

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

JOHN C. DEPP, II,

Plaintiff and Counterclaim-Defendant,

v.

AMBER LAURA HEARD,

Defendant and Counterclaim-Plaintiff.

Civil Action No.: CL-2019-000291H  
 JOHN H. FREY  
 CLERK, CIRCUIT COURT  
 FAIRFAX, VA  
 2022 FEB 25 PM 1:54

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 MOTIONS DOCKET

**DEFENDANT AND COUNTERCLAIM-PLAINTIFF AMBER LAURA HEARD'S  
 MEMORANDUM IN SUPPORT OF MOTION TO COMPEL RESPONSES TO 6TH,  
 7TH, 8TH, 9TH, AND 10TH RFAs,  
 3RD, 4TH, AND 5TH INTERROGATORIES, AND 19TH AND 20TH RFPs  
TO PLAINTIFF AND COUNTERCLAIM-DEFENDANT JOHN C. DEPP, II**

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*Counsel to Defendant and Counterclaim-Plaintiff  
 Amber Laura Heard*

This Motion seeks: the same relief on the 6th, 7th, 8th, 9th, and 10th RFAs (**Atts. 1-5**) that the Court Ordered for the 3d, 4th, and 5th RFAs- clear and unqualified “admit or deny” responses; responses to basic, relevant interrogatories posed in the 3d, 4th, and 5th Interrogatories (**Atts. 6-8**); and production of any non-privileged documents responsive to Ms. Heard’s 19th and 20th RFPs, which seek documents supporting any denials of the RFAs and documents supporting Mr. Depp’s interrogatory responses (**Atts. 9-10**).

#### I. REQUESTS FOR ADMISSIONS

Ms. Heard has been attempting to obtain the same “admit or deny” responses from Mr. Depp on her 6th, 7th, 8th, 9th, and 10th RFAs that this Court previously ordered for Ms. Heard’s 4th and 5th RFAs, and again ordered when Mr. Depp further refused to sufficiently respond to Ms. Heard’s 3d RFAs. For the 4th and 5th RFAs, the Court required Mr. Depp to “admit or deny the authenticity of the documents in Ms. Heard’s 4th and 5th Requests for Admissions, and for those denied by Mr. Depp shall produce all nonprivileged documents, if any, supporting such denials.” **Att. 11.** For the 3d RFAs, the Court reconfirmed that “Mr. Depp shall admit or deny the authenticity of the photographs identified in Ms. Heard’s 3rd Requests for Admissions Requests” after “receipt of the relevant and non-privileged Extracted Data from Craig Young. For any denied by Mr. Depp, he shall produce all non-privileged documents, if any, supporting such denials.” **Att. 12** at 1.<sup>1</sup> The information at issue in these currently pending RFAs are photographs, articles, and emails – the exact same types of documents the Court has already ordered Mr. Depp to admit or deny their authenticity, yet Mr. Depp again refuses to properly respond and instead forces Ms. Heard to file a motion for relief the Court has now Ordered twice. With the imminent close of discovery and ongoing trial preparation, allowing the parties

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<sup>1</sup> By the time of the hearing on this Motion, Mr. Depp should have had access to all photos for some time and should be able to admit or deny the authenticity of the photos.

to understand what documents will need to be authenticated at trial is paramount to an efficient trial, and the exact reason Rule 4:11(e)(2) imposes no limit of RFAs related to the genuineness and authenticity of documents. Ms. Heard respectfully requests that the Court enter the same “admit or deny” Order for these 6th-10th RFAs as it did for the previous RFAs.

**II. INTERROGATORY RESPONSES**

On January 10, 2022, as part of a Consent Order, the Court authorized Ms. Heard to serve 15 additional interrogatories. Att. 13. In her 3d, 4th, and 5th Interrogatories, Ms. Heard served only 10 interrogatories, but Mr. Depp has refused to provide substantive responses to any of these Interrogatories.

**Third Interrogatories:** Interrogatory 1 seeks basic discovery information that is requested and produced without objection in virtually every parties’ Interrogatories in Fairfax— for the individuals Mr. Depp identified as having relevant knowledge in this case, describe the relevant knowledge these individuals possess. Att. 6, Int. 1. Virginia Courts have sanctioned parties for failing to respond to this type of interrogatory. *See e.g., Skibinski v. Lunger*, 74 Va. Cir. 428 (Arlington Cir. 2008) (Alper, J.) (ordering the party to answer an interrogatory “seeking the identification and knowledge of all witnesses who have knowledge of the facts of the case” and ordering attorneys’ fees to the party who was forced to compel this response). Yet Mr. Depp refuses to respond at all, asserting two pages of objections to this standard discovery. Ms. Heard has a right to understand what relevant information Mr. Depp is aware each of the witnesses he identified possesses, particularly where there are witnesses outside the subpoena reach of Ms. Heard for various reasons, but who may still potentially testify at trial. This is basic discovery in Virginia Courts and Plaintiff should be ordered to be produced without objection.

Interrogatories 2-4 seek clearly relevant information. Mr. Depp has represented that he will provide substantive responses, but has failed to do so and refused to even commit to a date

certain when he would do so. Att. 6, Int. 2-4. Interrogatory 2 requests Mr. Depp to describe supposed injuries he received at the hands of Ms. Heard. Mr. Depp not only alleges that he did not abuse Ms. Heard, but he has made repeated allegations in his own Complaint that Ms. Heard “violently abused Mr. Depp,” along with Mr. Depp’s counsel claiming this at every Court hearing for two years regardless of its relevancy to the issue(s) before the Court on those occasions. Compl. ¶¶ 3, 6, 24-31, 63, 78(b), 89(b), 100(b)). Mr. Depp also repeated these false allegations in a Declaration that he submitted to this Court. Att. 14, ¶¶ 5, 7-13, 16-17, 39. Interrogatories 3 and 4 request facts supporting Mr. Depp’s Fourth, Fifth, Ninth, and Twelfth Defenses to Ms. Heard’s Counterclaim. But Mr. Depp refused to respond and claimed the Interrogatories were somehow “improper,” despite Mr. Depp’s own 6th ROGs containing mirror-image Interrogatories seeking facts supporting Ms. Heard’s Defenses. Att. 15, Int. 1-3.

**Fourth Interrogatories:** Ms. Heard’s 4th Interrogatories contain only one interrogatory, asking for Mr. Depp to describe “each and every incident during which You contend that Ms. Heard inflicted any type of physical or emotional violence or abuse upon you.” Att. 7, Int. 1. As already discussed, Mr. Depp has agreed to answer what injuries he supposedly received from Ms. Heard (but he has not done so yet), so there is no logical reason Mr. Depp should not describe the supposed incidents that caused these injuries. Ms. Heard has a right to know the details and facts of the supposed abuse Mr. Depp will be testifying about at trial, especially when Mr. Depp has made these allegations in his Complaint and in his own Declaration submitted to this Court.

**Fifth Interrogatories:** Ms. Heard’s final set of Interrogatories request information that relates to Mr. Depp’s supposed damages, affirmative defenses, his destruction of property, and his abuse of illegal drugs. Interrogatory 1 requests Mr. Depp to identify the “recent events” from Mr. Depp’s written statement immediately following the UK Judgment regarding his resigning from

the role of Grindelwald, an issue indisputably relevant to causation of any alleged damages when Mr. Depp published this statement *years* after the publication of the Op-Ed, as any damages Mr. Depp could possibly obtain in this case must relate to Ms. Heard's Op-Ed. **Att. 8, Int. 1.** There is no basis for Mr. Depp to refuse to identify those "recent events" two years after Ms. Heard's Op-Ed, he simply does not want to. The Court also recently Ordered Mr. Depp to respond to discovery seeking information supporting Mr. Depp's own statements regarding causation of damages in this case. **Att. 12** at 4. These are not valid bases to refuse to respond.

Interrogatory 2 requests facts supporting Mr. Depp's Sixth Defenses to Ms. Heard's Counterclaim. **Att. 8, Int. 2.** For the same reasons as previously discussed, Mr. Depp should respond to this interrogatory.

Interrogatory 3 seeks "facts supporting Your Supplemental Response to Request No. 11 of Ms. Heard's 1st Requests for Admissions that 'Plaintiff may have destroyed or damaged some type of property in the presence of Ms. Heard at some point.'" **Att. 8, Int. 3.** By answering this response and then supplementing, Mr. Depp has acknowledged the information is relevant. Ms. Heard has a right to know what property Mr. Depp admits he destroyed in her presence, which is relevant for a jury to consider when determining if Mr. Depp was a violent and volatile individual and the specific time periods he engaged in this conduct, which is all related to whether Mr. Depp assaulted and abused Ms. Heard. Similarly, Mr. Depp should respond to Interrogatory 5, which requests Mr. Depp to identify the damage he did to his rental house in Australia in March 2015, during which Ms. Heard alleged that Mr. Depp brutally abused her.

**Att. 8, Int. 5.**

Finally, Interrogatory 4 requests Mr. Depp to "identify all drugs and narcotics You have consumed or ingested at any point from January 1, 2012 to the present" not including those drugs

prescribed by a doctor. **Att. 8, Int. 4.** The jury should understand all facts as to whether Mr. Depp was intoxicated during the incidents at issue, which relate to issues of credibility and recall as to what actually occurred.

### **III. REQUESTS FOR PRODUCTION**

**19th RFPs:** These RFPs seek two types of documents. RFPs 1-5 seek documents supporting Mr. Depp's Responses to Ms. Heard's 3d Set of Interrogatories. Mr. Depp asserted his typical boilerplate objections and refused to produce any documents, despite serving identical RFPs to Ms. Heard. **Att. 9,** RFPs 1-5. RFPs 6-36 seek documents supporting any of Mr. Depp's denials of Ms. Heard's 6th RFAs. **Att. 9,** RFPs 6-36. As described above, the Court has already ordered that Mr. Depp should produce any documents supporting his denials of any RFAs. Mr. Depp should be ordered to respond to these RFAs in the same manner as previously ordered.

**20th RFPs:** These RFPs seek the same types of documents as the 19th RFPs. RFPs 3-4 seek documents supporting Mr. Depp's Responses to Ms. Heard's 4th and 5th Set of Interrogatories, and RFPs 5-8 seek documents supporting any of Mr. Depp's denials of any Requests in Ms. Heard's 7th-9th RFAs. **Att. 10.** For the same reasons already discussed, these documents should be ordered. Finally, RFP 1 seeks documents supporting the statement Mr. Depp issued when he lost the role of Grindelwald in Fantastic Beasts. Just as Mr. Depp should fully respond to the corresponding Interrogatory supporting this statement for the reasons argued above, he should produce any documents supporting this statement.

### **CONCLUSION**

For these reasons, Ms. Heard respectfully requests the Court grant her Motion to Compel.

February 25, 2022

*Amber + Nadelhaft*

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*Counsel to Defendant and Counterclaim-Plaintiff,  
Amber Laura Heard*

**CERTIFICATE OF SERVICE**

I certify that on this 25<sup>th</sup> day February 2022, a copy of the foregoing was served by email, by agreement of the parties, addressed as follows:

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John C. Depp, II*



Adam S. Nadelhaft

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff,</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S SIXTH SET OF REQUESTS FOR ADMISSION**

Pursuant to Rule 4:11 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Sixth Set of Requests For Admission (each, a "Request" and collectively, the "Requests"), dated January 10, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. The following general objections and responses (the "General Objections") are incorporated into each specific objection and response as if fully set forth therein:
  2. Plaintiff objects to the Requests to the extent they purport to call for information that: (a) is subject to the attorney-client privilege; (b) constitutes attorney work product; (c) includes information protected from disclosure based on common interest or a similar privilege; or (d) is otherwise protected from disclosure under applicable privilege, law, or rule. Plaintiff

will not provide such information in response to the Requests, and any inadvertent provision thereof shall not be deemed a waiver of any privilege with respect to such information.

3. Plaintiff objects to the Requests to the extent that they are vague and ambiguous and to the extent that they seek irrelevant information for which identification, collection, and review would be disproportionate to the needs of the case.

4. Plaintiff's responses to the Requests are made to the best of Plaintiff's present knowledge, information, and belief. These Responses are at all times subject to such additional or different information that discovery or further investigation may disclose and, while based on the present state of Plaintiff's knowledge and investigation, are subject to such additional knowledge of facts as may result from further discovery or investigation.

5. Plaintiff reserves all objections and rights with respect to the competency, relevance, materiality, privilege, or admissibility of Plaintiff's responses herein as evidence in any subsequent proceeding in, or hearing in connection with, this or any other action, for any purpose whatsoever.

#### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

##### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from

individuals not under Plaintiff's control. Plaintiff will produce documents from a limited number of custodians to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control, and/or production of documents by or relating to entities not specifically referenced in the Requests below.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of

privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date( s ), place( s ) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

#### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b. ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c. ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")  
Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")  
John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")  
John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

- t. ***Mr. Depp's Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order, denying Defendant's Motion to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x. ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y. ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z. ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa. ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb. ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

## REQUESTS FOR ADMISSION

1. Please admit the document produced by Mr. Depp as Bates number DEPP16902-16907 and attached as **Ex. 1** is a true, genuine, and authentic copy of an article entitled “Why I called 911” authored by iO Tillett Wright, and published by Refinery29 on June 8, 2016.

### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that DEPP16902-16907 appears to be a copy of an article entitled “Why I called 911” authored by iO Tillett Wright, and published by Refinery29 on June 8, 2016. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

2. Please admit the document attached as **Ex. 2** is a true, genuine, and authentic copy of the “Cross-Complaint” filed by The Mandel Company against John C. Depp, II, Scaramanga Bros. Inc., L.R.D. Productions, Inc., Edward White, Edward White & CO., LLP, and Roes 1-20, inclusive dated January 31, 2017, filed in the Superior Court of the State of California, County of Los Angeles, Central District, Case No. BC 646882.

### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to

Defendant. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 2 appears to be a true, genuine, and authentic copy of the “Cross-Complaint” filed by The Mandel Company against John C. Depp, II, Scaramanga Bros. Inc., L.R.D. Productions, Inc., Edward White, Edward White & Co., LLP, and Roes 1-20, inclusive dated January 31, 2017, filed in the Superior Court of the State of California, County of Los Angeles, Central District, Case No. BC 646882.

3. Please admit the document attached as **Ex. 3** is a true, genuine, and authentic copy of the Complaint dated May 1, 2018 filed in the Superior Court of the State of California for the County of Los Angeles, between Eugene Arreola and Miguel Sanchez vs. John C. Depp, II, Scaramanga Bros., Inc., Edward White & Co., LLP, and Leonard Damian, Case No. BC 704539.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 3 appears to be a true, genuine, and authentic copy of the Complaint dated May 1, 2018 filed in the Superior Court of the State of California for the County of Los Angeles, between Eugene Arreola and Miguel Sanchez vs. John C. Depp, II, Scaramanga Bros., Inc., Edward White & Co., LLP, and Leonard Damian, Case No. BC 704539.

4. Please admit the document attached as **Ex. 4** is a true, genuine, and authentic copy of an article entitled “Amber Heard’s sexual violence; evidence against Johnny Depp will be kept secret in his libel claim against The Sun despite him arguing claims should be made public” published by Daily Mail Online on April 8, 2020.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 4 appears to be a copy of an article entitled “Amber Heard’s sexual violence; evidence against Johnny Depp will be kept secret in his libel claim against The Sun despite him arguing claims should be made public” published by Daily Mail Online on April 8, 2020. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

5. Please admit the quote attributed to Mr. Waldman in the document attached as **Ex. 4** “Amber Heard and her friends in the media use fake sexual violence allegations as both a sword and shield, depending on their needs,” is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks

information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

6. Please admit the quote attributed to Mr. Waldman in the document attached as Ex. 4 "They have selected some of her sexual violence hoax 'facts' as the sword, inflicting them on the public and Mr. Depp," is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

7. Please admit the document attached as **Ex. 5** is a true, genuine, and authentic copy of an article entitled “EXCLUSIVE: ‘I need to report an assault.’ Listen to 911 call made the night Johnny Dep and Amber Heard had blowout fight that ended their toxic 18-month marriage- but both claim tape backs up their version of events” published by Daily Mail Online on April 27, 2020.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 5 appears to be a copy of an article entitled “EXCLUSIVE: ‘I need to report an assault.’ Listen to 911 call made the night Johnny Dep and Amber Heard had blowout fight that ended their toxic 18-month marriage- but both claim tape backs up their version of events” published by Daily Mail Online on April 27, 2020. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

8. Please admit the quote attributed to Mr. Waldman in the document attached as **Ex. 5** “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,” is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the

possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

9. Please admit the quote attributed to Mr. Waldman in the document attached as **Ex. 5** “The officers came to the penthouses, thoroughly searched and interviewed, and left after seeing no damage to face or property,” is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects

on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

10. Please admit the quote attributed to Mr. Waldman in the document attached as **Ex. 5** “So Amber and her friends spilled a little wine and roughed the place up, got their stories straight under the direction of a lawyer and publicist, and then placed a second call to 911,” is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

11. Please admit the document attached as **Ex. 6** is a true, genuine, and authentic copy of an article entitled “EXCLUSIVE: MeToo activist Amanda de Cadenet drops support for close friend Amber Heard and will no longer testify after listening to her ‘verbally abusing’ Johnny Depp in bombshell tapes, as she feels ‘used and misled’ by actress” published by Daily Mail Online on June 24, 2020.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the

possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 6 appears to be a copy of an article entitled “EXCLUSIVE: MeToo activist Amanda de Cadenet drops support for close friend Amber Heard and will no longer testify after listening to her ‘verbally abusing’ Johnny Depp in bombshell tapes, as she feels ‘used and misled’ by actress” published by Daily Mail Online on June 24, 2020. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

12. Please admit the quote attributed to Mr. Waldman in the document attached as **Ex. 6** “When Amanda de Cadenet, Amber Heard’s best friend and #METoo activist recants her support for Ms. Heard and testifies against her, you know we have reached the beginning of the end of Ms. Heard’s abuse hoax against Johnny Depp” is a true, genuine, and authentic quote by Mr. Waldman.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other

applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement. Plaintiff further objects on the grounds that he has not waived attorney-client privilege as to communications with Mr. Waldman.

13. Please admit the document attached as **Ex. 7** is a true, genuine, and authentic copy of an article entitled “Johnny Depp ASSISTANT SAYS TEXTS WERE DOCTORED” published by TMZ on June 2, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 7 appears to be a copy of an article entitled “Johnny Depp ASSISTANT SAYS TEXTS WERE DOCTORED” published by TMZ on June 2, 2016. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

14. Please admit the statement attributed to Stephen Deuters in the document attached as **Ex. 7** “the texts that were posted in which he allegedly apologized to Amber Heard for Johnny’s violent behavior are heavily doctored...and he never said Johnny attacked her” is a true, genuine, and authentic statement by Stephen Deuters.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

15. Please admit the statement attributed to Stephen Deuters in the document attached as **Ex. 7** “Deuters says he knows of no acts of abuse toward Amber at the hands of Johnny and has never made such a claim to anyone” is a true, genuine, and authentic statement by Stephen Deuters.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to

this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

16. Please admit the statement attributed to Stephen Deuters in the document attached as Ex. 7 "He adds, Johnny has never been violent toward anyone he knows" is a true, genuine, and authentic statement by Stephen Deuters.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

17. Please admit the statement attributed to Stephen Deuters in the document attached as **Ex. 7** “Deuters says the texts themselves are suspicious because they don’t even show a date” is a true, genuine, and authentic statement by Stephen Deuters.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

18. Please admit the statement attributed to Stephen Deuters in the document attached as **Ex. 7** “he says he will testify under oath he never had a conversation about alleged violence with Amber” is a true, genuine, and authentic statement by Stephen Deuters.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly

burdensome, and to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

19. Please admit the document attached as **Ex. 8** is a true, genuine, and authentic copy of an article entitled “Johnny Depp Will Not be Buried” published by GQ.co.uk in November 2018.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 8 appears to be a copy of an article entitled “Johnny Depp Will Not be Buried” published by GQ.co.uk in November 2018. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

20. Please admit the quote attributed to Mr. Depp- "How could someone, anyone, come out with something like that against someone, when there's no truth to it whatsoever?"- in the document attached as **Ex. 8** is a true, genuine, and authentic quote by Mr. Depp.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document.

In light of the foregoing objections, this request does not warrant a response.

21. Please admit the quote attributed to Mr. Depp- "She was at a party the next day. Her eye wasn't closed. She had her hair over her eye, but you could see the eye wasn't shut. Twenty-five feet away from her, how the fuck am I going to hit her? Which, by the way, is the last thing I would've done. I might look stupid, but I ain't fucking stupid"- in the document attached as **Ex. 8** is a true, genuine, and authentic quote by Mr. Depp.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions to the extent that this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and

unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document.

In light of the foregoing objections, this request does not warrant a response.

22. Please admit the quote attributed to Mr. Depp- "To harm someone you love? As a kind of bully? No, it didn't, it couldn't even sound like me"- in the document attached as **Ex. 8** is a true, genuine, and authentic quote by Mr. Depp.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document.

In light of the foregoing objections, this request does not warrant a response.

23. Please admit the document attached as **Ex. 9** is a true, genuine, and authentic copy of an article entitled “Warner Bros. ‘freaking out’ Depp suit will harm Harry potter films” published by PageSix on April 12, 2019.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 9 appears to be a copy of an article entitled “Warner Bros. ‘freaking out’ Depp suit will harm Harry potter films” published by PageSix on April 12, 2019. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

24. Please admit the quote attributed to Mr. Waldman- “defamation, perjury and filing and receiving a fraudulent temporary restraining order demand with the court”- in the document attached as **Ex. 9** is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work

product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

25. Please admit the document attached as **Ex. 10** is a true, genuine, and authentic copy of an article entitled “Amer Heard Accuses Johnny Depp of Lying About Police Calls on Night of Massive Fight” published by The Blast.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 10 appears to be a copy of an article entitled “Amer Heard Accuses Johnny Depp of Lying About Police Calls on Night of Massive Fight” published by The Blast. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

26. Please admit the quote attributed to Mr. Waldman- “Ms. Heard continues to defraud her abused hoax victim Mr. Depp, the #metoo movement she masquerades as the leader of, and other real abuse victims worldwide”- in the document attached as **Ex. 10** is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

27. Please admit the document attached as **Ex. 11** is a true, genuine, and authentic copy of an article entitled “Surveillance Video Shows James Franco With Amber Heard One Day After Blowout Fight With Johnny Depp” published by The Blast.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the

discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 11 appears to be a copy of an article entitled “Surveillance Video Shows James Franco With Amber Heard One Day After Blowout Fight With Johnny Depp” published by The Blast. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

28. Please admit the quote attributed to Mr. Waldman -“ she went to court with painted on ‘bruises’ to obtain a Temporary Restraining Order on May 27”- in the document attached as **Ex. 11** is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

29. Please admit the document attached as **Ex. 12** is a true, genuine, and authentic copy of an article entitled “Why Johnny Depp Wants James Franco to Testify in His Defamation Suit Against Amber Heard” published by People.com on July 3, 2019.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that Ex. 10 appears to be a copy of an article entitled “Why Johnny Depp Wants James Franco to Testify in His Defamation Suit Against Amber Heard” published by People.com on July 3, 2019. Plaintiff otherwise lacks sufficient knowledge to admit or deny whether the document is “a true, genuine, and authentic copy.”

30. Please admit the quote attributed to Mr. Waldman- “Ms. Heard’s ‘battered face’ was a hoax”- in the document attached as **Ex. 12** is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request pursuant to Va. R. Sup. Ct. 4:11 as exceeding the statutory limit of requests for admissions, as this request does not relate to the genuineness of documents. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome

to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff objects to this request to the extent it seeks information that is in the possession, custody, or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this statement.

In light of the foregoing objections, this request does not warrant a response.

Dated: January 31, 2022

Respectfully submitted,



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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 31st day of January 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
WOODS ROGERS PLC  
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Elaine Charlson Bredehoft  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew  
Benjamin G. Chew (VSB #29113)

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff.</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES AND  
OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S SEVENTH SET OF REQUESTS FOR ADMISSIONS**

Pursuant to Rule 4:11 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Seventh Set of Requests For Admissions (each, a "Request" and collectively, the "Requests"), dated January 18, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. The following general objections and responses (the "General Objections") are incorporated into each specific objection and response as if fully set forth therein:
2. Plaintiff objects to the Requests to the extent they purport to call for information that: (a) is subject to the attorney-client privilege; (b) constitutes attorney work product; (c) includes information protected from disclosure based on common interest or a similar privilege; or (d) is otherwise protected from disclosure under applicable privilege, law, or rule. Plaintiff will not provide such information in response to the Requests, and any inadvertent provision thereof shall not be deemed a waiver of any privilege with respect to such information.

| 3. Plaintiff objects to the Requests to the extent that they are vague and ambiguous and to  
the extent that they seek irrelevant information for which identification, collection, and review would be  
disproportionate to the needs of the case.

4. Plaintiff's responses to the Requests are made to the best of Plaintiff's present  
knowledge, information, and belief. These Responses are at all times subject to such additional or  
different information that discovery or further investigation may disclose and, while based on the present  
state of Plaintiff's knowledge and investigation, are subject to such additional knowledge of facts as may  
result from further discovery or investigation.

5. Plaintiff reserves all objections and rights with respect to the competency, relevance,  
materiality, privilege, or admissibility of Plaintiff's responses herein as evidence in any subsequent  
proceeding in, or hearing in connection with, this or any other action, for any purpose whatsoever.

#### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

##### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests  
separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged  
information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others  
acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome,  
to the extent that it requires production of documents from individuals not under  
Plaintiff's control. Plaintiff will produce documents from a limited number of custodians  
to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted  
as its plural to whatever extent is necessary to bring within the scope of these Requests any information  
which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control, and/or production of documents by or relating to entities not specifically referenced in the Requests below.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date( s ), place( s ) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b. ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c. ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents,

communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of "and/or" shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms "Defendant," "Counterclaim Plaintiff," and/or "Ms. Heard" refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of "agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf."

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms "Plaintiff," "Counterclaim Defendant," and/or "Mr. Depp" refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of "agents, representatives, employees, assigns, and all persons acting on his behalf." Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term "Complaint" shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")*  
*Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

- (i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra1n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

t. ***Mr. Depp's Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the

devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order, denying Defendant's Motion to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12-November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x. ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y. ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z. ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa. ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb. ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc. ***Ms. Heard's Witness Statement.*** The phrase "Ms. Heard's Witness Statement" refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd. *Ms. Heard's Third Witness Statement.* The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee. *Ms. Heard's Confidential Third Witness Statement.* The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff. *Ms. Heard's Fifth Witness Statement.* The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg. *Your Expert Designation.* The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

#### **REQUESTS FOR ADMISSION**

1. Please admit that the video recording produced by Mr. Depp as DEPP00003566\_ECL SF Item 1 and appended to these Requests as **Exh. 1** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties.

Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

2. Please admit that the video recording produced by Mr. Depp as DEPP00003567\_ECL SF Item 2 and appended to these Requests as **Exh. 2** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

3. Please admit that the video recording produced by Mr. Depp as DEPP00003568\_ECL SF Item 3 and appended to these Requests as **Exh. 3** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

4. Please admit that the video recording produced by Mr. Depp as DEPP00003569\_ECL SF Item 4 and appended to these Requests as **Exh. 4** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

5. Please admit that the video recording produced by Mr. Depp as DEPP00003570\_ECL SF Item 5 and appended to these Requests as **Exh. 5** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

6. Please admit that the video recording produced by Mr. Depp as DEPP00003571\_ECL SF Item 6 and appended to these Requests as **Exh. 6** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

7. Please admit that the video recording produced by Mr. Depp as DEPP00003572\_ECL SF Item 7 and appended to these Requests as **Exh. 7** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

8. Please admit that the video recording produced by Mr. Depp as DEPP00003573\_ECL SF Item 8 and appended to these Requests as **Exh. 8** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

9. Please admit that the video recording produced by Mr. Depp as DEPP00003574\_ECL SF Item 9 and appended to these Requests as **Exh. 9** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

10. Please admit that the video recording produced by Mr. Depp as DEPP00003575\_ECL SF Item 10 and appended to these Requests as **Exh. 10** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

11. Please admit that the video recording produced by Mr. Depp as DEPP00003576\_ECL SF Item 11 and appended to these Requests as **Exh. 11** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

12. Please admit that the video recording produced by Mr. Depp as DEPP00003577\_ECL SF Item 12 and appended to these Requests as **Exh. 12** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

13. Please admit that the video recording produced by Mr. Depp as DEPP00003578\_ECL SF Item 13 and appended to these Requests as **Exh. 13** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

14. Please admit that the video recording produced by Mr. Depp as DEPP00003579\_ECL SF Item 14 and appended to these Requests as **Exh. 14** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

15. Please admit that the video recording produced by Mr. Depp as DEPP00003580\_ECL SF Item 15 and appended to these Requests as **Exh. 15** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

16. Please admit that the video recording produced by Mr. Depp as DEPP00003581\_ECL SF Item 16 and appended to these Requests as **Exh. 16** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

17. Please admit that the video recording produced by Mr. Depp as DEPP00003582\_ECL SF Item 17 and appended to these Requests as **Exh. 17** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

18. Please admit that the video recording produced by Mr. Depp as DEPP00003583\_ECL SF Item 18 and appended to these Requests as **Exh. 18** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 25, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

19. Please admit that the video recording produced by Mr. Depp as DEPP00003584\_ECL SF Item 19 and appended to these Requests as **Exh. 19** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

20. Please admit that the video recording produced by Mr. Depp as DEPP00003585\_ECL SF Item 20 and appended to these Requests as **Exh. 20** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

21. Please admit that the video recording produced by Mr. Depp as DEPP00003586\_ECL SF Item 21 and appended to these Requests as **Exh. 21** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

22. Please admit that the video recording produced by Mr. Depp as DEPP00003587\_ECL SF Item 22 and appended to these Requests as **Exh. 22** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

23. Please admit that the video recording produced by Mr. Depp as DEPP00003588\_ECL SF Item 23 and appended to these Requests as **Exh. 23** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

24. Please admit that the video recording produced by Mr. Depp as DEPP00003589\_ECL SF Item 24 and appended to these Requests as **Exh. 24** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

25. Please admit that the video recording produced by Mr. Depp as DEPP00003590\_ECL SF Item 25 and appended to these Requests as **Exh. 25** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

26. Please admit that the video recording produced by Mr. Depp as DEPP00003591\_ECL SF Item 26 and appended to these Requests as **Exh. 26** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

27. Please admit that the video recording produced by Mr. Depp as DEPP00003592\_ECL SF Item 27 and appended to these Requests as **Exh. 27** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

28. Please admit that the video recording produced by Mr. Depp as DEPP00003593\_ECL SF Item 28 and appended to these Requests as **Exh. 28** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

29. Please admit that the video recording produced by Mr. Depp as DEPP00003594\_ECL SF Item 29 and appended to these Requests as **Exh. 29** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

30. Please admit that the video recording produced by Mr. Depp as DEPP00003595\_ECL SF Item 95 and appended to these Requests as **Exh. 30** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

31. Please admit that the video recording produced by Mr. Depp as DEPP00003596\_ECL SF Item 30 and appended to these Requests as **Exh. 31** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016..

