to be a man...tough like a man now?" That happened for a bit of time, I'm not quite sure. I think at some point, he left. I remember at some point shortly after that, I remember he was still in the apartment when this happened but I remember kind of collapsing on the floor and being exhausted. I remember feeling exhausted and crying and kind of throwing in the towel, if you will.

I remember saying to him, "Just can we not fight like this? Can we start over? Is there anything that we can do? Like, this is really messed up but can we just not do this, please? Can we stop doing this? Just don't leave. It's my birthday, let's just call it...couch, let's call a truce and not have it end like this. I don't want to have an end like this." I was just so tired. Hurt. And I remember crying and feeling ridiculous that after this, I would be crying and saying these things. I'm embarrassed saying it now. He responded, cruelly told me it's what I fucking deserve and that I wake up every...I'll wake up alone and that no one would ever love me because all of this, pointing to my face or body, all of this was gonna go away and no one will ever love me. When my tit sag, no one will ever love me and I'll get used to waking up alone.

And he said this is all my fault, this is what I asked for, and he left. I heard him come back in, the downstairs, you know, you can hear the door slam. And I remember hearing it open and thinking, "Oh, God, is this gonna happen again? What's going on now?" And then shortly after, I kind of peeked around to the top of the stairs where you can kind of peer into the lower level and I just see him briefly momentarily and he just screams at me, "Happy fucking birthday," and stormed out. At some point, I walked downstairs and saw that he had also left me a note to that effect.

Ms. Bredehoff: How did he leave a note for you?

Amber: It was written on a piece of paper as best I can recall, but I'm not sure.

Ms. Bredehoff: And so then, the next day, what did you do?

Amber: I texted...well, I can't say what I texted. I woke up that morning, the morning on my 30th birthday, and I woke up to my best friend crawling in bed with me and putting her arms around me. And I remember wondering how she got...how she walked in because there was like glass on the floor, there's lots of glass. And she put her arms around me and showed me a birthday video that all of my friends, my childhood friends, all of my loved ones made. Of course, stupidly, the first thing I asked her is why Johnny wasn't in the video because it had been recorded before, it had been recorded sometime before it was clear. And she said that she'd been asking for a few months and Johnny...

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the matter asserted.

Judge Azcarate: All right, I'll overrule. Go ahead.

Amber: And so, eventually, we got out of my bed and grabbed a few things and got the bag...got the dogs, left for our plans, which our plans had been to go to Coachella, which is a music festival that happens in California and that had been the plan for a while that that's how we would go and celebrate my birthday. And I remember, you know, as I am accustomed to doing, just trying to move through, move on, and remember in vain trying to put on a brave face and have a good time, even though it was impossible.

Ms. Bredehoff: But let me stop you for a few things. What, if any, plans were there for Mr. Depp to join you at Coachella?

Amber: He was supposed to drive down, have dinner, stay in the room, maybe do some writing or something like that in the room.

Ms. Bredehoff: At Coachella?

Amber: At Coachella where we were. Coachella happens in a different part of California than we lived in. We lived in Los Angeles and this happens about two hours, two to three hours away. So, I finally got my car back and I drove with my best friends in the car.

Ms. Bredehoff: And I'm gonna stop you again because I just have a couple more questions before we go into that part. You said you brought the dogs. Who were the dogs you brought?

Amber: Johnny's dog at the time, Boo. My dog, Pistol, we shared them. They're Teacup Yorkies and I believe Raquel, my best friend's dog, which is a mutt.

Ms. Bredehoff: Okay. What, if any, issues did Boo have with bathroom problems, if you will?

Ms. Vasquez: Objection, leading and relevance.

Judge Azcarate: Overruled, I'll allow it.

Ms. Bredehoff: She had to eat Johnny's weed when she was a puppy and had bowel control issues for her entire life, among some other issues. You know, we regularly had to take her to the vet to try to figure out, well, what was wrong with this dog? I've never met a dog that was quite like this. So, she had some control issues, hence, why we would...she liked to burrow in the bed, she liked to be in the...you know, by the foot of the bed underneath the covers, and it was customary that they slept in bed with us. But Boo, having the issue she had, we have to

leave her in bed so that she wouldn't be encouraged to go to the bathroom, which would happen almost immediately once you put her down on the floor, and sometimes it happened in bed too but...yeah.

Ms. Bredehoff: So, what, if anything, did you notice about any bathroom issues in your bed before you left for Coachella?

Amber: Well, Raquel and I were both in that bed with the dogs and I didn't notice anything but we left them in the bed while we packed a bag to go to Coachella, you know, so that they didn't...so that Boo particularly didn't lose control of her bowel or, you know, didn't go to the bathroom on the floor. So, we leave them in bed until we're ready to take them outside to the patio, which is their designated bathroom break area.

Ms. Bredehoff: Okay. And what, if any, plans were there...how often did you have housekeeping at that time at your house?

Amber: The housekeepers were there every morning.

Ms. Bredehoff: Okay.

Amber: Or they came every day, as far as I know.

Ms. Bredehoff: Okay. Now, we'll get you to Coachella. But why did you tell Starling Jenkins that you had been involved in a prank gone wrong?

Ms. Vasquez: Objection, hearsay, leading.

Ms. Bredehoff: I've said why, Your Honor, I didn't say what she said.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Okay. Did you commit any kind of prank?

Amber: Absolutely not. Absolutely not.

Ms. Bredehoff: And why would that not be something you would do?

Amber: First of all, I don't think that's funny. I don't know what a grown woman does. I was not also in a pranking mood, my life was falling apart, I was at a crossroads in my life, I was really serious, and I had just been attacked on my 30th birthday by my violent husband with whom I was desperately in love and knew I needed to leave. It was not really a jovial time and I don't think that's funny, period. That's disgusting.

Ms. Bredehoff: And what, if any, understanding did you have of Mr. Depp coming back to your bedroom that night or the next morning?

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I'm asking what her understanding was.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. Had you had any conversations with Mr. Depp about him coming back to the house the next day?

Amber: No, Johnny didn't come back to that house. That was my...you know, he owned it but that was my house when we were having any sort of problem. In fact, that was my house just 90% of the time because he just didn't come back. That was not a place that Johnny was going to be in, that Johnny was in, and he had stormed out on my birthday, and as per what we did, he would go and stay at his West Hollywood home and I would stay at the downtown places. He wasn't going to come back to the Eastern Columbia...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I think she explained her answer on that one...

Judge Azcarate: I'll sustain just the last part. Next question.

Ms. Bredehoff: All right. So let's take you to Coachella. Who drove?

Amber: I drove.

Ms. Bredehoff: Okay. And who was in your vehicle?

Amber: My sister, my friend Savannah, I believe, my best friend, Raquel, just my girlfriends, I typically surround myself with my girlfriends as my support.

Ms. Bredehoff: Was there any occasion in which you were riding in the vehicle that Starling Jenkins was driving?

Amber: He picked us up from Coachella in the evening when we, as a group, all were ready to leave. That was the day that we went, which was the day that I took MDMA and mushrooms at the same time and realized very shortly after what a horrible idea that was considering the state that my life was in. I highly don't recommend that combination at the time. So, I didn't feel like being in a crowd, I didn't feel like being at Coachella. I had intended to try to have a good time despite what was going on in my personal life and I realized that it was just not going to happen. And so, I wanted to go home, I wanted...meaning to be in a bed, I wanted to be...you know, I just wanted to be held by my best

friend and watch a movie and that's what we did. I didn't feel well and wanted to leave.

Ms. Bredehoff: Okay. And when you said you rode back with Starling Jenkins, was it just you, or did you have other people in the vehicle with you?

Amber: When we left Coachella, it was my entire group. I wasn't ever alone with Starling. I certainly wasn't anywhere near him. I didn't have a conversation with them. I sat in the very back seat with my best friend next to me and it was a whole group of us.

Ms. Bredehoff: Thank you. Your Honor, I don't know, this might be a good breaking point.

Judge Azcarate: All right, that's fine. Okay, ladies and gentlemen, let's go ahead and take our morning recess, do not discuss the case with anybody and don't do any outside research. We'll take 15 minutes. Okay?

[01:27:09]

[silence]

[01:27:35]

Judge Azcarate: All right. All right, we'll just come back then at 10:50. Is that okay? All right, 10:50.

Ms. Bredehoff: Thank you, Your Honor. Thank you.

Judge Azcarate: We're ready for the jury?

Ms. Bredehoff: Yes, Your Honor.

Man: [inaudible 01:27:46]

Judge Azcarate: Sure, sure. Next question.

Ms. Bredehoff: Okay. What, if any, contact did you have with Mr. Depp during the period from April 21 to May 21, 2016?

Amber: I had no physical contact with him.

Ms. Bredehoff: Okay. I'm going to take you to May 2, 2016, the Met Gala. Can you please just briefly describe for the jury what a Met Gala is, where it is, and what's involved?

Amber: It's arguably the biggest fashion kind of celebrity events, red carpet event of the year. It happens every year in New York City.

Ms. Bredehoff: And were you invited?

Amber: I was invited. Typically, designers will invite people in the public eye to be their, you know, guest and they will typically dress them and it's a way for designers or fashion to kind of intersect with the celebrity world and it's a big event held at the museum every year.

Ms. Bredehoff: And what, if anything, did you and Mr. Depp do to prepare for that Met Gala?

Amber: Well, Johnny and I, we were dressed by Ralph Lauren, guests of Ralph Lauren. Johnny missed the fitting because it was happening around the date of my birthday party in Los Angeles, but we were planning on going together as Ralph Lauren's guests.

Ms. Bredehoff: Okay. And did you show up?

Amber: I did. I didn't have a phone at the time because I couldn't get it reinstated after Johnny threw it out of the window because no one on his team would respond to me, so I had no way to kind of reinstall it. There's no point in getting a burner phone if you don't know anyone's phone number. So, I wasn't sure really what was going on or when he would show up or if he would show up. No one would talk to me on his team, no one would tell me, I didn't know. So, I ended up going by myself. Frankly, I wasn't sure if he'd show up, you know, on the carpet or if he'd show up at the hotel shortly before. I had no way of knowing.

Ms. Bredehoff: All right. And then did you attend the Met Gala?

Amber: I did. I got out of the car and walked the red carpet by myself escorted by somebody from Ralph Lauren's team. And I sat next to an empty place setting for Johnny that they cleared as soon as we realized that he wasn't...that he effectively stood me up on the carpet.

Ms. Bredehoff: Who did you meet at the Met Gala?

Amber: I was standing in line right in front of a gentleman. It was Elon. I didn't recognize him until we started talking and he reminded me that we had met once before, he was with his mother.

Ms. Bredehoff: Okay. And did you strike up a friendship with Mr. Musk after that?

Amber: We did. As I mentioned, we spoke on the red carpet kind of on the waiting...in the waiting line of the carpet. He seemed like a real gentleman, he was really nice, and he sat next to me...or not next to me, he sat kind of at a nearby table and we got to speaking that night and then eventually became friends.

Ms. Bredehoff: Okay. I'm going to...Michelle, can you pull up Plaintiff's Exhibit 46? It's already in evidence, it's Erin Falati's notes. And I'm going to ask you to go to page 30. And I'm going to direct your attention to the entry for 5/11/2016 where it says...I can't see. Here we go. Let me see if I can do some reasonable highlighting here. Okay, it says, "Client laughed, and also reported using illicit drugs, mushrooms and MDMA, on 5/9/2016 at home with a high-profile male acquaintance. Client reported that her husband was not aware of the male visitor nor her illicit drug use." Do you see that?

Amber: Yes, I do.

Ms. Bredehoff: Who was the high-profile male acquaintance that visited your home on 5/9/2016?

Amber: I don't recall even being in LA at that time.

Ms. Bredehoff: Where were you?

Amber: I don't recall. I believe I was in London at the time.

Ms. Bredehoff: Okay. Did you have a male high-profile client at your home in or around 5/9/2016?

Amber: None around that date, it seems like it's a wrong date.

Ms. Bredehoff: Okay. And did you use illicit drugs, mushrooms and MDMA, with any high-profile client?

Amber: No, I did that at the Coachella Music Festival and that was the end of that. I learned the hard way that that was a terrible idea.

Ms. Bredehoff: All right. Well, while we are on the same notes, I'm going to refer to the Coachella which is up above and it says, "And states she ingested mushrooms and MDMA simultaneously while also consuming alcohol and states she vomited and was high for at least 24 hours straight." Were you high for at least 24 hours straight?

Amber: No, I was not. I felt awful but I was at home feeling awful...at home meaning at the hotel with my best friend in bed.

Ms. Bredehoff: Okay. Well, while I'm still on these notes, let's go...while Erin Falati was testifying, we recall the 5/21/2016 isn't on here. You'd sent her pictures, correct?

Amber: Yes, I did.

Ms. Bredehoff: Then let's go to 5/26/2016 and it says, "Client reports "having the hardest week of my life." Client states she cannot deal with the negative media publicity she has received," and then if we can jump that up, Michelle, to the next page, "surrounding the divorce she requested from her husband JD." Do you see that?

Amber: I do.

Ms. Bredehoff: Okay. When did you go in for the DV TRO?

Amber: May 27th.

Ms. Bredehoff: So, that was the day after Erin Falati's notes saying you just had the toughest week of your life?

Amber: That's correct.

Ms. Bredehoff: Okay. While we're still on this one, let's go up to the first page for the client history. When did you provide a client history to Erin Falati?

Amber: Never.

Ms. Bredehoff: When did you first get assigned to Erin Falati?

Amber: I believe September of 2014.

Ms. Bredehoff: Okay. Now it says here that, "Client reports a history of substance abuse including an addiction to cocaine and liquor." When did you have a substance...a history of substance abuse, including addiction to cocaine and liquor?

Amber: I did not. There's a lot of mistakes in here.

Ms. Bredehoff: Okay. Did you ever use cocaine?

Amber: I have. I used cocaine a few times when I was 18, 19 years old, but stopped using any drugs including cocaine when I got into a relationship with my ex-partner, she was very against that and I'm glad for it.

Ms. Bredehoff: Okay. Then it also says here that...move up a little. Here we go. "Client admits to history of anxiety, eating disorder, attention

deficit disorder, bipolar disorder, codependence issues, and occasional insomnia." When have you had an eating disorder?

Amber: I've never had an eating disorder.

Ms. Bredehoff: Okay. When have you been diagnosed with bipolar disorder?

Amber: I've never been diagnosed with bipolar disorder.

Ms. Bredehoff: All right, when have you been diagnosed with codependency issues?

Amber: I have never been diagnosed with codependency issues, although arguably at the time, from where I...well, from where I stand now, I can see that the relationship I was in with Johnny was certainly codependent. But I wouldn't have reported that at the time, I didn't know about that.

Ms. Bredehoff: All right, and then can we move up a little bit more, Michelle? Thank you. It has, "Per report from JD, Debbie RN, Dr. Kipper, Client AH has reportedly been experiencing increased anxiety and agitation recently, and has had several outbursts of anger and rage." Were you present for this been reported to Ms. Falati?

Amber: No, this is the detox.

Ms. Bredehoff: Okay.

Amber: This is Johnny's.

Ms. Bredehoff: And it also says your mood has been labile. What, if any, outbursts of anger and rage and labile mood did you exhibit during the detox?

Amber: None that she would have seen, none. I was there for Johnny's detox, this is what Johnny was going through. This is not me.

Ms. Bredehoff: Okay. And at the time of the detox, was Erin Falati your nurse yet?

Amber: No, I didn't know her and she wasn't there.

Ms. Bredehoff: Okay. Thank you very much. You can take this down, Michelle. Now, I'm going to take you to May 21, 2016, and I'd like you to describe for the jury what took place that evening in connection with Mr. Depp.

Amber: Johnny and I had not seen each other for the better part of a month or about a month. I was traveling, I just shot a campaign in Italy. I spoke to him around that time when I was in Italy. I had gotten a phone, my parents got a hold of me. After I spoke to my parents, I communicated with Johnny. On that phone call, you know, I didn't know what was going on with him for those weeks with his sobriety, I didn't know what his state was, I didn't know what state he was in. And when I spoke to him, he was saying what I can only just...he was going on about scientists and DNA and feces, that he had had some, you know scientific analysis done and DNA analysis done and that, you know... And as soon as I heard about this feces, he thought that was a prank, and he was going on about all the scientists that he had conferred about the DNA results with, I just thought he was out of his mind and thought clearly the drinking and the drugs are not getting better, clearly the delusions aren't better, so I kind of...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: Your Honor, it's not offered to prove the truth of the matter asserted, she was talking about what her...

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Please continue.

Amber: So, I hung up from that phone call, assuming that, and then spoke to him once my parents got a hold of me to tell me about Betty Sue. We made a plan, Johnny and I, for him to come over. He said he really needed his wife, that he had lost his mother and he missed his wife, he really needed his wife, he said it over and over again. I felt torn. I felt conflicted. I didn't think...obviously, the situation hadn't gotten better with Johnny mentally and I was afraid that all the work and progress and distance I had finally got on it on the relationship, for the first time I had a month of distance on it, you know, I didn't want that to be undone.

But I also wanted to be...you know, I was affected by the fact that his mother had passed. So, he said he wanted to come over and talk about that and he said he needed his wife and we made a plan...we made a plan for him to come over during the day thinking that that might mitigate the amount that he would be drinking, night is a little bit more dangerous. And in the early evening hours, I get a text from him that he's almost there or that he's there. I think it was around 7:15 or so. And he came over and we sat on the couch and at first, kind of...it was relatively peaceful. I mean, I could tell he was inebriated, but make sense.

In my head, it made sense. He wasn't, like, incoherent. It was peaceful. And then he starts talking about the feces again and this prank that he said one of my friends had left for him in my bed that he wasn't going to be at. And I tried to point out how that didn't make any sense. I'm not even going to be there, I wasn't there, and my friends wouldn't do that. That's not something a bunch of 30-year-old women thinks is funny. What is he talking about? And he just kept going on and on about it. So, I text my friend that it's...

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: Don't tell us...don't tell the jury what you texted your friend but go to the next thing. What did you do next?

Amber: I called my friend thinking that it would quell this what I could only see as a delusion, I thought it was just a delusion he was having, and I thought, "Oh, I'll hopefully, you know, quell this by calling my friend to..." If he hears my friend say that didn't happen...

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the...

Judge Azcarate: Overruled. Overruled. Go ahead.

Ms. Bredehoff: Thank you. Please continue.

Amber: So, I thought if I could get my friend on the phone to prove that this didn't happen, we could move on and talk about the issues that we should be talking about. You know, our marriage was over and falling apart in front of our eyes, we hadn't seen each other for a month, and his mom had just passed, I couldn't believe he wanted to talk about feces. So, I call this friend thinking that will take care of it. The friend doesn't answer. I call another friend who is someone else he claimed. I don't know how both people did this but he was claiming that this person was responsible. So, I call that person and that person is on speakerphone and I say...

Ms. Bredehoff: Tell us who that person is.

Amber: IO.

Ms. Bredehoff: IO Tillett Wright.

Amber: IO Tillett Wright.

Ms. Bredehoff: Okay. And then you put him on speakerphone with Johnny?

Amber: Right in front of Johnny.

Ms. Bredehoff: Okay. And what happened next?

Amber: I allowed for an opportunity for IO to say why this is impossible...

Ms. Vasquez: Objection, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the matter asserted, Your Honor. It's explaining the context that leads to the next act.

Ms. Vasquez: Your Honor, it is being offered to prove...

Ms. Bredehoff: But not here, but not here about whether IO...

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: All right. All right, so IO was talking, you can't tell us what he said, okay? He was talking...

Ms. Vasquez: Objection, Your Honor. May we approach?

Judge Azcarate: Okay.

Ms. Bredehoff: So, IO was talking, we can't say what he said, what is the next thing that happens on your end with Mr. Depp?

Amber: It just made Johnny madder, even got more upset, grabbed the phone, and started screaming at IO. He just started screaming at the top of his lungs and said, "You dike bitch, you don't know your..." You know, just screaming expletives, insulting names, and telling IO that he can have me and, you know, fuck off, and just screaming at him. You know, it's the best I can describe it without getting into the details, he tosses the phone, you know, down on the couch, and heads upstairs. I pick up the phone and I'm trying to, you know, apologize for the fact that my husband at the time just screamed at my friend on a cold call. I didn't want IO to think that's why I had called IO, you know, to just be screamed at and blamed for something that sounded crazy, for lack of a better explanation. It sounded crazy. IO said something to me on speakerphone and reminded me I wasn't safe...

Ms. Vasquez: Objection, Your Honor. hearsay.

Ms. Bredehoff: Your Honor, it's not offered to prove the truth of the matter, it's to show what caused Mr. Depp to be set off and come back. I mean, it's not offered to prove the truth of what he's saying. It's not hearsay and...

Judge Azcarate: I'll overrule the objection, go ahead.

Ms. Bredehoff: Thank you. Please tell us what IO said and what then happened with Mr. Depp.

Amber: IO said, "Amber, get out of the house, get out of the house now, you're not safe. Get out of that house." IO had been there after the cleanup or for the cleanup after the December 15th, 2015 incident and washed the blood out of my...

Ms. Vasquez: Objection, Your Honor, non-responsive.

Ms. Bredehoff: I think she can provide the context.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Okay. So, please continue.

Amber: Johnny hears this when he's on the stairs, he had made it up one flight of stairs, heard this, turned around, came bolting downstairs, grabbed the phone from my hand, and really, really started screaming this time, leaned into IO, called IO every imaginable horrible name that you can say to LGBTQ person for one and any person, any human being ever. I mean, just screamed at IO some really nasty stuff. And when he was done, he says, "You know, you want to have my woman now, you want to have my bitch? You can have...you take her, you can have her." And he, with that, picks up...just pulls his arm back with the phone and throws it at my face, hit me right in my...what felt like my eye.

I put my head in my hands and immediately start crying. I said, "You hit me with a phone," "Johnny, you hit me." And I'm sitting on the couch. I didn't even have time to react, you know? I didn't even have time to put my hands up. I was still sitting cross-legged in my socks on the couch and I haven't seen him for a month and, you know, several times now that I've seen him, he hit me and I didn't even have time to react to this. He comes over to me as I'm crying and he does that taunting thing to me, he says, "Oh, yeah, I hate you, huh? I hate you, yeah?" And he just, what feels like, whacks me on top of my head, just this heavy ringed hand landed on top of my skull, grabs me by the hair, yanks me off the couch, I'm struggling to stand up.

And I don't know if he was intending to hit me in the face or if he was just trying to grab my face, but he was making this gesture around my face to try to hold...to expose my face to him and he was like, "Yeah, let me see how bad I hurt you, let me see it. Let me see how bad I hurt you this time. What if I pull your hair back? What if I pull your hair back?" And he yanks my hair back. I'm trying to prevent him from landing the blows to my face, I'm trying to prevent my face from being exposed, and

I just remember this mocking taunt he was doing with me as he is yanking me around the room. And then I hear my friend come into the room, I hear her. Johnny hears her too, he lets go with me and turns and...

Ms. Bredehoff: Just tell the jury who your friend is.

Amber: Raquel, my best friend at the time who lived in the neighboring apartment. She came in and Johnny move towards her and she ran towards me. Johnny looked at her and looked at me. I retreated to the only place I had to go, which is the corner room where the couch was, I retreated kind of to the couch, and Raquel and Johnny both ran up to me. Raquel got in front of Johnny, she kind of managed to get right in front of him in between he and I. And I'll never forget it, just very slowly, calm...like, in just a very slow but very concentrated, very controlled slow way, just put both of her arms, her hands up like this like I've seen people do with horses, that's what it reminded me of.

She just went, "No. No. Johnny, no." And she just got in front of us, in between us, put both of her palms out. Johnny kind of squared off to her and ran into her arms and she just repeated herself very slowly, very calmly, very directly. He hit both of her arms off of his chest like that and barreled towards me. I instinctively curl up on the couch and I just feel her arms come around me next to me. She was sitting on my left next to me on the couch and I just feel her arms around me.