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

32. Please admit that the video recording produced by Mr. Depp as DEPP00003597\_ECL SF Item 32 and appended to these Requests as **Exh. 32** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

33. Please admit that the video recording produced by Mr. Depp as DEPP00003598\_ECL SF Item 33 and appended to these Requests as **Exh. 33** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

34. Please admit that the video recording produced by Mr. Depp as DEPP00003599\_ECL SF Item 34 and appended to these Requests as **Exh. 34** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

35. Please admit that the video recording produced by Mr. Depp as DEPP00003600\_ECL SF Item 35 and appended to these Requests as **Exh. 35** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

36. Please admit that the video recording produced by Mr. Depp as DEPP00003601\_ECL SF Item 36 and appended to these Requests as **Exh. 36** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

37. Please admit that the video recording produced by Mr. Depp as DEPP00003602\_ECL SF Item 37 and appended to these Requests as **Exh. 37** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

38. Please admit that the video recording produced by Mr. Depp as DEPP00003603\_ECL SF Item 38 and appended to these Requests as **Exh. 38** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

39. Please admit that the video recording produced by Mr. Depp as DEPP00003604\_ECL SF Item 39 and appended to these Requests as **Exh. 39** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

- In light of the foregoing objections, this request does not warrant a response.
- 40. Please admit that the video recording produced by Mr. Depp as DEPP00003605\_ECL SF Item 40 and appended to these Requests as **Exh. 40** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

- In light of the foregoing objections, this request does not warrant a response.
- 41. Please admit that the video recording produced by Mr. Depp as DEPP00003606\_ECL SF Item 41 and appended to these Requests as **Exh. 41** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

42. Please admit that the video recording produced by Mr. Depp as DEPP00003607\_ECL SF Item 42 and appended to these Requests as **Exh. 42** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 24, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

43. Please admit that the video recording produced by Mr. Depp as DEPP00003608\_ECL SF Item 43 and appended to these Requests as **Exh. 43** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

- In light of the foregoing objections, this request does not warrant a response.
44. Please admit that the video recording produced by Mr. Depp as DEPP00003609\_ECL SF Item 44 and appended to these Requests as **Exh. 44** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

45. Please admit that the video recording produced by Mr. Depp as DEPP00003610\_ECL SF Item 45 and appended to these Requests as **Exh. 45** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

46. Please admit that the video recording produced by Mr. Depp as DEPP00003611\_ECL SF Item 46 and appended to these Requests as **Exh. 46** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

47. Please admit that the video recording produced by Mr. Depp as DEPP00003612\_ECL SF Item 47 and appended to these Requests as Exh. 47 is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

48. Please admit that the video recording produced by Mr. Depp as DEPP00003613\_ECL SF Item 48 and appended to these Requests as **Exh. 48** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

49. Please admit that the video recording produced by Mr. Depp as DEPP00003614\_ECL SF Item 49 and appended to these Requests as **Exh. 49** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

50. Please admit that the video recording produced by Mr. Depp as DEPP0003615\_ECL SF Item 50 and appended to these Requests as **Exh. 50** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

51. Please admit that the video recording produced by Mr. Depp as DEPP00003616\_ECL SF Item 51 and appended to these Requests as **Exh. 51** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

52. Please admit that the video recording produced by Mr. Depp as DEPP00003617\_ECL SF Item 52 and appended to these Requests as **Exh. 52** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly

broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

53. Please admit that the video recording produced by Mr. Depp as DEPP00003618\_ECL SF Item 53 and appended to these Requests as **Exh. 53** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

54. Please admit that the video recording produced by Mr. Depp as DEPP00003619\_ECL SF Item 54 and appended to these Requests as **Exh. 54** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

55. Please admit that the video recording produced by Mr. Depp as DEPP00003620\_ECL SF Item 55 and appended to these Requests as **Exh. 55** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 22, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff

further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

56. Please admit that the video recording produced by Mr. Depp as DEPP00003621\_ECL SF Item 56 and appended to these Requests as **Exh. 56** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

57. Please admit that the video recording produced by Mr. Depp as DEPP00003622\_ECL SF Item 57 and appended to these Requests as **Exh. 57** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but

purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

58. Please admit that the video recording produced by Mr. Depp as DEPP00003623\_ECL SF Item 58 and appended to these Requests as **Exh. 58** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

59. Please admit that the video recording produced by Mr. Depp as DEPP00003624\_ECL SF Item 59 and appended to these Requests as **Exh. 59** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

- In light of the foregoing objections, this request does not warrant a response.
60. Please admit that the video recording produced by Mr. Depp as DEPP00003625\_ECL SF ITEM 60 and appended to these Requests as **Exh. 60** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated

to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

61. Please admit that the video recording produced by Mr. Depp as DEPP00003626\_ECL SF ITEM 61 and appended to these Requests as **Exh. 61** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

62. Please admit that the video recording produced by Mr. Depp as DEPP00003627\_ECL SF ITEM 62 and appended to these Requests as **Exh. 62** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

63. Please admit that the video recording produced by Mr. Depp as DEPP00003628\_ECL SF ITEM 63 and appended to these Requests as **Exh. 63** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

64. Please admit that the video recording produced by Mr. Depp as DEPP00003629\_ECL SF ITEM 64 and appended to these Requests as **Exh. 64** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

65. Please admit that the video recording produced by Mr. Depp as DEPP00003630\_ECL SF ITEM 65 and appended to these Requests as **Exh. 65** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

66. Please admit that the video recording produced by Mr. Depp as DEPP00003631\_ECL SF ITEM 66 and appended to these Requests as **Exh. 66** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

67. Please admit that the video recording produced by Mr. Depp as DEPP00003632\_ECL SF ITEM 67 and appended to these Requests as **Exh. 67** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

68. Please admit that the video recording produced by Mr. Depp as DEPP00003633\_ECL SF ITEM 68 and appended to these Requests as **Exh. 68** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

69. Please admit that the video recording produced by Mr. Depp as DEPP00003634\_ECL SF ITEM 69 and appended to these Requests as **Exh. 69** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

70. Please admit that the video recording produced by Mr. Depp as DEPP00003635\_ECL SF ITEM 70 and appended to these Requests as **Exh. 70** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

71. Please admit that the video recording produced by Mr. Depp as DEPP00003636\_ECL SF ITEM 71 and appended to these Requests as **Exh. 71** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

72. Please admit that the video recording produced by Mr. Depp as DEPP00003637\_ECL SF ITEM 72 and appended to these Requests as **Exh. 72** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

73. Please admit that the video recording produced by Mr. Depp as DEPP00003638\_ECL SF ITEM 73 and appended to these Requests as **Exh. 73** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

74. Please admit that the video recording produced by Mr. Depp as DEPP00003639\_ECL SF ITEM 74 and appended to these Requests as **Exh. 74** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

75. Please admit that the video recording produced by Mr. Depp as DEPP00003640\_ECL SF ITEM 75 and appended to these Requests as **Exh. 75** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

76. Please admit that the video recording produced by Mr. Depp as DEPP00003641\_ECL SF ITEM 76 and appended to these Requests as **Exh. 76** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

77. Please admit that the video recording produced by Mr. Depp as DEPP00003642\_ECL SF ITEM 77 and appended to these Requests as **Exh. 77** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

78. Please admit that the video recording produced by Mr. Depp as DEPP00003643\_ECL SF ITEM 78 and appended to these Requests as **Exh. 78** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

79. Please admit that the video recording produced by Mr. Depp as DEPP00003644\_ECL SF ITEM 79 and appended to these Requests as **Exh. 79** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

80. Please admit that the video recording produced by Mr. Depp as DEPP00003645\_ECL SF ITEM 80 and appended to these Requests as **Exh. 80** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

81. Please admit that the video recording produced by Mr. Depp as DEPP00003646\_ECL SF ITEM 81 and appended to these Requests as **Exh. 81** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

82. Please admit that the video recording produced by Mr. Depp as DEPP00003647\_ECL SF ITEM 82 and appended to these Requests as **Exh. 82** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

83. Please admit that the video recording produced by Mr. Depp as DEPP00003648\_ECL SF ITEM 83 and appended to these Requests as **Exh. 83** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

84. Please admit that the video recording produced by Mr. Depp as DEPP00003649\_ECL SF ITEM 84 and appended to these Requests as **Exh. 84** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

85. Please admit that the video recording produced by Mr. Depp as DEPP00003650\_ECL SF ITEM 85 and appended to these Requests as **Exh. 85** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

86. Please admit that the video recording produced by Mr. Depp as DEPP00003651\_ECL SF ITEM 86 and appended to these Requests as **Exh. 86** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

87. Please admit that the video recording produced by Mr. Depp as DEPP00003652\_ECL SF ITEM 87 and appended to these Requests as **Exh. 87** is a true, genuine, accurate, and authentic depiction of the images displayed in the video recording at the Eastern Columbia Building on May 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client

privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this video recording.

In light of the foregoing objections, this request does not warrant a response.

88. Please admit the document produced by Mr. Depp as DEPP00011506 (CONFIDENTIAL) and attached as **Ex. 88** is a true, genuine, and authentic copy of a document dated March 8, 2015 with the header "**GOLD COAST UNIVERSITY HOSPITAL EMERGENCY DEPARTMENT 1 HOSPITAL BOULEVARD DISCHARGE LETTER CONFIDENTIAL.**"

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds and to the extent that it implicates private and/or confidential information that is not at issue. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this document.

Subject to the foregoing specific and general objections, and specifically reserving all objections to admissibility, including without limitation hearsay and relevance, Plaintiff admits that **Ex. 88** appears to be a true, genuine, and authentic copy of a document dated March 8, 2015 with the header "**GOLD COAST UNIVERSITY HOSPITAL EMERGENCY DEPARTMENT 1 HOSPITAL BOULEVARD DISCHARGE LETTER CONFIDENTIAL.**"

Dated: February 8, 2022

Respectfully submitted,



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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

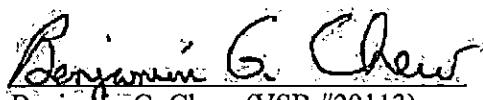
**CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
WOODS ROGERS PLC  
10 S. Jefferson Street, Suite 1400  
P.O. Box 14125  
Roanoke, Virginia 24011  
Telephone: (540) 983-7540  
[bottenborn@woodsrogers.com](mailto:bottenborn@woodsrogers.com)  
[jtreece@woodsrogers.com](mailto:jtreece@woodsrogers.com)

Elaine Charlson Bredehoft  
Adam S. Nadelhaft  
Clarissa K. Pintado  
David E. Murphy  
CHARLSON BREDEHOFT COHEN &  
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[dmurphy@cbcblaw.com](mailto:dmurphy@cbcblaw.com)

*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
\_\_\_\_\_  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff.</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S EIGHTH SET OF REQUESTS FOR ADMISSION**

Pursuant to Rule 4:11 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Eighth Set of Request For Admission (each, a "Request" and collectively, the "Requests"), dated January 27, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. The following general objections and responses (the "General Objections") are incorporated into each specific objection and response as if fully set forth therein:
  2. Plaintiff objects to the Requests to the extent they purport to call for information that: (a) is subject to the attorney-client privilege; (b) constitutes attorney work product; (c) includes information protected from disclosure based on common interest or a similar privilege; or (d) is otherwise protected from disclosure under applicable privilege, law, or rule. Plaintiff

will not provide such information in response to the Requests, and any inadvertent provision thereof shall not be deemed a waiver of any privilege with respect to such information.

3. Plaintiff objects to the Requests to the extent that they are vague and ambiguous and to the extent that they seek irrelevant information for which identification, collection, and review would be disproportionate to the needs of the case.

4. Plaintiff's responses to the Requests are made to the best of Plaintiff's present knowledge, information, and belief. These Responses are at all times subject to such additional or different information that discovery or further investigation may disclose and, while based on the present state of Plaintiff's knowledge and investigation, are subject to such additional knowledge of facts as may result from further discovery or investigation.

5. Plaintiff reserves all objections and rights with respect to the competency, relevance, materiality, privilege, or admissibility of Plaintiff's responses herein as evidence in any subsequent proceeding in, or hearing in connection with, this or any other action, for any purpose whatsoever.

### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

#### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from

individuals not under Plaintiff's control. Plaintiff will produce documents from a limited number of custodians to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control, and/or production of documents by or relating to entities not specifically referenced in the Requests below.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of

privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date( s ), place( s ) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

#### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b.     ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")  
Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")  
John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")  
John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

- t. ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order, denying Defendant's Motion to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x.       ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y.       ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z.       ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa.      ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb.      ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

## REQUESTS FOR ADMISSION

1. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017491 and attached as **Ex. 1** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016

### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

2. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017492 and attached as **Ex. 2** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

3. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017493 and attached as **Ex. 3** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

4. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017494 and attached as **Ex. 4** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

5. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017495 and attached as **Ex. 5** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

6. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017496 and attached as **Ex. 6** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

7. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017497 and attached as Ex. 7 is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

8. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017498 and attached as **Ex. 8** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

9. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017499 and attached as **Ex. 9** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

10. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017500 and attached as **Ex. 10** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

11. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017501 and attached as **Ex. 11** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

12. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017502 and attached as **Ex. 12** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

13. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017503 and attached as **Ex. 13** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

14. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017504 and attached as **Ex. 14** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

15. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017505 and attached as **Ex. 15** is a true, genuine, accurate, and authentic photograph of Mr. Depp on February 21, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

17. Please admit the document produced by Ms. Heard as Bates number ALH\_00017507-00017513 and attached as **Ex. 17** is a true, genuine, and authentic copy of an article entitled “Justice for Johnny Depp’ Trends After New Evidence Released About Amber Heard” published by ScreenGeek on April 18, 2021.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

18. Please admit the quote attributed to Mr. Waldman in the document produced as Bates number ALH\_00017507-00017513 and attached as **Ex. 17** “Amber Heard and her friends described a chaotic, messy crime scene but the newly released LAPD bodycam videos unambiguously show that the penthouse was utterly undamaged and that their testimony was one more grandiose lie,” is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents.

Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

19. Please admit the quote attributed to Mr. Waldman in the document produced as Bates number ALH\_00017507-00017513 and attached as Ex. 17 "You can see clearly in the police bodycam videos that all the items Ms. Heard and her friends claimed Mr. Depp smashed to smithereens with a wine bottle off the island in his penthouse kitchen- glass, fruit, baskets, vases and candelabras - are in perfect condition and tidily in their place. Nor does the red wine they claimed that Mr. Depp splashed all over the light-colored hallway carpets and walls exist.," is a true, genuine, and authentic quote by Mr. Waldman.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request to the extent it seeks information that is

available to and equally accessible to Defendant. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

20. Please admit the document produced by Ms. Heard as Bates number ALH\_00017514-17520 and attached as **Ex. 18** is a true, genuine, and authentic copy of a tweet stating “For those wondering hOw qUiCkLy Amber Heard healed from Depp’s attack on her on March 4-6, here are pictures of her arms on April 18, 2015 where her scars are fresh, red and visible on the red carpet of her movie six weeks later. #JusticeForAmberHeard #wearewithyouamber heard” from the Twitter account “Amber Heard Italia Fans” published on March 19, 2020.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

21. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017517 and attached as **Ex. 18** is a true, genuine, accurate, and authentic depiction of the images displayed in the photograph on April 18, 2015.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

22. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017518 and attached as **Ex. 18** is a true, genuine, accurate, and authentic depiction of the images displayed in the photograph on April 18, 2015.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the

genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

23. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017519 and attached as **Ex. 18** is a true, genuine, accurate, and authentic depiction of the images displayed in the photograph on April 18, 2015.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible

evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

24. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017520 and attached as **Ex. 18** is a true, genuine, accurate, and authentic depiction of the images displayed in the photograph on April 18, 2015.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to

Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

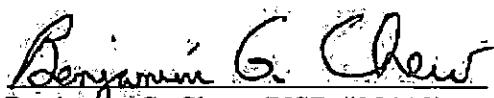
25. Please admit the document produced by Ms. Heard as Bates number ALH\_00017521-00017537 and attached as **Ex. 19** is a true, genuine, and authentic copy of an article entitled "Johnny Depp: A Star in Crisis and the Insane Story of His 'Missing' Millions" published by The Hollywood Reporter on May 10, 2017.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation or publication of this document. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

Dated: February 17, 2022

Respectfully submitted,

  
\_\_\_\_\_  
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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

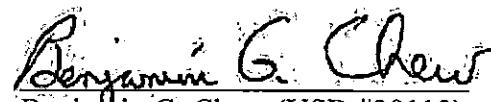
**CERTIFICATE OF SERVICE**

I hereby certify that on this 17th day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
Karen Stemland  
WOODS ROGERS PLC  
10 S. Jefferson Street, Suite 1400  
P.O. Box 14125  
Roanoke, Virginia 24011  
Telephone: (540) 983-7540  
[bottenborn@woodsrogers.com](mailto:bottenborn@woodsrogers.com)  
[jtreece@woodsrogers.com](mailto:jtreece@woodsrogers.com)  
[kstemland@woodsrogers.com](mailto:kstemland@woodsrogers.com)

Elaine Charlson Bredehoft  
Adam S. Nadelhaft  
Clarissa K. Pintado  
David E. Murphy  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
V.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff,</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S NINTH SET OF REQUESTS FOR ADMISSION**

Pursuant to Rule 4:11 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Ninth Set of Request For Admission (each, a "Request" and collectively, the "Requests"), dated February 2, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. The following general objections and responses (the "General Objections") are incorporated into each specific objection and response as if fully set forth therein:

2. Plaintiff objects to the Requests to the extent they purport to call for information that: (a) is subject to the attorney-client privilege; (b) constitutes attorney work product; (c) includes information protected from disclosure based on common interest or a similar privilege; or (d) is otherwise protected from disclosure under applicable privilege, law, or rule. Plaintiff

will not provide such information in response to the Requests, and any inadvertent provision thereof shall not be deemed a waiver of any privilege with respect to such information.

3. Plaintiff objects to the Requests to the extent that they are vague and ambiguous and to the extent that they seek irrelevant information for which identification, collection, and review would be disproportionate to the needs of the case.

4. Plaintiff's responses to the Requests are made to the best of Plaintiff's present knowledge, information, and belief. These Responses are at all times subject to such additional or different information that discovery or further investigation may disclose and, while based on the present state of Plaintiff's knowledge and investigation, are subject to such additional knowledge of facts as may result from further discovery or investigation.

5. Plaintiff reserves all objections and rights with respect to the competency, relevance, materiality, privilege, or admissibility of Plaintiff's responses herein as evidence in any subsequent proceeding in, or hearing in connection with, this or any other action, for any purpose whatsoever.

### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

#### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from

individuals not under Plaintiff's control. Plaintiff will produce documents from a limited number of custodians to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control, and/or production of documents by or relating to entities not specifically referenced in the Requests below.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of

privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date( s ), place( s ) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

#### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b.     ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")  
Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")  
John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")  
John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra1n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

- t. ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order, denying Defendant's Motion to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x.       ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y.       ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z.       ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa.      ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb.      ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

### **REQUESTS FOR ADMISSION**

1. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017538 and attached as **Ex. 1** is a true, genuine, accurate, and authentic photograph of Ms. Heard on January 9, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

2. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017539 and attached as **Ex. 2** is a true, genuine, accurate, and authentic photograph of Ms. Heard on January 10, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

3. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017540 and attached as **Ex. 3** is a true, genuine, accurate, and authentic photograph of Ms. Heard on January 10, 2016.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

4. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017541 and attached as **Ex. 4** is a true, genuine, accurate, and authentic photograph of Ms. Heard on January 7, 2017

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

5. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017542 and attached as **Ex. 5** is a true, genuine, accurate, and authentic photograph of Ms. Heard on November 13, 2017

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

6. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017543 and attached as **Ex. 6** is a true, genuine, accurate, and authentic photograph of Ms. Heard on November 13, 2017.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the

statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

7. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017544 and attached as **Ex. 7** is a true, genuine, accurate, and authentic photograph of Ms. Heard on November 13, 2017.

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the

extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

8. Please admit the document produced by Ms. Heard as Bates number ALH\_00017545 and attached as **Ex. 8** is a true, genuine, accurate, and authentic image of the floor plan shown in the document

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff

further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

9. Please admit the document produced by Ms. Heard as Bates number ALH\_00017546-47 and attached as **Ex. 9** is a true, genuine, accurate, and authentic image of the floor plan shown in the document.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request, pursuant to Va. R. Sup. Ct. 4:11, as exceeding the statutory limit of requests for admissions, as this request does not merely relate to the genuineness of documents but purports to require an admission of the accuracy of their contents. Plaintiff further objects to this request to the extent it seeks information that is in the possession, custody or control of Defendant or third parties. Plaintiff further objects to this request on the grounds that it is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request as overly broad and unduly burdensome to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request to the extent it seeks information that is available to and equally accessible to Defendant as the party that produced the image. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation of this image. Plaintiff further objects to this request because the request does not have the specific document appended to the request. Plaintiff further objects that the Request calls for speculation and seeks information not within his personal knowledge.

In light of the foregoing objections, this request does not warrant a response.

Dated: February 23, 2022

Respectfully submitted,



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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 23rd day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
Karen Stemland  
WOODS ROGERS PLC  
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Elaine Charlson Bredehoft  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY**

JOHN C. DEPP, II,

Plaintiff,

v.

Civil Action No.: CL-2019-0002911

AMBER LAURA HEARD,

Defendant.

**DEFENDANT AND COUNTERCLAIM PLAINTIFF AMBER LAURA HEARD'S  
TENTH SET OF REQUESTS FOR ADMISSIONS TO PLAINTIFF  
AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II**

Defendant and Counterclaim Plaintiff Amber Laura Heard, by counsel, pursuant to Rules 4:1 and 4:11 of the Rules of the Supreme Court of Virginia, requests that Plaintiff and Counterclaim Defendant John C. Depp, II, respond to the following Requests for Admission ("Requests") within twenty-one (21) days of service, in accordance with the Instructions and Definitions set forth below.

**INSTRUCTIONS**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.
2. Where information in Your possession is requested, such request includes non- privileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.
3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

8. You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so the Court will be permitted to make an informed ruling on the objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

### **DEFINITIONS**

- a. **Action.** The term "Action" means the above-captioned action.
- b. **Communication.** The term "communication" means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).
- c. **Document.** The term "document" is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type ( e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term "document" shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals,

handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

d. ***Correspondence.*** The term "correspondence" means any document(s) and/or communication(s) sent to or received from another entity and/or person.

e. ***Counterclaim.*** The term "Counterclaim" means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

f. ***Person.*** The term "person" is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

g. ***Concerning.*** The term "concerning" includes relating to, referring to, describing, evidencing, or constituting.

h. ***Including.*** The term "including" means including but not limited to.

i. ***And/or.*** The use of "and/or" shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms "Defendant," "Counterclaim Plaintiff," and/or "Ms. Heard" refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms "Plaintiff," "Counterclaim Defendant," and/or "Mr. Depp" refer to John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

l. ***Complaint.*** The term "Complaint" shall mean the Complaint filed by Plaintiff and Counterclaim Defendant on March 1, 2019 in this Action.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action

n. ***Other Litigation.*** The term “Other Litigation” includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al (“security guard case”)*  
*Gregg “Rocky” Brooks v. John C. Depp, et. al (“movie set assault case”)*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviollette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 (“attorney case”)*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al (“Mandel case”)*

o. ***You and/or Your.*** The terms "You" and/ or "Your" refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has "control"- as understood by the Rules of this Court.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

s. ***Inventory.***

- i. The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- ii. The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkraIn extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages,

emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- iii. The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

t. ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1<sup>st</sup> Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp’s current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard’s 1<sup>st</sup> Set of Interrogatories.

u. ***Depp Abuse of Heard Dates.*** The phrase “Depp Abuse of Heard Dates” refers to the time periods contained in the Court’s November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-

August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

v. ***Mr. Depp's Forensic Experts.*** The phrase “Mr. Depp’s Forensic Experts” refers to Bryan Neumeister and/or Mr. Neumeister’s colleague, Matt Erickson.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase “Depp Alleged Abuse by Heard Dates” refers to the following time periods reflected in Mr. Depp’s Declaration submitted to the Fairfax County Circuit Court in May 2019 and in Mr. Depp’s Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11-June 4, 2016.

x. ***Declaration of Mr. Depp.*** The phrase “Declaration of Mr. Depp” refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

y. ***Mr. Depp’s Second Witness Statement.*** The phrase “Mr. Depp’s Second Witness Statement” refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

z. ***Mr. Depp’s Third Witness Statement.*** The phrase “Mr. Depp’s Third Witness Statement” refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

aa. ***Mr. Depp’s Fifth Witness Statement.*** The phrase “Mr. Depp’s Fifth Witness Statement” refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**bb.**     ***Declaration of Ms. Heard.*** The phrase “Declaration of Ms. Heard” refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**cc.**     ***Ms. Heard’s Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**dd.**     ***Ms. Heard’s Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**ee.**     ***Ms. Heard’s Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**ff.**     ***Ms. Heard’s Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**gg.**     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

#### **REQUESTS FOR ADMISSION**

1.     Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017867 and attached as **Ex. 1** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 15, 2015.

2. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017868 and attached as **Ex. 2** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

3. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017869 and attached as **Ex. 3** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

4. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017870 and attached as **Ex. 4** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

5. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017871 and attached as **Ex. 5** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

6. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017872 and attached as **Ex. 6** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

7. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017873 and attached as **Ex. 7** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

8. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017874 and attached as **Ex. 8** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 20, 2015.

9. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017875 and attached as **Ex. 9** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 22, 2015.

10. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017876 and attached as **Ex. 10** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 24, 2015.

11. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017877 and attached as **Ex. 11** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 24, 2015.

12. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017878 and attached as **Ex. 12** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 26, 2015.

13. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017879 and attached as **Ex. 13** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 26, 2015.

14. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017880 and attached as **Ex. 14** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 27, 2015.

15. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017881 and attached as **Ex. 15** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 27, 2015.

16. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017882 and attached as **Ex. 16** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 15, 2015.

17. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017883 and attached as **Ex. 17** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 30, 2015.

18. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017884 and attached as **Ex. 18** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 30, 2015.

19. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017885 and attached as **Ex. 19** is a true, genuine, accurate, and authentic photograph of Ms. Heard on June 30, 2015.

20. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017886 and attached as **Ex. 20** is a true, genuine, accurate, and authentic photograph of Ms. Heard on July 1, 2015.

21. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017887 and attached as **Ex. 21** is a true, genuine, accurate, and authentic photograph of Ms. Heard on July 4, 2015.

22. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017888 and attached as **Ex. 22** is a true, genuine, accurate, and authentic photograph of Ms. Heard on July 4, 2015.

23. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017889 and attached as **Ex. 23** is a true, genuine, accurate, and authentic photograph of Ms. Heard on July 5, 2015.

24. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017890 and attached as **Ex. 24** is a true, genuine, accurate, and authentic photograph of Ms. Heard on July 7, 2015.

25. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017891 and attached as **Ex. 25** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 4, 2015.

26. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017892 and attached as **Ex. 26** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 4, 2015.

27. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017893 and attached as **Ex. 27** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 4, 2015.

28. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017894 and attached as **Ex. 28** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 5, 2015.

29. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017895 and attached as **Ex. 29** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 5, 2015.

30. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017896 and attached as **Ex. 30** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 5, 2015.

31. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017897 and attached as **Ex. 31** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 5, 2015.

32. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017898 and attached as **Ex. 32** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 5, 2015.

33. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017899 and attached as **Ex. 33** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 12, 2015.

34. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017900 and attached as **Ex. 34** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 17, 2015.

35. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017901 and attached as **Ex. 35** is a true, genuine, accurate, and authentic photograph of Ms. Heard on September 22, 2015.

36. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017902 and attached as **Ex. 36** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

37. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017903 and attached as **Ex. 37** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

38. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017904 and attached as **Ex. 38** is a true, genuine, accurate, and authentic photograph of Mr. Depp on January 28, 2015.

39. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017905 and attached as **Ex. 39** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

40. Please admit the photograph produced by Ms. Heard as Bates number ALH\_00017906 and attached as **Ex. 40** is a true, genuine, accurate, and authentic photograph of Ms. Heard on April 18, 2015.

41. Please admit the document produced by Ms. Heard as Bates number ALH\_00017907-18 and attached as **Ex. 41** is a true, genuine, accurate, and authentic copy of the article published February 13, 2022.

42. Please admit the document produced by Mr. Depp as Bates number DEPP00008237-38 and attached as **Ex. 42** is a true, genuine, accurate, and authentic copy of the document.

43. Please admit the document produced by Mr. Depp as Bates number DEPP00020019-63 and attached as **Ex. 43** is a true, genuine, accurate, and authentic copy of the document.

44. Please admit the document produced by Walt Disney Motion Pictures Group, Inc. as Bates number DISNEY000911-18 and attached as **Ex. 44** is a true, genuine, accurate, and authentic copy of the document.

45. Please admit the document produced by Mr. Christian Carino as Bates number CC000087-92 and attached as **Ex. 45** is a true, genuine, accurate, and authentic copy of the document.

46. Please admit the document produced by Ms. Robin Baum as Bates number BAUM0000401 and attached as **Ex. 46** is a true, genuine, accurate, and authentic copy of the document.

47. Please admit the document produced by Ms. Robin Baum as Bates number BAUM0000358-63 and attached as **Ex. 47** is a true, genuine, accurate, and authentic copy of the document.

48. Please admit the document produced by Ms. Robin Baum as Bates number BAUM0000364-65 and attached as **Ex. 48** is a true, genuine, accurate, and authentic copy of the document.

49. Please admit the document produced by Ms. Robin Baum as Bates number BAUM0000611 and attached as **Ex. 49** is a true, genuine, accurate, and authentic copy of the document.

50. Please admit the document produced by Ms. Robin Baum as Bates number BAUM002208-9 and attached as **Ex. 50** is a true, genuine, accurate, and authentic copy of the document.

51. Please admit the document produced by Ms. Robin Baum as Bates number BAUM002214-16 and attached as **Ex. 51** is a true, genuine, accurate, and authentic copy of the document.

52. Please admit the document produced by Ms. Robin Baum as Bates number BAUM000985-88 and attached as **Ex. 52** is a true, genuine, accurate, and authentic copy of the document.

53. Please admit the document produced by Ms. Robin Baum as Bates number BAUM001474 and attached as **Ex. 53** is a true, genuine, accurate, and authentic copy of the document.

54. Please admit the document produced by Ms. Heard as Bates number ALH\_00017919-27 and attached as **Ex. 54** is a true, genuine, accurate, and authentic copy of the article published November 5, 2020.

55. Please admit the document produced by Ms. Robin Baum as Bates number BAUM000404-9 and attached as **Ex. 55** is a true, genuine, accurate, and authentic copy of the document.

56. Please admit the document produced by Ms. Robin Baum as Bates number BAUM001820 and attached as **Ex. 56** is a true, genuine, accurate, and authentic copy of the document.

57. Please admit the document produced by Ms. Heard as Bates number ALH\_00010486 and attached as **Ex. 57** is a true, genuine, accurate, and authentic copy of the document.

February 18, 2022



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Elaine Charlson Bredehoft (VSB #23766)  
Adam S. Nadelhaft (VSB #91717)  
Clarissa K. Pintado (VSB 86882)  
David E. Murphy (VSB #90938)  
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[jtreece@woodsrogers.com](mailto:jtreece@woodsrogers.com)

*Counsel to Defendant and Counterclaim-Plaintiff,  
Amber Laura Heard*

**CERTIFICATE OF SERVICE**

I certify that on this 18<sup>th</sup> day of February 2022, a copy of the foregoing was served by email, by agreement of the parties, addressed as follows:

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Andrew C. Crawford, Esq.  
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[cvasquez@brownrudnick.com](mailto:cvasquez@brownrudnick.com)

*Counsel for Plaintiff and Counterclaim-Defendant,  
John C. Depp, II*



---

Elaine Charlson Bredehoft

**EXHIBITS 1-40 PRODUCED NATIVELY  
AND RE-PRODUCED WITH THESE  
REQUESTS FOR ADMISSIONS**

# EXHIBIT 41

## Pirates of the Caribbean 6 risks delay after Johnny Depp exit



Johnny Depp will likely not star in Pirates of the Caribbean 6 (Image: GETTY • DISNEY)

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PIRATES OF THE CARIBBEAN fans may be in for some disappointment in the near future as the upcoming sixth movie in the Disney franchise could be delayed. This news comes after Johnny Depp was axed from the series' future.

By CALLUM CRUM LISH

11:23, Sun, Feb 13, 2022 | UPDATED: 12:50, Sun, Feb 13, 2022

23



Johnny Depp discusses Pirates of the Caribbean in 2017

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#### PRIVACY

Fans of Pirates of the Caribbean have been yearning for another film in the franchise since the fifth movie hit cinemas. Pirates of the Caribbean: Salazar's Revenge (otherwise known as Dead Men Tell No Tales) was released in 2017 and marked the last time viewers saw Johnny Depp as the antihero Captain Jack Sparrow on screen. The future of the series has been teased since then, but a release date continues to elude fans.

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#### Oscars poll

Which film gets your vote for Best Picture in the 2022 Oscars?

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  - West Side Story
  - Belfast
  - Dune
  - Licorice Pizza
  - King Richard
  - CODA
  - Don't Look Up
  - Drive My Car
  - Nightmare Alley
  - I don't know

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In recent years Depp has been axed from the franchise. The star's exit followed an ongoing court case he had with his ex-wife, Amber Heard, over "wife-beater" claims made about him. The actor has since also been axed from the Harry Potter spin-off series, Fantastic Beasts, as well because of these claims.

In lieu of Depp's return as Jack Sparrow, a Hollywood actress has been revealed as the next star of the Pirates of the Caribbean franchise.

## Washington Express

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Johnny Depp will likely not star in Pirates of the Caribbean 6 (Image: GETTY - DISNEY)

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PRIVACY



Pirates of the Caribbean 6: Margot Robbie is due to star in the new movie (Image: GETTY)

Margot Robbie announced in 2020 that she will be involved in the upcoming *Pirates of the Caribbean* 6. But Robbie's involvement may be the cause of a delay that could be incoming at any point.

In recent weeks a number of casting announcements have been made for the upcoming *Barbie* movie.

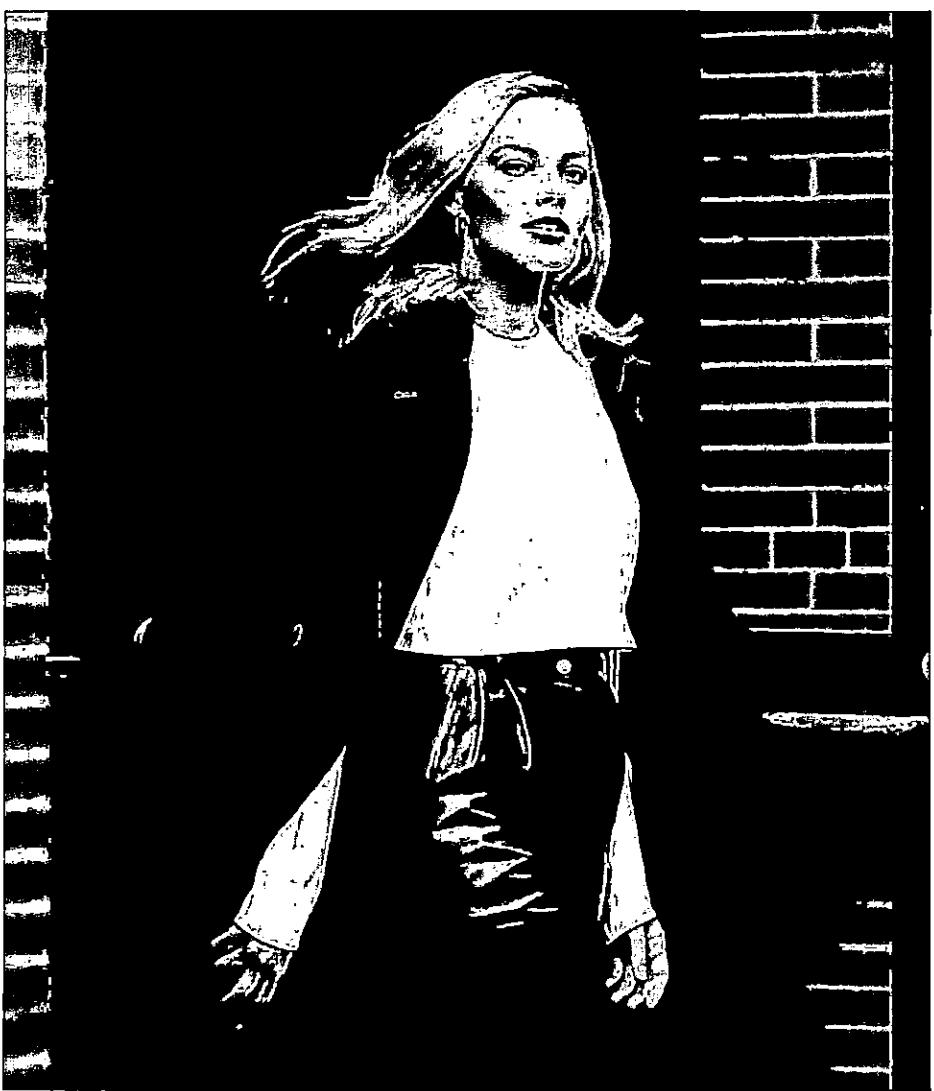
The film, based on the doll of the same name, stars Robbie as the titular character, alongside Ryan Gosling, Simu Liu and America Ferrera.

**READ MORE:** Johnny Depp breaks silence on new film role





Pirates of the Caribbean 6's future is in the hands of Disney (Image: GETTY)



Pirates of the Caribbean 6: Will Margot Robbie play opposite Johnny Depp? (Image: GETTY)

Dreamland: Margot Robbie and Finn Cole star in trailer

The Barbie movie is being directed by Greta Gerwig, of Little Women and Lady Bird fame. The live-action film is reportedly due to begin filming this year, with scope for a 2023 cinematic release.

With this in mind, it is likely the upcoming Pirates of the Caribbean 6 will not even begin filming until 2023 at the earliest - and that's if scripting, casting, and pre-production have already finished. Chances are, it hasn't.

This potential delay may help out Depp's chances of return, however.

#### DON'T MISS...

[Johnny Depp breaks silence on new film role](#) [NEWS]

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#### PRIVACY

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With the more time that passes, Depp's chances of returning to the series in the future improve. But, for now, there has been little word about the star's comeback.

In the meantime, Robbie has confirmed her Pirates of the Caribbean film will include "lots of girl power".

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#### TRENDING

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Robbie added: "I'm not a producer on Pirates, so I'll sit back and kind of wait for the process. We're really, really excited at the prospect of adding obviously a very key female element to that world."

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Her comments follow those made by Pirates boss Jerry Bruckheimer who teased the end of Depp's journey in the franchise. He explained: "We're working on a draft right now and hopefully we'll get it shortly and give it to Disney and hopefully they'll like it. We don't know. We've been working on it for a little bit... The one we're developing right now, we're not sure quite what Johnny's role is going to be. So, we're going to have to see."

*The Pirates of the Caribbean franchise is available on Disney Plus now.*

SOURCE

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**Next Star Wars film 'signs sequel trilogy star for new projects'**

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**Death on the Nile: Armie Hammer film banned in cinemas before release**

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**PRIVACY**

**Marvel leak: The Walking Dead star details 'talks' over Nicolas Cage role**

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## EXHIBIT 42

4:20 PM

02/11/20

Cash Basis

**SCARAMANGA BROS., INC.**  
**Transaction Detail By Account**  
January 2016 through December 2019

Type	Date	Num	Name	Memo	Debit	Credit	Balance
<b>PROFESSIONAL FEES</b>							
<b>PUBLIC RELATIONS</b>							
<b>SLATE PR, LLC</b>							
Ge...	03/31/2016	12	opening balanc...	CNB #123-670973-Change of balance from 12/31/15 to 3/...	12,300.00		12,300.00
Bill	04/27/2016	9406	SLATE PR, LLC		6,150.00		18,450.00
Bill	06/09/2016	9564	SLATE PR, LLC	9564 3/1/16	6,150.00		24,600.00
Bill	06/09/2016	9727	SLATE PR, LLC	9727 4/1/16	6,180.00		30,780.00
Bill	07/08/2016	9863	SLATE PR, LLC	9863 5/1/16	6,150.00		36,930.00
Bill	07/29/2016	9988	SLATE PR, LLC	9988 6/1/16	6,150.00		43,080.00
Bill	08/15/2016	10154	SLATE PR, LLC	INV# 10154 JULY MONTHLY SERVICE AGREEMENT	6,150.00		49,230.00
Bill	09/07/2016	10327	SLATE PR, LLC	INV# 10327 AUGUST MONTHLY SERVICE AGREEMENT	6,150.00		55,380.00
Bill	10/06/2016	10488	SLATE PR, LLC	INV# 10327 AUGUST MONTHLY SERVICE AGREEMENT	6,150.00		61,530.00
Bill	11/03/2016	10674	SLATE PR, LLC	INV# 10674 SEPTEMBER MONTHLY SERVICE AGREE...	6,150.00		67,680.00
Bill	12/08/2016	10830	SLATE PR, LLC	INV# 10830 NOV MONTHLY SERVICE AGREEMENT	6,150.00		73,830.00
Bill	12/15/2016	10952	SLATE PR, LLC	INV# 10952 DEC MONTHLY SERVICE AGREEMENT	6,150.00		79,980.00
Bill	02/17/2017	11128	SLATE PR, LLC	INV# 11128 JAN MONTHLY SERVICE AGREEMENT	6,150.00		86,130.00
Bill	03/03/2017	11289	SLATE PR, LLC	INV# 11289 FEB MONTHLY SERVICE AGREEMENT	6,150.00		92,280.00
Bill	05/04/2017	11471	SLATE PR, LLC	INV# 11471 DATED 3/1/17 FOR MARCH 2017 PUBLIC ...	6,150.00		98,430.00
Bill	05/18/2017	11650	SLATE PR, LLC	INV# 11650 APRIL 2017 MONTHLY SERVICE AGREEM...	6,150.00		104,580.00
Bill	06/01/2017	11836	SLATE PR, LLC	INV# 11836- MAY 2017 MONTHLY SERVICE AGREEME...	6,150.00		110,730.00
Bill	06/23/2017	11990	SLATE PR, LLC	INV# 11990 JUNE 2017 MONTHLY SERVICE AGREEM...	6,000.00		116,730.00
Bill	06/23/2017	11990	SLATE PR, LLC	MONTHLY OVERHEAD FEE	150.00		116,880.00
Bill	08/17/2017	12155	SLATE PR, LLC	INV# 12155 JULY 2017 MONTHLY SERVICE AGREEM...	6,000.00		122,880.00
Bill	08/17/2017	12155	SLATE PR, LLC	MONTHLY OVERHEAD FEE	150.00		123,030.00
Bill	08/31/2017	12335	SLATE PR, LLC	INV# 12335 AUGUST 2017 MONTHLY SERVICE AGREE...	6,000.00		129,030.00
Bill	08/31/2017	12335	SLATE PR, LLC	MONTHLY OVERHEAD FEE	150.00		129,180.00
Bill	10/12/2017	12503	SLATE PR, LLC	INV# 12503 SEPTEMBER 2017 MONTHLY SERVICE AG...	6,150.00		135,330.00
Bill	10/12/2017	12597	SLATE PR, LLC	INV# 12597- MESSENGER TO PR STEVE D.	12.05		135,342.05
Bill	11/02/2017	12674	SLATE PR, LLC	INV# 12674 - OCTOBER 2017 MONTHLY SERVICE AG...	6,150.00		141,492.05
Bill	12/01/2017	12839	SLATE PR, LLC	INV# 12839 - NOVEMBER 2017 MONTHLY SERVICE A...	6,150.00		147,642.05
Bill	01/04/2018	13024	SLATE PR, LLC	INV# 13024 - DECEMBER 2017 MONTHLY SERVICE AG...	6,150.00		153,792.05
Bill	02/01/2018	13192	SLATE PR, LLC	INV# 13192 - JANUARY MONTHLY SERVICE AGREEM...	6,150.00		159,942.05
Bill	03/14/2018	13358	SLATE PR, LLC	INV# 13358 - FEBRUARY MONTHLY SERVICE AGREEE...	6,150.00		166,092.05
Bill	03/29/2018	13509	SLATE PR, LLC	INV# 13509 - MARCH MONTHLY SERVICE AGREEMEN...	6,150.00		172,242.05
Bill	04/26/2018	13687	SLATE PR, LLC	INV# 13687 - APRIL MONTHLY SERVICE AGREEMENT...	6,150.00		178,392.05
Bill	06/06/2018	13890	SLATE PR, LLC	INV# 13890 - MAY MONTHLY SERVICE AGREEMENT ...	6,150.00		184,542.05
Bill	07/18/2018	14067	SLATE PR, LLC	INV# 14067 - JUNE MONTHLY SERVICE AGREEMENT ...	6,150.00		190,692.05
Bill	08/17/2018	14227	SLATE PR, LLC	INV# 14227 - JULY MONTHLY SERVICE AGREEMENT ...	6,150.00		196,842.05
Bill	09/13/2018	14398	SLATE PR, LLC	INV# 14398 - AUG MONTHLY SERVICE AGREEMENT ...	6,150.00		202,992.05
Bill	10/04/2018	14583	SLATE PR, LLC	INV# 14583 - SEPT MONTHLY SERVICE AGREEMENT ...	6,150.00		209,142.05
Bill	11/01/2018	14777	SLATE PR, LLC	INV# 14777 - OCT MONTHLY SERVICE AGREEMENT &...	6,150.00		215,292.05
Bill	11/28/2018	14940	SLATE PR, LLC	INV# 14940 - NOV MONTHLY SERVICE AGREEMENT &...	6,150.00		221,442.05
Bill	12/26/2018	15077	SLATE PR, LLC	INV# 15077 - DEC MONTHLY SERVICE AGREEMENT &...	6,150.00		227,592.05
Bill	03/06/2019	15208	SLATE PR, LLC	INV# 15208 - JAN MONTHLY SERVICE AGREEMENT & ...	6,150.00		233,742.05
Bill	03/06/2019	15394	SLATE PR, LLC	INV# 15394 - FEB MONTHLY SERVICE AGREEMENT & ...	6,150.00		239,892.05
Bill	03/28/2019	15554	SLATE PR, LLC	INV #15554 - MARCH MONTHLY SERVICE AGREEMENT...	6,150.00		246,042.05
Bill	04/25/2019	15681	SLATE PR, LLC	INV #15681- APRIL MONTHLY SERVICE AGREEMENT ...	6,150.00		252,192.05
Bill	05/22/2019	15828	SLATE PR, LLC	INV #15828 - MAY MONTHLY SERVICE AGREEMENT &...	6,150.00		258,342.05
Bill	06/27/2019	15982	SLATE PR, LLC	INV #15982 - JUNE MONTHLY SERVICE AGREEMENT ...	6,150.00		264,492.05

4:20 PM

02/11/20

Cash Basis

**SCARAMANGA BROS., INC.**  
**Transaction Detail By Account**  
January 2016 through December 2019

Type	Date	Num	Name	Memo	Debit	Credit	Balance
Bill	08/01/2019	16107	SLATE PR, LLC	INV #16107 - JULY MONTHLY SERVICE AGREEMENT ...	6,150.00		270,642.05
Bill	08/29/2019	16272	SLATE PR, LLC	INV #16272 - AUG MONTHLY SERVICE AGREEMENT &...	6,150.00		276,792.05
Bill	10/03/2019	16411	SLATE PR, LLC	INV #16411 - SEPT MONTHLY SERVICE AGREEMENT ...	6,150.00		282,942.05
Bill	10/30/2019	16553	SLATE PR, LLC	INV #16553 - OCT MONTHLY SERVICE AGREEMENT &...	6,150.00		289,092.05
Bill	11/27/2019	16693	SLATE PR, LLC	INV #16693 - NOV MONTHLY SERVICE AGREEMENT &...	6,150.00		295,242.05
Bill	12/26/2019	16809	SLATE PR, LLC	INV #16809 - DEC MONTHLY SERVICE AGREEMENT &...	6,150.00		301,392.05
<b>Total SLATE PR, LLC</b>					<b>301,392.05</b>	<b>0.00</b>	<b>301,392.05</b>
<b>Total PUBLIC RELATIONS</b>					<b>301,392.05</b>	<b>0.00</b>	<b>301,392.05</b>
<b>Total PROFESSIONAL FEES</b>					<b>301,392.05</b>	<b>0.00</b>	<b>301,392.05</b>
<b>TOTAL</b>					<b>301,392.05</b>	<b>0.00</b>	<b>301,392.05</b>

EXECUTION VERSION

Tryon Management Services Limited

October 8, 2014

Scaramanga Bros., Inc.  
c/o Joel Mandel  
9100 Wilshire Blvd, Suite 400W  
Beverly Hills, CA 90212

Re: Participations Facility

Ladies and Gentlemen:

This letter agreement (this "Agreement") is entered into by and between Tryon Management Services Limited ("Tryon"), on the one hand, and Scaramanga Bros., Inc. ("Scaramanga"), on the other hand, regarding a non-revolving note advance facility in the principal amount of \$12,500,000 (the "Facility"), to be made available by Tryon to Scaramanga and guaranteed by Artist (as defined below). Tryon and Scaramanga are sometimes collectively referred to herein as the "Parties". Capitalized terms used herein without definition have the meanings ascribed thereto in Article 1 below.

For good and valuable consideration, Tryon and Scaramanga hereby agree as follows:

1. Definitions. For purposes of this Agreement, the following terms shall have the following meanings:

"Account Control Agreements" means, collectively, the Collection Account Control Agreement and the Tax Reserve Account Control Agreement.

"Additional Advancer" shall have the meaning given thereto in Section 11(c)(ii).

"Advance" shall have the meaning given thereto in Section 3(a).

"Advance Principal" shall have the meaning given thereto in Section 3(a).

"Advisors" means the persons identified on Schedule 4(m), as such schedule may be updated by Scaramanga from time to time by providing ten (10) business days' prior written notice to Tryon.

"Artist" means Johnny Depp.

"Assignment and Acceptance" shall have the meaning given thereto in Section 11(c)(ii).

"Change in Control" means Artist shall cease to (i) directly own 100% of the equity interests issued by Scaramanga and (ii) exercise sole voting control of Scaramanga.

"Closing Date" means the date on which all of the conditions precedent set forth in Article 2 were satisfied (or waived by Tryon in writing).

"Code" means the Internal Revenue Code of 1986, as amended.

EXHIBIT  
WITNESS: D'Anne Mounsey Pgs. 1735  
DATE 1-31-14  
D'Anne Mounsey, CSR 7872

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CONFIDENTIAL

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**"Collateral"** means (i) the Participations Collateral and (ii) all other collateral, whether now existing or hereafter acquired or arising, over which a Lien is granted to Tryon under any of the Transaction Documents, including, without limitation, the Pledged Securities (as defined in the Pledge Agreement).

**"Collection Account"** shall have the meaning given thereto in Section 3(l).

**"Collection Account Control Agreement"** means the Account Control Agreement with respect to the Collection Account among Collection Account Manager, Tryon and the applicable depository bank, dated as of the date hereof, as the same may be amended, supplemented or otherwise modified, renewed or replaced from time to time pursuant to the terms hereof and thereof.

**"Collection Account Management Agreement"** shall have the meaning given thereto in Section 3(j).

**"Collection Account Manager"** shall have the meaning given thereto in Section 3(l).

**"Confidential Information"** shall have the meaning given thereto in Section 11(b).

**"CNB Guarantee"** shall have the meaning given thereto in Section 4(r).

**"Default"** means a condition or event that, after notice or lapse of time or both, would constitute an Event of Default.

**"Default Interest"** shall have the meaning given thereto in Section 3(d).

**"Disclosing Party"** shall have the meaning given thereto in Section 11(b).

**"GAAP"** means generally accepted accounting principles in the United States of America in effect from time to time consistently applied.

**"Event of Default"** shall have the meaning given thereto in Article 6.

**"Excluded Taxes"** means any of the following Taxes imposed on or with respect to a Recipient or required to be withheld or deducted from a payment to a Recipient, (a) Taxes imposed on or measured by net income (however denominated), franchise Taxes, and branch profits Taxes, in each case, (i) imposed as a result of such Recipient being organized under the laws of, or having its principal office or its applicable lending office located in, the jurisdiction imposing such Tax (or any political subdivision thereof) or (ii) that are Other Connection Taxes, (b) U.S. federal withholding Taxes imposed on amounts payable to or for the account of such Recipient with respect to an applicable interest in the Advance pursuant to a law in effect on the date on which (i) such Recipient acquires such interest in the Advance or (ii) such Recipient changes its lending office, except in each case to the extent that, pursuant to Section 10, amounts with respect to such Taxes were payable either to such Recipient's assignor immediately before such Recipient became a party hereto or to such Recipient immediately before it changed its lending office, (c) Taxes attributable to such Recipient's failure to comply with Section 10(e) and (d) any U.S. federal withholding Taxes imposed under FATCA.

**"FATCA"** means Sections 1471 through 1474 of the Code, as of the date of this Agreement (or any amended or successor version that is substantively comparable and not materially more onerous to comply with), any current or future regulations or official interpretations thereof and any agreement entered into pursuant to Section 1471(b)(1) of the Code.

**"Final Maturity Date"** means the earlier of (i) the Initial Maturity Date (taking into account any extension thereof per Section 3(e)) or (ii) such other date as the outstanding Obligations shall become due and payable.

**"Foreign Recipient"** means a Recipient that is not a U.S. Person.

**"Gross Receipts"** shall have the meaning given thereto in Section 3(j).

**"Guaranty"** means a personal guaranty made by Artist to Tryon with respect to the full and timely payment and performance of all Obligations by Scaramanga, which shall be in substantially the form of Exhibit G hereof.

**"Indemnified Taxes"** means (a) Taxes, other than Excluded Taxes, imposed on or with respect to any payment made by or on account of any obligation of Scaramanga under any Transaction Document and (b) to the extent not otherwise described in (a), Other Taxes.

**"Initial Maturity Date"** means April 30, 2019.

**"Material Adverse Effect"** means (a) a material adverse change in, or a material adverse effect upon, the operations, business, properties, liabilities (actual or contingent) or condition (financial or otherwise) of Scaramanga or Artist; (b) an impairment on the ability of Scaramanga or Artist to perform its/his material obligations under any Transaction Document to which it/he is a party; or (c) an adverse effect upon the legality, validity, binding effect or enforceability against Scaramanga or Artist of any Transaction Document to which it is a party.

**"New Notes"** shall have the meaning given thereto in Section 11(c)(ii).

**"Note"** shall have the meaning given thereto in Section 3(a).

**"Notice of Assignment"** means one or more notices of assignment and irrevocable instructions substantially in the form of Exhibit D hereof, whereby Scaramanga directs the Studio Distributor to, among other things, pay all amounts payable to Scaramanga and/or Artist in connection with the Pictures (including the Participations) into the Collection Account.

**"Obligations"** means the obligation of Scaramanga to make due and punctual payment of principal and interest on the Advance, the Upfront Fee, fees in connection with any early repayment, costs and attorneys' fees, and all other monetary obligations of Scaramanga to Tryon under this Agreement, the Note and any other Transaction Document.

**"Original Note"** shall have the meaning given thereto in Section 11(c)(ii).

**"Other Connection Taxes"** means, with respect to any Recipient, Taxes imposed as a result of a present or former connection between such Recipient and the jurisdiction imposing such Tax (other than connections arising from such Recipient having executed, delivered, become a party to, performed its obligations under, received payments under, received or perfected a security interest under, engaged in any other transaction pursuant to or enforced this Agreement, the Note or any other Transaction Document, or sold or assigned an interest in this Agreement, the Note or any other Transaction Document).

**"Other Taxes"** means all present or future stamp, court or documentary, intangible, recording, filing or similar Taxes that arise from any payment made under, from the execution, delivery, performance, enforcement or registration of, from the receipt or perfection of a security interest under, or otherwise with respect to, this Agreement, the Note or any other Transaction Document, except any such Taxes that are Other Connection Taxes imposed with respect to an assignment.

**"Participant Register"** shall have the meaning given thereto in Section 11(c)(ix).

**"Participations"** means (i) Scaramanga's entitlement to any and all amounts payable by the Studio Distributor for the services of Artist in connection with the Pictures under the Services Agreements and (ii) any and all other rights of Scaramanga under the Services Agreements.

**"Participations Collateral"** means all of Scaramanga's rights, title and interest in and to the Participations in connection with the Pictures.

**"Permitted Lien"** shall have the meaning given thereto in Section 5(b)(i).

**"Picture 1"** means *Pirates of the Caribbean: The Curse of the Black Pearl*.

**"Picture 2"** means *Pirates of the Caribbean: Dead Man's Chest*.

**"Picture 3"** means *Pirates of the Caribbean: At World's End*.

**"Picture 4"** means *Alice in Wonderland (2010)*.

**"Picture 5"** means *Pirates of the Caribbean: On Stranger Tides*.

**"Pictures"** means Picture 1, Picture 2, Picture 3, Picture 4 and Picture 5.

**"Pledge Agreement"** means a Pledge Agreement in substantially the form of Exhibit B hereof, whereby Artist pledges all of his equity interest in Scaramanga to Tryon with respect to the full and timely repayment of all Obligations by Scaramanga hereunder.

**"Prepayment Percentage"** means 5%, subject to automatic reduction of 1% on each one-year anniversary of the Closing Date.

**"Prime Rate"** means the higher of (i) the rate of interest per annum publicly announced from time to time by Bank of America as its prime rate in effect at its principal office in New York City and (ii) 3.25%.

"Recipient" means Tryon or any Additional Advancer, as applicable.

"Receiving Party" shall have the meaning given thereto in Section 11(b).

"Register" shall have the meaning given thereto in Section 11(c)(v).

"Registered Advances" shall have the meaning given thereto in Section 11(c)(v).

"Representatives" shall have the meaning given thereto in Section 11(b).

"Scaramanga Parties" shall have the meaning given thereto in Section 11(c)(iv).

"Secured Obligations" shall have the meaning given thereto in Section 9(a).

"Security Documents" shall have the meaning given thereto in Section 6(h).

"Services Agreements" means, collectively, the agreements set forth on Schedule 4(g) hereof, in each case, as the same may be amended, supplemented or otherwise modified, renewed or replaced from time to time pursuant to the term hereof and thereof.

"Settlement Date" shall have the meaning given thereto in Section 3(l).

"Studio Distributor" means Walt Disney Pictures, together with its applicable affiliates under the applicable Services Agreements, and it assignees permitted under the applicable Services Agreement and hereunder.

"Tax Reserve Account" means an account in the name of Scaramanga or Artist approved by Tryon for the purposes of maintaining a reserve to pay taxes relating to Gross Receipts derived from the Pictures that are received into the Collection Account.

"Tax Reserve Account Control Agreement" means the Account Control Agreement with respect to the Tax Reserve Account among Scaramanga, Tryon and the applicable depository bank, dated as of the date hereof, as the same may be amended, supplemented or otherwise modified, renewed or replaced from time to time pursuant to the terms hereof and thereof.

"Taxes" means all present or future taxes, levies, imposts, duties, deductions, withholdings (including backup withholding), assessments, fees or other charges imposed by any governmental authority, including any interest, additions to tax or penalties applicable thereto.

"Transaction Documents" means this Agreement, the Note, the Notices of Assignment, the Pledge Agreement, the Guaranty, the Collection Account Management Agreement, each of the Account Control Agreements, each of the UCC financing statements and any other security or ancillary documentation which is required to be or is otherwise executed and delivered to Tryon by Scaramanga or Artist in connection with this Agreement or any of the documents listed above (including any amendments or modifications to any of the documents listed above).

"Tryon Closing Expenses" shall have the meaning given thereto in Section 11(e)(i).

"Upfront Fee" shall have the meaning given thereto in Section 3(c).

"U.S. Person" means any Person that is a "United States Person" as defined in Section 7701(a)(30) of the Code.

"U.S. Tax Compliance Certificate" has the meaning assigned to such term in paragraph (e) of Section 10.

2. **Conditions.** All of the rights and obligations of Tryon hereunder are expressly conditioned on the full and complete satisfaction (or waiver by Tryon in writing) of each of the following (Tryon hereby confirms that the following conditions have been satisfied in full on the date hereof):

- (a) the completion of a business and legal due diligence investigation by Tryon to its satisfaction;
- (b) the full execution and delivery to Tryon of the following: (i) this Agreement, (ii) the Note, (iii) the Pledge Agreement (and delivery of the Pledged Securities required thereunder), (iv) the Guaranty and (v) the Notices of Assignment;
- (c) (i) the establishment of the Collection Account and the full execution and delivery of the Collection Account Management Agreement and the Collection Account Control Agreement and (ii) the establishment of the Tax Reserve Account and the full execution and delivery of the Tax Reserve Account Control Agreement;
- (d) delivery to Tryon of an officer's certificate of Scaramanga dated as of the Closing Date and certifying that (i) attached thereto is a true and complete copy of the articles of incorporation of Scaramanga as in effect on the date of such certification, (ii) attached thereto is a true and complete copy of the by-laws of Scaramanga as in effect on the date of such certification, (iii) attached thereto is a true and complete copy of the resolutions adopted by the board of directors (or the equivalent body) of Scaramanga authorizing the execution, delivery and performance in accordance with their respective terms of the Transaction Documents to which it is a party, and any other documents required or contemplated hereunder or thereunder, the grant of the security interests in the Collateral and the borrowing hereunder, and none of the foregoing have been amended, rescinded or supplemented and are currently in effect;
- (e) receipt by Tryon of the appropriate UCC financing statements that are required to be filed in order to perfect the liens in the applicable Collateral (to the extent that the liens in such portion of the Collateral can be perfected by the filing of UCC financing statements);
- (f) since July 1, 2014, there has been no development or circumstance that results in or could reasonably be expected to result in an adverse change with respect to the Participations or the business, operations, assets, property or condition (financial or otherwise) of Scaramanga or Artist;
- (g) subject to Section 3(h) below, receipt by Tryon of the full payment of the Upfront Fee and the Tryon Closing Expenses; and
- (h) receipt by Tryon of any other customary documentation required by Tryon.

3. The Facility.

(a) Advance. Subject to the terms and conditions set forth herein and in reliance on the representations and warranties of Scaramanga contained herein and in the other Transaction Documents, Tryon agrees to make to Scaramanga a senior secured advance (the "Advance") in the principal amount of Twelve Million Five Hundred Thousand Dollars (\$12,500,000) (the "Advance Principal"). The Advance Principal shall be deposited by Tryon directly into a bank account designated by Scaramanga on the Closing Date. The Advance shall be secured by a first priority security interest in the Collateral, as more fully described in Article 9 below and the Pledge Agreement, and shall be evidenced by a senior secured promissory note in favor of Tryon (and/or any Transferee) in the form attached hereto as Exhibit A (the "Note"). The execution and delivery of the Note shall not limit, reduce or otherwise affect the Obligations of Scaramanga under this Agreement, and the rights and claims of Tryon under the Note shall not replace or supersede Tryon's rights and claims hereunder.