And I'm just looking down at the carpet, feeling her arms, and that's when Johnny...who I can see partially in here, he's right in front of me, and he's screaming at me to get the fuck up. "Amber, get the fuck up. Amber, get the fuck up. Amber, get the fuck up." And every single time he said it, he was screaming it louder and louder and louder. I think he screamed it probably about 10 times so loudly. The next thing I hear is, "Boss, boss," and I realized that his two security guards had come into the apartment after Raquel. I see them and...or hear them, and Johnny turns to them and I see Jerry say, "Boss, boss," and I get up off the couch and I say to Jerry...

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the matter asserted at all.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right. So, don't tell us what you said to Jerry, just what happened next.

Amber: Then they tell him something and he picks up the bottle that I guess he walked in, it was a magnum...

Ms. Bredehoff: Was that Mr. Depp or Jerry?

Amber: I'm sorry, Johnny.

Ms. Bredehoff: Okay.

Amber: And starts smashing things off the nightstand, the coffee table, starts screaming, and they kind of...I feel them kind of corral him...I'm not making direct eye contact but I can kind of just sense and feel and hear things smashing as he exits the apartment, kind of knocking things off the countertops and breaking things on the way. I realize, you know, he's punching something. I assume it was the picture because it broke right after he walked past it. And he leaves that apartment. I hear him in the hallway still screaming. I hear more doors opening, more racket. Eventually, Josh, Raquel's husband, comes into the room and brings me to safety, brings Raquel and I to safety in their apartment, and that's where I stayed for the next few hours.

Ms. Bredehoff: So, who called the police?

Amber: I believe it was IO...

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: Your Honor, we have to have the context here of somebody called the police because then the police come. So, I think we have to...I mean, it's not offered again to prove the truth of the matter asserted, it's just who called the police.

Ms. Vasquez: Your Honor, the objection is not hearsay, it's speculation.

Ms. Bredehoff: Do you know who called the police?

Amber: Yes, I do now.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: All right. Did you have a...were you present when there was a discussion about calling 911?

Ms. Vasquez: Objection, calls for hearsay?

Ms. Bredehoff: I'm asking if she was present.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Did you call 911?

Amber: No.

Ms. Bredehoff: Okay. Did Rocky call 911?

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: Do you know whether Rocky called 911?

Amber: I do know whether she did.

Ms. Bredehoff: And did she?

Amber: She did not.

Ms. Bredehoff: Okay. All right, so what happens? When did you learn that the police had been called?

Amber: Roughly an hour, I don't...at some point, shortly after Johnny and his security guards left.

Ms. Bredehoff: Okay. And what did you do as a result of knowing that the police were coming?

Amber: I felt panicked. I didn't know what to do because I didn't know what they were going to do when they saw the state of the place. He'd also smash up the other apartment where I kept all my things, so I didn't know what they were gonna do. And I panicked, I called the only lawyer I have, which is my entertainment lawyer, he does, like, my movie contracts and stuff, and I asked him for advice.

Ms. Bredehoff: And then without telling what he said, what happened next?

Amber: I called a domestic relations attorney after that conversation.

Ms. Bredehoff: And had you known this domestic relations attorney before that?

Amber: No, I did not.

Ms. Bredehoff: Did you get that name from your entertainment attorney?

Amber: Yes, I did.

Ms. Bredehoff: Okay. And when you call the domestic relations attorney, without saying what she said, what did you do as a result?

Amber: I told the police officers who arrived that I would not...

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: Again, not offered to prove the truth of the matter asserted.

Judge Azcarate: All right, I'll overrule the objection. Go ahead.

Ms. Bredehoff: Thank you. I'm sorry, could you repeat that?

Amber: I repeat it to the officers, I refuse to cooperate at this time at the advice of my attorney.

Ms. Bredehoff: Okay. Did you call your publicist that night?

Amber: No.

Ms. Bredehoff: Okay. Now, I'm going to ask you to take a look at some pictures. But before I get there, I want to just ask you a couple of questions leading up. What were you doing when the police officers arrived?

Amber: At that time when I...after I learned that they were coming, my best friend took pictures of me. We took pictures of the house and my face.

Ms. Bredehoff: Okay. I'm going to...and did your best friend take any pictures while the officers were there?

Amber: We took pictures before and while they were there and after.

Ms. Bredehoff: Okay.

Amber: We took pictures throughout.

Ms. Bredehoff: Okay. So, I'm going to take you...now, Michelle, can you bring up Defendant's Exhibit 706? I think we can do the native on this one. Yes, thank you. Does this accurately depict the scene portrayed?

Amber: Yes, it does.

Ms. Bredehoff: Your Honor, I'd like to move the admission of Defendant's 706.

Ms. Vasquez: No objection.

Judge Azcarate: 706 in evidence and published.

Ms. Bredehoff: And would you please describe to the jury what this is a picture of?

Amber: This is my face after Johnny through a phone at it.

Ms. Bredehoff: Okay. I'm going to now, Michelle, ask you to pull up Defendant's 708. And does this accurately depict the scene portrayed in this picture?

Amber: Yes, it does.

Ms. Bredehoff: All right. And I also see that there is a little...what we call metadata item on there. How do you get that on a picture? How does that happen? Can you just describe briefly?

Ms. Vasquez: Objection, Your Honor. That's speculation, lack of foundation.

Judge Azcarate: If you want to approach?

Ms. Vasquez: Yeah.

Ms. Bredehoff: Can you please explain how this particular item on here got onto the pictures?

Amber: It's a feature that was on iPhotos, you know, where your pictures are stored on your phone, typically you just push, "Info."

Ms. Bredehoff: And was that pushed in these instances?

Amber: Yeah, I pushed "Info" and that's what came up.

Ms. Bredehoff: Okay. Your Honor, I'm going to move the admission of Defendant's 708.

Judge Azcarate: Any objection to 708?

Ms. Vasquez: Your Honor, I would just ask the picture be redacted on hearsay grounds for the metadata, alleged metadata.

Judge Azcarate: Okay, if you want to approach? Okay.

Ms. Bredehoff: Your Honor, one moment, please. I'm just trying to figure out how to move this fast.

Judge Azcarate: Okay, that's fine. Okay.

Ms. Bredehoff: All right. I'm gonna move the admission of 708 with the redaction, Your Honor.

Judge Azcarate: Okay, any objection to that?

Ms. Vasquez: There still needs to be another redaction at the top, Your Honor.

Judge Azcarate: Okay. We'll get it.

Ms. Vasquez: Thank you.

Judge Azcarate: Okay, 708 with redactions. Okay?

Ms. Bredehoff: Thank you, Your Honor. And I would also like the record to reflect that we're publishing this to the jury.

Judge Azcarate: Yes, no objection, correct?

Ms. Bredehoff: Okay.

Judge Azcarate: Yes. There we go.

Ms. Bredehoff: Okay. I would like the record to reflect that this was the photo that was shown to Officer Saenz and Officer Hadden...

Ms. Vasquez: Objection, Your Honor. That is inappropriate, Your Honor.

Ms. Bredehoff: We hadn't identified him, now the jury should be entitled to know which photo was shown...

Ms. Vasquez: Your Honor, we ask that we approach?

Judge Azcarate: Okay, you can approach.

Ms. Vasquez: This is inappropriate.

Ms. Bredehoff: So, for the record, this particular photo was shown to Officer Saenz and Officer Hadden as Exhibit 24 in both of the depositions that were shown earlier where the pictures were not allowed to be shown yet because they hadn't been admitted. Amber, would you please describe for the jury what is depicted in this photo?

Amber: Yes, that's a picture of my face taken that evening shortly before 9:30 after Johnny hit me with the phone.

Ms. Bredehoff: Okay. Now we can take this one down and let's go to Defendant's Exhibit 709. And based on the court's ruling, I'm going to ask if you can redact that, Michelle, please.

[02:02:19]

[silence]

[02:02:34]

Ms. Bredehoff: Move the admission of 709.

Judge Azcarate: All right, any objection?

Ms. Vasquez: Not with redactions. Thank you.

Judge Azcarate: 709 with redactions in evidence, you can publish.

Ms. Bredehoff: If it can be published to the jury, Your Honor? Thank you. And Your Honor, for the record, this is the photo that was shown to Officer Saenz and to Officer Hadden as Exhibit 25 for both of their depositions. Amber, could you please describe for the jury what's depicted here?

Amber: That is my face after the phone incident that night.

Ms. Bredehoff: All right, let's bring Defendant's 710, please.

[02:03:14]

[silence]

[02:03:29]

Ms. Bredehoff: And Your Honor, I'm gonna move the admission of Exhibit 710. The redactions have been already placed on it.

Judge Azcarate: All right. Any objection?

Ms. Vasquez: No objection. Thank you.

Judge Azcarate: All right, 710 with redactions, you can publish.

Ms. Bredehoff: And if we can publish, Your Honor? And for the record, this photo was shown to Officer Saenz and Officer Hadden, it was Exhibit 26 for both of their depositions. And please describe for the jury what's depicted here, Amber.

Amber: That is my face in yet a different light that same evening after Johnny hit me with the phone.

Ms. Bredehoff: Okay. Let's go ahead and go to Defendant's Exhibit 711.

[02:04:10]

[silence]

[02:04:27]

Ms. Bredehoff: And I'm going to move the admission of 711, Your Honor, with the redaction.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection or at

Judge Azcarate: All right, 711 with redactions in evidence, you can publish.

Ms. Bredehoff: And for the record, Your Honor, for the jury's purposes, this was shown to Officer Saenz and Officer Hadden as Exhibit 27 to both of their depositions. And could you describe what's depicted here, Amber?

Amber: Yes, that is another angle, another lighting of my face after the phone that evening.

Ms. Bredehoff: And when you say angle or lighting, what did Rocky do in taking these pictures?

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I said what did she do.

Judge Azcarate: Overruled.

Ms. Bredehoff: Thank you.

Amber: Raquel took pictures of my face in various places around the penthouse. The apartments have really different lighting, you know, really dark in some places. Anyway, so we just took pictures in different lighting so that we had an accurate portrayal depiction of what had happened.

Ms. Bredehoff: And why did you take the pictures?

Amber: Raquel did it to protect me because the cops were coming and we knew...or we knew that the police...I think at this point, they were already here, they were with us but we weren't...maybe it was right before, I'm not quite sure without seeing the timestamp. But we weren't sure what was gonna happen, what the police were gonna say, what they were going to do, we didn't know what Johnny was going to do, what he was going to say, so she wanted to protect me.

Ms. Bredehoff: Okay. So, let's go ahead and bring up 712.

[02:06:10]

[silence]

[02:06:28]

Ms. Bredehoff: All right, move the admission of 712, Your Honor.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No, thank you, Your Honor.

Judge Azcarate: All right, 712 with redactions, you can publish.

Ms. Bredehoff: Thank you, Your Honor. And please describe what's depicted here.

Amber: That is another picture of my face taken around the same time.

Ms. Bredehoff: Okay. And then let's go to 713.

[02:06:51]

[silence]

[02:07:08]

Ms. Bredehoff: Move the admission of 713, Your Honor.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 713 with redactions, you can publish.

Ms. Bredehoff: And for the record, this one was shown to Officer Saenz and Officer Hadden as well as Exhibit 29 to both of their depositions. And just describe briefly to the jury what this is.

Amber: This is another picture of my face taken at the exact same time and in the same location as the other one just with one of the lights turned on or an additional light turned on in the previous one.

Ms. Bredehoff: Okay. Let's go to 714.

[02:07:41]

[silence]

[02:07:56]

Ms. Bredehoff: Move the admission of 714, Your Honor.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 714 with redactions. You can publish.

Ms. Bredehoff: And please tell the jury what this depicts.

Amber: This is another angle of my face or another picture of my face taken at a different time. I don't know if this is later or before because I can't see the time on it.

Ms. Bredehoff: Okay, take that down, let's go to 715.

[02:08:22]

[silence]

[02:08:40]

Ms. Bredehoff: I'm gonna move the admission of 715, Your Honor.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 715 with redactions in evidence. You can publish.

Ms. Bredehoff: Thank you. And for the record, this one was shown to Officer Saenz and Officer Hadden as Exhibit 17 for both. Please describe for the jury what's depicted here.

Amber: That is a picture of my face at some point later on in the night. It looks like that was taken in Rocky's apartment or the apartment that she was staying in.

Ms. Bredehoff: Okay. Now let's go to 716. Move the admission of 716.

Ms. Vasquez: No objection, Your Honor.

Judge Azcarate: All right, 716 in evidence as redacted.

Ms. Bredehoff: And Amber, could you please tell the jury what this picture depicts?

Amber: Yes, it's the business card that one of the police officers left for me in case I changed my mind and wanted to comment.

Ms. Bredehoff: Okay. And with the pictures that we have just seen before this, were they taken before the pictures of the police card? The card that was left after? Or do you know?

Ms. Vasquez: Objection, compound and calls for speculation.

Ms. Bredehoff: Your Honor, compound is...

Judge Azcarate: Overruled.

Ms. Bredehoff: Thank you.

Ms. Bredehoff: We took pictures before, during, and after.

Ms. Bredehoff: Okay. And the question I had for you is the pictures you've seen so far, were those taken before at the time of this...before this card was presented to you and you took the picture after? Or do you know?

Amber: Some of them were but without seeing all the timestamps, I can't tell exactly.

Ms. Bredehoff: Okay, that's fair. Thank you. Okay, and then I'm going to ask you to take this one down and go to 717.

[02:10:45]

[silence]

[02:11:01]

Ms. Bredehoff: And I'm going to ask you...I'm gonna move the admission of 717, Your Honor.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 717 as redacted in evidence. You can publish.

Ms. Bredehoff: Thank you. And please just briefly describe to the jury what this is.

Amber: The two officers that first responded left me that card, this is the front of the business card they left.

Ms. Bredehoff: Okay. Can you tell the jury and just explain what the interaction was that you had with the police officers, just describing what you observed as they came through?

Amber: I did not want to speak to them. I asked that Raquel's partner, or husband, asked them to go away without speaking to me.

Ms. Bredehoff: And just so the jury understands, who was Raquel's fiancée at that time?

Amber: His name is Josh Drew and he and Raquel lived in the apartment at Johnny's invitation across the hall from us. Raquel had

keys, we kind of shared keys, it was...they were our neighbors but had keys to our house.

Ms. Bredehoff: Okay. So, why didn't you want to cooperate with the police?

Amber: Because I wanted to protect Johnny. I didn't want him to be arrested. I didn't want him to be in trouble, I didn't want the world to know. I didn't want this to come out. I didn't want him to be in trouble. I didn't want this to be...I wanted to protect Johnny.

Ms. Bredehoff: Let's go to Defendant's Exhibit 1374. That's 1374. One moment, Your Honor.

Judge Azcarate: All right.

Ms. Bredehoff: Thank you. All right, move the admission of 1374A, Your Honor.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: 1374 in evidence...1374A in evidence, sorry.

Ms. Bredehoff: Thank you, Your Honor. And Amber, what is this?

Amber: It's another picture of my face after Johnny threw the phone at it.

Ms. Bredehoff: Okay. And then let's go to 1493T.

[02:13:42]

[silence]

[02:14:00]

Ms. Bredehoff: And move the admission of 1493T.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 1493T in evidence.

Ms. Bredehoff: And what does this depict?

Amber: This is a picture of my face after that incident. Perhaps by the lighting, it looks like it might have been taken the next day but I can't be tell...I mean, I can't tell for sure.

Ms. Bredehoff: Okay. And then let's go to 1493S. And move the admission of 1493S.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 1493S in evidence. You can publish.

Ms. Bredehoff: And what does this depict?

Amber: This is another picture of my eye and...sorry, my face.

Ms. Bredehoff: Now, were there also pictures taken of the property that you described Mr. Depp destroying or damaging?

Amber: Yes, there were.

Ms. Bredehoff: Okay. Michelle, can you bring up Defendant's Exhibit 700? And based on Your Honor's rulings, we will take off the metadata. Move the admission of Defendant's Exhibit 700.

Ms. Vasquez: No objection with redactions.

Judge Azcarate: 700 with redactions, you can publish.

Ms. Bredehoff: Can you please describe to the jury what's depicted in this photo?

Amber: Yes, my friend was preparing for a beach show and had displays to show these bead necklaces she made and she needed some counter space in order to kind of set up the displays that she was going to use the next day. So, she asked me earlier in the day if she could use the free counter space in that penthouse, Penthouse 5, to kind of set up those display racks. They were set up in that room when Johnny went in there to destroy things as he does.

Ms. Bredehoff: And this depicts some of that damage?

Amber: Yeah, security let him in even though I had asked...

Ms. Vasquez: Objection, Your Honor, speculation.

Ms. Bredehoff: I don't think that was speculation.

Ms. Vasquez: And the lack of foundation.

Judge Azcarate: I'll sustain it's foundation, if you want to...

Ms. Bredehoff: Okay. So, what's depicted and what's the damage that was done?

Amber: Well, because Johnny would always smash up my things and destroy my property when he was mad at me, I had asked that they not let him in so that he could do that. I mean, the only purpose for him to be let into Penthouse 5 in that state...he doesn't have property in there, the only way for...the only reason for him to go in there is to destroy it. And they, of course, let him into Penthouse 5 so that he could go...

Ms. Vasquez: Objection, Your Honor, lack of foundation.

Judge Azcarate: All right, I'll sustain the objection, next question.

Ms. Bredehoff: Just tell the jury what he did here that's depicted in this.

Amber: This is just one corner of the room that shows the destruction. He just went in there with this bottle swinging and smashed a bunch of things.

Ms. Vasquez: Objection, Your Honor, this is speculation. She hasn't established that she was there.

Judge Azcarate: I'll sustain. If you want to lay a foundation, that's fine.

Ms. Bredehoff: Okay. Did anybody else to your knowledge go in there and do this?

Ms. Vasquez: Objection, Your Honor, call for speculation.

Ms. Bredehoff: I'm trying to lay the foundation here, Your Honor.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Well, let's do this. We'll let somebody else tell who did it, okay? Just all I'm asking here is what is the damage? What has been done that's depicted here?

Amber: This is just one of Rick Helsby's racks that he smashed...

Ms. Vasquez: Objection, Your Honor, speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right, let's go to 701.

[02:18:09]

[silence]

[02:18:25]

Ms. Bredehoff: Move the admission of 701.

Ms. Vasquez: With redactions, no objection.

Judge Azcarate: All right, 701 with redactions in evidence.

Ms. Bredehoff: Thank you. Amber, can you please describe what's depicted here?

Amber: Yeah, it is our bedroom in Penthouse 3, the main Penthouse, and it looks like he was just throwing things.

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: So, just describe what you see here as opposed to what you say he did.

Amber: I see a bunch of art tossed on the bed.

Ms. Bredehoff: Okay, where was that art before Mr. Depp was at your house on May 21, 2016?

Amber: Hanging on the wall where it belongs.

Ms. Bredehoff: Okay. All right. Let's go to...Michelle, can you bring up Defendant's 702, please?

[02:19:19]

[silence]

[02:19:35]

Ms. Bredehoff: Your Honor, and I forgot on the last two, Defendant's Exhibit 700, that was shown to Officer Saenz and Hadden, that as Exhibit 39 to both of theirs, and exhibit 701 was shown to Hadden only and that was exhibit 30 in his deposition. I move the admission of 702, please.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 702 with redactions.

Ms. Bredehoff: Thank you, Your Honor. And let the record reflect this was also shown to Officer Hadden as Deposition Exhibit number 40. And can you please describe for the jury what's depicted here?

Amber: Yes, that's broken glass from one of the broken pictures that were hanging on the wall.

Ms. Bredehoff: And where is this physically?

Amber: This is in Penthouse 5 on the stairwell.

Ms. Bredehoff: Okay. Michelle, can you bring up Defendant's 703, please? Move with the admission of Defendant's 703.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 703 with redactions, you can publish.

Ms. Bredehoff: Thank you, Your Honor. And let the record reflect that this was shown to Officer Saenz and Officer Hadden as Exhibit 41 for both of their depositions. And Amber, please describe for the jury what's depicted here.

Amber: It's another photograph of the stairwell in the same apartment, Penthouse 5, which is the apartment where I kept my things.

Ms. Bredehoff: Okay. And is that glass on the stairway?

Amber: Yes, from one of the broken picture frames on the wall. We had a lot of picture...I had a lot of picture frames on the walls, and many, if not most of them were smashed.

Ms. Bredehoff: Okay. Let's take this one down and go to 704, Defendant's, Michelle. Thank you. Move the admission of Defendant's 704.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 704 with redactions, you can publish.

Ms. Bredehoff: Thank you. And let the record reflect that this was shown to both Officer Saenz and Officer Hadden as Exhibit 34 to both their depositions. And Amber, please describe for the jury what's depicted here.

Amber: Just another piece of glass, it looks like the base of a wineglass that is in Penthouse 3, the main apartment.

Ms. Bredehoff: Okay. And when you say wine glass, did you see this particular glass?

Amber: There were glasses in the kitchen, always, and when Johnny was walking out, I saw him myself swinging the Magnum-sized bottle and I could hear glass breaking and things falling.

Ms. Bredehoff: Okay. Thank you. Michelle, can you bring up 705, please? Move the admission of 705.

Ms. Vasquez: No redaction...excuse me, no objection.

Judge Azcarate: All right. 705 in evidence.

Ms. Bredehoff: Thank you, Your Honor.

Judge Azcarate: Go ahead.

Ms. Bredehoff: And let the record reflect this was shown to Officer Hadden as Exhibit 36 of his deposition. Amber, can you please describe to the jury what's portrayed here?

Amber: Things knocked over on the kitchen countertop and I see pieces of broken glass on the countertop as well.

Ms. Bredehoff: Okay. Let's go to 707. What's depicted here?

Amber: This is the hallway leading out...leading up to the apartments. So, this is the hallway that connects all of the apartments. It's kind of an indoor-outdoor sort of hallway, meaning it's covered but it's exposed on the far ends of both to the elements. So, this is not carpet, it's like a plasticky...I don't know how to describe the material, it's like a plasticky kind of netting...not netting. It's difficult to describe but it's kind of an outdoor sort of carpet.

Ms. Bredehoff: All right, and what's depicted there?

Amber: Wine on the floor and a little on the wall, it seems.

Ms. Bredehoff: Okay. Let's go to 718, please. Move the admission of 718.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 718 redactions in evidence.

Ms. Bredehoff: And let the record reflect this was shown to Officer Saenz and Officer Hadden in Deposition Exhibit 31 for both of them. Amber, please describe for the jury what's depicted here.

Amber: It's another photograph on the floor, not the wall. This one appears to be remarkably unbroken.

Ms. Bredehoff: Okay. Let's go to 719, please. Move the admission of Defendant's 719.

Judge Azcarate: No objection.

Judge Azcarate: All right, 719 with redactions. Thank you.

Ms. Bredehoff: Thank you, Your Honor. And let the record reflect that this was shown to Officer Saenz and Hadden in their Deposition Exhibit 35 to both. And Amber, please just describe for the jury what's depicted here.

Amber: That's one corner of the kitchen in Penthouse 3, looks like one of the things that was knocked off of the kitchen island when Johnny left.

Ms. Bredehoff: Okay. Let's go to Defendant's 720, please. Thank you, Michelle. Move with the admission of Defendant's 720.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 720 with redactions.

Ms. Bredehoff: And let the record reflect, Your Honor, this was shown to Officer Saenz and Hadden as Deposition Exhibit 43 to both. Amber, could you please describe to the jury what's depicted here?

Amber: That's my office, it's a corner of my office, and that is a box of, like, sentimental things, things from my childhood or things that are important to me, a keepsake box that has been dumped out it looks like.

Ms. Bredehoff: Okay. Let's go to Defendant's 721. Move the admission of Defendant's 721.

Ms. Vasquez: No objection, Your Honor.

Judge Azcarate: 721 with redactions, you can publish.

Ms. Bredehoff: Thank you, Your Honor, and let the record reflect this was shown to Officer Saenz and Hadden in Deposition Exhibit 44 for both. Amber, please describe for the jury what this depicts.