(b) Interest. The Advance shall bear interest on the outstanding principal amount thereof from the Closing Date through the Initial Maturity Date at a rate per annum (computed on the basis of the actual number of days elapsed over a year of 360 days) equal to Prime Rate plus 6.75%. The interest shall be compounded monthly. To the extent that there are funds available in the Collection Account (but only to such extent), the Interest shall be payable on each Settlement Date in accordance with the terms hereof and the Collection Account Management Agreement. Prior to the Initial Maturity Date (or if the Initial Maturity Date is extended pursuant to Section 3(e) below, then prior to the Final Maturity Date), all accrued and unpaid interest will be added to the balance of the outstanding principal amount of the Advance on the first day of each month. All accrued and unpaid interest shall be paid on the Initial Maturity Date, unless the Initial Maturity Date is extended pursuant to Section 3(e) below, in which case all accrued and unpaid interest shall be paid on the Final Maturity Date.

(c) Upfront Fee. Scaramanga shall pay a fee in immediately-available funds to Tryon in an amount equal to \$312,500 (the "Upfront Fee"). Once paid, the Upfront Fee is not subject to refund.

(d) Default Interest. Following the occurrence and during the continuance of an Event of Default, in addition to and without limiting any of Tryon's other rights or remedies hereunder or under any applicable law, the principal of, and all accrued and unpaid interest on, the Advance shall bear Interest, from the date such Event of Default occurred until the date such Event of Default is cured or waived by Tryon in writing in accordance herewith, at a rate per annum equal to 3.00% in excess of the then applicable interest rate (as described in Section 3(b) or 3(e), as applicable) (the "Default Interest").

(e) Initial Maturity Date; Extension. To the extent that any portion of the Obligations is outstanding on or after the Initial Maturity Date, subject to the absence of a Default or Event of Default (as certified by an officer of Scaramanga on the Initial Maturity Date), the Initial Maturity Date will be automatically extended for two (2) years; provided, that Interest on the Advance shall continue to accrue from the Initial Maturity Date through the Final Maturity Date at a per annum rate equal to 3.00% in excess of the then applicable interest rate calculated pursuant to Section 3(b) or 3(d), as applicable.

(f) Repayment. Scaramanga shall repay in full the Advance Principal and any accrued and unpaid interest thereon and any other Obligations (other than contingent indemnification Obligations) outstanding under the Transaction Documents on or prior to the Final Maturity Date. Any Obligations (other

than contingent indemnification Obligations) that remain outstanding as of the Final Maturity Date shall be immediately due and payable in full by Scaramanga without presentment, demand, protest or other notice of any kind, all of which are hereby waived by Scaramanga. If and to the extent Scaramanga fails to pay the outstanding Obligations (other than contingent indemnification Obligations) in full on the Final Maturity Date, then in addition to and without limiting any of Tryon's other rights or remedies hereunder or under applicable law, Artist shall be liable under the Guaranty for payment of the outstanding Obligations, as more fully described in the Guaranty.

(g) Prepayment. Scaramanga shall have the right, at any time and from time to time, to prepay, in full or in part, the Advance pursuant to the Note and/or otherwise payable under the Transaction Documents; provided, that Scaramanga shall pay a non-refundable fee in an amount equal to the Prepayment Percentage of the amount so prepaid. For purposes of clarity, no prepayment may be made with amounts that constitute or which are derived from Participations. Scaramanga shall give Tryon written notice of its intention to make any such prepayment, specifying the date and amount of prepayment. The notice must be received by Tryon at least five (5) business days in advance of the prepayment. Once such notice of prepayment has been given, the principal amount of the Advance specified in such notice shall become due and payable on the prepayment date specified therein. Each voluntary partial prepayment shall be in an amount not less than One Hundred Thousand Dollars (\$100,000) or such greater amount that is an integral multiple of One Hundred Thousand Dollars (\$100,000) or, in each case, if less, the entire principal amount thereof then outstanding principal amount of the Advance. All prepayments shall include payment of accrued and unpaid interest on the principal amount so prepaid and shall be applied to payment of interest before application to principal. Once repaid, the Advance cannot be reborrowed. Notwithstanding anything to the contrary contained in this Section 3(g), Scaramanga may rescind any notice of prepayment given under this Section 3(g) in anticipation of a proposed refinancing of the Advance provided hereunder if such refinancing is not consummated or is otherwise delayed; provided, that Scaramanga shall promptly (but in any event within ten (10) Business Days after any such rescission) compensate Tryon for any loss, cost or expense incurred by Tryon as a result thereof.

(h) Deemed Advance. To the extent that the Tryon Closing Expenses and/or the Upfront Fee is not paid in full in immediately available funds on the Closing Date, such unpaid portion of the Tryon Closing Expenses and the Upfront Fee shall be added to the Advance Principal and shall be deemed a part of the Advance Principal for all purposes hereunder.

(i) Collection Account. All Participations shall be remitted directly into a collection account to be established by Fintage Collection Account Management B.V. (the "Collection Account Manager") in New York (the "Collection Account"). Scaramanga shall require the Studio Distributor to execute the Notices of Assignment and cause the Studio Distributor to pay all Participations on a continuing and cumulative basis, directly to the Collection Account. In the event Scaramanga or Artist receives any payment on account of any Participation (including, without limitation, any audit settlements relating to the Participations), which payment should have been remitted directly to the Collection Account, Scaramanga shall (and shall cause Artist to) promptly, and in any event, within five (5) business days, remit such payment or proceeds to the Collection Account to be applied in accordance with the terms hereof. Immediately upon the establishment of the Collection Account and the execution of the Collection Account Management Agreement, the Collection Account Manager shall enter into the Collection Account Control Agreement in favor of Tryon to perfect Tryon's lien in such Collection Account.

(j) Allocation of Gross Receipts. The Parties shall engage the Collection Account Manager to collect Participations and disburse such amounts pursuant to the terms of this Section 3(l) and otherwise in accordance with the terms of the Collection Account Management Agreement. So long as no Event of Default has occurred and is continuing, the gross amounts received in the Collection Account on account of the Participations ("Gross Receipts") will be distributed within ten (10) business days of such receipt (each, a "Settlement Date") in accordance with the following order of priority, and pursuant to the terms of the mutually approved collection account management agreement (the "Collection Account Management Agreement"):

First, to the Collection Account Manager in payment of its fees and expenses pursuant to the Collection Account Management Agreement;

Second, (x) 40% of the Gross Receipts derived from the exploitation of Picture 1, Picture 2, Picture 3 and Picture 4 to the Tax Reserve Account and (y) 33.33% of the Gross Receipts derived from the exploitation of Picture 5 to the Tax Reserve Account;

Third, to the Advisors as set forth on Schedule 4(m); provided, that (x) the aggregate amount payable with respect to Picture 1, Picture 2, Picture 3 and Picture 4 on each Settlement Date pursuant to this paragraph shall not exceed 20% of the Gross Receipts derived from the exploitation of Picture 1, Picture 2, Picture 3 and Picture 4 that are being distributed on such Settlement Date and (y) the aggregate amount payable with respect to Picture 5 on each Settlement Date pursuant to this paragraph shall not exceed 22.22% of the Gross Receipts derived from the exploitation of Picture 5 that are being distributed on such Settlement Date;

Fourth, to Tryon for payment of any fees and expenses due and payable under the Transaction Documents;

Fifth, to Tryon in an amount equal to any accrued and unpaid interest (including any accrued Default Interest) on the Advance;

Sixth, to Tryon until Tryon has been fully repaid the Advance and any other outstanding Obligations (other than contingent indemnification Obligations); and

Seventh, so long as no Default or Event of Default has occurred and is continuing, all remaining Gross Receipts, if any, shall be remitted to an account designated by Scaramanga.

(k) Payments in General. All payment to be made by Scaramanga to Tryon shall be made without reduction, reserve, discount, withholding, credit, set-off, recoupment or counterclaim, and irrespective of any claim which Scaramanga or any of its affiliates may have against Tryon.

(l) Interest Adjustments. If the provisions of this Agreement or the Note would at any time otherwise require payment to Tryon of an amount of interest in excess of the maximum amount then permitted by the law applicable to the Advance, such interest payments to Tryon shall be reduced to the extent necessary so as to ensure that Tryon shall not receive interest in excess of such maximum amount. To the extent that, pursuant to the foregoing sentence, Tryon shall receive interest payments hereunder or under the Note in an amount less than the amount otherwise provided, such deficit (the "Interest Deficit") will cumulate and will be carried forward (without interest) until the termination of this Agreement. Interest

otherwise payable to Tryon hereunder and under the Note for any subsequent period shall be increased by the maximum amount of the Interest Deficit that may be so added without causing Tryon to receive interest in excess of the maximum amount then permitted by the law applicable to the Advance. The amount of the Interest Deficit relating to the Advance shall be treated as a prepayment premium and paid in full at the time of any optional prepayment by Scaramanga to Tryon of all the outstanding Advance. The amount of the Interest Deficit relating to the Advance at the time of any complete payment of the Advance at that time outstanding (other than an optional prepayment thereof) shall be canceled and not paid (and if previously paid shall be refunded to Scaramanga).

(m) Receipt of Participations by Tryon After Termination. If Tryon receives any amount with respect to the Participations after the payment in full of the Obligations and the termination of the Advance Agreement, Tryon shall hold such amount in trust for Scaramanga and within two (2) business days following the receipt of a written notice from Scaramanga, deposit such amount (subject to any applicable bank charges) into a bank account designated by Scaramanga in such written notice.

4. Representations, Warranties and Agreements of Scaramanga. Scaramanga hereby makes the following representations and warranties to, and agreements with, Tryon, all of which shall survive the execution and delivery of this Agreement and the issuance of the Note:

(a) Existence. It is duly incorporated, validly existing and in good standing under the laws of the State of California.

(b) Authority and Binding Agreements. It has all necessary right, power and authority to enter into, deliver and perform this Agreement and the other Transaction Documents to which it is a party (and the transactions contemplated hereby and thereby); execution, delivery and performance of this Agreement (and the other Transaction Documents to which it is a party) has been duly authorized by all necessary action of its board of directors (or the equivalent body); and this Agreement (and the other Transaction Documents to which it is a party) constitutes the valid, binding and enforceable obligation of Scaramanga enforceable against it in accordance with its respective terms, except as enforcement may be limited by bankruptcy, insolvency, reorganization, moratorium or similar laws relating to or limiting creditors' rights generally or by equitable principles relating to enforceability.

(c) No Violation. The execution, delivery and performance of this Agreement and the other Transaction Documents (i) have not constituted or resulted in, and will not constitute or result in, the breach of any provision of its charter, by-laws or other formation documents; (ii) will not constitute a violation of any applicable law, judgment, decree or governmental order, rule or regulation; (iii) will not result in a breach of or constitute a default under any agreement, indenture, loan, credit agreement, lease, undertaking or other contract to which it is a party or by which it or any of its properties may be bound or affected except to the extent such breach or default could not reasonably be expected to result in a Material Adverse Effect and (iv) will not result in or require the creation or imposition of any lien, charge, mortgage, pledge or encumbrance on, or security interest or other charge of any nature upon or with respect to the Collateral other than pursuant to this Agreement or the other Transaction Documents.

(d) Government Approvals; Other Consents. No approval, consent, exemption, authorization, or other action by, or notice to, or filing with, any government authority or regulatory body or any other person is necessary or required in connection with (i) the execution, delivery or performance by, or

enforcement against, it of this Agreement or any other Transaction Documents, or for the consummation of the transactions contemplated hereby, (ii) the grant by it of the liens pursuant to the Transaction Documents, (iii) the perfection or maintenance of the liens created under the Transaction Documents or (iv) the exercise by Tryon of its rights under the Transaction Documents or the remedies in respect of the Collateral, except for (a) filings and other actions necessary to perfect the liens on the Collateral granted by it or Artist in favor of Tryon and (b) approvals, consents, exemptions, authorizations, actions, notices and filings which have been duly obtained, taken, given or made.

(e) **No Conflicting Interest.** It has not made any grant or assignment of any interest in the Collateral other than the grant and assignment contemplated by the Transaction Documents. There are no outstanding liens, claims, charges, or encumbrances on the Collateral other than those granted pursuant to the Transaction Documents or the Permitted Lien.

(f) **Ownership.** It solely and exclusively owns and controls, without any limitations or restrictions whatsoever, all rights in and to the Participations.

(g) **Services Agreements.**

(i) Attached hereto as Schedule 4(g) is a correct and complete list of all Services Agreements that have been entered into between the Studio Distributor and Scaramanga with respect to the Pictures as of the Closing Date. Other than the Services Agreements set forth on Schedule 4(g), there are no other agreements between Scaramanga and/or Artist, on the one hand, and the Studio Distributor, on the other hand, with respect to any of the Pictures. Except as disclosed on Schedule 4(g), no Services Agreement has been amended, modified or supplemented. Scaramanga has provided a copy of each of the Services Agreements to Tryon.

(ii) As of the date hereof, Scaramanga has complied with all Services Agreements in all material respects. There is no material breach or default (or, to the knowledge of Scaramanga, threatened breach or default) by either party under any Services Agreement. It is expressly understood that Tryon has not assumed (and will not assume) any obligations under any contracts entered into by Scaramanga or Artist or otherwise related to the Pictures.

(iii) To the best knowledge of Scaramanga, the Studio Distributor has no right to offset or set off against the Participations, except to the extent necessary to comply with applicable laws.

(h) **Security Interest.** This Agreement and the other Transaction Documents, when executed and delivered, and together with the filing of the appropriate UCC financing statements, will create and grant to Tryon a valid and perfected security interest in the Collateral (prior to all liens other than the Permitted Lien).

(i) **Agent Commissions.** This Agreement (and the Transaction Documents contemplated hereby) is not and will not be subject to any claim against Tryon for fees or commissions by any agent or representative of Scaramanga.

(j) **Litigation.** There is no pending or, to the knowledge of Scaramanga, threatened, action, suit, investigation, litigation or proceeding affecting Scaramanga's ability to collect the Participations. To

the knowledge of Scaramanga, there is no pending or threatened action, suit, investigation, litigation or proceeding affecting the Pictures, which would reasonably be expected to have a Material Adverse Effect.

(k) Disclosure. None of the statements, representations or warranties made by Scaramanga in this Agreement or any of the other Transaction Documents or in any financial statements or other records or reports furnished to Tryon in connection with the transactions contemplated herein contains any untrue statement of a material fact or omits any material fact necessary in order to make the statements made not misleading in light of the circumstances under which such statements were made.

(l) Fictitious Name. It has not done, is not doing business and does not intend to do business other than under its full legal name (including under any trade name or other "doing business as" name).

(m) Advisors. Schedule 4(m) sets forth (i) the outside agent, legal counsel, business manager and the other professional advisors (collectively, "Advisors") that provide services to Artist and/or Scaramanga in connection with the Pictures and (ii) Scaramanga's obligations to pay professional or services fees to each such Advisor. It is agreed that Schedule 4(m) may be updated from time to time by Scaramanga by delivering ten (10) business days' prior written notice to Tryon.

(n) Taxes. It has (i) timely filed or caused to be timely filed all income and other material tax returns required to have been filed by it and all such tax returns are true and correct in all material respects and (ii) duly and timely paid or caused to be duly and timely paid all taxes (whether or not shown on any tax return), if any, due and payable by it and all assessments received by it, except taxes (x) that are being contested in good faith by appropriate proceedings and for which it has set aside on its books adequate reserves in accordance with GAAP or (y) the aggregate amount at issue of which is not material. It has made adequate provision in accordance with GAAP for all taxes not yet due and payable. It has no knowledge of any proposed or pending tax assessments, deficiencies, audits or other proceedings and no proposed or pending tax assessments, deficiencies, audits or other proceedings have resulted, or could, individually or in the aggregate, reasonably be expected to result, in a Material Adverse Effect.

(o) Principal Place of Business, etc. The chief executive office and principal place of administration and of the business of Scaramanga is located at the address specified in Section 11(a), and the records relating to the respective accounts and contract rights of Scaramanga are located at such address.

(p) Subsidiaries. It has no subsidiaries.

(q) Solvency. On the Closing Date after giving effect to the transactions contemplated hereunder, it is solvent.

(r) Existing Guarantee. It has not guaranteed any obligations of any third person other than one or more unsecured guarantee(s) in favor of City National Bank made in connection with one or more unsecured extensions of credit from City National Bank to Artist in an amount not greater than \$5,000,000 (collectively, the "CNB Guarantee").

## 5. Covenants.

(a) Affirmative Covenants. From the date hereof and for so long as this Agreement shall be in effect, any amount shall remain outstanding under the Note, or any other Obligation (other than any contingent indemnification Obligation) shall remain unpaid or unsatisfied, Scaramanga agrees that it will:

(i) Compliance with Law. Comply with, and cause its properties to be maintained and used in accordance with, all laws, rules and regulations applicable to it or its properties, except where the failure to do so would not reasonably be expected to result in a Material Adverse Effect;

(ii) Payment of Taxes, Etc. Pay and discharge before the same shall become delinquent, (A) all material taxes, assessments and governmental charges or levies imposed upon it or upon its property and (B) all lawful claims that, if unpaid, might by law become a lien upon its property; provided, that no such amount need to be paid if being contested in good faith by appropriate proceedings and for which it has set aside on its books adequate reserves in accordance with GAAP;

(iii) Collections. Exercise, and use reasonable best efforts to cause all relevant third parties to exercise, the same degree of diligence, care and effort in connection with billing, collecting and reporting Gross Receipts in a manner consistent with its prudent business practices;

(iv) Preservation of Existence, Etc. Preserve and maintain its existence as a corporation, and its rights (charter and statutory) and authority in all material aspects;

(v) Accounting; Audit Rights.

(A) Deliver to Tryon each Participations statement, any Participations estimates, notices from the Studio Distributor relating to the Participations and any other material correspondence that Scaramanga receives from the Studio Distributor with respect to the Pictures or the Services Agreements within ten (10) business days upon Scaramanga's receipt thereof;

(B) Keep complete and accurate books of records and account relating to the Pictures (all of which are hereinafter referred to as "records") and permit Tryon or any agents or representatives thereof, at the expense of Tryon, to audit the applicable records at the place where Scaramanga maintains the same in order to verify the Participations or to examine and make copies of and abstracts from the records that are related to the Collateral (it being understood that any such audit shall be conducted upon reasonable advance notice by a reputable public accountant during reasonable business hours in such manner as not to interfere with Scaramanga's normal business activities; provided, that if an Event of Default shall have occurred and be continuing, no such advance notice shall be required and such examinations and audits shall be at the expense of Scaramanga);

(C) (x) Promptly notify Tryon and its representatives of, and grant Tryon or its agents or representatives access to, the results of all audits conducted by Scaramanga of the Studio Distributor or any other third parties related to the Pictures and (y) exercise its audit rights with respect to the Studio Distributor and any other third parties in a manner consistent with past practice and as reasonably requested by Tryon from time to time; provided, that, if an Event of Default shall have occurred and is continuing, (I) Scaramanga shall exercise its audit rights under any Services Agreement with respect to any Picture at the direction of Tryon and otherwise take direction by Tryon to enforce the terms of the Services Agreements and (II) Tryon shall have the right to engage, at the expense of Scaramanga, an

auditor to exercise, in the name of Scaramanga, the audit rights of Scaramanga under the Services Agreement.

(vi) **Non-Collateral Assets.** Segregate the Collateral from the rest of the assets of Scaramanga and ensure that Scaramanga's utilization of, or business operations related to, any of its non-Collateral assets will not adversely impact the Collateral or Tryon's rights or interest under the Transaction Documents; .

(vii) **Services Agreements.** Perform and observe (or, as applicable, cause Artist to perform and observe) in all material respects the terms and provisions of the Services Agreements, and maintain the Services Agreements in full force and effect; promptly enforce the Services Agreements in accordance with their respective terms (including the exercise of its audit rights under such agreements), and not (and cause Artist not to) take any action, or permit any action to be taken, that would release the Studio Distributor from any of its covenants or obligations under any such agreements;

(viii) **Notices of Material Events.** Promptly notify Tryon upon any officer of Scaramanga obtaining knowledge of (A) any Default or Event of Default, (B) any action or event which could reasonably be expected to materially and adversely affect the performance of Scaramanga's obligations under this Agreement or any other Transaction Documents, the repayment of the Advance, or the security interests granted to Tryon under this Agreement or any other Transaction Documents; (C) any default under any Services Agreement; (D) the commencement of any action, suit or proceeding affecting Scaramanga's ability to collect the Participations and (to the extent such information is available to Scaramanga) the Pictures; and (E) any proposed amendment to any Services Agreement;

(ix) **First Priority Security Interest.** Maintain the security interests created pursuant to this Agreement and the other Transaction Documents with respect to the Collateral at all times in place and perfected, with the priority contemplated by Article 9 below.

(x) Notice of Certain Changes. In the event (A) the name or any trade name of Scaramanga is to be changed or modified in any manner; (B) Scaramanga proposes to change the state of its organization (which Scaramanga cannot do without Tryon's prior written consent), (C) the chief executive office of Scaramanga is to be relocated to a place other than its present address as stated in Section 11(a) hereof, then Scaramanga shall so notify Tryon in writing with ten (10) business days' prior notice and, prior to making any such change or modification, shall execute and deliver to Tryon such further documents and do such other acts and things as Tryon may reasonably request in order to carry out the purposes of this Agreement, including, without limitation, assisting Tryon in the preparation of financing statements or amendments necessary or desirable to continue and/or perfect Tryon's first priority security interest in the Collateral; and

(xi) Informational Covenants. Furnish or cause to be furnished to Tryon such information relating to the Services Agreements, business, properties, condition, operation and affairs of Scaramanga, financial or otherwise, as Tryon may reasonably request from time to time. If, subsequent to making any information available to Tryon, Scaramanga becomes aware of any facts which would cause the representation in Section 4(k) to no longer be true, Scaramanga shall promptly so notify Tryon.

(xii) **Interim Receipts.** If Scaramanga or Artist receives any amount with respect to the Participations between September 30<sup>th</sup> and the Closing Date (both inclusive), Scaramanga shall fund shall

cause Artist to) hold such amount in trust for Tryon prior to the Closing Date, and within two (2) business days after the Closing Date, deposit such proceeds into the Collection Account for distribution in accordance with the terms of this Agreement and the Collection Account Management Agreement.

(b) **Negative Covenants.** From the date hereof and for so long as this Agreement shall be in effect, any amount shall remain outstanding under any Note, or any other Obligation (other than any contingent indemnification Obligation) shall remain unpaid or unsatisfied, Scaramanga agrees that it will not:

(i) **Liens.** Create, incur, assume or suffer to exist any lien, charge, mortgage, pledge or encumbrance on, or security interest or other charge of any nature on or with respect to the Collateral (whether now owned or hereafter acquired), or file (or permit to be filed), under the UCC of any jurisdiction, a financing statement that names Scaramanga as debtor with respect to the Collateral (unless otherwise contemplated by the Transaction Documents), or sign any security agreement authorizing any secured party thereunder to file such financing statement, or assign any accounts or other right to receive the Participations; provided, that it is acknowledged and agreed that the depositary bank with respect to the Tax Reserve Account may have a banker's lien under applicable law, and such lien shall be a permitted lien for all purposes hereunder (such bankers' lien in the Tax Reserve Account, the "Permitted Lien");

(ii) **Debt.** Create, incur, assume or suffer to exist, any debt that is secured by any of the Collateral or any other indebtedness in excess of \$250,000 at any time outstanding that has recourse to Scaramanga, other than the CNB Guarantee;

(iii) **Mergers, Etc.** Enter into any transaction of consolidation or merger with or into any other person or wind up, liquidate or dissolve its affairs or authorize or issue any new shares unless such new shares are pledged to Tryon pursuant to the Pledge Agreement;

(iv) **Disposition of Collateral.** Sell, lease, transfer, assign (by operation of law or otherwise) or otherwise dispose of, or grant any option with respect to, directly or indirectly (or agree to any of the foregoing at any future time), all or any of the Collateral;

(v) **Dividends / Distributions.** Declare or pay any distributions or dividends other than (A) distributions or dividends of assets or amounts not directly or indirectly constituting Collateral, any interest therein or any asset derived therefrom (including the declaration or payment of tax distributions to Artist attributable to the non-Collateral income or assets of Scaramanga), (B) the proceeds of the Advance on the Closing Date to Artist or (C) to the extent such distributions or dividends will not adversely impact the Collateral or Tryon's rights or interests under the Transaction Documents in any respect;

(vi) **No Petition.** Commence any case, proceeding or other action (A) under any existing or future law of any jurisdiction, domestic or foreign, relating to reorganization or relief of debtors, seeking to have an order for relief entered with respect to it, or seeking to adjudicate it as bankrupt or insolvent, or seeking reorganization, arrangement, adjustment, winding-up, liquidation, dissolution, composition or other relief with respect to it or its debts; or (B) seeking appointment of a receiver, trustee, custodian, conservator or other similar official for it or for all or any substantial part of its assets, or otherwise making a general assignment for the benefit of its creditors;

(vii) No Amendments. Amend, modify or terminate any of the Services Agreements without Tryon's prior written consent in each instance (not to be unreasonably withheld or delayed) or assign or transfer any rights or delegate any obligations under such Services Agreements;

(viii) Guarantee. (i) Grant, enter into or otherwise become obligated for any guarantee (secured or unsecured) in favor of any third person (other than the CNB Guarantee) or (ii) upsize the CNB Guarantee or any obligations of Scaramanga thereunder or otherwise amend the CNB Guarantee in a manner that is detrimental to Scaramanga.

(ix) Participations. Assert, acknowledge or otherwise claim that the Participations constitute wages or take any other action (or permit Artist to take any other action) that otherwise challenges the validity or enforceability of the assignment of the Participations contemplated hereunder in respect of such Participations constituting wages (and Scaramanga hereby waives, relinquishes and releases any such claim to the fullest extent permitted by law).

6. Events of Default. In case one or more of the following events (each, an "Event of Default") shall have occurred and be continuing:

(a) Breach of Representation or Warranty. Any representation or warranty of Scaramanga or Artist contained in any Transaction Document or any statement or representation made by Scaramanga in any report, financial statement, Participations statement, certificate or other document delivered to Tryon is false or misleading in any material respect when made or delivered;

(b) Failure to Pay. Default in the payment of all or any part of the principal or the interest on the Advance as and when the same shall become due and payable hereunder, whether by reason of maturity, mandatory prepayment, acceleration or otherwise;

(c) Breach of Certain Covenants. Default shall be made by Scaramanga in the due observance or performance of any covenant, condition or agreement contained in Section 5(a)(iv), Section 5(a)(viii) or Section 5(b);

(d) Breach of This Agreement or Other Transaction Documents. Default shall be made by Scaramanga in the due observance or performance of any other covenant, condition or agreement to be observed or performed pursuant to the terms of this Agreement or any other Transaction Document, and such default shall continue unremedied for fifteen (15) business days after the earlier of (i) Scaramanga receiving written notice thereof from Tryon, and (ii) an officer of Scaramanga obtaining knowledge of such occurrence;

(e) Bankruptcy, Receiver or Trustee. (i) A court having jurisdiction in the premises shall enter a decree or order for relief in respect of Scaramanga in an involuntary case under the bankruptcy code or under any other applicable bankruptcy, insolvency or similar law now or hereafter in effect, which decree or order is not stayed; or any other similar relief shall be granted under any applicable federal or state law; or (ii) an involuntary case shall be commenced against Scaramanga under the bankruptcy code or under any other applicable bankruptcy, insolvency or similar law now or hereafter in effect; or a decree or order of a court having jurisdiction in the premises for the appointment of a receiver, liquidator, sequestrator, trustee, custodian or other officer having similar powers over Scaramanga, or over all or a substantial part of its property, shall have been entered; or there shall have occurred the involuntary appointment of an interim

receiver, trustee or other custodian of Scaramanga for all or a substantial part of its property; or a warrant of attachment, execution or similar process shall have been issued against any substantial part of the property of Scaramanga, and any such event described in this sub-clause (ii) shall continue for 60 days unless dismissed, bonded or discharged;

(f) Insolvency. (i) Scaramanga shall have an order for relief entered with respect to it or commence a voluntary case under the bankruptcy code or under any other applicable bankruptcy, insolvency or similar law now or hereafter in effect, or shall consent to the entry of an order for relief in an involuntary case, or to the conversion of an involuntary case to a voluntary case, under any such law, or shall consent to the appointment of or taking possession by a receiver, trustee or other custodian for all or a substantial part of its property; (ii) Scaramanga shall make any assignment for the benefit of creditors; (iii) Scaramanga shall be unable, or shall fail generally, or shall admit in writing its inability, to pay its debts as such debts become due; or (iv) Scaramanga shall adopt any resolution or otherwise authorize any action to approve any of the actions referred to in this paragraph;

(g) Artist Default. Failure on the part of Artist to comply in any material respect with any covenant or agreement in any Transaction Document;

(h) Lien Priority. This Agreement, the Pledge Agreement, the Guaranty, any Account Control Agreement, any UCC financing statements or any other security documentation executed by Scaramanga or Artist in favor of Tryon or any other security agreement securing the Obligations (each a "Security Document") shall, for any reason (other than solely as the result of an action or failure to act on the part of Tryon) not be or shall cease to be in full force and effect or shall be declared null and void or any of the Security Documents shall not give or shall cease to give Tryon the liens, or cease to give Tryon the rights, powers and privileges purported to be created thereby in favor of Tryon, superior to and prior to liens and other rights of all third parties and subject to no other liens (other than the Permitted Lien), or the validity or enforceability of the Guaranty or the liens granted to, to be granted, or purported to be granted, by any of the Security Documents shall be contested by Scaramanga or Artist;

(i) Judgment. Final judgment(s) for the payment of money (to the extent not paid or fully covered by insurance) in excess of \$250,000 in the aggregate shall be rendered against Scaramanga, and within forty-five (45) days from the entry of such judgment it shall not have been discharged or stayed pending appeal or which shall not have been discharged or bonded in full within forty-five (45) days from the entry of a final order of affirmance on appeal;

(j) Default under Services Agreement. A material default shall be made by Scaramanga or Artist under, or a payment or accounting default shall be made by the Studio Distributor under, any Services Agreement, after giving effect to any applicable cure periods thereunder; or

(k) Change in Control. A Change in Control shall occur; or

then, Tryon shall have, at Tryon's option, the right without presentment, protest, notice or demand of any kind, all of which are hereby expressly waived, to declare any or all Obligations to be immediately due and payable. If an Event of Default described in clause (e) or (f) hereof occurs, all of the Obligations shall become immediately due and payable without any presentment, protest, notice, demand, declaration or other act on the part of Tryon, all of which are hereby expressly waived. Failure to exercise the foregoing option on the happening of an Event of Default shall not constitute a

waiver of the right to exercise such option at any subsequent time with respect to such default or any subsequent default. Such remedies shall be in addition to any other remedy available to Tryon pursuant to applicable law or otherwise.

7. Remedies upon Default.

(a) Remedies. If any Event of Default shall occur and be continuing, then Tryon shall be entitled to exercise, in respect of the Collateral, all of the rights and remedies available to a secured party upon default under the UCC, including, without limitation, the right to sell the Collateral or any portion thereof and, in addition thereto, the rights and remedies provided for herein and in the other Transaction Documents and such other rights and remedies as may be provided by law or in equity. If any Event of Default shall occur and be continuing, Tryon shall in addition have the following rights and remedies that may, in Tryon's discretion, be exercised either cumulatively or in the alternative:

(i) Tryon may require Scaramanga to assemble the Collateral and make it available to Tryon at a place or places to be designated by Tryon that is reasonably convenient to both Parties;

(ii) Tryon may, in its reasonable discretion, in its name or in the name of Scaramanga, or otherwise, demand, sue for, collect or receive any money or property at any time payable or receivable on account of or in exchange for, or make any compromise or settlement reasonably deemed desirable with respect to, any of the Collateral, but shall be under no obligation so to do. Tryon shall consult with Scaramanga with regard to such matters, provided that in all cases Tryon's decision shall be final. Tryon may extend the time of payment, arrange for payment in installments, or otherwise modify the term of, or release, any of the Collateral, without thereby incurring responsibility to, or discharging or otherwise affecting the liability of, Scaramanga, and Tryon will not be required to take any steps to preserve any rights of or against any party that in any way relate to the Collateral. If Scaramanga fails to take any action required under this Agreement, any Services Agreement or any other Transaction Documents to which it is a party, Tryon may take all such actions as Tryon reasonably deems necessary to protect Tryon's security interests in the Collateral and/or the value thereof, and Tryon is hereby authorized (without limiting the general nature of the authority hereinabove conferred) to pay, purchase, contest or compromise any encumbrances, charges or liens that in the good faith judgment of Tryon appear to be equal to, prior to or superior to the security interests of Tryon in the Collateral;

(iii) Tryon may, without notice or demand or legal process, enter upon any premises, or wherever any portion of the Collateral may be, and take possession of the Collateral together with all additions and accessories thereto, demand and receive such possession from any Person who has possession thereof, remove, keep and store the Collateral or any portion thereof, or put a custodian in charge thereof, and take such other measures as it reasonably may deem necessary or proper for the care or protection thereof;

(iv) Tryon may, with or without taking possession thereof, sell or cause to be sold, at such price or prices as Tryon, in its sole and absolute discretion, shall determine, and for cash or on credit or for future delivery, without assumption of any credit risk, all or any portion of the Collateral, at any public or private sale, without demand of performance or notice of intention to sell or of time or place of sale; provided, however, that Tryon shall give Scaramanga reasonable notice of the time and place of any public sale thereof or of the time after which any private sale or other intended disposition thereof is to be made.

The requirement of reasonable notice shall be met if notice of the sale or other intended disposition is delivered or mailed, by registered mail, postage prepaid, to Scaramanga as set forth in this Agreement or such other address as Scaramanga may by notice have furnished Tryon in writing for such purpose, at least ten (10) days prior to the time of such sale or other intended disposition. Such purchaser at any such sale (including, if applicable, Tryon) shall hold the property sold absolutely free from any claim or right of whatever kind including any equity of redemption and Scaramanga hereby waives (to the extent permitted by law) all rights of redemption, stay and/or appraisal that it now has or may have at any time in the future under any rule of law or statute now existing or hereafter enacted. Any public or private sale of the Collateral or any part thereof shall be held at such time or times within ordinary business hours and at such place or places as Tryon may fix in the notice of such sale. At any such sale, the Collateral, or any portion thereof, to be sold may be sold in one lot as an entirety or in separate parcels as Tryon may (in its reasonable discretion) determine and, if permitted by law, Tryon may bid (which bid may be, in whole or in part, in the form of cancellation of indebtedness) for and purchase the Collateral or any portion thereof for the account of Tryon. Tryon shall not be obligated to make any sale of the whole or any part of the Collateral if it shall determine not to do so, regardless of the fact that notice of sale of the Collateral may have been given. Tryon may by announcement at the time and place fixed for sale, without prior notice or publication, adjourn any public or private sale of the Collateral or cause the same to be adjourned from time to time, and such sale may, without further notice, be made at the time and place to which the same was so adjourned. In case sale of all or any part of the Collateral is made on credit or for future delivery, the Collateral so sold may be retained by Tryon until the sale price is paid by the purchaser or purchasers thereof, but Tryon shall not incur any liability in case any such purchaser or purchasers shall fail to take up and pay for the Collateral so sold and, in case of any such failure, such Collateral may be sold again upon like notice;

(v) Tryon shall be entitled to the appointment of a receiver to take possession of all or any portion of the Collateral and to exercise such powers as the court shall confer upon the receiver, and Scaramanga, to the fullest extent permitted by law, hereby waives notice and the right to receive notice of any application by Tryon for such appointment; provided, however, that Tryon shall endeavor to send Scaramanga a courtesy notice of such application although the failure to send such notice shall not affect Tryon's rights under this section or elsewhere hereunder and provided further that, notwithstanding any such application or appointment, Tryon shall be entitled to apply, without notice to Scaramanga, any cash or cash items constituting Collateral in the possession of Tryon to payment of Scaramanga's Obligations under this Agreement, the Note and the other Transaction Documents;

(vi) Upon any sale of any item of Collateral by Tryon hereunder (whether by virtue of the power of sale herein granted, pursuant to judicial process or otherwise), the receipt of Tryon shall be a sufficient discharge to the purchaser or purchasers of such item or items of Collateral so sold and such purchaser or purchasers shall not be obligated to see to the application of any part of the purchase money paid over to Tryon or be answerable in any way for the misapplication or nonapplication thereof; and/or

(vii) Tryon or any holder of the Note is hereby authorized at any time and from time to time, without notice to Scaramanga (any such notice being expressly waived by Scaramanga), to set off and apply any and all indebtedness at any time owing by Tryon or such holder of the Note to or for the credit or the account of Scaramanga against any and all of the then-due (including, but not limited to, those due by reason of acceleration) Obligations of Scaramanga now or hereafter existing under this Agreement, the Note or any other Transaction Document, irrespective of whether or not Tryon or such holder of the

Note shall have made any demand under this Agreement, the Note or any other Transaction Document. Tryon agrees promptly to notify Scaramanga after any such setoff and application. The rights of Tryon under this subsection are in addition to other rights and remedies (including, without limitation, other rights of setoff) that Tryon may have.

(b) Application of Proceeds. Upon the occurrence and during the continuance of an Event of Default, except as expressly provided otherwise in this Agreement, all proceeds of the sale of Collateral by Tryon hereunder, and all other monies received by Tryon pursuant to the terms of this Agreement (whether through the exercise by Tryon of its rights of collection or otherwise) shall be applied by Tryon in the following order:

First: toward payment of all out-of-pocket costs and expenses paid or incurred by Tryon in enforcing this Agreement and the other Transaction Documents, in realizing on or protecting any Collateral and in enforcing or collecting any Obligations or the Guaranty, including, without limitation, court costs and attorney's fees and out-of-pocket expenses incurred by Tryon;

Second: to pay the accrued but unpaid interest (including any Default Interest) on the Advance;

Third: to pay the principal balance outstanding on the Advance;

Fourth: to pay any other amounts then due to Tryon hereunder, under the Note and under any other Transaction Documents; and

Fifth: only if all of the foregoing have been paid in full, to or as otherwise directed by Scaramanga, or as a court of competent jurisdiction may otherwise direct.

8. Indemnification. Scaramanga hereby agrees to indemnify, defend, protect and hold harmless Tryon and Grosvenor Park Media GP Corporation and their respective officers, directors, members, managers, partners, investors, employees, affiliates, advisors, agents and controlling persons (collectively, the "indemnified parties") from and against any and all losses, claims, damages and liabilities to which any such person may become subject arising out of or in connection with this Agreement, the Advance or the use of any proceeds of the Advance, or any transaction contemplated by the Transaction Documents or any claim, litigation, investigation or proceeding relating to any of the foregoing or the security given for the Advance, whether or not any of such indemnified parties is a party thereto, and to reimburse each of such indemnified parties upon demand for any legal or other expenses incurred in connection with investigating or defending any of the foregoing; provided, however, that such indemnity shall not be available to the extent that such losses, claims, damages, liabilities or related expenses (A) result from the gross negligence, bad faith or willful misconduct of Tryon or any other indemnified party or (B) result from a claim brought by Scaramanga against Tryon or any other indemnified party for the breach of such party's obligations hereunder in which Scaramanga is the prevailing party (i.e., the party in whose favor an award is issued). Scaramanga additionally agrees not to make any claim against any indemnified party for any special, indirect, consequential or punitive damages in respect of any breach or wrongful conduct (whether the claim therefor is based on contract, tort or duty imposed by law) in connection with, arising out of or in any way related to the transactions contemplated and the relationship established by the Transaction Documents, or any act, omission or event occurring in connection therewith, and Scaramanga hereby waives, releases and agrees not to sue upon any such claim for any such damages, whether or not

accrued and whether or not known or suspected to exist in Scaramanga's favor. Scaramanga shall not, without the prior written consent of Tryon, effect any settlement of any pending or threatened proceeding in respect of which it or any other indemnified party is a party and indemnity could have been sought hereunder, unless such settlement (a) includes an unconditional release of Tryon and the other indemnified parties from all liability or claims that are the subject matter of such proceeding and (b) does not include a statement as to or an admission of fault, culpability, or a failure to act by or on behalf of Tryon or any other indemnified party. This Section 8 shall not apply with respect to Taxes other than any Taxes that represent losses, claims, damages, etc. arising from any non-Tax claim.

9. First Priority Security Interest.

(a) Grant of Security Interest. In order to induce Tryon to enter into this Agreement and to induce Scaramanga to perform the Secured Obligations and in order to secure the due and punctual payment and performance by Scaramanga of the Secured Obligations, Scaramanga hereby pledges, hypothecates, assigns, transfers, conveys, delivers and sets over unto Tryon as security, and hereby grants Tryon a continuing lien and security interest in and to the Participations Collateral. Tryon shall have all the rights and benefits of a senior secured party hereunder and under applicable law. The security interest granted hereby shall be a first priority security interest, prior to all liens other than the Permitted Lien. "Secured Obligations" means, collectively, (i) Scaramanga's obligation to repay, and Tryon's rights to recoup and/or receive repayment of, the Advance and the interest thereon in accordance with the terms of this Agreement and the Note, (ii) Scaramanga's obligation to pay the Upfront Fee and any other amounts due and payable hereunder; (iii) the covenants made for the benefit of Tryon hereunder and (iv) all reasonable and documented costs and expenses incurred by Tryon in connection with the Facility, the enforcement and collection of the Advance and/or interest thereon, including the reasonable and documented fees, charges and disbursements of counsel to Tryon, in each case whether direct or indirect (including those acquired by assumption), absolute or contingent, due or to become due, now existing or hereafter arising. Scaramanga shall promptly execute and deliver to Tryon all further documents Tryon may reasonably request to perfect, protect, evidence, renew and/or continue the security interest hereby granted and/or to effectuate any of the purposes and intents of this Article 9. Scaramanga's execution and delivery to Tryon of the foregoing is of the essence of this Agreement.

(b) Benefits Only. Upon the assignment to Tryon for security purposes hereunder and under the other Transaction Documents of all of Scaramanga's right, title and interest in and to the Services Agreements and all other agreements subject to Tryon's security interest hereunder and thereunder, Tryon shall take an assignment only of the benefits of and shall not assume the obligations and liabilities under each such agreement, and Scaramanga shall (and hereby agrees to) perform or cause to be performed all of Scaramanga's obligations under each such agreement, and Scaramanga shall not be released from such obligations by making such assignment.

(c) Authorization to File Financing Statements. Scaramanga hereby irrevocably authorizes Tryon to file UCC-1 financing statements and any amendments thereto or continuations thereof and any other appropriate security documents or instruments and to give any notices necessary or desirable as determined by Tryon to perfect the lien of Tryon in the Collateral. Scaramanga authorizes Tryon to use the description "all assets" or a similar description in any such UCC-1 financing statement.

(d) Termination or Release. Upon the payment in full of the Obligations in accordance with the provisions hereunder, upon the request of Scaramanga, Tryon will execute a release or other customary termination documents in connection with such payment, including termination of the interest of Tryon under any Notice of Assignment, any Account Control Agreements and the Collection Account Management Agreement, and Tryon will authorize the filing of appropriate termination statements or other documents to reasonably evidence termination of the security interest granted hereunder and under any other Transaction Documents, including UCC financing statements, and Tryon agrees to execute such other documents and instruments as may be necessary or as Scaramanga or the Artist may from time to time reasonably request in connection with the release of the security interest and other liens and claims granted under the Transaction Documents.

#### 10. Taxes

(a) Payments Free of Taxes. Any and all payments by or on account of any obligation of Scaramanga under any Transaction Document shall be made without deduction or withholding for any Taxes, except as required by applicable law. If any applicable law (as determined in the good faith discretion of Scaramanga) requires the deduction or withholding of any Tax from any such payment by Scaramanga, then Scaramanga shall be entitled to make such deduction or withholding and shall timely pay the full amount deducted or withheld to the relevant governmental authority in accordance with applicable law and, if such Tax is an Indemnified Tax, then the sum payable by Scaramanga shall be increased as necessary so that after such deduction or withholding has been made (including such deductions and withholdings applicable to additional sums payable under this Section) the applicable Recipient receives an amount equal to the sum it would have received had no such deduction or withholding been made.

(b) Payment of Other Taxes by Scaramanga. Scaramanga shall timely pay to the relevant governmental authority in accordance with applicable law any Other Taxes.

(c) Indemnification by Scaramanga. Scaramanga shall indemnify each Recipient, within 10 days after demand therefor, for the full amount of any Indemnified Taxes (including Indemnified Taxes imposed or asserted on or attributable to amounts payable under this Section) payable or paid by such Recipient or required to be withheld or deducted from a payment to such Recipient and any reasonable expenses arising therefrom or with respect thereto, whether or not such Indemnified Taxes were correctly or legally imposed or asserted by the relevant governmental authority. A certificate as to the amount of such payment or liability delivered to Scaramanga by a Recipient shall be conclusive absent manifest error.

(d) Evidence of Payments. As soon as practicable after any payment of Taxes by Scaramanga to a governmental authority pursuant to this Section 10, Scaramanga shall deliver to an applicable Recipient the original or a certified copy of a receipt issued by such governmental authority evidencing such payment, a copy of the return reporting such payment or other evidence of such payment reasonably satisfactory to the Recipient.

(e) Status of Recipients. (i) Any Recipient that is entitled to an exemption from or reduction of withholding Tax with respect to payments made under any Transaction Document shall deliver to Scaramanga, at the time or times reasonably requested by Scaramanga, such properly completed and executed documentation reasonably requested by Scaramanga as will permit such payments to be made

without withholding or at a reduced rate of withholding. In addition, any Recipient, if reasonably requested by Scaramanga, shall deliver such other documentation prescribed by applicable law or reasonably requested by Scaramanga as will enable Scaramanga to determine whether or not such Recipient is subject to backup withholding or information reporting requirements. Notwithstanding anything to the contrary in the preceding two sentences, the completion, execution and submission of such documentation (other than such documentation set forth in Section 10(e)(ii)(A), (ii)(B) and (ii)(D) below) shall not be required if in the Recipient's reasonable judgment such completion, execution or submission would subject such Recipient to any material unreimbursed cost or expense or would materially prejudice the legal or commercial position of such Recipient.

(ii) Without limiting the generality of the foregoing, in the event that Scaramanga is a U.S. Person:

(A) any Recipient that is a U.S. Person shall deliver to Scaramanga on or prior to the date on which such Recipient becomes a party to this Agreement (and from time to time thereafter upon the reasonable request of Scaramanga), executed copies of IRS Form W-9 certifying that Recipient is exempt from U.S. federal backup withholding tax;

(B) any Foreign Recipient shall, to the extent it is legally entitled to do so, deliver to the Scaramanga (in such number of copies as shall be requested by Scaramanga) on or prior to the date on which such Foreign Recipient becomes a party under this Agreement (and from time to time thereafter upon the reasonable request of Scaramanga), whichever of the following is applicable:

(1) in the case of a Foreign Recipient claiming the benefits of an income tax treaty to which the United States is a party (x) with respect to payments of interest under any Loan Document, executed copies of IRS Form W-8BEN or W-8BEN-E, as applicable, establishing an exemption from, or reduction of, U.S. federal withholding Tax pursuant to the "interest" article of such tax treaty and (y) with respect to any other applicable payments under this Agreement, the Note or any other Transaction Document, IRS Form W-8BEN or W-8BEN-E, as applicable, establishing an exemption from, or reduction of, U.S. federal withholding Tax pursuant to the "business profits" or "other income" article of such tax treaty;

(2) executed copies of IRS Form W-8ECI;

(3) in the case of a Foreign Recipient claiming the benefits of the exemption for portfolio interest under Section 881(c) of the Code, (x) a certificate substantially in the form of Exhibit E-1 to the effect that such Foreign Recipient is not a "bank" within the meaning of Section 881(c)(3)(A) of the Code, a "10 percent shareholder" of Scaramanga within the meaning of Section 881(c)(3)(B) of the Code, or a "controlled foreign corporation" described in Section 881(c)(3)(C) of the Code (a "U.S. Tax Compliance Certificate") and (y) executed copies of IRS Form W-8BEN or W-8BEN-E, as applicable; or

(4) to the extent a Foreign Recipient is not the beneficial owner, executed copies of IRS Form W-8IMY, accompanied by IRS Form W-8ECI, IRS Form W-8BEN or W-8BEN-E, a U.S. Tax Compliance Certificate substantially in the form of Exhibit E-2 or Exhibit E-3, IRS Form W-9, and/or other certification documents from each

beneficial owner, as applicable; provided that if the Foreign Recipient is a partnership and one or more direct or indirect partners of such Foreign Recipient are claiming the portfolio interest exemption, such Foreign Recipient may provide a U.S. Tax Compliance Certificate substantially in the form of Exhibit E-4 on behalf of each such direct and indirect partner;

(C) any Foreign Recipient shall, to the extent it is legally entitled to do so, deliver to Scaramanga (in such number of copies as shall be requested by Scaramanga) on or prior to the date on which such Foreign Recipient acquires an interest in the Advance under this Agreement (and from time to time thereafter upon the reasonable request of Scaramanga), executed copies of any other form prescribed by applicable law as a basis for claiming exemption from or a reduction in U.S. federal withholding Tax, duly completed, together with such supplementary documentation as may be prescribed by applicable law to permit Scaramanga to determine the withholding or deduction required to be made; and

(D) if a payment made to a Recipient under this Agreement, the Note or any other Transaction Document would be subject to U.S. federal withholding Tax imposed by FATCA if such Recipient were to fail to comply with the applicable reporting requirements of FATCA (including those contained in Section 1471(b) or 1472(b) of the Code, as applicable), such Recipient shall deliver to the at the time or times prescribed by law and at such time or times reasonably requested by Scaramanga such documentation prescribed by applicable law (including as prescribed by Section 1471(b)(3)(C)(i) of the Code) and such additional documentation reasonably requested by Scaramanga as may be necessary for Scaramanga to comply with its obligations under FATCA and to determine that such Recipient has complied with such Recipient's obligations under FATCA or to determine the amount to deduct and withhold from such payment. Solely for purposes of this clause (D), "FATCA" shall include any amendments made to FATCA after the date of this Agreement.

Each Recipient agrees that if any form or certification it previously delivered expires or becomes obsolete or inaccurate in any respect, it shall update such form or certification or promptly notify Scaramanga in writing of its legal inability to do so.

(f) Refunds. If any Recipient determines, in its sole discretion exercised in good faith, that it has received a refund of any Taxes as to which it has been indemnified pursuant to this Section 10, it shall pay to Scaramanga an amount equal to such refund (but only to the extent of indemnity payments made under this Section with respect to the Taxes giving rise to such refund), net of all out-of-pocket expenses (including Taxes) of such Recipient and without interest (other than any interest paid by the relevant governmental authority with respect to such refund). Scaramanga, upon the request of such Recipient, shall repay to such Recipient the amount paid over pursuant to this paragraph (f) (plus any penalties, interest or other charges imposed by the relevant governmental authority) in the event that such Recipient is required to repay such refund to such governmental authority. Notwithstanding anything to the contrary in this paragraph (f), in no event will a Recipient be required to pay any amount to Scaramanga pursuant to this paragraph (f) the payment of which would place the Recipient in a less favorable net after-Tax position than the Recipient would have been in if the Tax subject to indemnification and giving rise to such refund had not been deducted, withheld or otherwise imposed and the indemnification payments or additional amounts with respect to such Tax had never been paid. This paragraph shall not be construed to require

any Recipient to make available its Tax returns (or any other information relating to its Taxes that it deems confidential) to Scaramanga or any other Person.

(g) Mitigation Obligations; Replacement of Lenders.

(i) If any Recipient requests compensation under this Section 10, then such Recipient shall (at the request of Scaramanga) use reasonable efforts to designate a different lending office for funding or booking the Advance hereunder or to assign its rights and obligations hereunder to another of its offices, branches or affiliates, if, in the judgment of such Recipient, such designation or assignment (A) would eliminate or reduce amounts payable pursuant to this Section 10 in the future, and (B) would not subject such Recipient to any unreimbursed cost or expense and would not otherwise be disadvantageous to such Recipient. Scaramanga hereby agrees to pay all reasonable costs and expenses incurred by any Recipient in connection with any such designation or assignment.

(ii) If any Recipient requests compensation under this Section 10 and such Recipient has declined or is unable to designate a different lending office in accordance with Section 10(f)(i), then Scaramanga may, at its sole expense and effort, upon notice to such Recipient, require such Recipient to assign and delegate, without recourse (in accordance with and subject to the restrictions contained in, and consents required by, Section 11, all of its interests, rights (other than its existing rights to payments pursuant to this Section 10) and obligations under this Agreement and the related Transaction Documents to an eligible assignee that shall assume such obligations (which assignee may be another Recipient, if a Recipient accepts such assignment); provided that:

(A) such Recipient shall have received payment of an amount equal to the outstanding principal of its share of the Advance, accrued interest thereon, accrued fees and all other amounts payable to it hereunder and under the other Transaction Documents from the assignee (to the extent of such outstanding principal and accrued interest and fees) or Scaramanga (in the case of all other amounts);

(B) such assignment will result in a reduction in such amounts owed under this Section 10 thereafter; and

(C) such assignment does not conflict with applicable law.

A Recipient shall not be required to make any such assignment or delegation if, prior thereto, as a result of a waiver by such Recipient or otherwise, the circumstances entitling Scaramanga to require such assignment and delegation cease to apply.

(h) Survival. Each party's obligations under this Section 10 (other than Section 10(g)) shall survive any assignment of rights by, or the replacement of, a Recipient and the repayment, satisfaction or discharge of all obligations under this Agreement, the Note or any other Transaction Document.

11. Miscellaneous.

(a) Notices. All notices and other communications between the Parties hereto shall be in writing and deemed received (i) when delivered in person or by facsimile or electronic means (with

confirmation of receipt), (ii) the day after deposit with a nationally recognized courier for next day delivery, or (iii) five (5) days after deposit in the United States mail, postage prepaid, certified or registered mail, addressed to the other Party at the address set forth below (or at such other address as such other Party may supply by written notice):

If to Tryon:

Tryon Management Services Limited  
Bison court  
Road Town  
Tortola  
British Virgin Islands

With a copy to:

Wessex House, 2nd Floor  
45 Reid Street  
Hamilton HM 12  
Bermuda  
Attn: Edward Allanby  
Fax No.: +1 441 296 2713

With a copy to:

Grosvenor Park Media GP Corporation  
1310 Montana Ave, 2nd Floor  
Santa Monica, CA 90403  
Attention: Joseph Kaczorowski  
Fax No.: 310-393-7679

With a copy (which shall not constitute notice) to:

O'Melveny & Myers LLP  
1999 Avenue of the Stars, Suite 700  
Los Angeles, California. 90067  
Attention: Sean Monroe and Ken Deutsch  
Facsimile: (310) 246-6779  
email: [smonroe@omm.com](mailto:smonroe@omm.com) and [kdeutsch@omm.com](mailto:kdeutsch@omm.com)

If to Scaramanga:

Scaramanga Bros., Inc.  
c/o Joel Mandel  
9100 Wilshire Blvd, Suite 400W  
Beverly Hills, CA 90212  
Attention: Joel Mandel  
Facsimile: 310-271-0070  
email: joelmg@aol.com

With a copy (which shall not constitute notice) to:

Gibson, Dunn & Crutcher LLP  
333 South Grand Avenue  
Los Angeles, CA 90071  
Attention: Linda L. Curtis  
Facsimile: 213.229.6582  
email: [LCurtis@gibsondunn.com](mailto:LCurtis@gibsondunn.com)

(b) **Confidentiality.** Each Party understands that the other Party has disclosed or may disclose information of a confidential nature, including, without limitation, know-how, ideas and other business, financial forecasts, strategies, and Information ("Confidential Information") to the other Party. Notwithstanding any other provision hereof, "Confidential Information" shall include the identity of Artist, the relationship between Artist and Scaramanga and the transactions contemplated hereunder. "Confidential Information" does not include any information which (a) at the time of disclosure or thereafter is generally available to and known by the public (other than as a result of a disclosure directly or indirectly by the receiving Party or its representatives in violation of this Agreement); (b) was lawfully in the possession of the receiving Party without any restriction on use or disclosure prior to its disclosure hereunder; (c) was or becomes available to the receiving Party from a source other than the disclosing Party; provided, that the receiving Party does not know such source disclosed such information to the receiving Party in violation of a confidentiality obligation to the disclosing Party; and provided, further, that such information shall become Confidential Information upon the receiving Party learning or being advised of such obligation; or (d) can be shown by documentation to have been independently developed by the receiving Party without reference to any Confidential Information. Each Party receiving any Confidential Information hereunder (a "Receiving Party") from a disclosing Party (a "Disclosing Party") agrees: (i) to hold the Disclosing Party's Confidential Information in confidence and to take all reasonable precautions to protect such Confidential Information; and (ii) not to divulge any such Confidential Information or any information derived therefrom to any person, except employees, officers, directors, managers, agents, advisors, attorneys, lenders, investors, potential lenders or investors, and other independent contractors (collectively, "Representatives"), in each case who are under an obligation of confidentiality and who need to know such Confidential Information for purposes authorized under this Agreement (it being acknowledged and agreed that each Receiving Party shall be liable for any breach of confidentiality by any of its Representatives). Notwithstanding the foregoing sentence, no Party shall have any obligation to keep confidential (x) any Confidential Information requested by any judicial, governmental, administrative or self-regulatory body or pursuant to any judicial or governmental process (provided, in such case, the Disclosing Party shall timely inform the other Party of such request so that the other Party may attempt by appropriate legal means to limit such disclosure and provided, further, that the Receiving Party shall disclose only such information as is required by the governmental entity) and (y) such Confidential Information as may be required to enforce its rights under this Agreement.

(c) **Assignments and Participations in the Advance.**

(i) The terms of this Agreement and the Note shall be binding upon and inure to the benefit of the heirs, successors, and assigns of Scaramanga and Tryon. The Note shall not be construed so as to confer any right or benefit upon any person or entity other than the Parties to this Agreement. Scaramanga may not assign or otherwise transfer its rights or obligations under this Agreement or the Note to any other person or entity without the prior written consent of Tryon, and any such assignment or transfer without Tryon's prior written consent shall be null and void.

(ii) So long as no Event of Default shall have occurred and be continuing, Tryon may not assign any or all of its rights or obligations hereunder or any interest herein or in or under any Transaction Documents without the prior written consent of Scaramanga, such consent not to be unreasonably withheld, conditioned or delayed, except (A) to any controlled affiliate of Tryon or Grosvenor Park Media GP Corporation (B) to a successor in interest to Tryon after a merger, consolidation or similar transaction involving Tryon or (C) to any entity that acquires all or substantially all of the assets of Tryon; provided, further, that unless otherwise instructed by Tryon in writing, Scaramanga shall continue to make all payments due hereunder directly to the Collection Account. Notwithstanding the foregoing, no consent of Scaramanga shall be required with respect to any such assignment if an Event of Default shall have occurred and be continuing. The Parties to each such assignment permitted hereunder shall execute an assignment agreement in form and substance acceptable to Tryon (hereinafter an "Assignment and Acceptance"). Upon the effective date of any such Assignment and Acceptance and recording of the assignment on the Register, (A) the assignee thereunder shall, to the extent applicable, be treated as if it was Tryon hereunder (each such assignee, an "Additional Advancer") and, in addition to the rights and obligations hereunder held by it immediately prior to such effective date, have the rights and obligations hereunder that have been assigned to it pursuant to such Assignment and Acceptance and (B) Tryon shall, to the extent that rights and obligations hereunder have been assigned by it pursuant to such Assignment and Acceptance, relinquish its rights and be released from its obligations under this Agreement (other than its confidentiality obligations) (and, in the case of an Assignment and Acceptance covering all or the remaining portion of Tryon's rights and obligations under this Agreement, Tryon shall cease to be a Party hereto). In the event of an assignment permitted hereunder of a portion of its rights under this Agreement and the Note (the "Original Note"), Scaramanga shall deliver to Tryon a new note to the Additional Advancer in an amount equal to the principal amount assigned to such Additional Advancer and a new note payable to Tryon in an amount equal to the principal amount retained by Tryon (collectively, the "New Notes"). Such New Notes shall be in an aggregate principal amount equal to the principal amount of such Original Note delivered to Scaramanga, shall be dated the effective date of the assignment and otherwise shall be substantially identical to such Original Note. Upon receipt of the New Notes from Tryon, Scaramanga shall execute such New Notes and promptly deliver such New Notes to Tryon. Upon receipt of the executed New Notes from Scaramanga, Tryon shall return such Original Note to Scaramanga marked "cancelled." Tryon and the Additional Advancer shall make all appropriate adjustments in payments under the Note for periods prior to such effective date directly between themselves.

(iii) Scaramanga agrees that each Additional Advancer shall be entitled to the benefits of the "Taxes" provision set forth in Article 10 above with respect to its purchase of any portion of the Advance.

(iv) By entering into an Assignment and Acceptance, Tryon and the Additional Advancer thereunder confirm to and agree with each other and the other Parties hereto as follows: (A) other than as provided in such Assignment and Acceptance, Tryon makes no representation or warranty and assumes no responsibility with respect to any statements, warranties or representations made in or in connection with this Agreement, the Note or any other Transaction Document or the execution, legality, validity, enforceability, genuineness, sufficiency or value of this Agreement, the Note or any other Transaction Document; (B) Tryon makes no representation or warranty and assumes no responsibility with respect to the financial condition of Scaramanga or any other entity that is a party to a

Transaction Document (collectively, the "Scaramanga Parties") or the performance or observance by any Scaramanga Party of any of its obligations under this Agreement, the Note or any other Transaction Document; (C) the Additional Advancer confirms that it has received a copy of the Note and the other Transaction Documents, together with such other documents and information it has deemed appropriate to make its own credit analysis and decision to enter into such Assignment and Acceptance; (D) the Additional Advancer will, independently and without reliance upon Tryon or any other Additional Advancer and based on such documents and information as it shall deem appropriate at the time, continue to make its own credit decisions in taking or not taking action under this Agreement and the other Transaction Documents; and (E) the Additional Advancer agrees that it will perform in accordance with their terms all of the obligations which by the terms of this Agreement and the other Transaction Documents are required to be performed by it as an Additional Advancer.