Ms. Bredehoff: Again, my office, same thing, different angles.

Ms. Bredehoff: Okay. Let's go to 722. Move with the admission of Defendant's Exhibit 722.

Ms. Vasquez: No objection, Your Honor.

Judge Azcarate: All right, 722 with redactions in evidence. Thank you.

Ms. Bredehoff: And let the record reflect this was shown to Officer Saenz and Officer Hadden as Deposition Exhibit 42 to both. Amber, please describe to the jury what's depicted here.

Amber: That's a picture of my friends and I when we were at that London house that Johnny punched.

Ms. Bredehoff: Okay. You saw him punch this?

Amber: I heard it.

Ms. Bredehoff: Okay. All right, let's go to 723, please. Move the admission of Defendant's 723.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 723 redacted in evidence.

Ms. Bredehoff: And let the record reflect this was shown to Officer Saenz and Hadden in their depositions, Exhibit 38 for both. Amber, please describe for the jury what's reflected here.

Amber: One of the...it looks like a Magnum bottle of wine that is empty or spilled on the floor.

Ms. Bredehoff: Can you tell where that is located?

Amber: It looks like it would be Penthouse 5.

Ms. Bredehoff: Okay. Let's go to 724. Move the admission of Defendant's 724.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 724 with redactions. Thank you.

Ms. Bredehoff: And let the record reflect this was shown to Officer Saenz and Hadden as their Deposition Exhibits 33. Amber, please tell the jury what's depicted here.

Amber: This is more wine that Johnny was spilling as he was using the bottle he was holding as, you know, a bat of sorts.

Ms. Bredehoff: Let's go to 725. We're almost done, just two more. I promise. Move with the admission of Defendant's 725.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 725 with redactions in evidence.

Ms. Bredehoff: And let the record reflect this was shown to Officer Saenz and Hadden as Deposition Exhibit 37 to their depositions. Amber, please tell the jury what's depicted here.

Amber: More spilled wine on the floor. This looks like Penthouse 5.

Ms. Bredehoff: Okay. And last but not least, Michelle, please, Defendant's 726? Move the admission.

Ms. Vasquez: No objection.

Judge Azcarate: Okay.

Ms. Vasquez: Your Honor, I believe the jury needs a tissue.

Judge Azcarate: Oh, okay. Thank you. We will get a tissue. Yes, thank you, Melissa. All right, no objection, 726 with redactions. Thank you.

Ms. Bredehoff: All right, and let the record reflect that this was shown to Officer Saenz and Hadden as Deposition 32 Exhibit to their depositions. And Amber, please just describe to the jury what's depicted here.

Amber: More spilled wine on the floor. Penthouse 3, it appears.

Ms. Bredehoff: Okay. Thank you. Now, when the police officers were there, did either of them take you aside by yourself and talk with you?

Amber: Yes.

Ms. Bredehoff: Which one or both?

Amber: The male officer, I did not have much interaction with. The female officer asked to...said she needed to speak to me by myself and pulled me aside. We went into Penthouse 3, the main penthouse, to speak there because I had been in Penthouse 1, Raquel and Josh's apartment, up until that moment.

Ms. Bredehoff: Okay. And then what, if anything, did she ask you?

Amber: She asked me if I would make a statement, if I would cooperate. She kind of indicated to me...I don't remember if it was a...what word she said but she kind of gestured to my face and...

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: I think she could...gesturing to her face is not hearsay, Your Honor, it's not a statement.

Judge Azcarate: I'll sustain the objection, next question.

Ms. Bredehoff: Okay. And it's also not offered to prove the truth of the matter asserted.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Okay. So, what happened next?

Amber: I...

Ms. Bredehoff: Let's do this, how long were you with the officer when she took you aside?

Amber: A few minutes, if that.

Ms. Bredehoff: Okay. And as a result of that, did you cooperate?

Amber: No, I did not but it was my understanding that I couldn't stop them from walking through the apartment, which is what they indicated to me.

Ms. Bredehoff: Okay. And were you with them when they walk through the apartment?

Amber: No, Josh walk...I was with them at the beginning of Penthouse 3. Josh, Raquel's partner, took over from there and showed them around the house up through Penthouse 3, which connects on the top floor to the neighboring apartment, Penthouse 4, and then on to Penthouse 5, they all connect on the top level. So, Josh walked the officers through the house.

Ms. Bredehoff: Okay. And what, if anything, did you say about the identity of Mr. Depp?

Amber: Nothing.

Ms. Bredehoff: Were you asked?

Amber: Yes.

Ms. Bredehoff: Or you refuse to tell them?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Sustained.

Ms. Bredehoff: Okay. Why did you refuse to tell the police officers Mr. Depp's identity?

Amber: Because I did not want them to arrest Johnny. I did not want this to happen. I did not want any of this to happen. I didn't want to get him in trouble, so I said...well, I just refuse to cooperate.

Ms. Bredehoff: Okay. Now, approximately, how long were the police officers there?

Amber: I don't recall exactly. Maybe, I'd say, less than half an hour. I really don't know exactly but they weren't there very long at all.

Ms. Bredehoff: Okay. Now, after the police officers left, what did you do?

Amber: We cleaned up a bit because there was broken glass and we had dogs. So, we try to clean up the mess, especially the glass. And Josh, Rocky, and I, we kind of just cleaned up and eventually sat on the couch and they just tried to comfort me.

Ms. Bredehoff: Okay. What, if any, knowledge did you have that there was going to be a second set of officers coming later that night?

Amber: I didn't know about that. That surprised me.

Ms. Bredehoff: When did you learn that a second set of officers were coming to the penthouse that night?

Amber: I think I learned about it when they were there, when they arrived.

Ms. Bredehoff: Okay. And we've seen the body-worn video on that. Is there anything that you recall outside of what was reflected on Officer Gatlin's body-worn video?

Amber: I couldn't see much of what was on that video. I remember being surprised that they were there, not really knowing why they were there. I assumed it was because I was encouraged to make a statement by the first set of officers...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: Keep going forward.

Amber: And I was sitting on the couch, it was some time, hours maybe, maybe between an hour, two hours, maybe more, I don't really recall. But we had cleaned up and we were resting and they were comforting me when they came and they didn't seem to...they didn't do what the first set of officers did, they just kind of came into the apartment,

confirmed that I was okay or that we were okay. They didn't really seem to be that concerned and they didn't demand to do a walk-through like the first set of officers had and they left.

Ms. Bredehoft: Okay. And what, if any, cooperation did you give them?

Amber: Well, I didn't need to, I didn't really cooperate with them, I didn't talk to them. I didn't even get up off the couch, I was speaking to them from quite a bit of a distance, like between you and I, maybe more, and I didn't really say anything. I just kind of acknowledged that they entered and that was it.

Ms. Bredehoft: Did you provide them with Mr. Depp's name?

Amber: No way.

Ms. Bredehoft: Did they ask?

Amber: No.

Ms. Bredehoft: Okay. All right. I'm going to take you to the next day, May 22. And I'm going to...Michelle, can you bring up Defendant's Exhibit 772? What, if any, efforts did Mr. Depp make to reach out to you the day after this happened?

Amber: Well, he made several efforts. Immediately, he kind of reached out and lashed out, again, kind of going on what seems to be slightly delusional thinking that just because he saw my friend's beads out on the countertop, that it had become a workshop or a studio for her. So, he seemed angry about, you know, this perception that the display that my friend had set up was evidence of her running some sort of workshop. And he also accused us of having...or me of having invited someone else to live there who wasn't living there, who was just in the apartment when Johnny stormed in. So, he just kind of lashed out, and then the tone changed in the days that followed.

Ms. Bredehoft: And let me stop you there. So, I'm going to ask you to take a look at Defendant's Exhibit 772. And is this a text message from Mr. Depp to you?

Amber: Yes, it is.

Ms. Bredehoft: And it's on 5/22 at 12:23 a.m. So, it's early morning hours after 5/21, would that be fair?

Amber: Yes.

Ms. Bredehoff: Your Honor, I'm gonna move the admission of Defendant's 772.

Ms. Vasquez: No objection.

Judge Azcarate: All right, 772 in evidence with the identifiers redacted and published. Thank you.

Ms. Bredehoff: Thank you, Your Honor. All right, and I know you started to talk about this, Amber. But it says, "I'm an idiot. ph5 is Rocky's studio? You are shameless." Do you see that?

Amber: Yes.

Ms. Bredehoff: Okay. Was that what you were talking about with him thinking that you're...?

Amber: Yes.

Ms. Bredehoff: Okay. And then, obviously, we can read that he says, "I tried to make it work, you just turned more and more into a spoiled brat. All you wanted was to make me fucking miserable. Well, I'm finally there. I'll never be able to understand how I fell in love with you. You're not her. I loved you more than anything, I did everything that I could. But you never fucking loved me, I was merely convenient for you. I hope our divorce goes as quickly as possible and that it is as painless as possible. So sorry you were as unhappy with me as you were. Obviously, the purity of whatever was has been gone for a long time. I will miss the moments of beauty and truth. Goodbye, Amber. What the fuck was I thinking? I wish you all you merit. The Former Him." What, if any, discussions did you have with Mr. Depp about divorce that night?

Amber: We did not have a discussion about that that evening. We didn't have time, he was obsessed with dog poop. That's what he wanted to talk about.

Ms. Bredehoff: All right, let's take this down, and let's go to Defendant's Exhibit 773. Now, this is a text exchange between you and Mr. Depp. It starts with Mr. Depp on 5/21 at 6:58 p.m. just saying, "Here." Does that refresh your recollection of when he arrived at your penthouse on May 21?

Amber: Yes.

Ms. Bredehoff: Okay. And then the next series are on 5/22, they start at 5:13, and you're discussing talking, you said, "Sorry, I'm just leaving Amanda's birthday now." Do you see that?

Amber: Yes, I do.

Ms. Bredehoff: All right, and then he responds to that, correct?

Amber: Yes.

Ms. Bredehoff: All right, Your Honor, I'd like to move the admission of Defendant's 773.

Ms. Vasquez: Your Honor, if we could just have a minute to review this exhibit?

Judge Azcarate: Sure. Yes, ma'am.

Ms. Vasquez: Is it just this page?

Ms. Bredehoff: No, there's three pages.

Ms. Vasquez: Three pages?

Ms. Bredehoff: I'm just reading Michelle's hands.

Ms. Vasquez: No objection, Your Honor.

Judge Azcarate: All right, 773 in evidence for the identifiers redacted.

Ms. Bredehoff: Thank you. And if we could....okay, we've got it published to the jury. So, let's go to the top, Michelle. And so, it starts out with him, this is the 5/21, 6:58 p.m. saying he's there, correct?

Amber: Yeah, but I think he came in later than that, it took him some time.

Ms. Bredehoff: Okay. And then if we move up, the next one is you at 5/22 at 5:13 p.m., correct?

Amber: Yes.

Ms. Bredehoff: And then you say, "Thank you," and then, "Can we still speak in a min?" What do you recall of why you sent those texts?

Amber: I believe we had spoken on the phone. I can't control this, correct? This screen? I don't know what...

Ms. Bredehoff: We can give you control, yes. Maybe we should do that and clear out my purples.

Amber: I just don't know what was sent right before this.

Ms. Bredehoff: Go ahead, go ahead.

Judge Azcarate: You can scroll. She was asking to scroll.

Ms. Bredehoff: Okay, Michelle, let's have you scroll if you can. Just go ahead and scroll through just slowly so she can read the whole thing.

Amber: Okay, that makes sense.

[02:43:58]

[silence]

[02:44:39]

Ms. Bredehoff: All right, does that help refresh your recollection?

Amber: Yes, I believe that...I believe he had apologized to me after the phone incident. I had commitments that I had to attend the following day on the 22nd, so the beach show I referenced, that I mentioned to you I had to go to, I also have to bring a cake to a friend's birthday party. So, I had things that I, unfortunately, had to do that day. And I remember there was communication with Johnny both by phone and by text where he was telling me that he was clean, that he was sober, he was clear mind, he wasn't the monster, and that he was so sorry. But I had already committed to filing for divorce and eventually, I have to let him know that it's not just...I'm not just saying it in the anger in the fights like we had done, you know, both he and I did that at times in some of our fights, especially towards the end of our relationship. And so, I let him know that I was serious about filing this time and that I had had enough, after the phone...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: Okay. Overruled, go ahead.

Ms. Bredehoff: All right, I'm going to draw your attention to the bottom of the page, Defendant's Exhibit 773. And this is at 5/22, so this is 6:19 p.m. Do you see that? 5/22? And he says, "Just let me know when you have a minute and I'll give you a call. Nothing I have to say to you should elicit anything but a sense of ease." Do you see that?

Amber: Yes.

Ms. Bredehoff: And then he says, "All my love and profound apologies." What was he apologizing for?

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: All right.

Ms. Bredehoff: What was your understanding of what he was apologizing for?

Ms. Vasquez: Speculation, Your Honor.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. In his phone call with you, did he tell you what he was apologizing for?

Amber: Yes.

Ms. Bredehoff: What did he say?

Amber: He was sorry that he reacted the way he did and he said he didn't mean to hurt me, he didn't mean to hurt me, if he really hurt me that badly, he's sorry, that he just...he didn't mean to...

Ms. Bredehoff: Okay. Michelle, if we can go to the next page? Up to the green, please. And he says here, "I'm sad, I'm scared, and I'm broken, my sweet slim," and then he says, "I want you happy. I have zero harsh feelings. I am clear and I am me." What did you understand him to mean by, "I am clear and I am me?"

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Amber: I know what he meant.

Judge Azcarate: Okay.

Ms. Vasquez: Your Honor...

Ms. Bredehoff: Did he use that phrase with you...?

Judge Azcarate: I'll sustain that objection.

Ms. Bredehoff: I'm trying to get...

Judge Azcarate: I know, then you can ask your next question.

Ms. Bredehoff: Thank you. Did he use those phrases with you during your marriage?

Amber: Yes, he did.

Ms. Bredehoff: What did Mr. Depp mean when he says, "I'm clear and I am me?"

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I think I established the foundation.

Judge Azcarate: Overruled, go ahead.

Ms. Bredehoff: Thank you.

Amber: That he had sobered up. That he'd sobered up and he was not the monster again, that he was him, that he was the good guy I loved, the one that I trusted.

Ms. Bredehoff: Okay. All right, I'm going to ask...Michelle, if you can take that down and bring in 771, which has already been admitted? Now, those text exchanges were in the 6:00 to almost 7:00 range. And here, it's 5/22, it's now 8:00, correct?

Amber: Yes.

Ms. Bredehoff: And he's telling you, "Sorry, if was a bit, please know that my hurt towards you is over. My apologies are eternal and belong to you. Solid." Do you see that?

Amber: Yes.

Ms. Bredehoff: Okay. And was it your understanding he was apologizing again?

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: Okay. Was there anything else he would have been apologizing for that he had done?

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: That's it. Okay. So, tell the jury how you felt in that week, May 22 through May 27, and what you decided to do.

Amber: At the time, it felt like the hardest thing I've ever had to do. I had worked so hard to try to make this relationship work. I went to therapy, I went to Eleanor, I got help, I read books, I did everything I could possibly do and it didn't work. And I find I was conflicted...to answer your question, I was conflicted. I knew after he threw the phone at my face, after all that month of not seeing each other, not getting better, not getting clean and sober, there wasn't even...you know, that it was falling apart. I knew I had to leave him, I knew I wouldn't survive it if I didn't, so

I made the decision to file for divorce. It was hard because, you know, I love Johnny so much. I loved him so much.

Ms. Bredehoff: And why did you file for divorce?

Amber: Because I knew if I didn't, that I...I knew if I didn't, I'll likely not literally survive. I'm so scared that it was going to end really badly for me. And I really didn't want to leave him. I loved him so much. I would have done anything but I couldn't do that one thing, I couldn't stay. The promise and the hope that I had, had become less and less regular and more and more rare. The monster had been this thing that was now the normal and not the exception. The violence was now normal and not the exception. It was so hard. It was so hard to do but I knew I had to do it. I believe he would have taken it too far and I wouldn't be here.

Ms. Bredehoff: Why did you ask for a domestic violence temporary restraining order?

Amber: I wanted to change my locks. I wanted to change my locks. I wanted a good night's sleep. Security would always let him into the house no matter what I asked them, no matter when I begged them to let me know when he was coming over, no matter how much I begged them not to let him in when he was mad or drunk or high. And I couldn't sleep, I wake up in a panic. I was losing hair. I was losing weight. I got really sick, I've had shingles. I couldn't sleep and wake up in a panic attack. I had panic attacks all the time. I was falling apart. I was scared and very conflicted because the person I was scared of is also the person I was in love with.

It was really, really tricky. And I was thinking one step at a time, you know, I was thinking very myopically. I wanted just to get a good night's rest, a good night's sleep, I just wanted to change my locks. I thought it'd be healthier if I got some sleep and I could think about what to do or how to handle this if I just could sleep. And when I did, I realized that that wasn't enough, that he could get it in any way, that the building wasn't gonna stop him from getting a locksmith and coming in. I knew that he would do what he wanted...

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: Overrule.

Ms. Bredehoff: Thank you.

Judge Azcarate: All right, next.

Ms. Bredehoff: Okay. So, did Mr. Depp show up for the hearing on the DVTRO?

Amber: No, he didn't.

Ms. Bredehoff: Did you?

Amber: Yes, I did.

Ms. Bredehoff: Okay. And why did you show up?

Amber: Because I had to provide testimony for why I needed a restraining order.

Ms. Bredehoff: What, if any, warning did you give Mr. Depp about obtaining the DVTRO?

Amber: We gave him a warning. My counsel and his counsel were in communication and we let them know. We had to, it was mandatory. That's my understanding of it, I'm not a lawyer.

Ms. Bredehoff: Was there any confusion surrounding whether Mr. Depp was going to file suit as well?

Ms. Vasquez: Objection, Your Honor, calls for speculation, lack of foundation.

Judge Azcarate: All right, I'll sustain it's a foundation.

Ms. Bredehoff: Did you have any confusion as to whether Mr. Depp was going to file as well?

Amber: So, I filed for divorce on the 23rd, I believe, and I thought that when I went in that Tuesday...or when we filed for it, remarkably, it managed to stay under the radar. You know, these filings are not private, you can't make them private in California. And remarkably, it had flown under the radar, no one picked up on the fact that I had filed. And as limited as it sounds now, I just wanted as much privacy as we could have. You know, one day at a time, I wanted as much privacy as we could possibly get and the filing had been missed by TMZ and, you know, these paparazzi outlets and stuff. But the communications between our counsel, I realized that Johnny was going to file in retaliation...

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: I'm trying to think how to ask this. So, without saying what the counsel said, what was your understanding and what was your concern?

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: And I'll sustain the objection.

Ms. Bredehoff: All right, well, let's move on. Michelle, can you bring up Defendant's Exhibit 800, please? Move the admission of Defendant's Exhibit 800.

Judge Azcarate: Any objection?

Ms. Vasquez: No Objection, Your Honor.

Judge Azcarate: All right, 800 in evidence. You can publish.

Ms. Bredehoff: Amber, can you describe for the jury what this picture is?

Amber: It's a picture of my face while I'm sitting at the courthouse.

Ms. Bredehoff: And were you wearing any makeup?

Amber: I was wearing nothing, not a stitch of makeup.

Ms. Bredehoff: Okay. Michelle, can you bring up 801, please? Move the admission of 801.

Ms. Vasquez: No objection.

Judge Azcarate: 801 in evidence, you can publish.

Ms. Bredehoff: And Amber, if you can tell the jury what this is?

Amber: That's me while I was obtaining my restraining order, that's me in the courthouse.

Ms. Bredehoff: Okay. And what, if anything, did you do while you were at the courthouse? Did you testify?

Amber: I provided testimony and sat there and cried.

Ms. Bredehoff: Okay. And did you obtain a domestic violence restraining order?

Amber: I did, the court granted me a restraining order at that time.

Ms. Bredehoff: Okay. When you left the courthouse, what did you experience?

Amber: I walked into the courthouse, it was quiet first thing in the morning. No one knew about my divorce, so I thought it was gonna stay that way and I walked out to a sea of paparazzi and cameras, photographers. To that point, I hadn't...I mean, at that point in my life, I had never seen so many photographers and they just surrounded me as I walked out of that courthouse and screamed at me, screamed horrible things at me.

Ms. Bredehoff: I'm gonna take you just for a moment to make up and then after that, yeah, that'll be a good breaking point after the makeup. You didn't testify...you didn't wear any makeup that day. We've heard all kinds of things about makeup in this case. Could you please tell the jury what your regular routine was with respect to makeup?

Amber: Yes, I get up and wash my face like most of us and I put on, right away, a moisturizer that has a tinted foundation in it. And then I put another foundation on because it has sunblock in it, I have a skin condition, my skin reacts to the sun in a bad way. So, I have to wear sunscreen or sunblock every day. Anyway, so I put on both of those, I put on concealer, and I do that before I leave my bathroom in the morning. That's obviously if I don't have a bruise.

Ms. Bredehoff: Now, when you had bruises or cuts of any nature, what would you do about those? Would you try to cover them up? Would you just leave them showing? What would you do?

Ms. Vasquez: Objection, Your Honor, leading.

Judge Azcarate: Overruled, I'll allow it. Go ahead.

Amber: Well, I typically photographed in LA when I leave the house, paparazzi type of photograph, so I always, you know, somewhat aware of that anyway and no woman wants to walk around with a bruise on her face. So, if I do have a bruise on my face or someplace visible, you know, the main thing, you have to ice right away to reduce swelling because no amount of makeup can fix swelling but it's very manageable if you ice it really soon. Arnica is also a great remedy, Arnica cream. And then if you want to cover up your bruise, you obviously put foundation first, concealer, and then on top of that, I used like a bruise kit...not a bruise kit, it's a theater makeup kit, a color correction kit, but I call it my bruise kit.

Ms. Bredehoff: I use this, I think, in the opening statement and it's Defendant's Exhibit...

Judge Azcarate: If you could..microphone, please, just so we can hear you. There you go.

Ms. Bredehoft: May I approach the witness to show...

Judge Azcarate: That's what you can show, counsel.

Amber: Yeah, this is what I was talking about, it's a color correction kit. This is not, obviously, the exact one I used to carry, but I used to carry it with me all the time. Sometimes this pink is sometimes a little bit more purple of a hue and sometimes the kits are three colors, you can get them in three or four colors. Sometimes they have even more. But the idea is that you want to counteract whatever color you're working with on the bruise. So, the first day of bruising, well, the immediate is red, you know, the red is what shows up right away. So, you want to go with the opposite on the color wheel by dabbing on a bit of the green or something to counteract the red.

After a day or two, you get more purple in the bruise, so you'd obviously have to go with more of the red tones or the orange tones here. Day two, for me, was always the trickiest because day two just, I feel like...well, day one and day two are the hardest for me because that's when you get the most blues and purples and you have to deal with the sensitivity. Bruises don't like to be touched, that's the whole point. So, that's the trickiest part. But after a few days, that becomes more of a...that blue becomes more of a brown, yellowish-brown like a...you know, five-seven days in, it becomes more of a yellow-green, and then fades into a brown and then into your skin.

And whatever color you're working with on the bruise, you want to go opposite color on the color wheel. So, the opposite...I mean, so in the first couple of days when you have more of the typical bruise color, the blues and the purples, you want to go more of the orange on the color wheel as opposed to the greens that you start with, and then it progresses from there. I also noticed that bruising on your face tends to heal a lot faster than...at least for me, it was faster healing than bruises on my body, or at least it seemed like that to me. And the nose is pretty much unrecognizable after a day or two depending on how much you ice it. Lips are the hardest because they crack and bleed, of course, but that's easy to hide with lipstick if you're a woman or, you know, if you wear lipstick, I suppose.

Ms. Bredehoft: Now, we heard some testimony from people in the week of May 21st to 27th saying that you didn't wear a stitch of makeup. Was that true?

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: Overruled.

Amber: They just don't know what they're talking about. I always wear makeup.

Ms. Bredehoff: Okay. You always wear makeup?

Amber: I mean, it's part of my bathroom routine in the morning. You know, I wash my face, I put on moisturizer, my moisturizer has tinted foundation in it, and I'm certainly not going to walk around LA with bruises on my face.

Ms. Bredehoff: Okay, I think that would be...

Judge Azcarate: All right, ladies and gentlemen, let's go and take our lunch recess at this time. Again, do not do any outside research, do not discuss the case with anybody, and we'll see you in an hour, okay? Thank you. The court is still in session, so please be quiet in the gallery. Thank you. And again, Ms. Heard, since you're still under oath and testifying, you cannot discuss this case including with your attorneys, okay, in your testimony. All right, let's come back then at 1:40 Okay? All right. Thank you, 1:40.

Bailiff: All rise.

Judge Azcarate: All right, are we ready for the jury?

Woman: Yep.

Judge Azcarate: Oh, we have things. Okay. Yes, what do we have? Okay, we're ready for the jury. All right, thank you. Please be seated. All right, your next question.

Ms. Bredehoff: Your Honor, I'd like to move the admission of Defendant's Exhibit 155.

Judge Azcarate: Okay.

Ms. Bredehoff: That's the makeup palette.

Judge Azcarate: Oh, okay. Any objection to that?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 155 in evidence. Do we have it?

Ms. Bredehoff: I think it's there. We had pictures.

Judge Azcarate: All right. Thank you. All right, 155 in evidence.

Woman: 155.

Judge Azcarate: 155. Okay. Yes, ma'am.

Ms. Bredehoff: Thank you, Your Honor. Michelle, can you bring up Depp Exhibit number 357B, B as in boy, Plaintiff's Exhibit? And it is a tape recording from June 2016. The timestamps are 4:47 to 7:52.

Judge Azcarate: All right. Is that in evidence yet?

Ms. Bredehoff: I'm going to move the admission of it, Your Honor.

Judge Azcarate: Okay, so was that going to be for the whole 357, or is that 357A or is that...?

Ms. Bredehoff: B, I have that as B as in boy. I think there was a portion that was...

Judge Azcarate: Okay, 357B. Any objection to 357B?

Ms. Vasquez: No, Your Honor.

Judge Azcarate: All right, 357B in evidence. Thank you.

Amber: I can just tell you the basic facts, it's like it was private for days after I filed. You did not have to file. That's not a move that one...that the other party has to make.

Johnny: Okay.

Amber: It's just not.

Johnny: Okay.

Amber: And you did. Or your team did.

Johnny: Okay.

Amber: And then, within five minutes, there was file being given to TMZ. You just do the math yourself, without any other things nearby, it's very clear and I don't know if you knew that.

Johnny: No, I didn't know that and if that is the case, I'll acknowledge it. You know, and if you say you have proof, then I'll acknowledge it. Look, it doesn't shock me, that any fucking...

Amber: Yeah, it doesn't make sense.

Johnny: That somebody would do something like that, you know, it doesn't shock me. But I'm telling you now, if I file, if they file the fucking papers tomorrow, which means...like the shit I've got to file before we go to court on Friday, if they file those papers, first of all, it's very bad for both of us. Okay?

Amber: Well, your people are not going to file anything that's bad for you, trust me.

Johnny: No, what you're saying, you've got to do something to protect yourself, which means throwing me under the bus for some video about me beating you.

Amber: Not me. I have to respond. Legally, it means I'll have to go and pursue the...no, I have to pursue the whole course of action because here's what you don't understand. If we do this and if we...well, basically, we'll know because I called my lawyers and I said, "Why aren't we negotiating now? What is going on? And where are we?" And they're like, "Everything is on the record," literally...

Johnny: No, they won't settle. Your agents won't...your lawyers won't settle, baby. I'm telling you.

Amber: No, we want to mediate. We even have a mediator...we even found a mediator and everything, but that was all worked out. But the thing that Laura didn't agree to, she did not want to agree to a mutual gag order. And that's the problem, she doesn't want the gag order, why Johnny? Why? Why wouldn't she? Why wouldn't she want both parties not to talk about this in the press? By the way, I'm just talking about the press, not even talking about the court. Why?

Johnny: I'll tell you what, Amber, let me get on that right now. I'll fucking get on it right now and I'll get a message back to you somehow. Just, you know, I'll get on it right now.

Amber: I just want you to know, I'm not doing anything and have not been doing any move. Look it up, the timeline. Nothing was on the offense. Everything has been a defensive move because I'm being called a liar and a gold-digger. And I am not lying about any of this shit, and I am not after a dime of your money. And...

Ms. Bredehoff: Do you remember when you had this discussion with Mr. Depp?

Amber: Yes.

Ms. Bredehoff: When was that?

Amber: I believe that was June of 2016, so after the divorce, once we saw the restraining order.

Ms. Bredehoff: Okay. And what, if anything, was going on with respect to a gag order at that point?

Ms. Vasquez: Objection, calls for speculation.

Ms. Bredehoff: I'm asking her, I haven't...

Ms. Vasquez: All right, overruled.

Amber: I was trying to get Johnny to stop the smear campaign...

Ms. Vasquez: Objection, Your Honor, hearsay, lack of foundation.

Ms. Bredehoff: What, if any, discussion did you have with him about a smear campaign?

Amber: When Johnny told me that he would ruin me, that no one would ever touch me, meaning, professionally, no one would ever work with me again, that I'd never work again, that I'd been selling the pens is what he said. And that he'll ruin my career and he refused to not engage with...up until that point, he refused to not engage with the press by leaking...

Ms. Vasquez: Objection, calls for speculation,

Ms. Bredehoff: How is that speculation?

Judge Azcarate: This is what he's telling her, correct?

Ms. Bredehoff: Right.

Judge Azcarate: Okay. All right, I'll overrule the objection.

Amber: And up into that point, I was trying to, you know, get him to call the dogs off, call it off because it was forcing me into a position where he was calling me a liar and he was forcing me to prove it. And I knew that wasn't gonna be good for him and I kept saying, "Don't make me prove it, I don't want to." But he was calling me a liar and having a really sophisticated...very well paid, very sophisticated PR machine going over...

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: I'll move on. Let's go to Depp's Exhibit, that's Plaintiff's Exhibit 357C. That's 12:30 to 16:30. Move the admission.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection, Your Honor.

Judge Azcarate: All right, 347C in evidence.

Ms. Bredehoff: Michelle, if you can play it?

Johnny: ...going to look good.

Amber: I'm not. It's not about that. It would not be about me throwing you under the bus. You know what it would be? It would be released through documented people, coming on the record, and having the protection to do so that I haven't had yet. It would be eyewitness statements. It would be evidence, tons of it. And it would be through years. And it would be unbelievable, unbelievable to imagine that either I'm in, A, a secret fight club, or B, I've had...

Johnny: A secret what?

Amber: A secret fight club. Or that I have been plotting to do this, you know, for three years, and, while taking pictures of it and documenting it, just saving it up for the right time when I'm not asking for any money and have nothing financial to gain from it. But no one is going to believe that. No one is going to believe that one of the two alternatives, that I'm in a fight club or I've been going through hair and makeup or going through makeup through all these years where I have corroborating text messages between people that match those dates of those time-stamped validated photos of either corroboration between people hearing us or corroboration of next day, you know, Whitney sending text messages to Kevin, him responding, or...you know, the kind of stuff like between me and people in your life.

It is insanely cross-corroborated than it is a planned, "I'm gonna put make up on myself and take pictures throughout years and just sit on it for years," while having this imaginary life. You understand that? The pictures that I have match with, like, text messages to my mom back and forth about it, you know? And text messages between, say, Raquel and my mom or Raquel and my dad, or, you know, between my two friends. There is a text message where I tell Jodi the night before I have that James Cordon night show thing where I say, "Hey Jodi, I had an accident, I think I might have...it's possible that I may have a busted nose and two black eyes tomorrow because I don't..."

All that, it would be a sort of warning that we need to cancel. But [inaudible 03:15:33], I don't know how...I'm icing it, it's just, you know, all in one, you know, and things like that. It doesn't matter. There is nothing...and all of that won't be me throwing you under the bus, that will be evidence in this case, which I will have to...it will be criminal as well because I cannot go on Friday and file without filing a police statement first. And the only reason I haven't filed a police statement, which has been used against me, by the way, every day, and the only reason I won't do it and haven't done it is because I don't want to hurt you and that means it goes out of my hands.

And, you know, a third party guy...a third party prosecutor come and a criminal lawyer come and then they went like, "The problem hearing from you, like, your biggest struggle is that this is just...it's such a...it's the most solid evidence case of domestic violence I've ever seen, and if you get this over to them or any part of it, they will prosecute him." And I felt like I was...I'm not, like, I would never want that for you because I don't even...it's hard for me to even...I don't even call myself...like, in my head, it's hard for me to even accept any sort of victimdom, ever.

Ms. Bredehoff: Can you please explain what the context of this was?

Amber: I was begging Johnny to not make me prove what I've had, to sit on the stand in front of all of you and prove and talk about. I was begging not to do this, not have to sit where I'm sitting today. I didn't want this. I don't want to be here. I didn't want to be there then. And I was trying to point out something to somebody who I thought did not have a firm grasp on reality.

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: Overruled, go ahead.

Ms. Bredehoff: Thank you.

Amber: I'm trying to point out how absurd it would be for him to keep making me prove this by calling me a liar. I was trying to get him to not call me a liar because everything that I had said to date and everything I've said to date now is the truth. And I was begging him not to make me prove it, that there were photos, that there were witnesses, that there was my testimony, there were years of me with injuries on the dates when we were fighting and they were documented. I mean, pictures from 2012. So, I was trying to say to him, "Either you'd suppose that people would rather believe this is a hoax, elaborate, well-orchestrated year-long campaign for what? Or that...?" What? It just seemed crazy.

And I thought no one was advising him in his best interest, I thought no one was telling him the truth, and always surrounded by yes men and I thought nobody was saying to Johnny, "This is crazy, don't do this." And I didn't want to hurt him. I didn't want to hurt him. I loved him, I loved him so much. That's why I'm explaining to him why I didn't file criminal charges, I didn't file a police report even though it was being used against me. I didn't want this to go to a prosecutor. I didn't want this to hurt Johnny. I don't want this to hurt Johnny.

Ms. Bredehoff: Michelle, can you bring up Depp's Exhibit 357D as in David, and that is 17:25 to 17:37? I'm gonna move the admission, Your Honor.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, in evidence, 357D.

Amber: I've been called a liar and I've been called a golddigger.

Johnny: Baby. Baby. Amber, I didn't call you those things. I didn't call you those things.

Ms. Bredehoff: I'm gonna go on now to...can we go to Plaintiff's Exhibit 357E and this is 21:47 to 22:37. I'm going to move the admission, Your Honor.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: 357E, thank you.

Amber: ...and you're stronger. And so, when I say that I thought that you could kill me, that doesn't mean you counter with you also...that you lost your own finger. I am not trying to attack you here, I'm just trying to point out the fact of why I said, "Call 911." Because I was...you had your hands on me after you threw a phone at my face and it's got crazy in the past, and I truly thought I need to stop this madness before I get hurt.

Johnny: Oh, my God.

Amber: And I never think about myself that way. I never defend myself that way. I never see myself as a victim.

Johnny: All right.

Amber: It's your fault, you know?

Johnny: All right, yeah.

Amber: And when they came, I did not cooperate with them and it has been used against me...not by the media, by your side.

Ms. Bredehoff: And what are you referring to there?

Amber: That I don't want to call myself a victim. I don't like to think of myself as a victim and I don't want him to think I'm attacking him or blaming him. I'm pointing out I didn't cooperate with the police, that I didn't want to get him in trouble, that I didn't want to hurt him, I don't want anything from him, just don't call me a liar. It's all I said, just don't call me a liar. Just don't say this isn't real because I'm the walking proof of it.

Ms. Bredehoff: I'm gonna ask to bring up Plaintiff's Exhibit, Depp's Exhibit 357F as in Frank, 24:04 to 24:48, and move the admission, Your Honor.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 357F.

Amber: I've only said this from the very beginning, I only have my integrity and the unfortunate thing is you're taking a step further, they keep...

Johnny: What about mine?

Amber: That's what I keep...I'm trying to say you. Literally, in words, out of my mouth, that's what I'm trying to say to you. Every step of the way, I have said to them, the thing is they are hurting Johnny by this because every time that they call me a liar or they said this is not true or Stephen's text messages never actually happened, or your security guards...which, by the way, as a follow-up to your security guard saying they never saw these happening, the same security guards, who, by the way, have said to me multiple times that I'm gonna get killed.

Ms. Bredehoff: And what are you talking about there, Amber?

Amber: That even though Johnny told me that his guards would say whatever he needed them to say, that they were the same guards who had told me that I would lose my life this way.

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: It came in through the tape, so that's all right, we're fine. Michelle, let's go...

Ms. Vasquez: Your Honor?

Judge Azcarate: If you could approach, please?

Ms. Bredehoff: I'm sorry. Michelle, can you bring up Depp's Exhibit 357G, Plaintiff's 357 G, and it's 26:00 to 26:28.

[03:23:51]

[silence]

[03:24:10]

Ms. Bredehoff: Oh, move the admission. I'm sorry.

Judge Azcarate: All right, any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right.

Amber: ...oath obviously, they are gonna have to say they didn't see it and hurt me and other people who have heard them.

Johnny: You're going to have to do this under oath too, you know?

Amber: I will because the unfortunate part is I can talk about all of this...

Johnny: Do you believe all this, Amber? Do you believe all this?

Amber: Yes, the fuck, yes, yes.

Johnny: You believe I'm an abuser?

Amber: Yes.

Johnny: You believe I'm an abuser?

Amber: In May, in December, in April.

Ms. Bredehoff: What were you referring to with the May, December, and April?

Amber: Just listing some of the times in which he beat me up and that he knew about.

Ms. Bredehoff: So, I'm going to take you now fast forward into the July 2016 timeframe, there was a mediation that came about during that time. What, if any, intent did you have to reconcile with Mr. Depp at the time of the mediation?

Amber: I wanted there to be no animosity, I wanted to minimize animosity, I wanted to reconcile in that way. I didn't want to get back together with him, if that makes sense.

Ms. Bredehoff: Okay. Can you just briefly describe what transpired during the July mediation?

Amber: Even though I had a TRO and I wanted to move on with my life, the campaign I mentioned earlier, the smear campaign, the article after article hounding me, you know, leaking fake...

Ms. Vasquez: Objection, Your Honor, non-responsive.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: Okay. Please explain.

Amber: What I was meeting with him about is because he, you know, put these things out in the media, it seemed like...

Ms. Vasquez: Objection, Your Honor, calls for speculation, lack of foundation.

Judge Azcarate: All right.

Ms. Bredehoff: Did Mr. Depp discuss with you that he was putting these out in the media?

Ms. Vasquez: Objection, leading.

Judge Azcarate: Overruled, I'll allow it.

Amber: Yes.

Ms. Bredehoff: Okay. Please explain.

Amber: He told me he would tell his team to back off and to...yeah, to back off effectively if I agreed to do certain things, one of which, you know, there was...he wanted me to, like, drop charges or some version of that. He wanted me to get back together with him and go on tour with him in the tour bus. He wanted me to do certain things that I thought were impossible and that would definitely go against all of...you know, everything that I stood for and had earned in getting my TRO, getting my restraining order and moving on. But I had to break the TRO in order to

beg him to stop the machine, the press machine, because I was feeling like I couldn't live my life. I was being dropped from commercial opportunities, people were turning on me, [inaudible 03:27:21] shot dropped me. I mean, it was just...I had never been inundated with that much press every single day, me and my family were...and every witness, anyone who even indirectly supported me got bombarded. And the media campaign...

Ms. Vasquez: Objection, calls for speculation, lack of foundation.

Judge Azcarate: I'll sustain just the last part of that. All right? Next question.

Ms. Bredehoff: Okay. We heard Christian Carino testify earlier. Can you describe to the jury what your relationship was with Christian Carino?

Amber: He was my commercial agent, meaning he handled things like campaigns for a short amount of time, and then became Johnny's agent around the time of the divorce. He was a kind of mutual friend at the time between Johnny and I. And so, he helped us kind of negotiate or mediate a time where we could meet and my goal in that was to just beg Johnny to stop doing this.

Ms. Vasquez: Objection, non-responsive.

Judge Azcarate: Overruled.

Ms. Bredehoff: What, if any, desire did you have to return to Mr. Depp after the divorce?

Amber: None.

Ms. Bredehoff: Okay. Now, you heard Mr. White testify that he engaged in negotiations with you during the settlement process of the divorce. What, if any, discussions did you have with Mr. White?

Amber: None, the first time I saw him was on the testimony screen in the UK during the UK trial. I've never spoken to him.

Ms. Bredehoff: So, he didn't negotiate your settlement?

Amber: No, he did not.

Ms. Bredehoff: Okay. What was important to you in the divorce negotiations?

Amber: The statement, that was it. The statement. I wanted a mutual statement and I wanted him to call the...you know, get the press out of

this. Just make a statement and in that statement, clear my name. I wanted to clear my name. It's all I have. You know, I said this to him too and, you know, he knew this. All I have is my name. I come from nothing, all I have is my integrity, all I have is my name. And that's exactly what he promised to take from me.

Ms. Bredehoff: Why did you agree to accept \$7 million as your settlement?

Amber: I didn't care about the money. I was told if I didn't agree to a number that it could be overturned, that this would never actually...it would never get completed, would never settle, and it would be overturned.

Ms. Vasquez: Objection, hearsay.

Judge Azcarate: Sustained. Go ahead.

Ms. Bredehoff: What was your understanding?

Amber: That if I didn't agree to a number, it would be overturned. So, I took far less than what they were offering and what I was entitled to.

Ms. Bredehoff: And why did you donate it to charity?

Amber: I promised the entirety of it to charity because I was never interested in Johnny's money. And in the divorce, I just wanted my safety, I wanted to move on with my life, move on with my future. And then he started compromising that, calling me a liar, making it impossible for me to move on by doing so. So, I wanted the truth, I wanted him to clear my name and to leave me alone. I've been saying that since 2016.

Ms. Bredehoff: So, why did you donate 3.5 to children's hospital and 3.5 to ACLU?

Amber: Well, I pledged the first half or 3.5 to children's hospital because I've been working there as a volunteer for well over a decade. I knew the facility well, I'd worked there with another nonprofit, it's how I got affiliated with them, and I knew they could use the resources, I was familiar with it.

Ms. Bredehoff: And what about the ACLU?

Amber: And then ACLU because I was a supporter, because I believe in the work that we're doing, I believe that they were doing good work for people who deserved it.

Ms. Bredehoff: Why did you make the donations over a period of time as opposed to just a lump sum?

Amber: Well, two reasons, the short of it is because I was receiving the settlement in installments, I was receiving the installments over time. Second of all, so I could get the tax benefit of paying over time. You know, it was my understanding, that's how you pay these, like, large sums, you paid it over time.

Ms. Bredehoff: Did you make any payments towards these donations?

Amber: I did.

Ms. Bredehoff: Okay. Approximately how much?

Amber: Well, for the first installment which is 100,000 to each, that came straight from Johnny in 2016. I followed up with 350,000 that year, 2016. 2018, I did another...oh, and I also donated 250,000 to Art of Elysium, which is the affiliate I was just speaking about that does the work in the children's hospital. It was not going to count towards my overall pledge but I did that too. And then I did another donation to each in 2018. And then Johnny sued me in 2019.

Ms. Bredehoff: Before we get to that, did anyone make donations to the children's hospital or ACLU on your behalf during that time period?

Amber: Yes, Elon also...Elon, who was my boyfriend at the time, had his own charitable contributions that he made. He made 500,000 to both in my honor, in my name in 2017, I believe.

Ms. Bredehoff: And have you completely fulfilled your donations to the ACLU and the children's hospital?

Amber: I have not yet.

Ms. Bredehoff: And why not?

Amber: Because Johnny sued me for \$50 million in March of 2019 and I have spent over \$6 million...

Ms. Vasquez: Objection, Your Honor, it's a motion in limine.

Ms. Bredehoff: That part was supposed to come in.

Judge Azcarate: All right, why don't you come forward and just take a look?

Ms. Bredehoff: So, going back to that, then, could you afford to continue making payments to the ACLU and children's hospital?

Amber: No.

Ms. Bredehoff: Okay. What, if any, intention do you have to fulfill your pledges and donations to these organizations?

Amber: I still fully intend to honor all of my pledges. I would love for him to stop suing me so I can.

Ms. Bredehoff: What, if any, deadlines are there on your pledges and donations to the ACLU or the children's hospital?

Amber: There are none. They understand.

Ms. Bredehoff: Okay. Now, let's go to Defendant's Exhibit 1458, which is already admitted. Now, I'm going to just direct your attention to paragraph 27, where it says, "Neither party has made false accusations for financial gain. There was never any intent of physical or emotional harm. Amber wishes the best for Johnny in the future." What, if any, significance did that have to you?

Amber: That was everything to me. That was what...that was the most important thing in the separation agreement between us is that he acknowledged that I hadn't made a single false claim, that my allegations were not false. I thought that just because he signed his name to it, he'd honor it. I mean, he signed his name to it and I thought it would mean something. He acknowledges that I never did it...I mean, I never made a false claim and I didn't do it for financial gain, and that's what I was being called at the time, a gold digger and a liar.

Ms. Bredehoff: Okay. Thank you. We can take this down, Michelle. And I'm going to now take you to post-divorce and your career. Please describe for the jury how your career evolved after the divorce, which I think was final in February 2017.

Amber: I had to fight really hard to keep my career. You know, after I got my TRO, I lost opportunities I got canceled from jobs, I got dropped from campaign I had shot, I was told I was gonna be dropped from...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Amber: I fought to keep my job in a movie...the biggest movie opportunity I had to date.

Ms. Bredehoff: Which was what?

Amber: It was "Justice League," with the option to become "Aquaman." It later became "Aquaman," but I had to fight really hard to stay even in "Justice League" because that was right around the time of the divorce.

Ms. Bredehoff: Can you tell the jury what "Justice League" was and what your role was in that?

Amber: It is a superhero franchise, DC action film and it introduced my character and it provided the base for the "Aquaman" spin-off that followed it. But that was not a reality at the time of shooting "Justice League."

Ms. Bredehoff: All right. And then you were able to be in "Aquaman," is that correct?

Amber: Yes, I kind of showed up to work months early and stayed really late to fight to keep the job. I managed to keep it and managed slowly to kind of...to gain through this kind of hard work and goodwill I was able to foster, I was able to keep and make other jobs and eventually made a movie called "Aquaman." And "Aquaman" was very successful, I think it was the most successful DC film by its release and, you know, I was getting my career back, even though it was...you know, it took a major hit when I got my restraining order against Johnny.

Ms. Bredehoff: So, let's talk about "Aquaman" for a moment. I think you said it was the highest-grossing film of DC films. Is that correct?

Amber: Yes.

Ms. Bredehoff: Okay, when did that come out?

Amber: December of 2018.

Ms. Bredehoff: Okay. And what was your role in "Aquaman?"

Amber: I play Mera.

Ms. Bredehoff: And was that a lead role?

Amber: Yes, it is one of the leading roles. It's a female lead opposite Jason Momoa's character of Aquaman.

Ms. Bredehoff: So, you were his mate?

Amber: You could say that, yes, I was his love interest. I was a female lead of the movie.

Ms. Bredehoff: Okay. So, in December of 2018, as "Aquaman" is coming out, why did you agree to participate in the op-ed?

Amber: Well, because I believed in some of the causes that the op-ed was seeking to advance. There was a lot of attention and energy around gender-based issues, gender-based violence issues in general. I had just recently become an ambassador for the ACLU. I was proud of that ambassadorship and I was looking forward to the opportunity to lend my voice to what I thought was a great cause, which is just a conversation around women's issues and gendered issues that I think the whole country was having at that time, you know, quite a political conversation and cultural conversation at the time and I was happy to lend my voice if I could.