(v) Scaramanga has designated Grosvenor Park Media GP Corporation, acting solely for this purpose as a non-fiduciary agent of Scaramanga, to maintain, at its office specified in Section 11(a) hereof, or at such other office as may be designated in writing from time to time by Grosvenor Park Media GP Corporation to Scaramanga and Tryon, a copy of each Assignment and Acceptance and a register (the "Register") for the recordation of the names and addresses of the assignors, assignees and the principal amount of the Advance (and stated interest thereon) (the "Registered Advances") owing to such assignors and assignees from time to time. Notwithstanding anything to the contrary in this Agreement or any note executed pursuant hereto, the entries in the Register shall be conclusive and binding for all purposes, absent manifest error, and Scaramanga and Tryon may treat each entity whose name is recorded in the Register, to the extent applicable based on the applicable Assignment and Acceptance, as if it was Tryon for all purposes of this Agreement. The Register shall be available for inspection by Scaramanga and Tryon at any reasonable time and from time to time upon reasonable prior notice.

(vi) Upon the execution of any Assignment and Acceptance in accordance with this Section 11(c), together with any promissory notes subject to such assignment, Grosvenor Park Media GP Corporation shall record the information contained therein in the Register.

(vii) A Registered Advance (and the registered note, if any, evidencing the same) may be assigned or sold in whole or in part only by registration of such assignment or sale on the Register (and each registered note shall expressly so provide). Any assignment or sale of all or part of such Registered Advance (and the registered note, if any, evidencing the same) may be effected only by registration of such assignment or sale on the Register, together with the surrender of the registered note, if any, evidencing the same duly endorsed by (or accompanied by a written instrument of assignment or sale duly executed by) the holder of such registered note, whereupon, at the request of the designated assignee(s) or transferee(s), one or more new registered notes in the same aggregate principal amount shall be issued to the designated assignee(s) or transferee(s). Prior to the registration of assignment or sale of any Registered Advance (and the registered note, if any, evidencing the same), Tryon shall treat the entity in whose name such Registered Advance (and the registered note, if any, evidencing the same) is registered as the owner thereof for the purpose of receiving all payments thereon, notwithstanding notice to the contrary. Any attempted assignment or transfer by any party hereto that fails to satisfy the requirements set forth in clauses (i) through (vii) of this Section 11(c) shall be null and void.

(viii) Tryon may sell participations to one or more banks or other entities in or to all or a portion of its rights and obligations under this Agreement and the other Transaction Documents (including, without limitation, all or a portion of the Advance); provided, that, Scaramanga's prior written consent shall be required with respect to any such sale so long as no Event of Default shall have occurred and be continuing; provided further, that (A) Tryon's obligations under this Agreement (including without limitation, the Advance) and the other Transaction Documents shall remain unchanged; (B) Tryon shall remain solely responsible to the other Parties hereto for the performance of such obligations, and Scaramanga shall continue to deal solely and directly with Tryon in connection with Tryon's rights and obligations under this Agreement and the other Transaction Documents; and (C) a participant shall not be entitled to require Tryon to take or omit to take any action hereunder except (1) action directly effecting an extension of the maturity dates or decrease in the principal amount of the Advance, (2) action directly effecting an extension of the due dates or a decrease in the rate of interest payable on the Advance or the fees payable under this Agreement, or (3) actions directly effecting a release of all or a substantial portion of the Collateral or any Scaramanga Party (except as set forth herein or in any other Transaction Document). The Scaramanga Parties agree that each participant shall be entitled to the benefits of the "Taxes" provision set forth in Article 10 of this Agreement with respect to its participation in any portion of the Advance (subject to the requirements and limitations therein, including the requirements under Section 10(g)); provided, however, that such participant (x) agrees to be subject to the provisions of Sections 10(f) as if it were a Recipient hereunder and (y) shall not be entitled to receive any greater payment under Section 10, with respect to any participation, than Tryon would have been entitled to receive, except to the extent such entitlement to receive a greater payment results from a change in law that occurs after the participant acquired the applicable participation.

(ix) In the event that Tryon sells participations pursuant to Section 11(c)(viii), Scaramanga has designated Grosvenor Park Media GP Corporation as its non-fiduciary agent to maintain a register for this purpose on which it enters the name of all participants in the Registered Advance held by Tryon and the principal amount (and stated interest thereon) of the portion of the Registered Advance that is the subject of the participation (the "Participant Register"). A Registered Advance (and the registered note, if any, evidencing the same) may be participated in whole or in part only by registration of such participation on the Participant Register (and each registered note shall expressly so provide). Any attempted sale of a participation that fails to satisfy the requirements set forth in clauses (viii) and (ix) of this Section 11(c) shall be null and void. Grosvenor Park Media GP Corporation shall have no obligation to disclose all or any portion of the Participant Register (including the identity of any Participant or any information relating to a Participant's interest in a Registered Advance) to any person or entity except to the extent that such disclosure is necessary to establish that such Registered Advance is in registered form under Section 5f.103-1(c) of the United States Treasury Regulations. Notwithstanding anything to the contrary in this Agreement or any note executed pursuant hereto, the entries in the Participant Register shall be conclusive absent manifest error, and Grosvenor Park Media GP Corporation shall treat each person or entity whose name is recorded in the Participant Register as the owner of such participation for all purposes of this Agreement notwithstanding any notice to the contrary.

(d) No Partnership or Third Party Beneficiaries. Nothing herein contained shall constitute a partnership between or joint venture by the Parties hereto or constitute either Party the agent of the other. Neither Party shall hold itself out contrary to the terms of this paragraph and neither Party shall become liable by reason of any representation, act or omission of the other contrary to the provisions

hereof. This Agreement is not for the benefit (other than an indemnified party) and shall not be deemed to give any right or remedy to any third party (other than an indemnified party).

(e) Costs and Expenses.

(i) Closing Expenses. On the Closing Date, Scaramanga shall reimburse Tryon for all reasonable and documented legal fees, reasonable and documented consultant fees and other reasonable and documented expenses incurred by Tryon in connection with the consummation of the transactions contemplated hereunder (the "Tryon Closing Expenses"), which shall be reduced dollar-for-dollar by the legal deposit actually paid by Scaramanga prior to the Closing Date; provided, however, that the total amount of expenses reimbursable on the Closing Date shall not exceed \$225,000.

(ii) General Costs. Scaramanga agrees to, upon demand, reimburse Tryon for all out-of-pocket costs and expenses (including, without limitation, Tryon's outside legal counsel fees) in connection with the enforcement or collection (e.g., waivers, amendments, collection, enforcement proceedings and exercise of remedies) of the rights and remedies of Tryon in connection with this Agreement or the other Transaction Documents, or as a result of any transaction, action or non-action arising from any of the foregoing.

(iii) Costs and Expenses as Obligations. The costs and expenses described in this Section 11(e) (including, without limitation, court costs and legal counsel fees and disbursements) shall be payable by Scaramanga to Tryon promptly upon demand by Tryon therefor and shall constitute "Obligations" secured by the lien granted hereunder and under the other Transaction Documents.

(f) Further Assurances. Scaramanga shall promptly execute and deliver to Tryon all further documents Tryon may reasonably request to (i) evidence, maintain, protect, enforce and defend its rights hereunder; (ii) perfect, protect, evidence, renew and/or continue the security interest herein granted and (iii) effectuate the transactions contemplated by this Agreement and the other Transaction Documents (including any assignment or participation contemplated by Section 11(c)). If Scaramanga fails to, or is unable to, execute and deliver any such documents or instruments within ten (10) days upon Scaramanga's receipt of written request therefor by Tryon, Scaramanga hereby appoints Tryon its irrevocable attorney-in-fact to execute and deliver any such document for and on behalf of Scaramanga, and Scaramanga agrees that such appointment constitutes a power coupled with an interest and is irrevocable under any and all circumstances. Tryon shall provide Scaramanga with copies of any such documents executed by Tryon on behalf of Scaramanga; provided, however, that the failure to provide any such copies shall not constitute a breach of this Agreement.

(g) Prior Agreements, Waivers and Amendments; Headings. This Agreement (including the schedules) and the Transaction Documents contain the full and complete understanding between the Parties, supersede all prior agreements and understandings, whether written or oral pertaining thereto and cannot be modified except by a written instrument signed by both Parties. No waiver of any term or condition of this Agreement shall be construed as a waiver of any other term or condition; nor shall any waiver of any default under this Agreement be construed as a waiver of any other default. The descriptive headings of the sections of this Agreement are for convenience only and do not constitute a part of this Agreement.

(h) Governing Law/Consent to Jurisdiction. This Agreement shall be governed by and construed in accordance with the laws of the State of New York (other than its rules of conflicts of laws to the extent that the application of the laws of another jurisdiction would be required thereby). Each of the Parties agrees that any legal suit, action or proceeding arising out of or based on this Agreement or the transactions contemplated hereby shall be instituted in any State or Federal court sitting in the City of New York, and hereby waives any objection which it may have, now or in the future, to the laying of venue of any such proceeding, and irrevocably submits to the non-exclusive jurisdiction of such courts in any suit, action or proceeding. In the event of any suit or action to enforce or interpret any provision of this Agreement (or which is based on this Agreement), the prevailing party will be entitled to recover, in addition to other costs, reasonable out-of-pocket attorney fees in connection with such suit or action and in any appeal.

(i) WAIVER OF JURY TRIAL. TO THE EXTENT NOT PROHIBITED BY APPLICABLE LAW WHICH CANNOT BE WAIVED, EACH PARTY TO THIS AGREEMENT HEREBY WAIVES, AND COVENANTS THAT IT WILL NOT ASSERT (WHETHER AS PLAINTIFF, DEFENDANT OR OTHERWISE), ANY RIGHT TO TRIAL BY JURY IN ANY FORUM IN RESPECT OF ANY ISSUE, CLAIM, DEMAND, ACTION, OR CAUSE OF ACTION ARISING OUT OF OR BASED UPON THIS AGREEMENT, THE SUBJECT MATTER HEREOF, ANY OTHER TRANSACTION DOCUMENT OR THE SUBJECT MATTER THEREOF, IN EACH CASE WHETHER NOW EXISTING OR HEREAFTER ARISING AND WHETHER IN CONTRACT OR TORT OR OTHERWISE. EACH PARTY ACKNOWLEDGES THAT THE PROVISIONS OF THIS SECTION 11(i) CONSTITUTE A MATERIAL INDUCEMENT UPON WHICH THE OTHER PARTY HAS RELIED, IS RELYING AND WILL RELY IN ENTERING INTO THIS AGREEMENT AND ANY OTHER TRANSACTION DOCUMENT. ANY PARTY MAY FILE AN ORIGINAL COUNTERPART OR A COPY OF THIS SECTION 11(i) WITH ANY COURT AS WRITTEN EVIDENCE OF THE CONSENT OF SUCH PARTY TO THE WAIVER OF ITS RIGHTS TO TRIAL BY JURY.

(j) WAIVER WITH RESPECT TO DAMAGES. SCARAMANGA ACKNOWLEDGES THAT TRYON HAS NO FIDUCIARY RELATIONSHIP WITH, OR FIDUCIARY DUTY TO, SCARAMANGA ARISING OUT OF OR IN CONNECTION WITH THIS AGREEMENT OR ANY OTHER TRANSACTION DOCUMENT AND THE RELATIONSHIP BETWEEN TRYON, ON THE ONE HAND, AND SCARAMANGA, ON THE OTHER HAND, IN CONNECTION THEREWITH IS SOLELY THAT OF CREDITOR AND DEBTOR.

(k) Severability. In case any provision of this Agreement, the Note or of any other Transaction Document shall be invalid, illegal or unenforceable in any jurisdiction, then, as to such jurisdiction only, such provision shall, to the minimum extent of such prohibition or unenforceability, be deemed severed from the remainder of such agreement and the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

(l) Counterparts. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Any signature page delivered electronically, or by facsimile, shall be binding to the same extent as an original signature page. Any Party which delivers such a signature page agrees to later deliver an original counterpart to any Party which requests it.

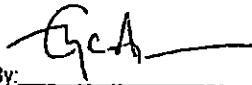
(m) Public Announcements. Except as and to the extent required by law, without the prior written consent of the other Party, no Party will make, and each will direct its representatives not to make,

directly or indirectly, any press release or similar public comment, statement, or communication with respect to the Facility or any of the terms or other aspects thereof. If any Party is required by law to make such disclosure, it will provide to the other Party as far in advance of its disclosure as practicable (a) the content of the proposed disclosure; (b) the reasons that such disclosure is required by law; and (c) the time and place that the disclosure will be made.

Please indicate your acceptance of and agreement with the foregoing by signing in the space provided below.

Very truly yours,

Tryon Management Services Limited

By:   
Name: EDWARD ALLABY  
Title: DIRECTOR

ACCEPTED AND AGREED:  
Scaramanga Bros., Inc.

By: \_\_\_\_\_  
Its: \_\_\_\_\_

*[Signature page to Advance Agreement]*

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CONFIDENTIAL

EWC\_BLOOM001066

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Please indicate your acceptance of and agreement with the foregoing by signing in the space provided below.

Very truly yours,

Tryon Management Services Limited

By: \_\_\_\_\_

Name:

Title:

**ACCEPTED AND AGREED:**  
Scaramanga Bros., Inc.

By: Joel Mandel  
Its: Chief Financial Officer

*(Signature page to Advance Agreement)*

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CONFIDENTIAL

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**Schedule 4(g)**

**Services Agreement**

- (1) Memorandum of Agreement, dated as of August 28, 2008, between Bandersnatch Productions, Inc. and Scaramanga, as supplemented by (a) WDP's Actor/Loan-Out Standard Terms and Conditions and the rider thereto; (b) Exhibit "CB" and the rider thereto; (c) Exhibit "DRCB" and the rider thereto; (d) Exhibit I; (e) that certain Side Letter dated August 28, 2008, between Bandersnatch Productions, Inc. and Scaramanga; and (f) the Inducement.
- (2) (a) Memorandum of Agreement, dated as of August 7, 2002, between First Mate Productions, Inc. and Scaramanga, as supplemented by (i) WDP's Actor/Loan-Out Standard Terms and Conditions and the rider thereto; (ii) Exhibit "CB" and the rider thereto; (iii) Exhibit "DRCB" and the rider thereto; (iv) Exhibit "I"; (v) that certain Side Letter dated August 7, 2002, between First Mate Productions, Inc. and Scaramanga; (vi) that certain amendment dated October 4, 2002 and (vii) the Inducement and (b) that certain Guaranty, dated as of August 7, 2002, between Walt Disney Pictures and Scaramanga.
- (3) Memorandum of Agreement, dated as of August 7, 2002, between First Mate Productions, Inc. and Scaramanga, as supplemented by (a) WDP's Actor/Loan-Out Standard Terms and Conditions and the rider thereto; (b) Exhibit "CB" and the rider thereto; (c) Exhibit "DRCB" and the rider thereto; (d) Exhibit "I"; (e) that certain Side Letter dated August 7, 2002, between First Mate Productions, Inc. and Scaramanga; (f) that certain amendment dated as of October 4, 2002; (g) the Inducement; and (h) the Letter Agreement, dated as of August 19, 2004, between Second Mate Productions, Inc. and Scaramanga.
- (4) Memorandum of Agreement, dated as of April 22, 2010, between Fourth Mate Productions, Inc. and Scaramanga, as supplemented by (a) WDP's Actor/Loan-Out Standard Terms and Conditions and the rider thereto; (b) Exhibit "CB" and the rider thereto; (c) Exhibit "DRCB" and the rider thereto; (d) Exhibit I; (e) that certain Side Letter dated April 22, 2010, between Fourth Mate Productions, Inc. and Scaramanga; and (f) the Inducement.

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Schedule 4(m)

Advisors & Professional/Services Fees

<u>Advisor Name</u>	<u>Professional/Services Fees</u>
Joel Mandel of <i>The Management Group</i>	5% of Gross Receipts derived from the Pictures
Jacob A. Bloom of <i>Bloom Hergott Diemer Rosenthal LaViolette, Feldman Schenkman &amp; Goodman, LLP</i>	5% of Gross Receipts derived from the Pictures
Tracey Jacobs of <i>United Talent Agency</i>	10% of Gross Receipts derived from the Pictures

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**EXHIBIT A**

**Form of Promissory Note**

**Attached**

**EXHIBIT B**  
**Form of Pledge Agreement**

**Attached**

**EXHIBIT C**

**Form of Guaranty**

**Attached**

**EXHIBIT D**  
**Form of Notices of Assignment**

**Attached**

**EXHIBIT E-1**

**Form of U.S. Tax Compliance Certificate**

**(For Foreign Recipients That Are Not Partnerships For U.S. Federal Income Tax Purposes)**

Reference is hereby made to the agreement dated as of [ ] (as amended, supplemented or otherwise modified from time to time, the "Agreement"), among [ ], and each Recipient from time to time party thereto.

Pursuant to the provisions of Section 10 of the Agreement, the undersigned hereby certifies that (i) it is the sole record and beneficial owner of the Advance) (as well as any Note(s) evidencing such Advance) in respect of which it is providing this certificate, (ii) it is not a bank within the meaning of Section 881(c)(3)(A) of the Code, (iii) it is not a ten percent shareholder of Scaramanga within the meaning of Section 871(h)(3)(B) of the Code and (iv) it is not a controlled foreign corporation related to Scaramanga as described in Section 881(c)(3)(C) of the Code.

The undersigned has furnished Scaramanga with a certificate of its non-U.S. Person status on IRS Form W-8BEN or W-8BEN-E, as applicable. By executing this certificate, the undersigned agrees that (1) if the information provided on this certificate changes, the undersigned shall promptly so inform Scaramanga, and (2) the undersigned shall have at all times furnished Scaramanga with a properly completed and currently effective certificate in either the calendar year in which each payment is to be made to the undersigned, or in either of the two calendar years preceding such payments.

Unless otherwise defined herein, terms defined in the Agreement and used herein shall have the meanings given to them in the Agreement.

[NAME OF RECIPIENT]

By:

Name:

Title:

Date: \_\_\_\_\_ 20[ ]

**EXHIBIT E-2**

**Form of U.S. Tax Compliance Certificate**

**(For Foreign Participants That Are Not Partnerships For U.S. Federal Income Tax Purposes)**

Reference is hereby made to the Agreement dated as of [ ] (as amended, supplemented or otherwise modified from time to time, the "Agreement"), among [ ], and each Recipient from time to time party thereto.

Pursuant to the provisions of Section 10 of the Agreement, the undersigned hereby certifies that (i) it is the sole record and beneficial owner of the participation in respect of which it is providing this certificate, (ii) it is not a bank within the meaning of Section 881(c)(3)(A) of the Code, (iii) it is not a ten percent shareholder of Scaramanga within the meaning of Section 871(h)(3)(B) of the Code, and (iv) it is not a controlled foreign corporation related to Scaramanga as described in Section 881(c)(3)(C) of the Code].

The undersigned has furnished its participating Recipient with a certificate of its non-U.S. Person status on IRS Form W-8BEN or W-8BEN-E, as applicable. By executing this certificate, the undersigned agrees that (1) if the information provided on this certificate changes, the undersigned shall promptly so inform such Recipient in writing, and (2) the undersigned shall have at all times furnished such Recipient with a properly completed and currently effective certificate in either the calendar year in which each payment is to be made to the undersigned, or in either of the two calendar years preceding such payments.

Unless otherwise defined herein, terms defined in the Agreement and used herein shall have the meanings given to them in the Agreement.

[NAME OF PARTICIPANT]

By:

Name:

Title:

Date: \_\_\_\_\_, 20[ ]

**EXHIBIT E-3**

**Form of U.S. Tax Compliance Certificate**

**(For Foreign Participants That Are Partnerships For U.S. Federal Income Tax Purposes)**

Reference is hereby made to the Agreement dated as of [ ] (as amended, supplemented or otherwise modified from time to time, the "Agreement"), among [ ], and each Recipient from time to time party thereto.

Pursuant to the provisions of Section 10 of the Agreement, the undersigned hereby certifies that (i) it is the sole record owner of the participation in respect of which it is providing this certificate, (ii) its direct or indirect partners/members are the sole beneficial owners of such participation, (iii) with respect such participation, neither the undersigned nor any of its direct or indirect partners/members is a bank extending credit pursuant to a loan agreement entered into in the ordinary course of its trade or business within the meaning of Section 881(c)(3)(A) of the Code, (iv) none of its direct or indirect partners/members is a ten percent shareholder of Scaramanga within the meaning of Section 871(h)(3)(B) of the Code and (v) none of its direct or indirect partners/members is a controlled foreign corporation related to Scaramanga as described in Section 881(c)(3)(C) of the Code.

The undersigned has furnished its participating Recipient with IRS Form W-8IMY accompanied by one of the following forms from each of its partners/members that is claiming the portfolio interest exemption: (i) an IRS Form W-8BEN or W-8BEN-E, as applicable or (ii) an IRS Form W-8IMY accompanied by an IRS Form W-8BEN or W-8BEN-E, as applicable, from each of such partner's/member's beneficial owners that is claiming the portfolio interest exemption. By executing this certificate, the undersigned agrees that (1) if the information provided on this certificate changes, the undersigned shall promptly so inform such Recipient and (2) the undersigned shall have at all times furnished such Recipient with a properly completed and currently effective certificate in either the calendar year in which each payment is to be made to the undersigned, or in either of the two calendar years preceding such payments.

Unless otherwise defined herein, terms defined in the Agreement and used herein shall have the meanings given to them in the Agreement.

[NAME OF PARTICIPANT]

By:

Name:

Title:

Date: \_\_\_\_\_, 20[ ]

**EXHIBIT E-4**

**Form of U.S. Tax Compliance Certificate**

**(For Foreign Recipients That Are Partnerships For U.S. Federal Income Tax Purposes)**

Reference is hereby made to the Agreement dated as of [ ] (as amended, supplemented or otherwise modified from time to time, the "Agreement"), among [ ], and each lender from time to time party thereto.

Pursuant to the provisions of Section 10 of the Agreement, the undersigned hereby certifies that (i) it is the sole record owner of the Advance (as well as any Note(s) evidencing such Advance) in respect of which it is providing this certificate, (ii) its direct or indirect partners/members are the sole beneficial owners of such Advance (as well as any Note(s) evidencing such Loan(s)), (iii) with respect to the extension of credit pursuant to this Agreement or any other Transaction Document, neither the undersigned nor any of its direct or indirect partners/members is a bank extending credit pursuant to a loan agreement entered into in the ordinary course of its trade or business within the meaning of Section 881(c)(3)(A) of the Code, (iv) none of its direct or indirect partners/members is a ten percent shareholder of Scaramanga within the meaning of Section 871(h)(3)(B) of the Code and (v) none of its direct or indirect partners/members is a controlled foreign corporation related to Scaramanga as described in Section 881(c)(3)(C) of the Code.

The undersigned has furnished Scaramanga with IRS Form W-8IMY accompanied by one of the following forms from each of its partners/members that is claiming the portfolio interest exemption: (i) an IRS Form W-8BEN or W-8BEN-E, as applicable or (ii) an IRS Form W-8IMY accompanied by an IRS Form W-8BEN or W-8BEN-E, as applicable, from each of such partner's/member's beneficial owners that is claiming the portfolio interest exemption. By executing this certificate, the undersigned agrees that (1) if the information provided on this certificate changes, the undersigned shall promptly so inform Scaramanga, and (2) the undersigned shall have at all times furnished Scaramanga with a properly completed and currently effective certificate in either the calendar year in which each payment is to be made to the undersigned, or in either of the two calendar years preceding such payments.

Unless otherwise defined herein, terms defined in the Agreement and used herein shall have the meanings given to them in the Agreement.

[NAME OF PARTICIPANT]

By:

Name:

Title:

Date: \_\_\_\_\_ 20[ ]

# EXHIBIT 44

## LEASE AGREEMENT

AGREEMENT made this 12th day of November 2014

BETWEEN:

Landlord: Michael Sydney Doohan (Landlord)

AND:

Guest: LRD Productions, Inc. (Guest)

In consideration of the payment of the rental specified below, and the following terms and conditions of holiday letting, the Landlord gives the Guest (and the Guest's representatives, clients or designates) the right to occupy the Premises for personal rental purposes only, as follows:

Premises: 290 Coleman Road, Coomera, QLD.  
(together with the furniture and effects contained therein).

Rent: AUD\$667,000 for the entire rental period, which is deemed to be inclusive of water, gas, electricity and any other ownership and occupancy costs.

Term: The period commencing at 1.00 pm on 27th January, 2015, and terminating at 4.00pm, on 3rd July, 2015.

Security Deposit: AUD50,000 to cover damages and carpet cleaning (receipts to be provided) balance of security deposit to be refunded 28th July, 2015.

Security Deposit is to be paid prior to Guest moving into the property.



**TERMS AND CONDITIONS OF HOLIDAY LETTING**

**PAYMENT OF RENTAL:** The Rent is to be paid direct into the Landlord's bank account in three stages;

- First payment of AUD\$267,000 due Immediately (upon signing of agreement)
- Second payment of AUD\$200,000 due on 14th December, 2014
- Final payment of AUD\$200,000 due on 23rd January, 2015.

Failure to pay the Rent pursuant to the terms of this Agreement will be a breach of this Agreement and entitle the Landlord to terminate this Agreement and claim any reasonable damages suffered by the Landlord in connection with the breach and termination of the Agreement. Notwithstanding the foregoing, Guest will have a 3 business day period in which to cure said failure to pay.

All moneys due to be paid in Australian dollar ONLY.

**CANCELLATION:**

The Guest acknowledges and agrees that given the short period prior to the commencement of the occupancy the Guest:

- (a) may not cancel this booking; and
- (b) is not entitled to a refund of the whole or any part of the rent it has paid unless the Landlord is able to re-let the Premises during the same period as the term of this agreement; and
- (c) if the Guest is not entitled to the refund of the whole or any part of the rent under this Agreement pursuant to paragraph (b) above, that the forfeiture is a genuine pre-estimate of the loss that the Landlord will suffer.

**REPRESENTATIVES:** A representative agreeable to the Guest and the Landlord will be available during the Term to assist with demonstrating the property features and to assist with rectifying any operational issues including repairs and maintenance if required and to liaise, if required, between the Guest and the Landlord. This person is to be provided purely for general assistance and liaison purposes only. Except in the case of a bona fide emergency, such representative may only enter the Premises with Guest's prior approval.

Should a representative be acting on behalf of the Guest, it is deemed that such representative's decision on matters relating to the letting of the Premises is final on behalf of the Guest.

**ACKNOWLEDGEMENT** The Guest acknowledges and agrees that:

- (a) he or his representatives has made all due enquiries and inspections of the Premises prior to entering into this Agreement;
- (b) accepts the Premises in its current state and condition;
- (c) the Premises is suitable for the needs and purposes of the Guest; and
- (d) except as expressly set out in this Agreement or as otherwise implied by law, the Landlord makes no representation or warranty concerning the Premises and the Guest has not relied on any representation or warranty made by or for and on behalf of the Landlord unless expressly set out in this Agreement.

**HOUSEKEEPER:** The Landlord agrees to the Guest using the services of the property's housekeeper, for up to 29 hours per week, and thereafter by mutual agreement.

**BREAKAGES:** All damages, breakages and losses to the Premises and/or furniture, furnishings and lock and key replacements are to be reported to the Landlord immediately.

The Guest will recompense the Landlord for damages, breakages and losses that are caused directly by guest's gross negligence or wilful misconduct, (fair wear and tear excepted) provided

such costs are supported by reasonable third party written receipts.

The Guest must not make any improper use of the Premises including any septic, sullage, drainage system and other services connected to the Premises.

**PETS:** The Guest may keep a pet on the premises, with permission from the Landlord, or the Landlord's representative.

**GARBAGE:** Garbage is to be put into the receptacles provided with the Premises which shall be put out by the Guest on the street for collection on the applicable nights provided the Guest is made aware of the applicable nights for garbage collection. The Guest will pay for the removal of excess garbage (at cost).

**CONFIDENTIALITY:** Except to the extent required by law or the information is already in the public domain other than due to a breach of this clause:

- (a) prior to and during the occupancy of the Premises by the Guest, the Landlord agrees to keep confidential the identity of the Guest; and any occupants of the Premises; and
- (b) the Guest and the Landlord (and any agents of the Landlord) agree to keep confidential the details and terms of this Agreement prior to, during and after the Term,

other than disclosing it to its professional advisers for the purposes of this Agreement.

This section shall survive the expiration of the Term of this Agreement. See attached addendum.

**NUMBER OF PERSONS:** The number of persons living at the Premises must not exceed 10.

**NOISE:** The Guest will comply with any statutory laws, by laws or regulations applicable to the Premises of which Guest should reasonably be aware.

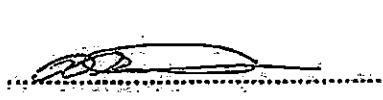
**USE OF PREMISES:** The Guest further will use the Premises, purposes only and will not use the Premises for any functions or parties etc. unless prior written permission is

granted by the Landlord. Notwithstanding the foregoing, Landlord expressly permits Guest to have up to 20 guests and the Premises at any given time.

- INSURANCE:** The Landlord represents and is responsible for ensuring that the Premises (and the furniture and effects contained therein) are adequately insured and that there is an adequate cover of public liability insurance in place.
- DEFAULT:** Should the Guest default under the terms of this Agreement, then the Landlord may immediately terminate the occupancy and re-enter the Premises or take such other action as the Landlord may deem desirable in the circumstances. Notwithstanding the foregoing, Landlord will notify Guest in writing of any alleged default, and Guest will have 3 business days to cure.
- GST:** If there is a taxable supply by the Landlord in connection with the Agreement the Guest must pay the amount of any GST due in respect of that taxable supply.
- GOVERNING LAW:** This Agreement will be governed by the laws of Queensland, and the parties agree to submit to the non-exclusive jurisdiction of the Courts of Queensland.
- WAIVER OF INJUNCTIVE RELIEF:** Landlord acknowledges that in the event of a breach of this Agreement by Guest or any third party, the damage if any, caused Landlord thereby will not be irreparable or otherwise sufficient to entitle Landlord to seek or obtain injunctive or other suitable relief against the exhibition or other exploitation of the picture.

Executed as an agreement

SIGNED by or on behalf of the parties on the date first mentioned above:



**Landlord****Guest****I DECLARE I HAVE READ AND ACCEPTED THE CONDITIONS OF BOOKING**

- First payment of AUD\$267,000 due immediately  
(upon signing of agreement)
- Second payment of AUD\$200,000 due on 14th December, 2014
- Final payment of AUD\$200,000 due on 23rd January, 2015.

Signed by Guest

Date

**LANDLORD'S REPRESENTATIVE**

Linda Barker  
Executive Assistant to  
Michael Doohan  
Phone: +61 (0)7 5580 3499  
Mobile: +61 (0)439 665 755

Email: alterine@bigpond.net.au

**LANDLORD'S BANK DETAILS**

Account: Michael Sydney Doohan  
Bank/Branch: NAB, 27 Scarborough St, Southport  
Account No.: 148224385  
BSB: 084917

**GUEST'S REPRESENTATIVE**

**Linda Barker  
Executive Assistant to  
Michael Doohan  
Phone: +61 (0)7 5580 3499  
Mobile: +61 (0)439 665 755**

**Email: alterline@bigpond.net.au**

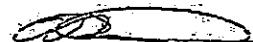
**tba**

Addendum to Lease Agreement

This Addendum to Lease Agreement ("Addendum") is attached to that certain Lease Agreement dated November 12, 2014 ("Agreement") respecting the real property 290 Coleman Road, Coomera, QLD (the "Property"); this Addendum and the Agreement shall be considered to be one, integrated document. Without limiting the foregoing, execution and/or acceptance of the Agreement shall be deemed to be execution and/or acceptance of this Addendum. To the extent that the terms and conditions of this Addendum conflict with the terms and conditions of the Agreement, this Addendum shall prevail and control. All defined terms of the Agreement shall retain their meaning herein.