Ms. Bredehoff: Who drafted the first draft of the op-ed?

Amber: The ACLU.

Ms. Bredehoff: Did you initially want to include Mr. Depp by name or reference?

Amber: No.

Ms. Bredehoff: Okay. What were you trying to accomplish by the op-ed?

Amber: I was trying to raise awareness around some of the issues that I just mentioned. There was some legislative reform, Title IX being one of them, and there was just a greater cultural conversation being had around gender issues. And I was happy to weigh in on what I saw as, you know, unique phenomenon that women in...typically women experience in our culture when they come forward against somebody more powerful when they speak up about gender-based violence, and I thought I could lend my voice to that conversation. I thought I had something to say about that.

Ms. Bredehoff: Were you trying to boost your sales for "Aquaman" since it was coming out in that same timeframe?

Amber: It doesn't work like that, I don't think any op-ed...I mean, a major motion picture or major franchise like that is not aided by the publication of an op-ed in "The Washington Post," I'll put it that way. But the other way around can be said, you know, I was wanting to lend my name at that specific time to potentially advance the causes within the op-ed.

Ms. Bredehoff: Because of your successes, Mera, with "Aquaman?"

Amber: Yeah, just the publicity of the movie and the success of the movie would hopefully, in best case scenario, only add and lend itself to...would lend attention to the issues that the op-ed aim to address.

Ms. Bredehoff: What did you do once the ACLU had your agreement to be the spokesperson for the op-ed, to put your name to it?

Amber: I sought the advice of my attorney.

Ms. Bredehoff: And why did you do that?

Amber: Because, you know, I didn't want to get into any sort of legal issue. I don't want to have any sort of legal problems for talking about what happens to women when...or people when they come forward and speak about these sorts of issues, especially when they come forward against someone more powerful than them. And that backlash, the retaliation that people face when they come forward is exactly what I was writing about, and I didn't want Johnny to retaliate against me and quite literally proved my point.

Ms. Bredehoff: And so, who was the counsel that you hired to review the op-ed?

Amber: His name was Eric George.

Ms. Bredehoff: Where's he located?

Amber: Los Angeles, California.

Ms. Bredehoff: How did you know Eric George?

Amber: Eric George is the attorney who represented me in a different litigation against the producers of "London Fields," the movie I mentioned earlier about having a body double and sex scene that I didn't approve of.

Ms. Bredehoff: What was your understanding of Eric George's experience and skills to be able to review that op-ed for you in the context of your concern?

Ms. Vasquez: Objection, speculation.

Ms. Bredehoff: I'm asking her understanding.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: Did you have knowledge of Eric George's abilities at that time?

Amber: I did, I thought he had an excellent reputation and would give me great advice.

Ms. Bredehoff: And what, if any, experience...what was your experience with him in representing you earlier?

Amber: That he was a fantastic attorney and very smart and I trusted him.

Ms. Bredehoff: Without going into the content of it, what, if any, of Eric George's advice did you follow in the context of the op-ed?

Amber: I took all of his advice. I mean, all the edits he suggested, I took all of his advice.

Ms. Bredehoff: And what, if any, of Eric George's advice did you ignore?

Amber: None. I mean, he's my lawyer, I listened to him.

Ms. Bredehoff: Okay. I'm going to ask you...if we can pull up, Michelle, Plaintiff's Exhibit 1. Now, this is the online version of the op-ed and it has this title, "Amber Heard, I spoke up against sexual violence and faced our culture's wrath, that has to change." What, if any, role did you play in this title?

Amber: None.

Ms. Bredehoff: What, if any, role to your knowledge did the ACLU play in this title?

Amber: None to my knowledge.

Ms. Bredehoff: Okay. Are these exact words anywhere in the article?

Amber: No. No, they're not.

Ms. Bredehoff: When did you first become aware of this title being included in the online version of the op-ed?

Amber: I think in this litigation is the first time I realized that.

Ms. Bredehoff: Okay. I'm going to now ask, Michelle, can you bring up Plaintiff's Exhibit 2? And this has also already been admitted into evidence, Your Honor.

Judge Azcarate: Yes, ma'am.

Ms. Bredehoff: And this is the paper version, if you will, of "The Washington Post" with your editorial, and if you go to the second page, this one has a title, "A transformative moment for women." What, if any, role did you play in that title?

Amber: I didn't.

Ms. Bredehoff: Okay.

Amber: None.

Ms. Bredehoff: Now, do you recall seeing this version, the newspaper version, at the time?

Amber: Yes, This is the version I saw. I'm very proud of it, I had it framed.

Ms. Bredehoff: You had the newspaper version, not the online?

Amber: I did, I had the newspaper framed.

Ms. Bredehoff: Okay. And now I'm going to ask you to turn to... and Michelle, can we pull up Plaintiff's Exhibit number 3? And do you recognize this document?

Amber: Yes.

Ms. Bredehoff: Your Honor, I'm gonna move to admit Plaintiff's Exhibit number 3 into evidence.

Judge Azcarate: Any objection?

Ms. Vasquez: No objection.

Judge Azcarate: All right, 3 in evidence, you can publish.

Ms. Bredehoff: If you can publish it to the jury? Thank you. Now, is it fair to say this is a tweet?

Amber: Yes, it is.

Ms. Bredehoff: And can you explain to the jury what a tweet is for those who are not as social media-oriented?

Amber: A tweet is a posting on a social media network called Twitter.

Ms. Bredehoff: Okay. Now, did you send this tweet?

Amber: I think so. I must have.

Ms. Bredehoff: Okay. And what, if any, control did you have over whether the title given to the op-ed online was included in the tweet?

Amber: You don't have control when you're retweeting something. I mean, it's my experience that you don't control a title when you're

retweeting something, you don't get a chance to re-editorialize someone else's title.

Ms. Bredehoff: Okay. And at the time you sent this tweet, do you remember even noticing that title?

Amber: I do not. I don't think I even realized it.

Ms. Bredehoff: Have you ever typed the words from that title?

Amber: No, I have not.

Ms. Bredehoff: Now, I'm going to ask you...let's go back to number two, Plaintiff's 2. And I'm going to go...I'm going to ask you, what, if anything, in this op-ed was incorrect?

Amber: Nothing, every word of it is true.

Ms. Bredehoff: And I'm going to direct your attention specifically...and if we can blow this up just a touch and move up just a touch, Michelle, if you can so we get to, "Then two years ago." "Then two years ago, I became a public figure representing domestic abuse and I felt the full force of our culture's wrath for women who speak out." Was this true or false?

Amber: It's true.

Ms. Bredehoff: What, if any, thing did you do about speaking up about domestic abuse two years earlier?

Amber: Well, I went and got a restraining order against my then-husband, and walked out to a sea of media and endured, to that point, two years of vitriol from the media and from Johnny Depp supporters in retaliation for having done so.

Ms. Bredehoff: And I guess you really answered my next question, which is, "And I felt the full force of our culture's wrath for women who speak out." Is that what you were referring to for that next...?

Amber: Yes, because at the time, I thought it couldn't be worse. Obviously, now from where I sit today, no, it got a lot...it gets a lot worse.

Ms. Bredehoff: Okay. And then, Michelle, if we can move this up a little bit further? Well, actually, that's perfect, Michelle, then I don't have to use my purple again. Then you said, "I had the rare vantage point of seeing in real time how institutions protect men accused of abuse." Is this true or false?

Amber: True.

Ms. Bredehoff: Okay. And explain to me what you meant by that and how that was true for you.

Amber: I got a restraining order, I had to prove to a judge that I needed one, I had a bruise on my face. I got a restraining order, I showed pictures, I had proof, and yet everyone...the studios that, you know, both Johnny and I worked for, they were ready to support him, they made statements in support of him, they were ready to fire me, they attempted to fire me...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: All right, I'll sustain the objection.

Ms. Bredehoff: What, if any, thing did you witness with respect to institutions?

Amber: Meaning the people that we work for, the institutions we work for, the studios we work for, decision-makers in my industry, filmmakers and powerful people and decision-makers within my industry whom I had not ever even met, who didn't know anything about what happened behind closed doors in the marriage of Johnny and I were making comments about me, statements about me. I was dropped from campaigns, it was hard for me to work, I was harassed...I'm harassed on a daily basis, death threats. And just the fact that that wasn't...there was no parody, you know, the studio and these decision-makers and such were so ready to support him and eager to...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right. So, what, if any, ill will or bad intentions did you have or intend against Mr. Depp by assisting in writing, giving your name to this op-ed, and then publishing it?

Amber: None. It's not about Johnny. The only one who thought it was about Johnny is Johnny. It's about me, it's about what happened to me after Johnny, it's about what happened to me after I escaped my marriage. It was about me and my life and what I endured once I moved on and got a TRO and moved on with my life. It was about what happened to me after. The only one who made it about him, ironically, is Johnny.

Ms. Bredehoff: I'm going to...we can take that down. Michelle. I'm gonna turn to something about electronics and transparency. You've testified about and we've seen photographs and audio recordings and text messages, emails, etc. What, if any, thing have you done to cooperate in the authentication of all of these things?

Ms. Vasquez: Objection, Your Honor. May we approach?

Judge Azcarate: Sure.

Ms. Bredehoff: All right, I'm going to turn to your counterclaim. You have made a counterclaim against Mr. Depp in this case, correct?

Amber: That's correct.

Ms. Bredehoff: And it's based on three statements that Mr. Adam Waldman, Mr. Depp's attorney made, correct?

Amber: Yes.

Ms. Bredehoff: Okay. I'm going to ask if you can pull up Defendant's Exhibit 245. But, Your Honor, I'm going to ask, do we have...?

Judge Azcarate: It's already in evidence.

Ms. Bredehoff: Your Honor, if I may approach...if we may approach to show it quickly because I think we can move this along faster if we do this ahead of time. Okay, we're gonna start by bringing up Defendant's 1245.

Judge Azcarate: All right, and moving that into evidence, no objection, 1245 in evidence.

Ms. Bredehoff: Thank you, Your Honor. And this is an article that was in the "Daily Mail" on 8 April 2020, we see that. And then, Michelle, if you can move that to the next page and...perfect. It says, "Adam Waldman, Depp's lawyer said, "Afterwards, Amber Heard and her friends in the media use fake sexual violence allegations as both a sword and a shield depending on their needs. They have selected some of her sexual violence hoax facts as the sword, inflicting them on the public and Mr. Depp." Do you see that?

Amber: Yes, I do.

Ms. Bredehoff: Is this a true or false statement?

Amber: False.

Ms. Bredehoff: And why is it false?

Amber: To use what I've lived through and what I've survived, calling it fake, saying that I'm harming Johnny with this, I'm harming the public with this, this is what I've lived through. And to say that it's a hoax, that these aren't even real things? I mean, after everything I've lived through and survived...and also, I hadn't even spoken about the sexual abuse within my marriage. I have been protective of that. I didn't want to talk about that ever. Adam Waldman was the one who put that out in the world. As remarkable as that is, I hadn't...I protected that. I had to go to another country to give testimony and thankfully, they allowed me to do so with confidentiality and some protection. And then Johnny through his lawyer, not only uses that against me but says it's a hoax.

Ms. Bredehoff: Thank you. Now, I'm going to ask if we can bring up...and it's going to be 1246A. And I'm moving this into evidence as well.

Judge Azcarate: There's no objection, so 1246A is in evidence, you can publish.

Ms. Bredehoff: And this is an article that was published on the 28th of April 2020. And Michelle, if we can...thank you. And this one says, "Depp's lawyer, Adam Waldman said, "Quite simply, this was an ambush, a hoax. They set Mr. Depp up by calling the cops but the first attempt didn't do the trick," he told dailymail.com." And let's keep going. "So, Amber and her friends spilled a little wine and roughed the place up, got their story straight under the direction of a lawyer and a publicist, and then placed a second call to 911." Do you see that?

Amber: Yes.

Ms. Bredehoff: Is that true or false?

Amber: Couldn't be more false.

Ms. Bredehoff: And why is that?

Amber: Every part of it is false. I didn't call 911, I didn't call the police, I refuse to cooperate with them to protect Johnny. I protected Johnny. I didn't call them once and I didn't call them twice. I didn't rough up the place, I cleaned up the place. I didn't even know the second cops were coming. If I wanted to get something from him, if I wanted to hoax Johnny, why wouldn't I cooperate with the police? Wouldn't I say something to the police? Wouldn't I do more damage to the house and then just knock over the things that you saw pictures of? It makes no sense. And to do it online when there's no fact-checking, there's no authorities, there's no one able to...you know, I can't respond, I can't fight this and use these sorts of media leaks and these comments to re-

echo over and over and over again online with a network of people that are intent on helping Johnny through a sophisticated PR machine...

Ms. Vasquez: Objection, hearsay, speculation.

Judge Azcarate: I'll sustain the objection. Next question.

Ms. Bredehoff: All right, and so, what, in fact, did you do that night?

Amber: I cleaned up, I protected Johnny, I refuse to cooperate with the police like so many other people do. I tried really hard to keep it private even after that, even when I was committed to filing for divorce. I tried to protect Johnny, I tried to protect the history of what we had, I tried to protect him and did the opposite. And I didn't even have a lawyer, I didn't call my publicists. I called my contract attorney to get me another lawyer who could give me advice on how to protect Johnny. Every bit of this was to protect Johnny and to protect the secret that I had fought really hard to keep for nearly five years, which was behind closed doors, things were not what it looked like.

Ms. Bredehoff: Okay. Michelle, can you take this one down and go to Defendant's 1247, please? And Your Honor, I'll move the admission.

Judge Azcarate: All right, and there's no objection, 1247 in evidence.

Ms. Bredehoff: Amber, this is another "Daily Mail Online," and this is published on 24 June, updated on 25 June, 2020. And then if we can go further, and this one says, "Depp's attorney, Adam Waldman said, "We have reached the beginning of the end of Ms. Heard's abuse hoax against Johnny Depp." Is this true or false?

Amber: False.

Ms. Bredehoff: And why is it false?

Amber: Because, unfortunately, all of this is real. And what I mentioned earlier about how preposterous it would have to be for this to be this elaborate hoax, I couldn't believe...I couldn't fathom one day that that would actually be legitimately the position that he through a lawyer would take, albeit online where he could get away with it for sometimes...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right. And why is this so absurd?

Amber: Because Johnny and I lived this, we lived through this, I lived through this and I narrowly survived it, but I survived it. And, you know, I have mountains of evidence, mountains of proof, and yet, it won't be good enough for people who are seeking to make money off of Johnny's success.

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: That's fine. Okay. So, I'm going to take you now to the damages that you've suffered as a result of the statements by Mr. Waldman on Mr. Depp's behalf. Please tell the jury how you were doing...

Ms. Vasquez: Objection, that's a legal conclusion, Your Honor.

Judge Azcarate: I'm sorry?

Ms. Vasquez: We move to strike counsel's testimony.

Judge Azcarate: Come forward. From the record, we'll disregard that question. All right, your next question.

Ms. Bredehoff: What was your understanding of on whose behalf Mr. Waldman was making those three statements?

Ms. Vasquez: Objection, lack of foundation, calls for speculation.

Judge Azcarate: If you want to approach again? That's not what we just said here.

Ms. Bredehoff: So, we'll move forward to my other question here. Will you please tell the jury how were you doing reputationally before these three statements were made beginning April 2020? April 8 was the first of them.

Ms. Vasquez: Objection, Your Honor, I'm gonna object on lack of foundation.

Ms. Bredehoff: She can talk about her reputation.

Judge Azcarate: Overruled, I'll allow it.

Amber: It took hard work, you know, it took a lot of hard work on my part, but I was able to work and get my life back on track. I was taking care of, you know, myself emotionally and my career, I was working really hard, I was able to star in a major success. I worked on a TV series that I had been attached to for a very long time. I became an ambassador for

several nonprofits that I deeply care about. I was doing a lot of really...you know, it felt really good to be doing the social work and the charity work that I was doing. And I was also filming and working and planning on...I was awaiting a schedule from Warner Brothers for "Aquaman 2," the sequel, and I had wrapped on that TV series I mentioned and I was waiting to start doing publicity for it to promote it. And I had a campaign, a global campaign as a spokesperson for a major beauty brand. So, things were...you know, the trajectory was positive.

Ms. Bredehoff: So, how did things change after these statements were made?

Amber: I remember around the time...unfortunately, I lost my mother around...I mean, on the 1st of April. And I remember when I was grieving her, that I got a call that I should be expecting a script for my role in "Aquaman 2."

Ms. Vasquez: Objection, Your Honor, hearsay.

Ms. Bredehoff: It's not offered to prove the truth of the matter asserted.

Judge Azcarate: Overruled.

Ms. Bredehoff: Go ahead.

Amber: So, I was waiting the schedule and the script for that, Feeling concerned that, you know, I wouldn't have enough time to grieve before having to get back into work. I had a press scheduled to promote the TV series I was doing and I was shooting things for this beauty brand. And then I remember at that time, the beauty brand had to suspend posting what I just shot for them because they were getting bombarded...

Ms. Vasquez: Objection, Your Honor, this is hearsay.

Judge Azcarate: I sustained the objection.

Ms. Bredehoff: Okay. All right.

Amber: So, they said no. I mean, they suspended what I had shot...

Ms. Vasquez: Objection, Your Honor.

Ms. Bredehoff: Were you actively involved in campaigns for L'Oreal before these articles?

Amber: I was.

Ms. Bredehoff: Were you actively involved in campaigns with L'Oreal after these articles?

Amber: No.

Ms. Bredehoff: With "The Stand," you were talking about the TV series, that was "The Stand," correct?

Amber: Yes, a TV series that I had already completed.

Ms. Bredehoff: All right. And were you actively involved in publicity for "The Stand" prior to these articles?

Amber: Yes, I was.

Ms. Bredehoff: Were you actively involved in the publicity after these articles?

Amber: No, shoots were canceled, things were canceled.

Ms. Bredehoff: Okay. With respect to "Aquaman 1," or "Aquaman 2," you'd already started "Aquaman 1," right? Just so we're...and they called it "Aquaman" at that time, but now there's an "Aquaman 2," right?

Amber: That's correct.

Ms. Bredehoff: Okay. So, were you actively scheduling timing for filming and scripts for "Aquaman 2" before these articles?

Amber: Yes, I was.

Ms. Bredehoff: Were you actively scheduling after these articles?

Amber: No, the communications stopped at that point.

Ms. Bredehoff: All right. I'm going to...Michelle, can you bring up Defendant's Exhibit 1258? I'm going to show you what has been marked as Defendant's Exhibit 1258, it's dated September 21, 2015. Do you recognize this document?

Amber: Yes.

Ms. Bredehoff: Okay, what is it?

Amber: It is the "Justice League" "Aquaman" contract.

Ms. Bredehoff: Okay, Your Honor, I'm gonna move the admission of Defendant's Exhibit 1258.

Judge Azcarate: Any objection?

Ms. Vasquez: Yes, Your Honor. May we approach?

Judge Azcarate: Sure.

Ms. Bredehoff: So, Amber, can you explain to me how the contract structure was for "Justice League" and the options? Just explain to the jury, please.

Amber: It's structured like a three-picture option, I signed on to do "Justice League" where my character was introduced. The fee is, you know, small relative to what it will become if and when you do the other options or movies under that umbrella. So, it was the contract for "Justice League," which could then become "Justice League 2" or it could be "Aquaman," or it could be some other movie within the DC Universe. And the second picture ended up being "Aquaman," and then the third picture, "Aquaman 2." Each time, the fee goes up but...

Ms. Vasquez: Objection, Your Honor, this calls for speculation, lack of foundation

Judge Azcarate: Overruled, I allowed it.

Amber: As far as the contract is concerned, that's what the contract says.

Ms. Bredehoff: All right. And if we go to page six. So, what was your fee going to be for "Aquaman?" And what was it for "Aquaman?"

Amber: 1 million.

Ms. Bredehoff: Okay. And then was there also box office bonuses opportunities?

Amber: Yes, I believe. Yes, there are box office bonuses. If it makes a certain amount in the box office, you get a bonus.

Ms. Bredehoff: Okay. And it says, picture number two, at the time you entered into the contract with the "Justice League," did they know what the picture would be?

Amber: No, as I mentioned before, when you do the contract...

Ms. Vasquez: Objection, calls for speculation.

Judge Azcarate: All right, I'll sustain that objection.

Ms. Bredehoff: Okay. So, ultimately, what was picture number two?

Amber: "Aquaman."

Ms. Bredehoff: All right. And then what was it for picture number three?

Amber: "Aquaman 2."

Ms. Bredehoff: Okay. And what was the fee under the option agreement at that time?

Amber: 2 million.

Ms. Bredehoff: Okay. Now, did you have contracts with L'Oreal?

Amber: Yes, I did.

Ms. Bredehoff: Okay. And can you just describe for the jury what was involved with L'Oreal? You talked about being involved in campaigns and then not, just explain that to them if you can.

Amber: As a spokesperson, I'm just involved with the brand as a representative and there's certain amount of commitment you have to do throughout the year on social media and on red carpets promoting various products or, you know, causes they're advancing generally, just like a brand ambassadorship.

Ms. Bredehoff: Okay. And did you...well, let's pull up 1262. And this is dated as of April 25, 2018, correct?

Amber: That's correct.

Ms. Bredehoff: Was that your first contract with L'Oreal?

Amber: I believe so, yes.

Ms. Bredehoff: Okay. And was that for a term...a specific term?

Amber: Yes, it was.

Ms. Bredehoff: Okay. Was it for two years?

Amber: Yes, it says, "Two-year contract," that sounds right.

Ms. Bredehoff: All right. And then I'm going to ask you to turn to 1264. And that's April 20, 2020. And what, if anything, did L'Oreal do with regard to extending your contract then?

Amber: They extended it, they chose to extend it with the option to kind of...

Ms. Bredehoff: All right, and did they extend it just an additional three months? If you look at paragraph one.

Amber: Let me see. Yes, they did.

Ms. Bredehoff: Okay. And what, if any, work did you do for L'Oreal after these three statements were made?

Amber: I have only been able to participate in, I believe, one live event that they also couldn't promote or use the material from because of...

Ms. Vasquez: Objection, Your Honor, calls for speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. Now, let's go to 1265. And this is, "As of November 15, 2021," this is another extension with L'Oreal, correct?

Amber: Yes, it is.

Ms. Bredehoff: And if you look at the second option term under paragraph one, it's an extension of 20 months, is that correct?

Amber: That is correct.

Ms. Bredehoff: Okay. And what, if any, work have you been able to do for L'Oreal since this contract?

Amber: As I stated, I believe I've only done one in-person event with them and they couldn't use the material.

Ms. Bredehoff: Okay. Now, let's talk about "The Stand" for a minute, let's pull up 1263, and this is dated July 3, 2019. And I believe you indicated that you had already filmed it by the time the statements were made in April and June of 2020. Is that correct?

Amber: That's correct.

Ms. Bredehoff: Okay. And what, if any, marketing opportunities were you participating in prior to those articles?

Amber: We had appearances on talk shows, the normal kind of group cast press junket, promotional material photoshoot, and I had various publicity engagements lined up like a magazine cover, that sort of thing to promote the film...I mean, promote the series.

Ms. Bredehoff: And what, if anything, were you able to do with marketing opportunities after the three articles were published?

Amber: None. None.

Ms. Bredehoff: What, if any, covers were you on after that for "The Stand?"

Amber: They pulled the offer for that, so none.

Ms. Bredehoff: Okay. And while we're on this agreement, if you look at the second page, how much were you paid for "The Stand?" It's at 6C.

Amber: About 200,000 an episode.

Ms. Bredehoff: Okay. Now, let's pull up Defendant's Exhibit 1266. Have you been able to get any work since that time?

Amber: I have done one small independent film.

Ms. Bredehoff: Okay. And tell the jury what that is.

Amber: I shot a film in Guatemala. It's a small independent, meaning it doesn't have distribution or, you know...yeah, it doesn't have distribution or anything, it's a lower-budget film that I had been attached to for many years called "Into the Fire."

Ms. Bredehoff: Okay. And 1266 has, "As of January 13, 2022," do you see that?

Amber: Yes.

Ms. Bredehoff: Okay. When did you actually film for this in Guatemala?

Amber: March. I believe it was March of this year.

Ms. Bredehoff: Okay. And do you recall what your compensation was for that?

Amber: I don't off the top of my head.

Ms. Bredehoff: If you can look at ALH 17628, it's paragraph 6A.

Amber: Oh, 65,000.

Ms. Bredehoff: Okay. And have you participated in "Aquaman 2?"

Amber: I have.

Ms. Bredehoff: And tell us about that.

Amber: I had to fight...I fought really hard to stay in the movie, they didn't want to include me in the film...

Ms. Vasquez: Objection, Your Honor, hearsay.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: Okay. Did you ultimately...were you ultimately able to get to film in "Aquaman 2?"

Amber: A very pared-down version of that role, yes.

Ms. Bredehoff: Okay. What, if anything, changed in the script?

Amber: They took away a lot of...

Ms. Vasquez: Objection, Your Honor, hearsay, lack a foundation.

Judge Azcarate: Overruled, as the script. That's fine.

Ms. Bredehoff: Go ahead.

Amber: I was given a script and then given new versions of the script that had taken away scenes that had action in it that depicted my character and another character...without giving any spoilers away, you know, the two characters fighting with one another, and they basically took a bunch out of my role, they didn't...yeah, they just removed a bunch out.

Ms. Bredehoff: And what, if any, leverage did you have to negotiate a higher salary beyond the 2 million?

Ms. Vasquez: Objection, speculation.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: What, if any, effort did you make to negotiate a higher salary for your participation?

Amber: I couldn't renegotiate my contract.

Ms. Bredehoff: And why not?

Ms. Vasquez: Objection, this calls for hearsay and speculation.

Ms. Bredehoff: Do you know why?

Ms. Vasquez: Still the same objections, Your Honor.

Judge Azcarate: I'll sustain the objection.

Ms. Bredehoff: All right. Amber, I'm going to ask you to describe to this jury the emotional impact on you of these three statements that we have talked about, these three counter claim statements, please describe how this has impacted you.

Amber: These statements are used over and over and over and over again online to reverberate, re-echo, and re-energize...

Ms. Vasquez: Objection, Your Honor, this is not responsive, lack of foundation, and hearsay.

Ms. Bredehoff: It's responsive, Your Honor, she gets to give her...

Judge Azcarate: Well, the question was, "Your emotional impact of these statements."

Ms. Bredehoff: Okay.

Amber: The impact it has on me is every time I look at it, which is every day, I am back, I have to relive it, I have to have the worst, most painful things I've ever gone through, painful memories I've ever had, the things I've narrowly survived at times, embarrassing, intimate details that I never wanted to be known, never wanted to be public ever. And to have them used every single day to call me a liar, I have to relive this every single day that I have to address those claims over and over again. The most intimate, embarrassing, deeply humiliating, and personal things that I've survived are used against me every day over and over again.

It's torture. It's making so much pain emotionally. I'm just wanting him to leave me alone, I wanted to move on with my life, and he won't let me. By making statements like this, he won't let me. I have to be here today, I have to be reliving it every single time. He, with these statements, with these leaks, these comments, once again makes me have to speak to the most horrifying things I've lived through. It's torture. It's torturous once you have to do that. I want to move on with my life. I have a baby, I want to move on. I want to move on, I want Johnny to move on too, leave me alone.

Ms. Bredehoff: Thank you. I have no further questions.

Judge Azcarate: All right. Ladies and gentlemen, it's probably a good time to go ahead and take our afternoon recess based on that. So, go ahead and do not discuss the case and don't do any outside research, okay? We'll see you in 15 minutes. Okay? Thank you. Please, the Court is still in session, I need it to be quiet in the gallery. Thank you.

Bailiff: Quiet. Please be quiet.

Judge Azcarate: All right. Why don't we just make it 3:25 then? We'll come back at 3:25? Okay. All right.

Bailiff: All rise.

Judge Azcarate: Thank you. All right, be seated. Cross-examination.

Ms. Vasquez: Good afternoon, Ms. Heard.

Amber: Good afternoon.

Ms. Vasquez: Mr. Depp hasn't looked at you once this entire trial, has he?

Amber: Not that I've noticed, no.

Ms. Vasquez: You've looked at him, though, many times, haven't you?

Amber: Yes, I have.

Ms. Vasquez: You know exactly why Mr. Depp won't look back at you, don't you?

Amber: I do.

Ms. Vasquez: He promised you he would never...you would never see his eyes again. Isn't that true?

Amber: I don't recall if he said that.

Ms. Vasquez: One of the last times you ever saw Mr. Depp was when you met him in San Francisco in July of 2016, right?

Amber: That was the second to last time I saw him, yes.

Ms. Vasquez: And this was after you had publicly accused him of domestic violence?

Amber: I got my restraining order before that, yes.

Ms. Vasquez: And this is after you had obtained the domestic violence restraining order against him?

Amber: That's correct.

Ms. Vasquez: Let's please play Plaintiff's Exhibit 1229. For the record, it's at 11:01 through 12:09. I'm going to ask that it be admitted into evidence.

Judge Azcarate: Any objection to 1229?

Ms. Bredehoff: [inaudible 04:22:28]

Ms. Vasquez: Yes.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1229, you want to enter in its entirety?

Ms. Vasquez: Yes, please.

Judge Azcarate: Okay, 1229 entered in its entirety. Go ahead and play your section.

Amber: Is this how you want it to end? I don't understand, is this what you want?

Johnny: No. Oh no, a hug will save it all. All this, everything you just did to me.

Amber: Please, babe. I don't know. I just wanted to touch you. Seriously, it's...

Johnny: Really, after all the shit you just said?

Amber: Yes, I just wanted to give you a hug, I just...

Johnny: After all the shit you fucking accused me of, you wanna touch me?

Amber: Yes, yes, please, please hug me.

Johnny: You're fucking nuts.

Amber: Please stop.

Johnny: You're fucking nuts

Amber: Please, I just wanted to hug you and say bye. I didn't want it to end bad.

Johnny: Oh, there is no chance of that. We did that last night, it was fine. That was good enough.

Amber: I don't know what else to say.

Johnny: No, 'cause I'm nothing to you, and I will always be nothing to you.

Amber: Please, please, calm. Calm down, baby, please.

Johnny: What? You're not my shrink.

Amber: Please. Please, put your hand on my heart. Please just feel my heart, please.

Johnny: No.

Amber: Please.

Johnny: No, deal with your own fucking heart.

Amber: Please, I need to know if we'll ever see each other again, please.

Johnny: No, we'll never see each other again. We will never...don't take my fucking glasses off.

Amber: Please, please.

Johnny: You don't like fucking looking at not my fucking eyes? You will not see my eyes again.

Ms. Vasquez: That's you and Mr. Depp in that recording?

Amber: That is.

Ms. Vasquez: And this is from when you and Mr. Depp met in San Francisco in July of 2016, right?

Amber: Yes, that's what it sounds like. That was in the hotel. We met once after that as well.

Ms. Vasquez: This is after you publicly accused him of domestic abuse?

Amber: Yes, and got my TRO.

Ms. Vasquez: And he tells you, "You will not see my eyes again," doesn't he?

Amber: Yes, he does in that recording.

Ms. Vasquez: And he kept that promise, hasn't he?

Amber: As far as I know, he cannot look at me.

Ms. Vasquez: He won't look at you, right, Ms. Heard?

Amber: He can't.

Ms. Vasquez: One of the first questions your counsel asked you in direct is why are you here. Do you remember that?

Amber: I do.

Ms. Vasquez: Let's please play Plaintiff's Exhibit 357A, which is already in evidence, Your Honor. And for the record, it's 21:22 through 21:40.

Amber: And see what the jury and judge thinks. Tell the world, Johnny. Tell them, Johnny Depp, "I, Johnny Depp, a man, I'm a victim too of female domestic violence and, you know, it's a fair fight," and see how many people believe or side with you.

Ms. Vasquez: That's your voice on that recording, right?

Amber: Yes, it is.

Ms. Vasquez: And you were speaking with Mr. Depp?

Amber: Yes.

Ms. Vasquez: And you said to Mr. Depp, "You can please tell people that it was a fair fight and see what the jury and the judge think. Tell the world, Johnny, tell them, "Johnny Depp, I, Johnny Depp, a man, a victim too of domestic violence." That's what you said, right?

Amber: I was saying it to the man who beat me up, yes. I thought it was preposterous.

Ms. Vasquez: And the man you beat up numerous times, right, Ms. Heard?

Amber: I could never hurt Johnny.

Ms. Vasquez: You're here in this courtroom because Mr. Depp finally told the world that he is a victim of domestic violence.

Amber: I know that he is suing me and has sued other people or corporations that have said that as well.

Ms. Vasquez: You didn't think he would tell the world he was a victim of domestic violence, did you?

Amber: I found it hard to believe that he could or that he would do that considering the relationship he and I had. I thought it would be crazy for him to do so knowing what I know we lived through.

Ms. Vasquez: Or, as you said to him in that recording, who was going to believe that Johnny Depp, a man, is a victim of domestic violence, right?

Amber: With all due respect, I wasn't saying it because he's a man, I was saying it because he was a man who beat me up for five years.

Ms. Vasquez: Mr. Depp is your victim, isn't he?

Amber: No, ma'am.

Ms. Vasquez: And once he left you, you continue to abuse him publicly by calling him an abuser, didn't you?

Amber: He is an abuser and you can look either of us up online and figure out who's being abused online.

Ms. Vasquez: Let's look at some of that. Mr. Depp wears rings on every finger, doesn't he, Ms. Heard?

Amber: That's my experience, yes.

Ms. Vasquez: And they're not delicate rings, are they?

Amber: No, they are not.

Ms. Vasquez: Every one of his fingers is adorned, your words, "Big, chunky rings." Isn't that right?

Amber: That's my experience of him.

Ms. Vasquez: And Mr. Depp is always wearing rings, right, Ms. Heard?

Amber: That's my experience of him.

Ms. Vasquez: And you've never known him not to wear these rings?

Amber: That's my experience is he normally wore rings, yes.

Ms. Vasquez: So, Mr. Depp was wearing these big chunky rings on every finger in every incident of abuse you've described to this jury, right?

Amber: I can't say for certain it was in every single incident.

Ms. Vasquez: But you've never known him not to wear rings, right?

Amber: In general. My experience with Johnny is that he wears rings almost all the time.

Ms. Vasquez: Ms. Heard, do you recall giving testimony in a deposition in this matter in January of this year?

Amber: I do.

Ms. Vasquez: Can we please play from your deposition, day two, 512, page 512, lines 11 through 15?

Attorney: You said he hit you and he was wearing rings, right, Ms. Heard? So, he hit you with rings on every finger?

Amber: I don't know if I've ever known Johnny to not wear rings.

Ms. Vasquez: Ms. Heard, you testified to an incident in March of 2013 where Mr. Depp hit you in the face multiple times. Do you recall that?

Amber: That's correct.

Ms. Vasquez: And you testified, "You don't know how many times he hit you in the face."

Amber: That's correct.

Ms. Vasquez: So, Mr. Depp hit you in the face multiple times while he was wearing rings on this occasion, correct?

Amber: Which occasion in March are you referencing?

Ms. Vasquez: The testimony that you gave on day 15 of this trial, March of 2013, you weren't specific as to the day.

Amber: There were several incidents.

Ms. Vasquez: The one where he hit you several times in the face.

Amber: Sorry, just so I understand better, there were several incidents in March. Which one are you asking me about?

Ms. Vasquez: The time that he hit you several times in the face wearing rings.

Amber: Well, he pretty much...

Ms. Vasquez: March of 2013.

Amber: Right. What are you asking me? I'm sorry.

Ms. Vasquez: He was wearing rings on that occasion?

Amber: I pretty much always knew him to wear rings.

Ms. Vasquez: Okay, let's please pull up Defendant's Exhibit 170A, which is already in evidence, Your Honor. You testified this is a picture you took after that incident, right?

Amber: Yes, that was one where he grabbed me

Ms. Vasquez: And hit you in the face so many times that you don't remember, isn't that correct?

Amber: That's correct.

Ms. Vasquez: And there's no injuries to your face in this picture, are there?

Amber: Not that this picture shows.

Ms. Vasquez: And there's no medical records reflecting that you sought treatment after this alleged incident either.

Amber: I did not seek medical treatment at this time.

Ms. Vasquez: So, there's no medical records reflecting any injuries to your face after he hit you several times?

Amber: I did not need to go to the doctor at the time.

Ms. Vasquez: Despite hitting you several times that you lost count with rings on his fingers?

Amber: That's correct, I did not seek medical attention, other than my therapist.

Ms. Vasquez: You testified to another incident in March of 2013 where Mr. Depp hit you while he was wearing a lot of rings. Do you remember that testimony?

Amber: Yes, ma'am.

Ms. Vasquez: And you testified you felt like your lip went through your teeth and it got a little blood on the wall?

Amber: Yes, I remember that.

Ms. Vasquez: There isn't a picture of you with injuries after that alleged incident, is there?

Amber: I don't know if I've seen one. I can't recall, there are a lot of pictures.

Ms. Vasquez: You didn't produce any photographs after that alleged incident, did you, Ms. Heard?

Amber: I don't know if I took one or if it's included. I'm not quite sure which ones.

Ms. Vasquez: You didn't show any pictures to this jury after describing that alleged incident that your teeth...your lip went into your teeth. You don't remember that, right? You didn't show any pictures to this jury after describing that incident, right?

Amber: I don't believe I've seen that picture admitted.

Ms. Vasquez: That picture doesn't exist.

Amber: I don't know which one you're talking about. We have pictures from March 2013, yes.

Ms. Vasquez: The only picture that you've produced and shown to this jury is the one that was just put up on the screen, where you said he hit you multiple times in the face and you appear to have what is a bruise on your arm, correct?

Amber: I believe this is the only picture that's in evidence right now.

Ms. Vasquez: That's the only picture you've shown to this jury from March 2013, correct?

Amber: I believe so.

Ms. Vasquez: You testified about an incident in Russia on or about June 26th, 2013. Do you remember that?

Amber: Yes, that's correct.

Ms. Vasquez: You testify that Mr. Depp, "whacked you in the face?"

Amber: That's correct.

Ms. Vasquez: And you went to the bathroom after that, right?

Amber: I did.

Ms. Vasquez: And then according to your testimony, when you came out of the bathroom, Jerry Judge, Mr. Depp's security guard who has passed away, pointed out that your nose was bleeding, right?

Amber: He did that in the hallway.

Ms. Vasquez: And you said you hadn't known that your nose is bleeding until Jerry Judge pointed it out to you?

Amber: Yes, that's correct. I was unaware until he brought it up to me. I didn't see it when I was in the bathroom but I wasn't looking.

Ms. Vasquez: So, it's your testimony that you went into the bathroom and didn't look in the mirror, which I assume was in the bathroom, to notice that your nose is bleeding?

Amber: That's not why I went into the bathroom. I went into the bathroom crying, I don't even know if I paid attention to the mirror. I certainly didn't enough to notice any blood.

Ms. Vasquez: And you didn't take any pictures of your bloody nose either, did you?

Amber: I did not.

Ms. Vasquez: But pictures were taken of you in Russia, though. Isn't that correct?

Amber: Yes, that's correct. We had a press...or a dinner.

Ms. Vasquez: Let's please pull up Plaintiff's Exhibit 1248. Ms. Heard, this is a picture of you and Mr. Depp in Russia, correct?

Amber: That's correct.

Ms. Vasquez: I'm going to move to admit.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, no objection, 1248 in evidence, you can publish.

Ms. Vasquez: And this is you and Mr. Depp in Russia for "The Lone Ranger" premiere, correct?

Amber: It was a dinner function, I believe, in promotion of the movie. It wasn't the premiere if I recall.

Ms. Vasquez: You don't have any visible injuries to your face, do you?

Amber: None that you can see.

Ms. Vasquez: Let's look at Plaintiff's Exhibit 1249. This is a picture of you, isn't it right?

Amber: That's correct.

Ms. Vasquez: I'm gonna move to admit Exhibit 1249.

Judge Azcarate: All right, 1249 in evidence.

Ms. Vasquez: This is also a picture from when you were in Russia for "The Lone Ranger" premiere, right?

Amber: That is correct.

Ms. Vasquez: And you have no visible injuries to your face, do you?

Amber: None that you can see.

Ms. Vasquez: Even though Mr. Depp whacked you in the face so hard that your nose bled?

Amber: He did.

Ms. Vasquez: While wearing chunky big rings, right?

Amber: That's correct.

Ms. Vasquez: You also testify that Mr. Depp, again, whacked you in the face after the Met Gala in May of 2014, right?

Amber: That is correct.

Ms. Vasquez: You testify that you thought he hit you so hard he broke your nose.

Amber: That's correct.

Ms. Vasquez: You said your nose was, "Swollen, discolored, red."

Amber: That is correct. I took a picture of that.

Ms. Vasquez: You testified you took a picture of your face after this.

Amber: I did.

Ms. Vasquez: But you didn't show that picture to the jury, did you?

Amber: I would like to.

Ms. Vasquez: But you didn't show it, did you?

Amber: That's not up to me.

Ms. Vasquez: You understand you're under an obligation to produce all photographs after any alleged incidents of violence, right, Ms. Heard?

Amber: I produced everything.

Ms. Vasquez: You didn't produce any photographs after the Met Gala.

Amber: I produced everything.

Ms. Vasquez: You also understand that you're under an obligation to produce all medical records reflecting any injuries you allegedly sustained from Mr. Depp, correct?

Amber: That's correct.

Ms. Vasquez: And you haven't produced any pictures or any medical records reflecting a broken nose after the Met Gala in May of 2014, have you?

Amber: I have given everything to my lawyers, everything, I've turned over literally everything that I have.

Ms. Vasquez: Is it your testimony, Ms. Heard, that you sought medical treatment after Mr. Depp allegedly broke your nose after the Met Gala?

Amber: Not after the Met Gala, I did not seek medical attention, no.

Ms. Vasquez: You also attended an event after the Met Gala in May of 2014, didn't you?

Amber: That is correct.

Ms. Vasquez: You went to the "All-Star Comedy Tribute to Don Rickles."

Amber: That is correct.

Ms. Vasquez: That was the next night after the Met Gala?

Amber: That is correct.

Ms. Vasquez: And there were pictures of you taken at this event?

Amber: Yes.

Ms. Vasquez: Let's pull please pull up Plaintiff's Exhibit 1252. This is a picture of you, Ms. Heard?

Amber: Yes, it is.

Ms. Vasquez: At that event?

Amber: Yes, it is.

Ms. Vasquez: The night after the Met Gala?

Amber: Yes, it is.

Ms. Vasquez: The night after Mr. Depp allegedly broke your nose?

Amber: I'm not sure if it was broken for the record, but you should see what it looked like underneath the makeup.

Ms. Vasquez: He whacked you so hard in the face that you thought you had broken your nose?

Amber: Exactly.

Ms. Vasquez: Right. Permission to admit this photograph.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1252 in evidence.

Ms. Vasquez: This is a picture of you, Mr. Depp, and Don Rickles, right?

Amber: That is correct.

Ms. Vasquez: Let's please pull up Plaintiff's Exhibit 1253. This is another picture from that evening, right, Ms. Heard?

Amber: Yes, it is.

Ms. Vasquez: Permission to admit Exhibit 1253 and publish it.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1253 in evidence.

Ms. Vasquez: This is a picture of you and Mr. Depp at the event the night after Mr. Depp allegedly whacked you in the face so hard you thought he had broken your nose?

Amber: He did whack me in the face and I did think it broke my nose.

Ms. Vasquez: And this is you the night after?

Amber: Yes, it is.

Ms. Vasquez: Let's please pull up Plaintiff's Exhibit 1254. This is also a picture of you at the same event, correct, Ms. Heard?

Amber: That is correct.

Ms. Vasquez: Move to admit Plaintiff's Exhibit 1254.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1254 in evidence, you can publish. Thank you.

Ms. Vasquez: And just to confirm now that the jury can see it, this is a picture of you at the same event the night after Mr. Depp allegedly whacked you in the face so hard you thought he broke your nose?

Amber: This is a picture of me after he did whack me in the face.

Ms. Vasquez: The night after, right?

Amber: Yes, it is. I believe it was the night after, yes.

Ms. Vasquez: Your nose doesn't appear to be injured in any of these pictures, doesn't it, Ms. Heard?

Amber: I'm wearing makeup.

Ms. Vasquez: Your nose doesn't appear to be injured in any of these pictures, does it, Ms. Heard?

Amber: It's why I'm wearing makeup.

Ms. Vasquez: Right. And makeup covers up swelling, right?

Amber: Makeup will not cover up swelling, ice will, though.

Ms. Vasquez: Ice will cover up swelling?

Amber: Ice reduces swelling. Normally, the swelling after that kind of injury is not as bad as you might imagine, and for me, it wasn't that bad. I have a picture of it underneath the makeup. That's how I know how to reference it.

Ms. Vasquez: A picture you haven't produced or shown to this jury, right, Ms. Heard?

Amber: I have produced everything.

Ms. Vasquez: But you haven't shown it to this jury?

Amber: I would very much like to, it's not my job.

Ms. Vasquez: Your Honor, may we approach?

Judge Azcarate: Yes.

Ms. Vasquez: Ms. Heard, you testified that in January of 2015, there was an incident in Tokyo before Mr. Depp's "Mordecai," the film "Mordecai" premiere, is that correct?

Amber: That's correct.

Ms. Vasquez: And you told this jury that on this occasion, Mr. Depp was kneeling on your back?

Amber: That's correct, in the closet.

Ms. Vasquez: You also told this jury that you wore a backless dress to the "Mordecai" premiere that very same night?

Amber: I did.

Ms. Vasquez: And you testified that you were checking for bruises in the car on the way back...on the way to the event to make sure that there were "no visible marks," right?

Amber: I was checking on my phone after the event to make sure that nothing...that you couldn't see anything.

Ms. Vasquez: Your testimony was that you were checking in the car on the way to the event to make sure that there were no marks on your back.

Amber: Perhaps I misspoke or I misunderstood. It was on the way back from...it was after, I was concerned after...you know, concerned that there would be marks in any photograph since we were being photographed at Johnny's press event.

Ms. Vasquez: And you didn't show this jury a picture of you in that backless dress, though, did you?

Amber: I don't know what you mean, I'm sorry.

Ms. Vasquez: You didn't show this jury a picture of you at the "Mordecai" premiere wearing a backless dress, did you?

Amber: I haven't had the opportunity to.

Ms. Vasquez: Okay.

Amber: I assume you haven't.

Ms. Vasquez: I do. Let's please pull up Plaintiff's Exhibit 1256. This is a picture of you and Mr. Depp...or the back of you, at the "Mordecai" premiere in Tokyo, correct, Ms. Heard?

Amber: That is correct.

Ms. Vasquez: Your Honor, I move to admit and publish this picture.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1256 in evidence.

Ms. Vasquez: This is you in the backless dress at the "Mordecai" premiere in Tokyo, right?

Amber: That is correct.

Ms. Vasquez: You would agree that there are no bruises or visible marks on your back in this picture?

Amber: Not that I could see.

Ms. Vasquez: I'll show you one other photo. If we could please have Plaintiff's Exhibit 1257. This is a front-angle picture of you and Mr. Depp at that premiere, correct?

Amber: That is correct.

Ms. Vasquez: Move to admit Plaintiff's Exhibit 1257.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1257 in evidence.

Ms. Vasquez: I'll show you one more picture. Plaintiff's Exhibit 1258. And again, Ms. Heard, this is you and Mr. Depp at the "Mordecai" premiere?

Amber: Yes, it is.

Ms. Vasquez: Moved to admit Plaintiff's Exhibit 1258.

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 1258 in evidence, you can publish.

Ms. Vasquez: And that's the backless dress, right, Ms. Heard?