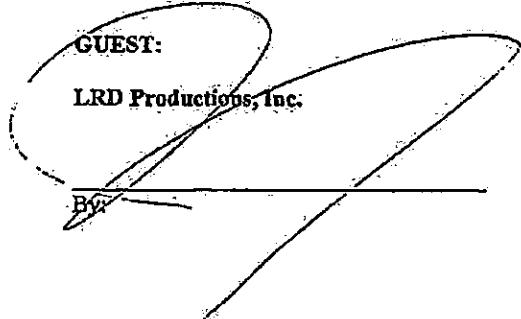
- 1) **MAINTENANCE.** Landlord shall have the responsibility to maintain the Premises in good repair at all times.
- 2) **ACCESS BY LANDLORD TO PREMISES.** Landlord understands that the Premises may be occupied by high profile individuals and that the privacy of such individuals is of the utmost importance. Accordingly, the right to enter the Premises to make inspections and/or to provide necessary services shall be upon the specific request or with the specific consent of Guest only, save and except in the case of a bona fide emergency.
- 3) **CONFIDENTIALITY.** All parties and agents acknowledge and agree that as a result of the negotiation, execution and/or operation of the Lease, they may or may have become aware of non-public information concerning Guest or other occupants' or any of their guests, invitees and family members'. The parties further acknowledge and agree that the information described in the foregoing sentence is private and confidential and is exclusively owned and controlled by Guest, shall be deemed strictly private, secret and sensitive and shall be kept confidential. The parties agree that they shall not, directly or indirectly, verbally or otherwise, whether learned before, during or after the negotiation and execution of the Lease, disclose, in any form or manner, such information to any person, firm or entity whatsoever or use any such information or items for their own account.

**LANDLORD:**

  
Michael Sydney Doohan

28-11-2014  
Dated

**GUEST:**

  
LRD Productions, Inc.

BW  
Dated

**CONFIDENTIAL**

## EXHIBIT 54



MENU ☰

# Disney Reportedly Scraps Plans For Depp's 'POTC 6' Return

IN DISNEY, MOVIES

Posted on November 5, 2020 by Rebekah Barton

• 31 Comments



Credit: Disney

This week has not been a banner one for actor Johnny Depp who is, perhaps, most famous for his portrayal of Captain Jack Sparrow in Disney's *Pirates of the Caribbean* film franchise.



Credit: Disney

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Depp lost his libel lawsuit against Britain's *The Sun* newspaper publisher and, now, Walt Disney Studios has reportedly decided they want nothing to do with him if the *Pirates of the Caribbean* franchise gets its rumored reboot.

It would seem that, although Depp wasn't being considered for a starring role in the as-yet untitled sixth POTC film, Disney executives were thinking about casting him in a smaller part — or even a cameo — as the iconic Captain Sparrow. Following the verdict of his lawsuit, however, Disney has apparently abandoned ship in regard to this idea.

Although it is unsurprising that Disney would back away from the drama currently surrounding Depp — the lawsuit involved allegations of domestic violence against the actor's ex-wife Amber Heard — it is unfortunate news for fans who were hoping to see the movie series' original star return in some capacity.

Most recently, there were rumors that former Disney Channel star Zac Efron would take over as the *Pirates of the Caribbean* lead, perhaps as a younger version of Jack Sparrow in a prequel.

Credit: Disney

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At present, IMDB has few details regarding the sixth *Pirates of the Caribbean* installment. They have noted that Joachim Rønning (*Pirates of the Caribbean: Dead Men Tell No Tales*, *Maleficent: Mistress of Evil*) is set to direct and Ted Elliott (*Pirates of the Caribbean: Dead Men Tell No Tales*, *Shrek The Musical*) will write the screenplay.

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## MY VIDEOS

[Top 5 Magic Kingdom Rides](#)

### Top 5 Magic Kingdom Rides

Inside the Magic's 5 favorite rides at the Magic Kingdom in Walt Disney W...

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For Depp's part, there are currently rumors he and Tim Burton may be teaming-up again for Burton's upcoming streaming *The Addams Family* series.

It is important to note that The Walt Disney Company has made no formal announcement regarding *Pirates of the Caribbean 6* casting or Depp's return.

**Were you hoping Johnny Depp would return for *Pirates of the Caribbean 6*? What storyline do you think the next movie will have if it gets off the ground in the near future?**

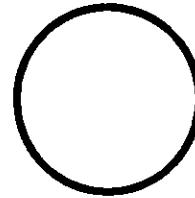
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Falcon.



### Rebekah Barton

lived in Beast's castle or was making the Kessel Run in the Millennium Falcon.  
book, or doing yoga. She never misses jeopardy and alternately wishes she  
spending time with her family, shopping for Lilly Pulitzer, buried in a good  
When she's not planning her next Disney trip, Rebekah can be found

Leave a comment

Posted on November 5, 2020 by Rebekah Barton

### Which Major 'Star Wars' Character Might Show Up in 'The Mandalorian'?

Leave a comment

Posted on November 5, 2020 by Katrina Jennings

### Lola Will Reportedly be Bisexual in Disney+ Series

Leave a comment

Posted on November 5, 2020 by Rebekah Barton

### Disney Reportedly Scraps Plans For Deppe's POTC 6, Return

[VIEW COMMENTS \(81\)](#)

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OLDER

## **Loki Will Reportedly be Bisexual in Disney+ Series**

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By Rebekah Barton

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By Alessa Dufresne

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By Monique Reynoso

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## You May Have to Take a COVID Test to Fly to Disney World

By Rebekah Barton

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## Cast Member Receives Nearly \$2,000 After Guest Refused to Tip

By Rebekah Barton

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**Inside the Magic** was created in 2005. What started as a tiny central Florida based website and short weekly podcast that provided our audience the opportunity to visit Walt Disney World virtually has grown to the publishing company it is today. We focus on bringing you all things fun so you can plan your theme park vacation, enjoy Disney at home, and more.

ITM now consists of multiple writers living near both Disneyland and Walt Disney World theme parks and around the world. This allows us to bring you the most interesting, entertaining, and unique entertainment experiences, covering theme parks, movies, TV, video games, special events and so much more.



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AN ELITE CAFEMEDIA LIFESTYLE PUBLISHER

## EXHIBIT 55



Cindy Hickox &lt;cindy@stalwartlaw.com&gt;

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**Fwd: National Enquirer Comment Request Re: Johnny Depp--Addition**

Robin Baum <robin@slate-pr.com>  
To: Christi Dembrowski <cd@infinitum-nihil.com>

Thu, Dec 18, 2014 at 11:26 AM

Sent from my iPhone

Begin forwarded message:

**From:** "Gonzalez, Patricia" <pgonzalez@nationalenquirer.com>  
**Date:** December 18, 2014 at 10:32:11 AM PST  
**To:** Robin Baum <robin@slate-pr.com>  
**Cc:** "lindsaym@slate-pr.com" <lindsaym@slate-pr.com>, "Cartwright, Lachlan" <lcartwright@radaronline.com>  
**Subject:** National Enquirer Comment Request Re: Johnny Depp--Addition

Robin--

An addition to the comment request sent earlier today...

The source also tells us that: "Johnny's problem has always been his issue with moderation. Once he starts he can't stop, and it turns him into a pig. It's got so bad that she's locked herself in the bathroom for hours waiting for him to sober up because she just can't deal with his mood swings. She understands he's still reeling with shock over his string of movie flops and he's going through a real mid-life crisis, but Amber [Heard] can't live with it anymore. She feels like some surrogate mom, who has to cook, clean, organize his diary all the time. It's not what she signed up for."

Please kindly attempt to provide any comment by 10 am ET tomorrow, Friday, December 19th to Lachlan Cartwright, Executive Editor, at 646-885-4108 [Office] or LCartwright@amilink.com.

Thank You,  
Patricia Gonzalez  
The National Enquirer

Office# 646-521-2845  
E-mail: PGonzalez@nationalenquirer.com

BAUM 0000404

---

**From:** Gonzalez, Patricia  
**Sent:** Thursday, December 18, 2014 12:17 PM  
**To:** robin@slate-pr.com  
**Cc:** lindsaym@slate-pr.com; Cartwright, Lachlan  
**Subject:** National Enquirer Comment Request Re: Johnny Depp

Robin--

The National ENQUIRER is preparing to publish a story that Johnny Depp has turned his party palace into a rehab retreat.

Sources tell The ENQUIRER the embattled actor — who embarrassed himself with a bizarre and seemingly intoxicated speech at the Hollywood Film Awards on November 14 — has entered an at-home treatment program.

Rather than checking into a traditional clinic, Depp is getting help for his booze battle by participating in rehab from the comfort of his multi-million dollar Los Angeles home — a technique previously pioneered by Charlie Sheen.

The treatment forced the 51-year-old to skip the premiere for his Christmas Day blockbuster "Into the Woods," which debuted at the Ziegfeld Theatre in New York City on December 8, according to a top Hollywood source.

"It raised a lot of questions," said the source. "People were discreetly told that Johnny is relying on professionals to help him through this fight, in private."

"The decision was motivated at least in part by concerns over Johnny's privacy -- having caregivers come to him eliminates the risk of fellow patients or clinic staff spilling the beans about his treatment."

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Thank You,  
Patricia Gonzalez  
The National Enquirer

BAUM 0000405

10/8/2020

Stalwart Law Group Mail - Fwd: National Enquirer Comment Request Re: Johnny Depp—Addition

Office# 646-521-2845

E-mail: PGonzalez@nationalenquirer.com

BAUM 0000406

<https://mail.google.com/mail/u/0/?ik=7232971ab4&view=pt&search=all&permmsgid=msg-a%3Amul-X3UcuwAlwwYKwl41HgQHwQ&simpl=msg-a%3A...> 3/3



Cindy Hickox &lt;cindy@stalwartlaw.com&gt;

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**Fwd: National Enquirer Comment Request Re: Johnny Depp--Addition**

Robin Baum <robin@slate-pr.com>  
To: Jodi Gottlieb <jodi@independent-la.com>

Thu, Dec 18, 2014 at 10:09 PM

Sent from my iPhone

Begin forwarded message:

**From:** "Gonzalez, Patricia" <pgonzalez@nationalenquirer.com>  
**Date:** December 18, 2014 at 10:32:11 AM PST  
**To:** Robin Baum <robin@slate-pr.com>  
**Cc:** "lindsaym@slate-pr.com" <lindsaym@slate-pr.com>, "Cartwright, Lachlan" <lcartwright@radaronline.com>  
**Subject:** National Enquirer Comment Request Re: Johnny Depp--Addition

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Thank You,  
Patricia Gonzalez  
The National Enquirer

BAUM 0000407

Office# 646-521-2845

E-mail: PGonzalez@nationalenquirer.com

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**From:** Gonzalez, Patricia  
**Sent:** Thursday, December 18, 2014 12:17 PM  
**To:** robin@slate-pr.com  
**Cc:** lindsaym@slate-pr.com; Cartwright, Lachlan  
**Subject:** National Enquirer Comment Request Re: Johnny Depp

Robin--

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Rather than checking into a traditional clinic, Depp is getting help for his booze battle by participating in rehab from the comfort of his multi-million dollar Los Angeles home — a technique previously pioneered by Charlie Sheen.

The treatment forced the 51-year-old to skip the premiere for his Christmas Day blockbuster "Into the Woods," which debuted at the Ziegfeld Theatre in New York City on December 8, according to a top Hollywood source.

"It raised a lot of questions," said the source. "People were discreetly told that Johnny is relying on professionals to help him through this fight, in private."

"The decision was motivated at least in part by concerns over Johnny's privacy -- having caregivers come to him eliminates the risk of fellow patients or clinic staff spilling the beans about his treatment."

Please kindly attempt to provide any comment by 10 am ET tomorrow, Friday, December 19th to Lachlan Cartwright, Executive Editor, at 646-885-4108 [Office] or LCartwright@amilink.com.

Thank You,

BAUM 0000408

Patricia Gonzalez  
The National Enquirer

Office# 646-521-2845  
E-mail: PGonzalez@nationalenquirer.com

BAUM 0000409

## **EXHIBIT 56**

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**From:** Robin Baum  
**Sent:** Thursday, February 27, 2020 11:42 AM PST  
**To:** Bryant, Kenzie  
**Subject:** RE: Johnny Depp

I haven't seen an updated story.

Please use the below comment from Adam Waldman.

"This is why Johnny Depp seeks justice in court and not the media. The media will not report that at the end of a demonstrated abuse victim's single frustrated text to a friend, Johnny confides to Paul Bettany that he could in fact never "spray my rage at the one I love" and says he will use pills instead to numb the pain. This is the best text of 70,000 the desperate Sun tabloid could muster to save their skin."

**From:** Bryant, Kenzie <kenzie\_bryant@condenast.com>  
**Sent:** Thursday, February 27, 2020 7:31 AM  
**To:** Robin Baum <robin@slate-pr.com>  
**Subject:** Re: Johnny Depp

Thanks Robin, running an update that should appear soon. Are you the best contact for comment on both cases, in the UK and US moving forward?

Kenzie

On Wed, Feb 26, 2020 at 5:57 PM Robin Baum <[robin@slate-pr.com](mailto:robin@slate-pr.com)> wrote:

Below is from Adam Waldman, Johnny Depp's lawyer. We ask for fair comment in regard to the below story. Thank you.

"What does the Sun do to keep Amber Heard's hoax alive? Today in court we learned the answer - cherry picking a fragment of a single frustrated text message to a friend sent out of 500 gigabytes of text and email messages provided. Inconveniently for the Sun, here is what Mr Depp actually said next in his text - that he could never harm Amber: ""I am admittedly too f\*\*\*\*\* in the head to spray my rage at the one I love."

<https://www.vanityfair.com/style/2020/02/johnny-depp-lawsuits-text-messages>

--

Kenzie Bryant  
VANITY FAIR | Condé Nast  
Vanities Staff Writer  
1 World Trade Center, 27th Floor  
New York, New York 10007

# EXHIBIT 57



Adam Waldman  
@adam\_waldman



...then this in Jeff Bezos' Washington Post... Amber Heard: I spoke up against sexual violence — and faced our culture's wrath. That has to change. — The Washington Post



Opinion | Amber Heard: I spoke up against sexual violence — and faced ...  
We have an opening now to bolster and build institutions protective of women. Let's not ignore it.

[washingtonpost.com](https://washingtonpost.com)

8:46 AM · May 12, 2020



246



57 people are Tweeting about this

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff,</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S THIRD SET OF INTERROGATORIES**

Pursuant to Rule 4:8 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Third Set of Interrogatories (each, an "Interrogatory" and collectively, the "Interrogatories"), dated January 10, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. Plaintiff incorporates by reference as if fully set forth herein the General Objections contained in the Responses and Objections to Defendant's First Set of Requests for Production of Documents and Things to Plaintiff, dated September 3, 2019.

2. Plaintiff further objects to the Interrogatories on the grounds that they are overbroad, unduly burdensome, and harassing.

3. Plaintiff further objects to the number of the Interrogatories, as they each contain multiple subparts, each of which counts toward the total number of interrogatories which Defendant is permitted to serve.

4. Plaintiff further objects to the Interrogatories on the grounds that they seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

5. Plaintiff further objects to the Interrogatories on the grounds that they implicate the attorney-client privilege, work-product doctrine, and any other privilege, immunity, or protection.

6. Plaintiff further objects that the Interrogatories purport to impose obligations on Plaintiff that exceed the requirements of applicable law.

#### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

##### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Interrogatories separately and fully, in writing, under oath.

**RESPONSE:** No objection.

2. The answers You provide are to be signed by You.

**RESPONSE:** No objection.

3. Where knowledge or information in Your possession is requested, such request includes knowledge of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires knowledge from individuals not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge only.

4. Whenever appropriate in these Interrogatories, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Interrogatories any information which might otherwise be construed to be outside their scope.

**RESPONSE:** Objection. Overbroad and vague and ambiguous.

5. Unless otherwise indicated, these Interrogatories refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Objection. Overbroad and Vague and Ambiguous.

6. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge.

7. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

8. If You assert a claim of privilege as to any of Your responses to the Interrogatories, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect

to the document. If the claim of privilege relates to a communication, state the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time, and in response to interrogatories instead of requests for production, which exceeds the obligations under applicable law. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith, to the extent appropriate under applicable law.

9. If You perceive any discovery request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** Objection to the extent that the instruction purports to require responses to requests that are not appropriately tailored, material, or relevant.

10. In answering each interrogatory:

- a state whether the answer is within the personal knowledge of the person answering the interrogatory and identify each person known to have personal knowledge of the answer; and
- b identify each document that was used in any way to formulate the answer.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome and in excess of the requirements of applicable law, including but not limited to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff is not required, and will not identify persons with knowledge of each response or to identify each document that might have been used in preparing a response. Further objection is made on grounds of the attorney-client privilege, work-product doctrine, speculation, relevance, and overbreadth.

11. If, after a reasonable and thorough investigation, using due diligence, You are unable to answer any interrogatory, or any part of an interrogatory, on the grounds of lack of

information available to You, specify why the information is not available to You and what has been done to locate such information

**RESPONSE:** Objection. The instruction exceeds the requirements of applicable law, and is overly broad, unduly burdensome, and implicates the attorney-client privilege and work-product doctrine. Plaintiff is only required to respond (to the extent appropriate) to the interrogatories posed by Defendant, and is not required to provide an explanation of the manner in which a response was developed.

12. These interrogatories are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these interrogatories. Ms. Heard reserves the right to propound additional interrogatories.

**RESPONSE:** Objection to the extent the instruction exceeds the requirements of applicable law.

#### **Definitions**

a        ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b        ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c        ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d        ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e        ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f        ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g        ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** Objection. Overbroad.

h        ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** Objection. Vague and Overbroad.

i        ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j        ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k        ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l        ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action.

**RESPONSE:** No objection.

m        ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n        ***Other Litigation.*** The term “Other Litigation” includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al (“security guard case”)*  
*Gregg “Rocky” Brooks v. John C. Depp, et. al (“movie set assault case”)*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 (“attorney case”)*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al (“Mandel case”)*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o        ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** Objection. Vague and Overbroad.

p        ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q        ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r        ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s        ***Inventory.***

- (i)      The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (ii)     The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jailbroken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings

contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

t        ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp’s current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court’s November 8, 2021 Order, denying Defendant’s Motion to Compel Plaintiff’s devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff’s actual possession, custody, or control and would require the generation

of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u        ***Depp Abuse of Heard Dates.*** The phrase “Depp Abuse of Heard Dates” refers to the time periods contained in the Court’s November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term “Depp Abuse of Heard Dates” on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v        ***Mr. Depp’s Forensic Experts.*** The phrase “Mr. Depp’s Forensic Experts” refers to Bryan Neumeister and/or Mr. Neumeister’s colleague, Matt Erickson.

**RESPONSE:** No objection.

w        ***Depp Alleged Abuse by Heard Dates.*** The phrase “Depp Alleged Abuse by Heard Dates” refers to the following time periods reflected in Mr. Depp’s Declaration submitted to the Fairfax County Circuit Court in May 2019 and in Mr. Depp’s Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12-November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant’s definition of “Depp Abuse of Heard Dates.”

x        ***Declaration of Mr. Depp.*** The phrase “Declaration of Mr. Depp” refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y        ***Mr. Depp's Second Witness Statement.*** The phrase “Mr. Depp’s Second Witness Statement” refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z        ***Mr. Depp's Third Witness Statement.*** The phrase “Mr. Depp’s Third Witness Statement” refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa        ***Mr. Depp's Fifth Witness Statement.*** The phrase “Mr. Depp’s Fifth Witness Statement” refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb        ***Declaration of Ms. Heard.*** The phrase “Declaration of Ms. Heard” refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc        ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd        ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee      ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff      ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg      ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

### **INTERROGATORIES**

1. For each person identified in your Responses or any of Your Supplemental Responses to Interrogatory Number 1 of Ms. Heard’s 1st Set of Interrogatories, please describe fully the specific facts within the knowledge of each witness and how that person came to possess such knowledge.

#### **RESPONSE:**

Plaintiff repeats and incorporates by this reference the above-stated General Objections and Objections to Definitions as though set forth fully herein. Plaintiff further objects that the Interrogatory is compound. Plaintiff further objects to this Interrogatory as grossly overbroad, unduly burdensome, and harassing, because (among other reasons) it asks Plaintiff to speculate as to the knowledge of scores of other persons, as well as how each of those persons came to possess that knowledge. Plaintiff further objects to this Interrogatory on the grounds that it

contains no limitation as to subject matter, and is utterly lacking in particularity, demanding that Plaintiff “describe fully” all “specific facts” within the knowledge of scores of other persons. The lack of specific subject matter renders the Interrogatory not merely wildly overbroad and speculative, but also vague to the point of complete unintelligibility. Plaintiff further objects to this Interrogatory on the grounds that, by definition, it seeks information that is not and cannot be in possession of Plaintiff, who manifestly cannot testify as to the personal knowledge of other persons, much less the basis for that knowledge. The Interrogatory is wholly lacking in foundation, calls for speculation, and is improper in its entirety. Plaintiff can only provide evidence as to his own personal knowledge; he cannot provide evidence as to the personal knowledge of other individuals, nor can he provide evidence as to the basis of other persons’ knowledge. The means to seek knowledge in possession of persons other than Plaintiff is by taking discovery from those persons, as appropriate. Plaintiff further objects to this Interrogatory on the grounds that it exceeds the scope of discovery permitted by applicable law; Plaintiff will designate trial witnesses in accordance with the timelines set forth in the operative Scheduling Order, but is under no obligation to explain to Defendant every fact that might hypothetically be in possession of potential witnesses identified by Plaintiff or Defendant in discovery, even if he were capable of doing so (which is not the case). Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, including because it lacks any limitation as to time period. Plaintiff further objects to this Interrogatory on the grounds that it seeks the information protected by the attorney-client privilege, the work product doctrine, and any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory on the grounds that it directly implicates the impressions, analysis, and opinions of counsel as to the knowledge held by potential witnesses, and the relevance of that knowledge to this proceeding, which is

protected work product and not permitted to be disclosed to Defendant. As such, the Interrogatory represents an improper attempt to intrude on Plaintiff's counsel's trial preparation. Plaintiff further objects to this Interrogatory as calling for information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence, nor proportional to this case. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks information that is irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to the extent that this Interrogatory assumes facts not in evidence and relates to allegations that Plaintiff intends to disprove. Plaintiff further objects to this Interrogatory on the grounds that it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it implicates the privacy of Plaintiff and numerous third persons. Plaintiff further objects to this Interrogatory on the grounds that it represents an improper attempt by Defendant to shift the burden of obtaining discoverable information from third parties in preparation of her case to Plaintiff.

Plaintiff will not respond to this Interrogatory.

2. Describe in detail each and every alleged injury You contend You received as a result of any conduct by Ms. Heard, including but not limited to a description of the alleged injury, the date(s) and time(s) of any alleged injury, any of Ms. Heard's alleged conduct allegedly causing such injury, and any medical treatment You received related to each alleged injury.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, which Plaintiff incorporates by this reference as if fully set forth herein, Plaintiff objects to this Interrogatory as being compound on the grounds that it features no less than six Interrogatories within one request, including subparts. Plaintiff further objects to the term "injury" as vague and ambiguous. Plaintiff construes the term to refer to physical injuries. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome to the

extent it asks Plaintiff to identify and describe each and every alleged injury Plaintiff received as a result of conduct by Ms. Heard, as such injuries occurred frequently over the course of Mr. Depp and Ms. Heard's relationship. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome on the grounds and to the extent that it seeks information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to the extent that this Interrogatory assumes facts not in evidence, and contains allegations that Plaintiff intends to disprove. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff.

Subject to and without waiver of the foregoing objections, Plaintiff will provide a supplemental response to this Interrogatory.

3. Please identify and state in detail all facts supporting your Fourth, Fifth, and Ninth Defenses to Ms. Heard's Counterclaim.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, which Plaintiff incorporates by this reference as if fully set forth herein, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, including to the extent it asks Plaintiff to speculate as to the knowledge of other witnesses and how other witnesses came to possess that knowledge. Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome. Plaintiff further objects to this Interrogatory on the grounds that it seeks information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects on the grounds that this

Interrogatory calls for a legal conclusion. Plaintiff further objects to this Request on the grounds that it implicates the work-product of counsel with respect to what facts relate to or support particular allegations. Plaintiff further objects that the Interrogatory is overly broad, as it relates to entire affirmative defenses. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory as unreasonably cumulative. Plaintiff further specifically objects to the Interrogatory on grounds of privacy, privilege, and the work-product doctrine. Plaintiff further objects to this Interrogatory on the grounds that it is compound and contains multiple subparts.

Subject to and without waiving the foregoing objections, Plaintiff responds as follows: Plaintiff has not waived attorney-client privilege as to communications with Mr. Adam Waldman to respond to information surrounding the Fourth and Fifth Defenses to Defendant and Counterclaim Plaintiff's Counterclaims. Plaintiff asserts his reservation of rights and will not respond to this Interrogatory to the extent it seeks information protected by the attorney-client privilege and the work product doctrine sought by information surrounding the Ninth Defense to Defendant and Counterclaim Plaintiff's Counterclaim. However, Plaintiff will supplement this Interrogatory to provide any non-privileged responsive information.

4. Please identify and state in detail all facts supporting your Twelfth Defense to Ms. Heard's Counterclaim that "Counterclaim Plaintiff has failed to take reasonable steps to mitigate her alleged damages, if any."

#### **RESPONSE:**

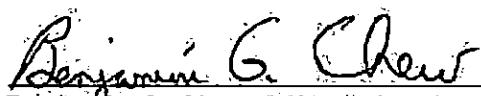
In addition to the foregoing General Objections and Objections to Definitions and Instructions, which Plaintiff incorporates by this reference as if fully set forth herein, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome. Plaintiff further objects to

this Interrogatory on the grounds and to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to the Interrogatory on the grounds that it is overbroad, including because it relates to an entire affirmative defense. Plaintiff further objects to this Interrogatory on the grounds that it implicates the work-product doctrine. Plaintiff further objects that the Interrogatory calls for a legal conclusion.

Subject to and without waiting the foregoing objections, Plaintiff denies that Ms. Heard has suffered any legally cognizable damages and will further supplement this response concurrent with Interrogatory Nos. 2 and 3.

Dated: January 31, 2022

Respectfully submitted,

  
\_\_\_\_\_  
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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 31st day of January 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
WOODS ROGERS PLC  
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P.O. Box 14125  
Roanoke, Virginia 24011  
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[bottenborn@woodsrogers.com](mailto:bottenborn@woodsrogers.com)  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S FOURTH SET OF INTERROGATORIES**

Pursuant to Rule 4:8 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Fourth Set of Interrogatories (each, an "Interrogatory" and collectively, the "Interrogatory"), dated January 17, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. Plaintiff incorporates by reference as if fully set forth herein the General Objections contained in the Responses and Objections to Defendant's First Set of Requests for Production of Documents and Things to Plaintiff, dated September 3, 2019.

## **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Interrogatories separately and fully, in writing, under oath.

**RESPONSE:** No objection.

2. The answers You provide are to be signed by You.

**RESPONSE:** No objection.

3. Where knowledge or information in Your possession is requested, such request includes knowledge of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires knowledge from individuals not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge only.

4. Whenever appropriate in these Interrogatories, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Interrogatories any information which might otherwise be construed to be outside their scope.

**RESPONSE:** Objection. Overbroad and vague and ambiguous.

5. Unless otherwise indicated, these Interrogatories refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Objection. Overbroad and vague and ambiguous.

6. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge only.

7. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** Objection, overbroad.

8. If You assert a claim of privilege as to any of Your responses to the Interrogatories, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time, and in response to interrogatories instead of requests for production, which exceeds the obligations under applicable law. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith, to the extent appropriate under applicable law.

9. If You perceive any discovery request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** Objection to the extent that the instruction purports to require responses to requests that are not appropriately tailored, material, or relevant.

10. In answering each interrogatory:

- a. state whether the answer is within the personal knowledge of the person answering the interrogatory and identify each person known to have personal knowledge of the answer; and
- b. identify each document that was used in any way to formulate the answer.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome and in excess of the requirements of applicable law, including but not limited to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff is not required, and will not identify persons with knowledge of each response or to identify each document that might have been used in preparing a response. Further, objection is made on grounds of the attorney-client privilege, work-product doctrine, speculation, relevance, and overbreadth.

11. If, after a reasonable and thorough investigation, using due diligence, You are unable to answer any interrogatory, or any part of an interrogatory, on the grounds of lack of information available to You, specify why the information is not available to You and what has been done to locate such information

**RESPONSE:** Objection. The instruction exceeds the requirements of applicable law, and is overly broad, unduly burdensome, and implicates the attorney-client privilege and work-product doctrine. Plaintiff is only required to respond (to the extent appropriate) to the interrogatories posed by Defendant, and is not required to provide an explanation of the manner in which a response was developed.

12. These interrogatories are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these interrogatories. Ms. Heard reserves the right to propound additional interrogatories.

**RESPONSE:** Objection to the extent the instruction exceeds the requirements of applicable law.

**Definitions**

a.     ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b.     ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements,

circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d.     ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e.     ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f.     ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g.     ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** Objection. Overbroad.

h.     ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** Objection. Vague and overbroad.

i.     ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms "Defendant," "Counterclaim Plaintiff," and/or "Ms. Heard" refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of "agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf."

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms "Plaintiff," "Counterclaim Defendant," and/or "Mr. Depp" refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of "agents, representatives, employees, assigns, and all persons acting on his behalf." Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term "Complaint" shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")  
Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")  
John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")  
John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o.     ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** Objection. Vague and overbroad.

p.     ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q.     ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r.     ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s.     ***Inventory.***

- (i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

t.        ***Mr. Depp's Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp’s current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court’s November 8, 2021 Order, denying Defendant’s Motion to Compel Plaintiff’s devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff’s actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u.        ***Depp Abuse of Heard Dates.*** The phrase “Depp Abuse of Heard Dates” refers to the time periods contained in the Court’s November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term “Depp Abuse of Heard Dates” on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase “Mr. Depp’s Forensic Experts” refers to Bryan Neumeister and/or Mr. Neumeister’s colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase “Depp Alleged Abuse by Heard Dates” refers to the following time periods reflected in Mr. Depp’s Declaration submitted to the Fairfax County Circuit Court in May 2019 and in Mr. Depp’s Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant’s definition of “Depp Abuse of Heard Dates.”

x. ***Declaration of Mr. Depp.*** The phrase “Declaration of Mr. Depp” refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y. ***Mr. Depp's Second Witness Statement.*** The phrase “Mr. Depp’s Second Witness Statement” refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z. ***Mr. Depp's Third Witness Statement.*** The phrase “Mr. Depp’s Third Witness Statement” refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa. ***Mr. Depp's Fifth Witness Statement.*** The phrase “Mr. Depp’s Fifth Witness Statement” refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb. ***Declaration of Ms. Heard.*** The phrase “Declaration of Ms. Heard” refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc. ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd. ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee. ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff. ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     *Your Expert Designation.* The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

### **INTERROGATORIES**

1.     Please describe in detail each and every incident during which You contend that Ms. Heard inflicted any type of physical or emotional violence or abuse upon you. Please include the dates, times and location, as well as a description of the communications and actions leading up to, through, and following such alleged violence or abuse.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as compound. Plaintiff further objects that this Interrogatory will cause Defendant to exceed the number of additional interrogatories authorized by the Court. Plaintiff further objects to the term “violence or abuse” as vague and ambiguous. Plaintiff further objects that the Interrogatory is overly broad, ambiguous, and seeks irrelevant information, particularly (but without limitation) with respect to its demand for a “description of the communications and actions leading up to, through, and following such alleged violence or abuse.” Plaintiff further objects to this Interrogatory as overly broad and unduly burdensome. Plaintiff further objects to this Interrogatory to the extent that it seeks information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this

Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory as unreasonably cumulative and duplicative of Defendant's document requests, specifically Interrogatory No. 2 in Defendant's Third Set of Interrogatories.