Amber: That is correct.

Ms. Vasquez: You also told this jury about an incident in Australia in March of 2015.

Amber: Yes, that's correct.

Ms. Vasquez: You testified that after this alleged incident, you had cuts on your forearms, right?

Amber: Yes, that's true.

Ms. Vasquez: And you testified that you had cuts on the bottoms of your feet as well?

Amber: Yes, that's true.

Ms. Vasquez: And you testified that you had a bruise across your jaw from when Mr. Depp "clocked you in the face?"

Amber: That's true.

Ms. Vasquez: You didn't take any pictures of these injuries while you were in Australia, did you?

Amber: I don't think...no, I don't think I took any pictures.

Ms. Vasquez: You just took two pictures of Mr. Depp's writing on a mirror, isn't that right?

Amber: I believe so, yes.

Ms. Vasquez: So, you had your phone on you, right?

Amber: At some point, I did have my phone.

Ms. Vasquez: And your iPad?

Amber: I had my iPad, I believe.

Ms. Vasquez: And you testified that you were also raped with a liquor bottle in Australia, right, Ms. Heard?

Amber: Yes.

Ms. Vasquez: You testified you have blood from your vagina as a result of that sexual assault?

Amber: Yes.

Ms. Vasquez: There aren't any medical records reflecting that you've sought medical treatment for any of these injuries, are there?

Amber: I did not seek medical treatment after Australia, no.

Ms. Vasquez: Not for the rape?

Amber: No, I did not want to tell anyone.

Ms. Vasquez: Not for the cuts?

Amber: No.

Ms. Vasquez: Not for the injuries to your face?

Amber: I didn't need to.

Ms. Vasquez: You also told the jury about an incident on December 15th, 2015, right?

Amber: Where? I'm sorry.

Ms. Vasquez: December 15th, 2015.

Ms. Vasquez: Yes, that's correct.

Ms. Vasquez: You told this jury that after this incident, you had a broken nose?

Amber: It certainly felt like it.

Ms. Vasquez: Ms. Heard, do you recall giving testimony on Day 16 in this trial?

Amber: Yes, I do.

Ms. Vasquez: You were [crosstalk 04:45:44], right?

Amber: Yes.

Ms. Vasquez: We have a transcript for the jury. Excuse me, for the witness.

Ms. Bredehoff: [inaudible 04:45:59] want a copy of that.

Judge Azcarate: Okay. All right, we will get it. That will do. Thank you, Judy.

Ms. Vasquez: May I approach the witness, Your Honor?

Judge Azcarate: All right, yes, ma'am.

Ms. Vasquez: Thank you. Would you like a copy?

Judge Azcarate: Yes, please.

Ms. Vasquez: Thank you.

[04:46:40]

[silence]

[04:47:01]

Ms. Vasquez: If I could please direct your attention, Ms. Heard, to page of day 16, 4593, the jury trial's transcript?

[04:47:12]

[silence]

[04:47:38]

Ms. Vasquez: Lines 8 through 13.

Amber: On which page? I'm sorry.

Ms. Vasquez: 4593.

Amber: Yes.

Ms. Vasquez: Starting on line eight, "I thought I probably had a concussion and certainly thought..." Excuse me, strike that. Let's start over. "I thought I probably had a concussion and certainly that I had a broken nose. There was a blood everywhere, blood all over the pillows. My head was bleeding from the ripped-out hair, chunks of hair on the floor all over the place, actually." So, line 9, "That I had a broken nose," do you recall giving that testimony, Ms. Heard?

Amber: Yes, exactly.

Ms. Vasquez: So, you had a broken nose, right?

Amber: That's absolutely what I thought.

Ms. Vasquez: And you told this jury that you had two black eyes after this incident, right?

Amber: I did have two black eyes after that incident.

Ms. Vasquez: And you testified that you also had a busted lip from when Mr. Depp punched you?

Amber: That is correct. From December? Yes, that's correct.

Ms. Vasquez: You testified that the lip wound kept reopening when you moved your mouth.

Amber: That's correct.

Ms. Vasquez: You also testified that you had bruising on your temple?

Amber: That's correct.

Ms. Vasquez: And bruising on your chin?

Amber: Correct.

Ms. Vasquez: You also testified that your head was bleeding from where Mr. Depp ripped chunks of your hair out?

Amber: I remember, yes.

Ms. Vasquez: And that you had "gross, pissy," bruising around your temple?

Amber: In my scalp? Yeah.

Ms. Vasquez: Now, for this incident, you did take pictures, correct?

Amber: That's correct.

Ms. Vasquez: And we will look at some of those in a minute, but I first want to talk to you about your appearance on the James Corden show.

Amber: Sure. Can I close this?

Ms. Vasquez: Sure. You appeared on the James Corden show the day after this alleged incident, right?

Amber: I did.

Ms. Vasquez: And that was December 16th, 2015?

Amber: Yes, that's correct.

Ms. Vasquez: Let's please pull up a clip of your appearance from that evening, if we could, Plaintiff's Exhibit 35, and for the record, we will only be playing a portion of this, so we will call it Plaintiff's Exhibit 35A.

Judge Azcarate: All right, any objection?

Ms. Bredehoff: No objection.

Judge Azcarate: All right, 35A in evidence.

Amber: I grew up, you know, in Texas riding horses and, you know...

James: Not a big ballet community out there in Texas?

Amber: Yeah, no, not so much. Shooting guns? Yes. But ballet? No. So, I wanted to train for it and there were some ballet sequences that we wanted to have the option to incorporate into the movie. So, I trained forever and I have two left feet, I'm the most klutzy person in the world, and I have no...what do you call it? Grace? So, I knew...

Ms. Vasquez: Your Honor, I'm so sorry, but it's not published to the jury. If we may have it, please, published?

Judge Azcarate: Okay, thank you.

Ms. Vasquez: Apologies. If we can please start that over?

Judge Azcarate: Start it over. I'm sorry.

Ms. Vasquez: Thank you, Your Honor.

Amber: I grew up, you know, in Texas riding horses and, you know...

James: Not a big ballet community out there in Texas?

Amber: Yeah, no, not so much. Shooting guns? Yes. But ballet? No. So, I wanted to train for it and there were some ballet sequences that we wanted to have the option to incorporate into the movie. So, I trained forever and I have two left feet, I'm the most klutzy person in the world, and I have no...what do you call it? Grace? So, I knew, I knew I had to train for it. And what they don't tell you...I mean, I crammed about three months of solid training in and I'm kind of like working my way up from the floor and learning the technical aspect of ballet.

And I've got these dances down technically perfectly, I'm learning all the movements, but the last thing we get to are the hands and I haven't yet got to that point but everything else is working, I'm acting up on my face and I'm selling the ballet, and I think I'm doing really good at this point, kind of nailing it. And so, I send videos and images to my friends to, like, get encouragement and look for their support and everyone shoots back, "What with the claw hand?" And I look and I'm realizing all that stress and fear of performing and doing this thing, it just kind of like funnels out through the one thing that I hadn't yet, like, master...

James: What were your hands doing?

Amber: So, I'd be doing amazing...you know, I'd be doing like a jump with a back bend and you can see this, like, graceful falling and my hands are like... And my face, though, it's like I've got that...you saw in the clip, like this beautiful 1920s, you know, stage makeup on and, like, flower crowns and all this stuff, and my face, and then my hands.

Ms. Vasquez: That was you on the James Corden show on December 16th, 2015, right, Ms. Heard?

Amber: That was.

Ms. Vasquez: Let's please pull up Plaintiff's Exhibit 98. These are pictures of you on the James Corden show on December 16th, 2015, right, Ms. Heard?

Amber: They look like freeze frames, like screengrabs stills. They're not like a...it's not like a photoshoot, it doesn't seem.

Ms. Vasquez: But on the James Corden show, correct?

Amber: From that appearance, yes.

Ms. Vasquez: Move to admit and publish Plaintiff's Exhibit 98.

Judge Azcarate: Any objection? All right. And Ms. Bredehoff, you could move the microphone and turn it on for you, Judy and I are having trouble hearing you.

Ms. Bredehoff: Sorry about that.

Judge Azcarate: All right, thank you. All right, 98 in evidence. Thank you.

Ms. Vasquez: That's a photo of you opening your mouth on the right, right?

Amber: That's correct.

Ms. Vasquez: And again, a larger view of the same photo on the bottom?

Amber: That's correct.

Ms. Vasquez: With a split lip?

Amber: You've seen pictures of it without makeup. Yeah.

Ms. Vasquez: So, you got to split lip when you were moving your mouth that way?

Amber: I sure did.

Ms. Vasquez: In those photographs?

Amber: Absolutely.

Ms. Vasquez: Okay. You did take pictures of your alleged injuries after December 15th, correct? And you showed those to this jury?

Amber: I sure did, yes.

Ms. Vasquez: Okay. Let's please pull up Defendant's Exhibit 516, which is already in evidence. You testified that this is a picture of you after the incident on December 15th, 2015, right?

Amber: It was.

Ms. Vasquez: And if we could also please pull up Defendant's Exhibit 517, which is also in evidence.

Judge Azcarate: That's fine.

Ms. Vasquez: Thank you, Your Honor. This is also a picture of you after the incident on December 15th, 2015.

Amber: That's correct.

Ms. Vasquez: If we could please pull up Plaintiff's Exhibit 409, which is already in evidence? These pictures ended up in "People" magazine in June of 2016, isn't that right, Ms. Heard?

Amber: That's correct.

Ms. Vasquez: You gave these pictures to "People" magazine after you publicly accused Mr. Depp of domestic abuse, didn't you?

Amber: I didn't personally know.

Ms. Vasquez: This is you protecting Mr. Depp after you got the restraining order against him, isn't it?

Amber: No, this is him calling me a liar and me forcing to prove it as I mentioned to you earlier.

Ms. Vasquez: So, you did give these pictures to "People" magazine?

Amber: No, I gave these pictures, actually, to my lawyers and my representatives at the time...

Ms. Vasquez: So, it's your testimony, Ms. Heard, that your lawyers and representatives gave these pictures of their client to "People" magazine in the middle of a contentious divorce?

Amber: I certainly did not personally give it, no.

Ms. Vasquez: You also have a medical record from after the December 15th, 2015 incident, don't you?

Amber: A partial one, yes.

Ms. Vasquez: You went to see Dr. Kipper's office a couple of days later?

Amber: That's right. He wasn't in the office.

Ms. Vasquez: Can we please pull up Plaintiff's Exhibit 47, which is already in evidence? This is your medical record for December 17th, 2015, isn't it, Ms. Heard?

Amber: That's correct.

Ms. Vasquez: And this record doesn't document any physical injuries on you, does it?

Amber: I don't think so, no. I don't think I spoke to Kipper...I didn't speak to Kipper that day and I didn't...

Ms. Vasquez: But you went to Dr. Kipper's office and were seen, correct?

Amber: I went to Dr. Kipper's office for a concussion check.

Ms. Vasquez: Right. Okay. And this medical record is from that visit, correct?

Amber: Partially, yes.

Ms. Vasquez: Scroll down, please, if we could? The signature, "Kipper," down below, this is the entirety of the medical record, right, Ms. Heard?

Amber: Yes, what I meant by partial is I didn't talk about what happened to me, I didn't get into my injuries, I didn't get into what happened or ask for anything other than should I get some sort of scan done.

Ms. Vasquez: But this record doesn't document any physical injuries on you, does it?

Amber: I'd have to read it in full but I don't know.

Ms. Vasquez: Well, let's do that. If we could please go, well, under "Skin" on the second page. It reads, "Intact, normal color, moisture, hair distribution, texture, turgor. No signs of," oh, this is gonna be hard, "cyanosis, mottling, jaundice.

Amber: It also says I'm a well-nourished male.

Ms. Vasquez: Right, I have no idea what that means.

Amber: I think this medical record is missing a lot of things.

Ms. Vasquez: Yeah, but it doesn't document any physical injuries.

Amber: It doesn't seem to be documenting anything.

Ms. Vasquez: Probably because there was nothing to document, right, Ms. Heard?

Amber: I disagree with you on that.

Ms. Vasquez: You don't have any medical records reflecting that you broke your nose during your relationship with Mr. Depp, do you?

Amber: I saw an ENT after my relationship ended.

Ms. Vasquez: And you saw an ENT...it's your testimony under oath that you saw an ENT for broken noses that you sustained as a result of Mr. Depp?

Amber: No, but the ENT told me I sustained multiple fractures.

Ms. Vasquez: Objection. I move to strike, Your Honor.

Judge Azcarate: I sustained the objection, move to strike.

Ms. Vasquez: Okay, thank you. So, again, just to try my question, there's no medical records reflecting that you broke your nose during your relationship with Mr. Depp, is there, Ms. Heard?

Amber: I don't know what made it in evidence but I do know that I documented that visit and that everything was given to my attorneys.

Ms. Vasquez: Ms. Heard, you never went to see any doctor or surgeon to treat a broken nose during your relationship with Mr. Depp, yes or no?

Amber: I never sought treatment for a broken nose while I was with Johnny.

Ms. Vasquez: Or after you were with Mr. Depp as a result of any injuries you sustained as a result of Mr. Depp?

Amber: Afterwards, yes, I did.

Ms. Vasquez: And you didn't produce those medical records in this case...

Ms. Bredehoff: I'm gonna object, Your Honor, she did.

Amber: I did.

Judge Azcarate: I don't know. All right.

Ms. Vasquez: They have not been produced, Your Honor.

Ms. Bredehoff: They have not only been produced...

Judge Azcarate: Approach.

Ms. Vasquez: You don't have any medical records reflecting that you require a dental work during your relationship with Mr. Depp, do you?

Amber: I don't know. I don't recall.

Ms. Vasquez: You don't recall one way or another seeking dental care for any injuries you allegedly sustained?

Amber: You asked me about if I had produced records or if I had records, that's a different question.

Ms. Vasquez: Did you ever see a dentist or an oral surgeon as a result of any injuries you sustained with Mr. Depp?

Amber: Not about any injury I had from Johnny, no.

Ms. Vasquez: And you don't have any medical records reflecting that you required any reconstructive work during your relationship with Mr. Depp, do you?

Amber: I never required reconstructive work, so there would be no records.

Ms. Vasquez: What you do have, Ms. Heard, are pictures of Mr. Depp sleeping, though, right? The jury saw a lot of those.

Amber: Yes.

Ms. Vasquez: Okay. Ms. Heard, let's take a look at Defendant's Exhibit 1090, which is already in evidence. You took this photograph, right, Ms. Heard?

Amber: That's correct.

Ms. Vasquez: And you testified that this was taken in Tokyo in July of 2013, correct?

Amber: Yes.

Ms. Vasquez: So, you decided to take a picture of Mr. Depp asleep on the floor?

Amber: He was passed out.

Ms. Vasquez: That's a yes?

Amber: And I think I took a picture of him because he wouldn't remember. He claimed he didn't pass out that way. And sometimes security would carry him like a baby into bed, get him changed, and he would be none the wiser. So, I started taking pictures of it so that he knew that it was real, that it had gotten this bad.

Ms. Vasquez: Let's take a look at Defendant's Exhibit 1091, which is already in evidence. You took this picture as well?

Amber: Yes.

Ms. Vasquez: This is the picture that was taken in the Bahamas, right?

Amber: It's one of them, yes.

Ms. Vasquez: And this is a picture of Mr. Depp taking a nap on his tropical island?

Amber: I believe he was on the nod but...as he would say.

Ms. Vasquez: Sleeping on the nod on his island?

Amber: They're very different, in my opinion. And yes, he is on the island.

Ms. Vasquez: All right. On vacation?

Amber: We were on vacation, yes.

Ms. Vasquez: Let's also take a look at Defendant's Exhibit 1092, which is also in evidence. You also took this picture, right, Ms. Heard?

Amber: That's correct, I did.

Ms. Vasquez: And this is another picture of Mr. Depp asleep in a chair?

Amber: No, he was nodding off. Sleep is different. When you're nodding off, you're high on drugs, didn't even feel the cigarette in his hand that had, you know, been burning on his leg. It was cause for alarm for me naturally because I cared about him.

Ms. Vasquez: It's your testimony under oath that Mr. Depp is holding a cigarette in this picture?

Amber: He had been.

Ms. Vasquez: You seem to really like taking pictures of Mr. Depp while he's sleeping, don't you?

Amber: I hated it. I hated it.

Ms. Vasquez: Let's look at Defendant's Exhibit 1094, which is also in evidence. You took this picture of Mr. Depp as well, didn't you?

Amber: I did.

Ms. Vasquez: And you decided to take a picture of Mr. Depp asleep with ice cream spilled all over him, right?

Amber: He was nodding off and I was worried about how bad the medications and the medication change and the drug uses had gotten where he wouldn't even feel ice cream or lit cigarette on him, and it scared me.

Ms. Vasquez: So, you took a picture of it?

Amber: Yes, I wanted him to get help. And Johnny is surrounded by enablers who cleaned up after him...

Ms. Vasquez: Objection, Your Honor, I'm going to move to strike everything after, "Yes," that she took this picture.

Ms. Bredehoft: Still responsive, Your Honor.

Ms. Vasquez: The question was, "Did you take this picture?"

Judge Azcarate: All right, I'll sustain the objection.

Ms. Vasquez: Thank you, Your Honor. This isn't a very flattering picture of Mr. Depp, is it?

Amber: No, it's not.

Ms. Vasquez: And you wouldn't agree that this is...or you would agree with me that this is an embarrassing scene, right?

Amber: Yes, I think it's a part of getting help is looking at it and seeing it.

Ms. Vasquez: But you sent this picture to one of your friends, didn't you?

Amber: I don't recall.

Ms. Vasquez: If we could please pull up Defendant's Exhibit 252. We'll only be looking at the portion of this document, so if we could please call it Defendant's Exhibit 252A.

Judge Azcarate: All right, 252A.

Ms. Vasquez: And for ease, we've gone ahead and redacted it.

Amber: Yes, I was asking for support. That's correct.

Ms. Vasquez: There's no question yet, Ms. Heard. So, directing your attention, I'm going to move to admit Exhibit 252A.

Judge Azcarate: Any objection? Any objection, Ms. Bredehoft?

Ms. Bredehoft: I'm sorry...

Judge Azcarate: Could you turn the microphone again? I'm sorry. Thank you.

Ms. Bredehoft: I need to see it first because I don't know what they redacted.

Judge Azcarate: Okay. 252.

Ms. Vasquez: We redacted the identifiers and anything that's not Ms. Heard's text messages consistent with hearsay.

Judge Azcarate: Thank you.

Ms. Bredehoft: Your Honor, may we approach?

Judge Azcarate: Okay.

Ms. Vasquez: Ms. Heard, does this refresh your recollection that you did, in fact, send this picture to your friend, Rocky Pennington?

Amber: Yes, I did.

Ms. Vasquez: And you sent it to her on August 7th, 2014 at 11:24 p.m., correct?

Amber: That is correct.

Ms. Vasquez: So, you sent Ms. Pennington this picture of Mr. Depp with ice cream spilled on him, right?

Amber: That is correct.

Ms. Vasquez: And you wrote, "This is what I've been dealing with," did I read that right?

Amber: You did read that right, that's correct.

Ms. Vasquez: And this is you protecting Mr. Depp?

Amber: That is me getting support from my best friend.

Ms. Vasquez: This is you supporting Mr. Depp?

Amber: This is me getting support from my best friend. I also need support.

Ms. Vasquez: You weren't afraid the monster would get upset that you took this picture?

Amber: This was Opiate Johnny. This is a different version of him. This is opiate on the nod Johnny.

Ms. Vasquez: And you weren't afraid that Opiate Johnny or the monster as you called him would get upset that you sent this picture to your friend?

Amber: Well, he's all of those things. Of course, he could get upset and, of course, that's scary to me, of course. But...

Ms. Vasquez: Didn't stop you from sending this picture to your friend, did it?

Amber: Why would it?

Ms. Vasquez: Mr. Depp's right hand is in his pocket, right, Ms. Heard, in this picture?

Amber: Yes, that's correct.

Ms. Vasquez: You also showed this jury pictures of cocaine. Do you recall that?

Amber: Yes, that's correct.

Ms. Vasquez: Let's please take a look at one of those. If we could please pull up Defendant's Exhibit 167A, which is already in evidence. Directing your attention, Ms. Heard, to photograph...this is a photograph you took in March of 2013, right?

Amber: That is correct.

Ms. Vasquez: And this was taken at your apartment in Orange?

Amber: Yes.

Ms. Vasquez: And this is your breakfast table?

Amber: That is correct.

Ms. Vasquez: And it's your testimony that Mr. Depp left this breakfast table just the way you took it?

Amber: That is correct.

Ms. Vasquez: So, this is what the table look like after Mr. Depp had been doing cocaine?

Amber: Well, clearly, he has yet to snort these lines.

Ms. Vasquez: There are four lines of cocaine on this table, right, Ms. Heard?

Amber: In this picture, I see four lines.

Ms. Vasquez: There isn't any cocaine residue around those lines, right?

Amber: Not that I can tell, no.

Ms. Vasquez: Doesn't really look like anyone's been doing cocaine off that table, does it?

Amber: With all due respect, I'm not sure you know how that works.

Ms. Vasquez: I'm asking if you do. You've testified you've done cocaine?

Amber: I have.

Ms. Vasquez: Doesn't really look like Mr. Depp or anyone was doing cocaine off that table, does it?

Amber: I beg to differ with you on that. When you snort cocaine, typically, it goes into your nose, it doesn't stay on the table.

Ms. Vasquez: There's residue from that cocaine when your lips and nose touch the table, right?

Amber: Well, the tampon applicator next to the credit...I mean, driver's license that you see is a device that I believe my sister had taught him to use in order to put the cocaine in your nose.

Ms. Vasquez: Mr. Depp is a pretty heavy smoker, right?

Amber: He is.

Ms. Vasquez: And that's a cigarette in the ashtray in the back there? Back right.

Amber: Yes, it looks like one of his hand rolls.

Ms. Vasquez: There's no other cigarettes in that ashtray, are there?

Amber: I see one cigarette.

Ms. Vasquez: The one that's not smoked?

Amber: That's correct.

Ms. Vasquez: There's no ash in that ashtray either, is there?

Amber: Not that I can tell in this picture.

Ms. Vasquez: It's pretty clean.

Amber: In this picture, it looks like it, yes.

Ms. Vasquez: It's a pretty neat table, wouldn't you agree?

Amber: Depends on what you would call neat, I suppose.

Ms. Vasquez: And you've sent this picture to your friend Rocky Pennington as well, didn't you?

Amber: I sure did.

Ms. Vasquez: And when you sent it, you said, "Well, look at my morning," or something like that. Is that right?

Amber: Yay for mornings.

Ms. Vasquez: So, you have this habit of sending staged photographs to your friend Rocky, don't you?

Amber: I had a habit of communicating with my best friend about what was going on in my life.

Ms. Vasquez: You don't have any pictures of Mr. Depp actually consuming cocaine, do you?

Amber: I don't think I have a picture of him mid-snort, no.

Ms. Vasquez: You don't even have any pictures of Mr. Depp with cocaine.

Amber: What do you mean by that?

Ms. Vasquez: Holding cocaine, standing next to cocaine. Sitting next to cocaine.

Amber: I don't know. I don't know.

Ms. Vasquez: Well, you haven't shown any of those pictures like that to the jury, have you?

Amber: I don't know. No, I haven't.

Ms. Vasquez: And you were never able to catch Mr. Depp with cocaine on film either, were you?

Amber: I never tried.

Ms. Vasquez: But you were able to catch him sleeping, right?

Amber: I have seen him pass out in all sorts of places, yes.

Ms. Vasquez: And you also captured a video of Mr. Depp in the kitchen that was played again for this jury today beating up some cabinets, do you recall that?

Amber: Sorry, say that again?

Ms. Vasquez: You recall capturing Mr. Depp in the kitchen of one of his homes beating up some cabinets?

Amber: Yes, slamming things around. Yes.

Ms. Vasquez: So, you took that video of Mr. Depp in the kitchen, right?

Amber: I did. I did.

Ms. Vasquez: And you took it on one of your iPad devices?

Amber: I took it on my iPad.

Ms. Vasquez: You were deposed in August of 2016 in connection with your divorce proceedings from Mr. Depp, right?

Amber: That is correct.

Ms. Vasquez: And you will recall that the video of Mr. Depp in the kitchen was released online the day before your deposition in August of 2016, don't you?

Amber: That's correct.

Ms. Vasquez: You're the one who released that video, isn't that true?

Amber: Incorrect. That's incorrect. I flew in from another place at the time and I remember learning about it when I landed.

Ms. Vasquez: So, it's just a coincidence that the video you took of Mr. Depp was released the day before you were deposed in connection with your divorce from Mr. Depp?

Amber: I absolutely had nothing to do with that. I wouldn't even know how to do something like that.

Ms. Vasquez: You settled your divorce from Mr. Depp in August of 2016, right?

Amber: That sounds right.

Ms. Vasquez: And in connection with that settlement, you received \$7 million from Mr. Depp, true?

Amber: That's correct. 6.8 exactly.

Ms. Vasquez: Your settlement amount was \$7 million dollars?

Amber: That's correct.

Ms. Vasquez: And then you released a statement in which you claimed you would be donating the entire \$7 million to charity, right?

Amber: That's correct.

Ms. Vasquez: You say that you would be donating half of the \$7 million to the ACLU.

Amber: That's correct.

Ms. Vasquez: And you would be donating the other half to Children's Hospital of Los Angeles.

Amber: That's correct.

Ms. Vasquez: And you also stated with respect to the \$7 million divorce settlement, that money played no role except for the extent that you could donate the money to charity?

Amber: Yes, that's correct.

Ms. Vasquez: If we could please pull up Plaintiff's Exhibit 1259. This is an article entitled, "Amber Heard donates Johnny Depp's divorce settlement to charity: Read her statement in full." Is that correct?

Amber: That's what the title says, yes.

Ms. Vasquez: Directing your attention to the portion on the second page where it says, "Read the statement below." is that the statement you released, Ms. Heard?

Amber: That is correct.

Ms. Vasquez: Your Honor, I moved to admit the statement and the article as redacted.

Ms. Bredehoff: Objection, hearsay.

Ms. Vasquez: It's her statement.

Ms. Bredehoff: This is not her statement, this is...

Ms. Vasquez: She just testified, Your Honor, that's her statement.

Judge Azcarate: She said it's her statement.

Ms. Bredehoff: May I see the full...?

Judge Azcarate: Everything else is redacted.

Ms. Bredehoff: Okay, then I have no objection.

Judge Azcarate: All right, 1259 in evidence as redacted.

Ms. Vasquez: The statement reads, "As described in the restraining order and divorce settlement, money played no role for me personally and never has, except to the extent that I could donate it to charity, and in doing so hopefully help those less able to defend themselves. As reported in the media, the amount received in the divorce was \$7 million and \$7 million is being donated. This is over and above any funds that I have given away in the past and will continue to give away in the future." Did I read that correctly?

Amber: That is correct. I don't remember that last line but I have no...it doesn't stand out to me as wrong.

Ms. Vasquez: There's nothing inaccurate in the statement?

Amber: Not that I recognize, no.

Ms. Vasquez: Mr. Depp donated \$100,000 of the divorce settlement directly to the ACLU, is that right?

Amber: Right at the beginning of the divorce settlement, he donated 100,000 to each charity on my behalf or towards my contribution.

Ms. Vasquez: So, \$100,000 to the ACLU?

Amber: And to the Children's Hospital.

Ms. Vasquez: And in response, you publicly demanded that Mr. Depp pay the divorce settlement directly to you instead of the charities, right?

Amber: That was always the agreement actually is for him to pay me directly. It was not his money as per the settlement agreement to give away and reap a tax benefit from. I said if he wants to do it and give to charity, all of the sudden, then he should pay the correct amount and not try to get a big tax break for it. So, effectively for his tax bracket, he should be paying double that amount to the charity directly. And if he wanted to pay the charity directly, he could, he could do that, it was fine with me, but he would need to pay the adjusted amount.

Ms. Vasquez: Ultimately, the rest of the \$7 million divorce settlement was paid directly to you, right?

Amber: Over time, yes.

Ms. Vasquez: And Mr. Depp didn't end up paying the rest of the \$7 million divorce settlement directly to the charities you identified?

Amber: That is correct, he paid the installments to me.

Ms. Vasquez: You stop that from happening, didn't you?

Amber: I don't understand what your question is, I'm sorry.

Ms. Vasquez: You stopped Mr. Depp from paying the charities that you had named directly?

Amber: That is incorrect. I said, "If you want to pay the charities directly, pay the adjusted amount or pay as per our agreement in the settlement or in the divorce as per our agreement," and he chose to do the former, not the latter. I mean, the other way around.

Ms. Vasquez: You also publicly stated that the \$7 million divorce settlement should be paid to the charities immediately in full, right?

Amber: If he wanted to pay it in the way that he was suggesting, yes.

Ms. Vasquez: And you said publicly that the payments to the charities should not be drawn out over many years, right?

Amber: I said that...I don't recall the exact words that I use, but basically that he shouldn't use this as a noble interest in getting a tax break, that if he wanted to do that and not pay me the settlement, that was fine, but he would have to pay the adjusted amount and not make it, you know, a commitment he would not fulfill or tried to avoid in some other way.

Ms. Vasquez: And that's because you wanted the entire world to think that you were donating every penny of the \$7 million divorce settlement as soon as you received it from Mr. Depp, isn't that right?

Amber: No, I was going to be receiving it in installments and I would be paying in installments the donations.

Ms. Vasquez: In fact, you released a statement in response to Mr. Depp's \$100,000 donations to the ACLU and CHLA, didn't you?

Amber: I don't recall.

Ms. Vasquez: Let's see if we can refresh your recollection. If we could please pull up Plaintiff's Exhibit 1260. This is an article entitled, "Amber Heard and Johnny Depp Row Over Divorce Donations." And if I could direct your attention to where it says, I believe it's on the second page,

"Her spokeswoman responded in the statement." The language that follows the statement you released...

Ms. Bredehoff: Objection, hearsay, spokeswoman, it's not her.

Judge Azcarate: All right.

Ms. Vasquez: A spokesperson is an exception, Your Honor.

Judge Azcarate: You want to come forward?

Ms. Vasquez: You released a statement through...

Ms. Bredehoff: Your Honor, could we approach again?

Judge Azcarate: Okay.

Ms. Vasquez: Before we ask the next question, I'll just hand you a copy of this one.

Ms. Bredehoff: I want to see it before you ask it.

Ms. Vasquez: That's what I said.

Ms. Bredehoff: Okay.

Ms. Vasquez: That's exactly what I said. Your Honor, would you like to see one as well?

Judge Azcarate: No, that's all right. That's fine. Thank you.

Ms. Vasquez: Okay.

Ms. Bredehoff: Your Honor, this is the redacted one but I don't have the unredacted...

Ms. Vasquez: Could you please turn your microphone on? I'm sorry, Ms. Bredehoff.

Ms. Bredehoff: I'm sorry. Your Honor. They gave me a redacted but I don't have the unredacted to be able to see the full...

Ms. Vasquez: I plan to admit it or ask that it be admitted in redacted form. I'm taking away any hearsay and I'm just trying to lay the foundation, but this is a statement she released through a spokesperson.

Ms. Bredehoff: How would I know whether there's more to it that shouldn't be redacted, Your Honor, if I don't see the full document?

Ms. Vasquez: Your Honor, the witness can testify as to whether this is a full statement or not.

Ms. Bredehoff: The witness can't...we have the right to be able to see the document.

Judge Azcarate: All right, do you have the document that's not redacted?

Ms. Vasquez: We can pull it up on our computer.

Judge Azcarate: Okay.

Ms. Vasquez: Just give us a moment, Your Honor.

Judge Azcarate: All right.

Ms. Vasquez: I can represent this is the full statement that's reported.

Judge Azcarate: I'm giving you an opportunity to look at the unredacted one.

Ms. Bredehoff: Thank you, Your Honor.

[05:21:58]

[silence]

[05:22:51]

Ms. Vasquez: It's all right, Ms. Bredehoff. May I approach?

Judge Azcarate: Yes.

[05:22:53]

[silence]

[05:23:28]

Ms. Bredehoff: Your Honor, can we have a copy of this?

Judge Azcarate: You can get a copy of that later today. Okay? All right.

Ms. Bredehoff: Right, I mean, I think she should be giving us copies of the full...

Judge Azcarate: Understandable, we'll take care of that. But as of right now, can we continue?

Ms. Bredehoff: We can, Your Honor, but I have an objection because there's some quotation marks missing.

Judge Azcarate: Okay, come forward.

Ms. Vasquez: All right. So, directing your attention, Ms. Heard, where it says, "Her spokeswoman responded in a statement," the language that follows...

Ms. Bredehoff: Your Honor, again, she can't read it, she has to show it to her...

Ms. Vasquez: The language that follows...

Judge Azcarate: All right, if you will lay a foundation to that, go ahead.

Ms. Vasquez: You released a statement after Mr. Depp donated \$100,000 to the ACLU and \$100,000 to CHLA, correct, Ms. Heard?

Amber: I think so, yes.

Ms. Vasquez: Okay. And the language that follows is the statement you released in response to Mr. Depp's donations, right?

Amber: I don't know if this is the official statement, I really...I have no idea.

Ms. Vasquez: The statement that reads...it starts at, "Amber Heard."

Ms. Bredehoff: Objection, Your Honor.

Ms. Vasquez: That's the only thing I'm going to say. Would you please read that to yourself, Ms. Heard?

[05:24:58]

[silence]

[05:25:13]

Amber: Yes.

Ms. Vasquez: Okay. Did you read all the way to the very bottom where the last word is, "Supported?"

Amber: Yes.

Ms. Vasquez: Okay. That's the statement you released through your spokeswoman after Mr. Depp make the donations to the CHLA and the ACLU, correct, Ms. Heard?

Amber: I do not recall exactly what my statement was. I don't disagree with anything in the statement but I just simply don't recall what the statement was that we released.

Ms. Vasquez: Is there anything inaccurate in that statement, Ms. Heard?

Amber: No.

Ms. Vasquez: Okay, I'm going to move to admit...

Ms. Bredehoff: Objection, Your Honor, lack of foundation.

Judge Azcarate: I'll overrule the objection, 1260 in evidence over the objection.

Ms. Vasquez: Thank you, Your Honor. The statement reads, "Amber Heard appreciates Johnny Depp's novel interest in supporting two of her favorite charities, the ACLU, American Civil Liberties Union, for domestic violence, and the Children's Hospital of Los Angeles. This is great and unexpected news." And it continues, "However, if Johnny wishes to change the settlement agreement, we must insist that he honored the full amount by donating \$14 million to charity, which, after accounting for his tax deduction, is equal to his \$7 million payment obligation to Amber." And it continues, "We would also insist that the full amount be paid immediately and not drawn out over many years. Anything less would be a transparent attempt by Johnny's counsel, Laura Wasser and Patty Glaser, to reduce their client's true payment by half under the guise of newfound concern for charities that he has never previously supported.". Did I read that correctly?

Amber: Yes.

Ms. Vasquez: Thank you. After this, you kept commenting about the donation of your divorce settlement, right?

Amber: I don't know what you mean by that.

Ms. Vasquez: Okay. You spoke about donating your divorce settlement on a Danish TV show, correct?

Amber: I believe I said I had...I believe I said I donated it to charity, but it was already printed or already commented on and stated in the press, I had already released that information in the press. I think I just confirmed it on that show.

Ms. Vasquez: You appeared on a show called "RTL Late Night," right?

Amber: I don't recall which show it was.

Ms. Vasquez: If we could please play Plaintiff's Exhibit 346, which is a portion of your appearance on this program? And we would ask that it be moved into evidence and ask for permission to publish it.

Judge Azcarate: Any objection?

Ms. Bredehoff: Your Honor, hearsay, it contains other communications with other individuals.

Ms. Vasquez: Your Honor, if we may approach very briefly?

Judge Azcarate: Okay.

Ms. Vasquez: So, if we could please play and publish to the jury Plaintiff's Exhibit 346?

Judge Azcarate: All right, 346 in evidence, go ahead.

Host: There allegedly were all kinds of accusations flying your way when you said all this, and then there was the divorce...

Amber: \$7 million in total was donated to...I mean, I split it between the ACLU and Children's Hospital of Los Angeles.

Host: ACLU is a human rights organization?

Amber: Sorry, ACLU is a prominent organization, non-profit organization in the United States. It's called the American Civil Liberties Union, and they work on behalf of marginalized communities on the ground and the legislative reform and...

Host: Well, more power to you because that's something that I've never heard of...

Amber: I wanted nothing.

Ms. Vasquez: This interview was in October of 2018, right, Ms. Heard?

Amber: I don't recall when it was.

Ms. Vasquez: It was in 2018, right, Ms. Heard?

Amber: I don't remember when this was done.

Ms. Vasquez: This was after you had received the full \$7 million of your divorce settlement from Mr. Depp, wasn't it?

Amber: Again, without knowing when it was recorded, I have no idea.

Ms. Vasquez: The \$7 million divorce settlement was paid to you in full by February of 2018, right?

Amber: That's correct.

Ms. Vasquez: Let's take a look at Defendant's Exhibit 1458, which is already in evidence. This is the deal point memorandum from your divorce settlement, right, Ms. Heard?

Amber: Yes, that's what it looks like.

Ms. Vasquez: And if we go down to the bottom of page four, there's a heading labeled, "Equalization payment." Do you see that?

Amber: Yes.

Ms. Vasquez: And underneath... So, the first payment is scheduled for August 31st, 2016 and that's 200,000, correct?

Amber: Yes, that is correct.

Ms. Vasquez: Mr. Depp's accountant, Edward White, testified that he made that payment directly...

Ms. Bredehoff: Objection to her testifying to what Mr. White...

Ms. Vasquez: You gotta turn on your microphone, Ms. Bredehoff, I'm not gonna hear you.

Ms. Bredehoff: Objection to her testifying to what Mr. White testified to that.

Judge Azcarate: Okay.

Ms. Vasquez: He literally testified to it in court.

Judge Azcarate: Okay, I'll overrule the objection.

Ms. Vasquez: Thank you, Your Honor. Mr. Depp's accountant, Edward White, testified that he made the payment directly to the ACLU and CHLA, correct?

Amber: I believe so.

Ms. Vasquez: ...made to you, weren't they?

Amber: That is correct.

Ms. Vasquez: And the final payment of \$2.3 million is on February 1st, 2018, right?

Amber: The final payment? Yes.

Ms. Vasquez: And you were here in court when Mr. White testified the payments were all made on schedule.

Ms. Bredehoff: I'm gonna object to her testifying to what Mr. White testified, it is improper.

Judge Azcarate: I'll overrule the objection, go ahead.

Ms. Vasquez: Thank you, Your Honor. And you were here in court when Mr. White testified that the payments were all made on schedule, right?

Amber: I don't believe they were. He might have testified...

Ms. Vasquez: That's not my question, Ms. Heard. My question was you were here in court when Mr. White testified under oath that all the payments were made on schedule?

Amber: I was here every day in court. I heard his testimony, yes.

Ms. Vasquez: Okay. So, back to October of 2018. This was before Mr. Depp sued you for defamation, correct?

Amber: Yes, that's correct.

Ms. Vasquez: He didn't sue you until after the op-ed came out in December of 2018, right?

Amber: He sued me in 2019.

Ms. Vasquez: And the op-ed came out in December of 2018?

Amber: That is correct.

Ms. Vasquez: So, in October of 2018, you had received your entire \$7 million divorce settlement. You agree with me?

Amber: That is correct.

Ms. Vasquez: Okay. And you hadn't yet been sued by Mr. Depp?

Amber: This is October...correct.

Ms. Vasquez: So, in this October 2018 interview, you said that you had "donated" your entire divorce settlement to charity, right?

Amber: That's correct.

Ms. Vasquez: And in fact, your exact words were, "7 million in total was donated to...I split it between the ACLU and the Children's Hospital of Los Angeles."

Amber: That's correct, I made that statement as soon as I got a divorce and we reached the settlement. That's when I pledged it right then.

Ms. Vasquez: And you say this because you "wanted nothing?"

Amber: That is correct.

Ms. Vasquez: But you hadn't donated your entire \$7 million settlement to charity at that point, had you?

Amber: That's incorrect.

Ms. Vasquez: Sitting here today, Ms. Heard, you still haven't donated the \$7 million divorce settlement to charity, isn't that right?

Amber: Incorrect, I pledged the entirety of the \$7 million to charity and I intend to fulfill those obligations.

Ms. Vasquez: Ms. Heard, that's not my question. Please, try to answer the question. Sitting here today, you have not donated the \$7 million...donated, not pledged, donated the \$7 million divorce settlement to charity?

Amber: I use pledge and donation synonymous with one another thing. They're the same thing.

Ms. Vasquez: But I don't. Ms. Heard, I don't use it synonymously.

Amber: That's how donations are paid.

Ms. Vasquez: Ms. Heard, respectfully, that's not my question. As of today, you have not paid \$3.5 million of your own money to the ACLU. Yes or no?

Amber: I have not yet.

Ms. Vasquez: And as of today, you have not paid \$3.5 million of your own money to the Children's Hospital of Los Angeles, correct?

Amber: I have not yet, Johnny sued me.

Ms. Vasquez: So, as of today, you have not donated, paid, \$7 million of your divorce settlement to charity, right?

Amber: I have not been able to fulfill those obligations yet.

Ms. Vasquez: And that's because you did want something, didn't you?

Amber: I didn't want anything and I didn't get anything.

Ms. Vasquez: You wanted Mr. Depp's money?

Amber: Didn't get it, wasn't interested in it. I love Johnny, that's why I was with him.

Ms. Vasquez: You want the praise for donating the money, right?

Amber: That's incorrect.

Ms. Vasquez: You wanted good press?

Amber: In general, one does want good press, yes.

Ms. Vasquez: You want it to seem altruistic publicly?

Amber: It wasn't my interest. My interest is in my name and clearing my name. And at the time, I was being called a liar and my motives were being questioned. I did see it as important to clear that up. I wanted to make a statement to make sure that there was not any doubt that I couldn't be labeled these things just because Johnny was a bigger star and had more publicity reach.

Ms. Vasquez: You wanted to remind everyone of your claims of domestic violence against Mr. Depp, right?

Amber: No, I wanted to move on with my life.

Ms. Vasquez: You wanted to make those claims seem believable?

Amber: They are believable. They were believable.

Ms. Vasquez: You wanted them to be seen...you want it to be seen, excuse me, as a noble victim of domestic violence, didn't you?

Amber: I have never, never wanted to be seen as a victim, nor have I ever called myself one.

Ms. Vasquez: You testified under oath that "the entirety of your divorce settlement was donated to charity," didn't you?

Amber: That's correct, I pledge the entirety.

Ms. Vasquez: No, Ms. Heard, my questions, your counsel will have time to redirect you after. So, you've testified under oath, "The entirety of your divorce settlement was donated to charity?"

Amber: That is correct, I pledge the entirety.

Ms. Vasquez: I'm going to move to strike everything after, "Yes."

Judge Azcarate: All right.

Ms. Bredehoff: Your Honor, there's nothing to strike here, she donated to ACLU, she donated to...

Ms. Vasquez: Ms. Heard, this is really inappropriate.

Judge Azcarate: I'll sustain the objection, let's move forward.

Ms. Vasquez: Thank you.

Judge Azcarate: Let's move forward. Next question.

Ms. Vasquez: Under oath, that statement wasn't true, was it, Ms. Heard?

Amber: I'm sorry, I don't follow your question, sorry.

Ms. Vasquez: You testified under oath, "the entirety of my divorce settlement was donated to charity." That statement wasn't true.

Amber: It is true. I pledged the entirety to charity.

Ms. Vasquez: The statement...

Amber: When you say you buy a house, you don't pay for the entire house at one time, you pay it over time.

Ms. Vasquez: Ms. Heard...

Judge Azcarate: All right, next question, please.

Ms. Vasquez: Thank you. That statement isn't true today as you sit here today, is it?

Amber: It is true, I pledge to the entirety to charity.

Ms. Vasquez: But you didn't donate it.

Amber: Unfortunately...

Ms. Vasquez: You didn't donate it, it's a yes or no.

Amber: I haven't been able to...I mean, to fulfill those obligations.

Ms. Vasquez: So, that's a no right, Ms. Heard?

Amber: I made the pledge. I want to be very clear, I pledge the entirety. I haven't been able to fulfill those pledges because I've been sued.

Ms. Vasquez: You had all of the \$7 million for 13 months before Mr. Depp sued you and you chose not to pay it to the charities you pledged it to. Is that correct, Ms. Heard?

Amber: I disagree with your characterization of that.

Ms. Vasquez: Let's look at your sworn testimony from the UK. May I approach, Your Honor?

Judge Azcarate: All right, yes, ma'am. Thank you. Ms. Vasquez, do you want me to close the shades?

Ms. Vasquez: That would be wonderful.

Judge Azcarate: Because there's this light coming across and...

Ms. Vasquez: Well, I appreciate them. It's probably good light. Thank you, Your Honor.

Judge Azcarate: Sorry.

Ms. Vasquez: This is your third witness statement that you submitted in the UK action, right, Ms. Heard?

Amber: Correct.

Ms. Vasquez: And the statement was made under oath, true?

Amber: That is true.

Ms. Vasquez: I'm directing your attention to the last page of that statement. That's your signature, right?

Amber: Yes, it is.

Ms. Vasquez: So, you made the sworn statement on February 26th, 2022?

Amber: That's correct.

Ms. Vasquez: And directing your attention to Paragraph 4. It says, "I've remained financially independent from him the whole time we were together and the entire amount of my divorce settlement was donated to charity."

Amber: That is correct.

Ms. Vasquez: Did I read that correctly?

Amber: Yes, you did.

Ms. Vasquez: The him you were referring to is Mr. Depp?

Amber: That is correct.

Ms. Vasquez: Most of the money that was donated to the ACLU and CHLA in your name came from someone else, isn't that right?

Amber: I don't know what you mean by "most of."

Ms. Vasquez: Well, at least \$500,000 that was donated to the ACLU in your name wasn't paid by you, right?

Amber: I believe Elon made a donation in my honor on one of the years.

Ms. Vasquez: Yeah, and it didn't come out of your \$7 million divorce settlement, right?

Amber: No, nor did it count towards my pledge.

Ms. Vasquez: And at least \$500,000 that was donated to the Children's Hospital of Los Angeles in your name wasn't paid by you either?

Amber: Right, those were made at the same time.

Ms. Vasquez: And it didn't come out of your \$7 million divorce settlement?

Amber: Nor did it count to my 3.5 obligation.

Ms. Vasquez: Those \$500,000 payments came from your new boyfriend, Elon Musk, right?

Amber: I don't know if he was a new boyfriend at the time.

Ms. Vasquez: You got him to pay part of what you promised to these two charities, didn't you?

Amber: Incorrect.

Ms. Vasquez: Because you wanted to keep at least some of the \$7 million dollar divorce settlement for yourself, right?

Amber: You're very wrong about that.

Ms. Vasquez: I think this...if Your Honor is fine, this is like a stopping point.

Judge Azcarate: Okay, that's fine. All right, ladies and gentlemen, we'll stop here for the evening. Remember, tonight, do not do any outside research, do not discuss the case with anybody. I know these days are a

little longer and I appreciate your patience and you're taking care of everything here. Please take care of yourself tonight, okay? And we'll see you in the morning at 9:00 a.m.

[05:41:48]

[silence]

[05:42:10]

Judge Azcarate: All right. And again, Mr. Heard, you're still on the witness stand, please do not discuss your testimony with anybody including your attorneys, okay? All right, 9:00 tomorrow then? All right, we'll see you at 9:00. Thank you.

Bailiff: All rise.