Dated: February 7, 2022

Respectfully submitted,



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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

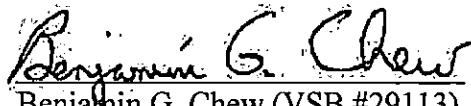
**CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
WOODS ROGERS PLC  
10 S. Jefferson Street, Suite 1400  
P.O. Box 14125  
Roanoke, Virginia 24011  
Telephone: (540) 983-7540  
[bottenborn@woodsrogers.com](mailto:bottenborn@woodsrogers.com)  
[jtreece@woodsrogers.com](mailto:jtreece@woodsrogers.com)

Elaine Charlson Bredehoft  
Adam S. Nadelhaft  
Clarissa K. Pintado  
David E. Murphy  
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[dmurphy@cbcblaw.com](mailto:dmurphy@cbcblaw.com)

*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S FIFTH SET OF INTERROGATORIES**

Pursuant to Rule 4:8 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard's Fifth Set of Interrogatories (each, an "Interrogatory" and collectively, the "Interrogatory"), dated February 2, 2022 and served in the above captioned action ("Action") as follows:

**GENERAL OBJECTIONS**

1. Plaintiff incorporates by reference as if fully set forth herein the General Objections contained in the Responses and Objections to Defendant's First Set of Requests for Production of Documents and Things to Plaintiff, dated September 3, 2019.

**OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

**Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Interrogatories separately and fully, in writing, under oath.

**RESPONSE:** No objection.

2. The answers You provide are to be signed by You.

**RESPONSE:** No objection.

3. Where knowledge or information in Your possession is requested, such request includes knowledge of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires knowledge from individuals not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge.

4. Whenever appropriate in these Interrogatories, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Interrogatories any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

5. Unless otherwise indicated, these Interrogatories refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** No objection.

6. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge.

7. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

8. If You assert a claim of privilege as to any of Your responses to the Interrogatories, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

9. If You perceive any discovery request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

10. In answering each interrogatory:

- a. state whether the answer is within the personal knowledge of the person answering the interrogatory and identify each person known to have personal knowledge of the answer; and
- b. identify each document that was used in any way to formulate the answer.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to provide information from individuals and entities not under Plaintiff's control. Plaintiff will provide information based on his personal knowledge

11. If, after a reasonable and thorough investigation, using due diligence, You are unable to answer any interrogatory, or any part of an interrogatory, on the grounds of lack of information available to You, specify why the information is not available to You and what has been done to locate such information

**RESPONSE:** No objection.

12. These interrogatories are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these interrogatories. Ms. Heard reserves the right to propound additional interrogatories.

**RESPONSE:** No objection.

#### **Definitions**

- a. ***Action.*** The term "Action" means the above-captioned action.

**RESPONSE:** No objection.

- b. ***Communication.*** The term "communication" means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post

or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d.     ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and

Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e.     *Counterclaim.* The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f.     *Person.* The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g.     *Concerning.* The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h.     *Including.* The term “including” means including but not limited to.

**RESPONSE:** No objection.

i.     *And/or.* The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j.     *Defendant, Counterclaim Plaintiff, and/or Ms. Heard.* The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms "Plaintiff," "Counterclaim Defendant," and/or "Mr. Depp" refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of "agents, representatives, employees, assigns, and all persons acting on his behalf." Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term "Complaint" shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action. The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff in this action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term "Other Litigation" includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al ("security guard case")*  
*Gregg "Rocky" Brooks v. John C. Depp, et. al ("movie set assault case")*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 ("attorney case")*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al ("Mandel case")*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

t. ***Mr. Depp's Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order, denying Defendant's Motion to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x.       ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y.       ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z.       ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa.      ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb.      ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

hh.     ***Property.*** The term “Property” as used in these Interrogatories refers to any fixtures, objects, furniture, or other property in the house You and Ms. Heard stayed at while

in Australia in March 2015, including but not limited to countertops, walls, flooring, light fixtures, electronic equipment, doors, windows, bottles, glass doors, and art work/decorations.

**RESPONSE:** Objection, overbroad, irrelevant, ambiguous, cumulative, harassing.

### **INTERROGATORIES**

1. Please identify what you meant by “recent events” in the following statement:

“In light of recent events, I would like to make the following short statement. Firstly, I’d like to thank everybody who has gifted me with their support and loyalty. I have been humbled and moved by your many messages of love and concern, particularly over the last few days. Secondly, I wish to let you know that I have been asked to resign by Warner Bros. from my role as Grindelwald in Fantastic Beasts and I have respected and agreed to that request. Finally, I wish to say this. The surreal judgment of the Court in the U.K. will not change my fight to tell the truth and I confirm that I plan to appeal. My resolve remains strong and I intend to prove that the allegations against me are false. My life and career will not be defined by this moment in time. Thank you for reading.”

#### **RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, including without limitation to the extent it asks Plaintiff to identify a statement that lacks any context. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it causes the number of interrogatories served by Defendant to exceed the number of additional interrogatories authorized by the Court after specific negotiation between counsel for Plaintiff and Defendant, and after Defendant failed to respond to Plaintiff’s Fourth Interrogatories for nearly a year on the same basis. Plaintiff further objects to this Interrogatory on the grounds and to the extent that it calls for information that is protected by the

attorney-client privilege, work-product doctrine, or any other privilege, immunity or protection.

Plaintiff further objects to this Interrogatory as vague and ambiguous.

2. Please identify and state in detail all facts supporting Your Sixth Defense to Ms. Heard's Counterclaim that "The doctrine of unclean hands equitably bars the Counterclaim."

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome. Plaintiff further objects to this Interrogatory on the grounds that it seeks information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory on the grounds that it is overbroad, including because it relates to an entire affirmative defense. Plaintiff further objects on the grounds that this Interrogatory calls for a legal conclusion. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it causes the number of interrogatories served by Defendant to exceed the number of additional interrogatories authorized by the Court after specific negotiation between counsel for Plaintiff and Defendant, and after Defendant failed to respond to Plaintiff's Fourth Interrogatories for nearly a year on the same basis.

3. Please describe in detail all facts supporting Your Supplemental Response to Request No. 11 of Ms. Heard's 1st Requests for Admissions that "Plaintiff may have destroyed or damaged some type of property in the presence of Ms. Heard at some point," including identifying any "property," and the date(s) of destruction or damage referred to in this Response.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, and to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as vague and ambiguous as to “destruction or damage.” Plaintiff further objects to this Interrogatory as calling for information that is neither relevant nor proportional to this case. Plaintiff’s purported damage of property is irrelevant to the claims or defenses in this case. Plaintiff further objects to the extent that this Interrogatory assumes facts not in evidence, and contains allegations that Mr. Depp intends to disprove. Plaintiff further objects on the grounds that this Interrogatory calls for a legal conclusion. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it causes the number of interrogatories served by Defendant to exceed the number of additional interrogatories authorized by the Court after specific negotiation between counsel for Plaintiff and Defendant, and after Defendant failed to respond to Plaintiff’s Fourth Interrogatories for nearly a year on the same basis. Plaintiff further objects that the Interrogatory is compound.

4. Please identify all drugs and narcotics You have consumed or ingested at any point from January 1, 2012 to the present, with the exception of any drug prescribed by any Physician or Doctor. Your response should include the name(s) of all drugs or narcotics, all date(s) on which you consumed any drugs or narcotics, Your location/address when you consumed each drug or narcotic on each date, and all individuals present when you consumed each drug or narcotic on each date.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, and to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as calling for information that is neither relevant nor proportional to this case. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff's "drugs and narcotics . . . consumed or ingested at any point from January 1, 2012 to the present" is irrelevant to the claims or defenses in this case. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff and is unreasonably duplicative. Plaintiff further objects to this Interrogatory on the grounds that it implicates the privacy of Plaintiff and third persons. Plaintiff further objects to the extent that this Interrogatory assumes facts not in evidence, and contains allegations that Mr. Depp intends to disprove. Plaintiff further objects on the grounds that this Interrogatory calls for a legal conclusion. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it causes the number of interrogatories served by Defendant to exceed the number of additional interrogatories authorized by the Court after specific negotiation between counsel for Plaintiff and Defendant, and after Defendant failed to respond to Plaintiff's Fourth Interrogatories for nearly a year on the same basis. Plaintiff further objects that the Interrogatory is compound.

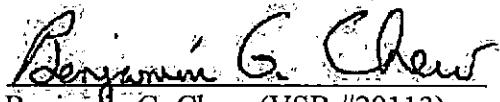
5. Identify and describe in detail all damages You caused to the house in Australia during Your and Ms. Heard's stay in Australia in March 2015, including but not limited to all damage/destruction of Property, writing or graffiti You placed on any Property, and any amount of money you were requested to pay and/or did pay to anyone related to such damage/destruction of Property.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this Interrogatory as overly broad and unduly burdensome, and to the extent that it seeks the information protected by the attorney-client privilege, the work product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Interrogatory as calling for information that is neither relevant nor proportional to this case. Plaintiff's purported "damage/destruction of Property" is irrelevant to the claims or defenses in this case. Plaintiff further objects to the extent that this Interrogatory assumes facts not in evidence. Plaintiff further objects on the grounds that this Interrogatory calls for a legal conclusion. Plaintiff further objects to this Interrogatory as unlikely to lead to the discovery of admissible evidence and that it seeks documents and communications that are irrelevant, immaterial, or unnecessary to the issues in this Action. Plaintiff further objects to this Interrogatory to the extent it is intended to harass Plaintiff. Plaintiff further objects to this Interrogatory on the grounds that it causes the number of interrogatories served by Defendant to exceed the number of additional interrogatories authorized by the Court after specific negotiation between counsel for Plaintiff and Defendant, and after Defendant failed to respond to Plaintiff's Fourth Interrogatories for nearly a year on the same basis. Plaintiff further objects to this request on the grounds that it is vague, ambiguous, overbroad, unduly burdensome, harassing, and irrelevant. Plaintiff further objects that the Interrogatory is compound.

Dated: February 23, 2022

Respectfully submitted,



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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

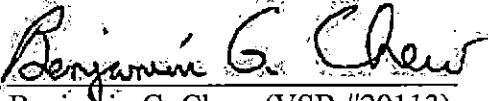
**CERTIFICATE OF SERVICE**

I hereby certify that on this 23rd day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
Karen Stemland  
WOODS ROGERS PLC  
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P.O. Box 14125  
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Telephone: (540) 983-7540  
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Elaine Charlson Bredehoft  
Adam S. Nadelhaft  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff,</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S NINETEENTH REQUEST FOR PRODUCTION**

Pursuant to Rule 4:9 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II (“Plaintiff” and/or “Mr. Depp”), by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard’s (“Defendant” and/or “Ms. Heard”) Nineteenth Set of Requests for Production of Documents (each, a “Request” and collectively, the “Requests”), dated January 10, 2022 and served in the above captioned action (“Action”) as follows:

**GENERAL OBJECTIONS**

1. These General Objections are incorporated into each specific response to the numbered Requests below as if fully repeated therein and are intended, and shall be deemed, to be in addition to any specific objection included in any response below. The assertion of the same, similar, or additional objections or partial responses to the individual Requests does not

waive any of Plaintiff's General Objections. Failure to make a specific reference to any General Objection is not a waiver of any General Objection.

2. Plaintiff objects to each and every Request to the extent that the Requests (including the "Definitions" and "Instructions" identified in the Requests) (a) are overly broad or unduly burdensome; (b) are vague, ambiguous, duplicative, cumulative, or do not identify with reasonable particularity the information sought; (c) call for information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence; (d) seek to impose obligations on Plaintiff beyond or inconsistent with those required by Virginia law and the rules of this Court ("Rules"); or (e) purport to seek documents or information not in Plaintiff's actual possession, custody, or control; any statement herein that Plaintiff will produce documents responsive to a specific Request means that Plaintiff will produce documents located through a reasonable search for documents in its possession, custody, and control.

3. Plaintiff objects to the extent that the discovery sought by the Requests is obtainable from some other source that is more convenient, less burdensome, or less expensive.

4. Plaintiff objects to the extent the discovery sought is unduly burdensome or expensive, taking into account the needs of the case, the amount in controversy, limitations on the parties' resources, and the importance of the issues at stake in the litigation.

5. Plaintiff objects to each and every Request, Definition, and Instruction to the extent that they purport to require production of documents at a specified time or place, or in a specified manner. Plaintiff will make documents available in accordance with Rule 4:9 and any agreement among the parties or orders of the Court governing the conduct of discovery.

6. Plaintiff objects to the Requests to the extent that they seek documents or information protected by the attorney-client privilege, the work product doctrine, or any other

applicable privilege, protection, exemption or immunity. Plaintiff will produce only non-privileged information. Inadvertent disclosure of any privileged or otherwise protected documents or information shall not constitute a waiver of any claim of privilege, protection, exemption or immunity. Plaintiff reserves the right to redact documents produced in response to the Requests.

7. Plaintiff objects to the Requests, including the Definitions and Instructions contained therein, to the extent they seek documents or information protected from disclosure as being a trade secret or other confidential business or proprietary information, or documents or information that, if produced or disclosed, would result in the violation of any contractual obligation to third parties, or any applicable right to privacy of Plaintiff or third parties.

8. Plaintiff objects to any Request seeking “all” documents on the grounds that Plaintiff cannot guarantee that he has located every single document responsive to a particular Request. Subject to the general objections and any qualifications below, Plaintiff will respond to any Request seeking “all” documents by producing the responsive, non-privileged documents within its possession, custody, and control that can be located after a reasonable search conducted in good faith.

9. Plaintiff reserves the right to produce documents responsive to the Requests on a rolling basis at a time, place, and manner to be agreed on by the parties.

10. Plaintiff objects to the Requests, including the Definitions and Instructions contained therein, to the extent that they are redundant or duplicative of other specific Requests. Where information or a document may be responsive to more than one Request, Plaintiff will provide that information or produce that document only once.

11. Plaintiff objects to the Requests to the extent that they purport to require the identification and/or restoration of any deleted, legacy, backup, or archival data, or otherwise seek the production of any document that is not accessible without undue burden or unreasonable expense.

12. Plaintiff objects to each of the Requests to the extent that the Requests or related Instructions purport to impose any discovery obligations on Plaintiff beyond those already imposed by applicable law.

13. Plaintiff's responses to the Requests are not intended to be, nor shall be deemed, an admission of matters stated, implied, or assumed by any or all of the Requests. In responding to the Requests, Plaintiff neither waives nor intends to waive, but expressly reserves, any and all objections as to the authenticity, relevance, competency, materiality, or admissibility at trial or during any proceeding of any information or documents produced, set forth, or referred to herein.

14. Any response by Plaintiff stating that it will produce documents is not intended as a representation that such documents exist within any requested category or categories but solely as an assertion that Plaintiff will produce (consistent with these Responses and Objections) any non-privileged, responsive documents or information within its actual possession, custody, or control that can be located after a reasonable search conducted in good faith.

15. Plaintiff objects to any factual assumptions, implications, and explicit or implicit characterizations of facts, events, circumstances, or issues in the Requests. Plaintiff's responses herein are not intended to mean that Plaintiff agrees with any factual assumptions, implications, or any explicit or implicit characterization of facts, events, circumstances, or issues in the Requests, and are without prejudice to Plaintiff's right to dispute facts and legal conclusions assumed in the Requests.

16. These objections and responses are based on Plaintiff's present knowledge, information, and belief, and therefore remain subject to change or modification based on further discovery of facts or circumstances that may come to Plaintiff's attention. Plaintiff reserves the right to rely on any facts, documents, evidence, or other contentions that may develop or come to its attention at a later time and to supplement or amend the responses at any time prior to the trial. Plaintiff further reserves the right to raise any additional objections deemed necessary or appropriate in light of any further review.

17. Plaintiff objects to each Request to the extent that the Request(s) purport to require a form of forensic imaging, which is not appropriate or required as to Plaintiff's devices under the circumstances of this case.

### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

#### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals not under Plaintiff's control. Plaintiff will produce documents from a limited number of custodians to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state

the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

10. Unless otherwise indicated, these requests include the time from when the parties met, in 2008.

**RESPONSE:** Plaintiff objects to this instruction as overly broad, unduly burdensome, and harassing to the extent that it purports to require Plaintiff to produce documents from a twelve-year timeframe that encompasses documents that are not relevant to the subject matter of this action.

### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b.     ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k.     ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l.     ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action.

**RESPONSE:** No objection.

m.     ***Counterclaim.*** The term *Counterclaim* means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n.     ***Other Litigation.*** The term “Other Litigation” includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al (“security guard case”)*  
*Gregg “Rocky” Brooks v. John C. Depp, et. al (“movie set assault case”)*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 (“attorney case”)*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al (“Mandel case”)*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

- t. ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order and further ruling on January 26, 2022, denying Defendant's Motions to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u. ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v. ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w. ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x.     ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y.     ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z.     ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa.    ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb.    ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

## **REQUESTS**

1. Please produce all documents supporting Your Responses to Ms. Heard's 3rd Set of Interrogatories.

### **RESPONSE:**

Plaintiff repeats and incorporates by this reference the General Objections and Objections to Definitions and Instruction above, as though set forth in full. Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds that it implicates the work-product of counsel with respect to what documents relate or support to particular allegations. Plaintiff further objects to this Request on the grounds and to

the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to documents that relate to Defendant's own allegations.

2. Please produce all documents supporting Your Response to Interrogatory No. 1 of Ms. Heard's 3rd Set of Interrogatories.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents. Plaintiff

further objects to the Request on the grounds that it is grossly overbroad, unduly burdensome, harassing, and calls for speculation.

Plaintiff will not produce documents responsive to the Request.

3. Please produce all documents supporting Your Response to Interrogatory No. 2 of Ms. Heard's 3rd Set of Interrogatories.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Plaintiff has produced and/or will produce documents that reflect his injuries.

4. Please produce all documents supporting Your Response to Interrogatory No. 3 of Ms. Heard's 3rd Set of Interrogatories.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects that the request is lacking in particularity and relates to entire affirmative defenses.

Plaintiff will not produce documents responsive to the Request as currently posed.

5. Please produce all documents supporting Your Response to Interrogatory No. 4 of Ms. Heard's 3rd Set of Interrogatories.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable.

Plaintiff will not produce documents responsive to the Request as currently posed.

6. If You deny any of the Requests in Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on

the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation/publication of those documents. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff has not denied any of the Requests in Ms. Heard's 6th Set of Requests for Admissions; therefore, Plaintiff does not have responsive documents.

7. If You deny Request No. 1 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the grounds that the Request purports to require Plaintiff to speculate as to what documents might relate to Defendant's own allegations. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to

this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to “support” a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to this Request on the grounds that it seeks documents already in possession of Defendant and/or her attorneys, and/or is equally available to Defendant and/or her attorneys, and represents an improper attempt to shift the burden of producing such documents to Plaintiff. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 1 of Ms. Heard’s 6th Set of Requests for Admissions; therefore, there are no responsive documents.

8. If You deny Request No. 2 of Ms. Heard’s 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks “all”

documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 2 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

9. If You deny Request No. 3 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 3 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

10. If You deny Request No. 4 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to this Request on the grounds that it seeks documents already in possession of Defendant and/or her attorneys, and/or is equally available to Defendant and/or her attorneys, and represents an improper attempt to shift the burden of producing such documents to Plaintiff. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the

creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 4 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

11. If You deny Request No. 5 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 5 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

12. If You deny Request No. 6 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did

not deny Request No. 6 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

13. If You deny Request No. 7 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did

not deny Request No. 7 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

14. If You deny Request No. 8 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 8 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

15. If You deny Request No. 9 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 9 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

16. If You deny Request No. 10 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 10 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

17. If You deny Request No. 11 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 11 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

18. If You deny Request No. 12 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 12 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

19. If You deny Request No. 13 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 13 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

20. If You deny Request No. 14 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 14 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

21. If You deny Request No. 15 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 15 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

22. If You deny Request No. 16 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 16 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

23. If You deny Request No. 17 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 17 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

24. If You deny Request No. 18 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 18 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

25. If You deny Request No. 19 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 19 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

26. If You deny Request No. 20 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 20 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

27. If You deny Request No. 21 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 21 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

28. If You deny Request No. 22 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 22 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

29. If You deny Request No. 23 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 23 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

30. If You deny Request No. 24 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 24 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

31. If You deny Request No. 25 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 25 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

32. If You deny Request No. 26 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 26 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

33. If You deny Request No. 27 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 27 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

34. If You deny Request No. 28 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 28 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

35. If You deny Request No. 29 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to the existence of documents.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 29 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

36. If You deny Request No. 30 of Ms. Heard's 6th Set of Requests for Admissions, please produce all non-privileged documents, if any, supporting such denial.

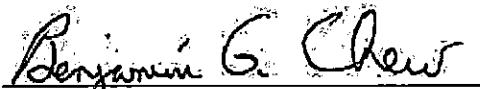
**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff objects to this request to the extent it refers to a Request for Admission that exceeds the statutory limit of requests for admissions that relate to the genuineness of documents pursuant to Va. R. Sup. Ct. 4:11. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case, including because it seeks "all" documents. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to the Request as being unduly cumulative and harassing.

Subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable, Plaintiff responds as follows: Plaintiff did not deny Request No. 30 of Ms. Heard's 6th Set of Requests for Admissions; therefore, there are no responsive documents.

Dated: January 31, 2022

Respectfully submitted,



Benjamin G. Chew  
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*Counsel for Plaintiff and  
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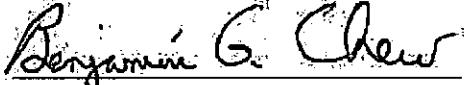
**CERTIFICATE OF SERVICE**

I hereby certify that on this 31st day of January 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
WOODS ROGERS PLC  
10 S. Jefferson Street, Suite 1400  
P.O. Box 14125  
Roanoke, Virginia 24011  
Telephone: (540) 983-7540  
[bottenborn@woodsrogers.com](mailto:bottenborn@woodsrogers.com)  
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Elaine Charlson Bredehoft  
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[dmurphy@cbcblaw.com](mailto:dmurphy@cbcblaw.com)

*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
\_\_\_\_\_  
Benjamin G. Chew (VSB #29113)

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff,</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S RESPONSES  
AND OBJECTIONS TO DEFENDANT AND COUNTERCLAIM PLAINTIFF  
AMBER LAURA HEARD'S TWENTIETH REQUEST FOR PRODUCTION**

Pursuant to Rule 4:9 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II (“Plaintiff” and/or “Mr. Depp”), by and through his undersigned counsel, hereby responds and objects to Defendant and Counterclaim Plaintiff Amber Laura Heard’s (“Defendant” and/or “Ms. Heard”) Twentieth Set of Requests for Production of Documents (each, a “Request” and collectively, the “Requests”), dated February 2, 2022 and served in the above captioned action (“Action”) as follows:

**GENERAL OBJECTIONS**

1. These General Objections are incorporated into each specific response to the numbered Requests below as if fully repeated therein and are intended, and shall be deemed, to be in addition to any specific objection included in any response below. The assertion of the same, similar, or additional objections or partial responses to the individual Requests does not

waive any of Plaintiff's General Objections. Failure to make a specific reference to any General Objection is not a waiver of any General Objection.

2. Plaintiff objects to each and every Request to the extent that the Requests (including the "Definitions" and "Instructions" identified in the Requests) (a) are overly broad or unduly burdensome; (b) are vague, ambiguous, duplicative, cumulative, or do not identify with reasonable particularity the information sought; (c) call for information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence; (d) seek to impose obligations on Plaintiff beyond or inconsistent with those required by Virginia law and the rules of this Court ("Rules"); or (e) purport to seek documents or information not in Plaintiff's actual possession, custody, or control; any statement herein that Plaintiff will produce documents responsive to a specific Request means that Plaintiff will produce documents located through a reasonable search for documents in its possession, custody, and control.

3. Plaintiff objects to the extent that the discovery sought by the Requests is obtainable from some other source that is more convenient, less burdensome, or less expensive.

4. Plaintiff objects to the extent the discovery sought is unduly burdensome or expensive, taking into account the needs of the case, the amount in controversy, limitations on the parties' resources, and the importance of the issues at stake in the litigation.

5. Plaintiff objects to each and every Request, Definition, and Instruction to the extent that they purport to require production of documents at a specified time or place, or in a specified manner. Plaintiff will make documents available in accordance with Rule 4:9 and any agreement among the parties or orders of the Court governing the conduct of discovery.

6. Plaintiff objects to the Requests to the extent that they seek documents or information protected by the attorney-client privilege, the work product doctrine, or any other

applicable privilege, protection, exemption or immunity. Plaintiff will produce only non-privileged information. Inadvertent disclosure of any privileged or otherwise protected documents or information shall not constitute a waiver of any claim of privilege, protection, exemption or immunity. Plaintiff reserves the right to redact documents produced in response to the Requests.

7. Plaintiff objects to the Requests, including the Definitions and Instructions contained therein, to the extent they seek documents or information protected from disclosure as being a trade secret or other confidential business or proprietary information, or documents or information that, if produced or disclosed, would result in the violation of any contractual obligation to third parties, or any applicable right to privacy of Plaintiff or third parties.

8. Plaintiff objects to any Request seeking “all” documents on the grounds that Plaintiff cannot guarantee that he has located every single document responsive to a particular Request. Subject to the general objections and any qualifications below, Plaintiff will respond to any Request seeking “all” documents by producing the responsive, non-privileged documents within its possession, custody, and control that can be located after a reasonable search conducted in good faith.

9. Plaintiff reserves the right to produce documents responsive to the Requests on a rolling basis at a time, place, and manner to be agreed on by the parties.

10. Plaintiff objects to the Requests, including the Definitions and Instructions contained therein, to the extent that they are redundant or duplicative of other specific Requests. Where information or a document may be responsive to more than one Request, Plaintiff will provide that information or produce that document only once.

11. Plaintiff objects to the Requests to the extent that they purport to require the identification and/or restoration of any deleted, legacy, backup, or archival data, or otherwise seek the production of any document that is not accessible without undue burden or unreasonable expense.

12. Plaintiff objects to each of the Requests to the extent that the Requests or related Instructions purport to impose any discovery obligations on Plaintiff beyond those already imposed by applicable law.

13. Plaintiff's responses to the Requests are not intended to be, nor shall be deemed, an admission of matters stated, implied, or assumed by any or all of the Requests. In responding to the Requests, Plaintiff neither waives nor intends to waive, but expressly reserves, any and all objections as to the authenticity, relevance, competency, materiality, or admissibility at trial or during any proceeding of any information or documents produced, set forth, or referred to herein.

14. Any response by Plaintiff stating that it will produce documents is not intended as a representation that such documents exist within any requested category or categories but solely as an assertion that Plaintiff will produce (consistent with these Responses and Objections) any non-privileged, responsive documents or information within its actual possession, custody, or control that can be located after a reasonable search conducted in good faith.

15. Plaintiff objects to any factual assumptions, implications, and explicit or implicit characterizations of facts, events, circumstances, or issues in the Requests. Plaintiff's responses herein are not intended to mean that Plaintiff agrees with any factual assumptions, implications, or any explicit or implicit characterization of facts, events, circumstances, or issues in the Requests, and are without prejudice to Plaintiff's right to dispute facts and legal conclusions assumed in the Requests.

16. These objections and responses are based on Plaintiff's present knowledge, information, and belief, and therefore remain subject to change or modification based on further discovery of facts or circumstances that may come to Plaintiff's attention. Plaintiff reserves the right to rely on any facts, documents, evidence, or other contentions that may develop or come to its attention at a later time and to supplement or amend the responses at any time prior to the trial. Plaintiff further reserves the right to raise any additional objections deemed necessary or appropriate in light of any further review.

17. Plaintiff objects to each Request to the extent that the Request(s) purport to require a form of forensic imaging, which is not appropriate or required as to Plaintiff's devices under the circumstances of this case.

### **OBJECTIONS TO INSTRUCTIONS AND DEFINITIONS**

#### **Instructions**

1. In accordance with the Rules of this Court, You shall answer the following Requests separately and fully, in writing.

**RESPONSE:** No objection.

2. Where information in Your possession is requested, such request includes nonprivileged information in the possession of Your agent(s), employee(s), assign(s), representative(s), and all others acting on Your behalf.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals not under Plaintiff's control. Plaintiff will produce documents from a limited number of custodians to be negotiated with Defendant in good faith.

3. Whenever appropriate in these Requests, the singular form of a word shall be interpreted as its plural to whatever extent is necessary to bring within the scope of these Requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

4. Unless otherwise indicated, these Requests refer to the time, place, and circumstances of the occurrences mentioned or complained of in the pleadings in this case.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents not within the possession, custody or control of Plaintiff. Plaintiff will produce documents from a relevant time period to be negotiated with Defendant in good faith. Plaintiff further objects to this instruction as vague and ambiguous.

5. All references to an entity include the entity and its agents, officers, employees, representatives, subsidiaries, divisions, successors, predecessors, assigns, parents, affiliates, and unless privileged, its attorneys and accountants.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires production of documents from individuals and entities other than Plaintiff and/or documents that are not within Plaintiff's custody and control.

6. If You perceive any ambiguities in a question, instruction, definition, or other aspect of these discovery requests, set forth the matter deemed ambiguous and the construction used in answering.

**RESPONSE:** No objection.

7. If You assert a claim of privilege as to any of Your responses to the Requests, state the basis for the asserted privilege, specify the privilege claimed, and include in Your answer sufficient information to permit the Court to make an informed ruling on the claim of privilege. If the claim relates to a privileged document, state the date, person or persons who prepared or participated in preparing the document, the name and address of any person to whom the document was shown or sent, the general subject matter of the document, the present or last known location and custodian of the original of the document, and the basis for the claim of privilege with respect to the document. If the claim of privilege relates to a communication, state

the date(s), place(s) and person(s) involved in the communication, the subject matter of the communication, and the basis for the claim of privilege with respect to that communication. Reliance on any claim of privilege is subject to the Rules of this Court, including the production of a privilege log.

**RESPONSE:** Plaintiff objects to this instruction as overly broad and unduly burdensome, to the extent that it requires Plaintiff to produce a privilege log in a specific manner at a specific time. Plaintiff will produce a privilege log at a time and in a manner to be negotiated with Defendant in good faith.

8. If You perceive any Request to be overly broad, unduly burdensome, or objectionable for any other reason, respond to the fullest extent possible and clearly note any objection so that the Court will be permitted to make an informed ruling on the objection.

**RESPONSE:** No objection.

9. These Requests are continuing in character so as to require You to promptly amend or supplement Your responses in accordance with the Rules of the Supreme Court of Virginia within a reasonable time if You obtain or become aware of any further information responsive to these Requests. Ms. Heard reserves the right to propound additional Requests.

**RESPONSE:** No objection.

10. Unless otherwise indicated, these requests include the time from when the parties met, in 2008.

**RESPONSE:** Plaintiff objects to this instruction as overly broad, unduly burdensome, and harassing to the extent that it purports to require Plaintiff to produce documents from a twelve-year timeframe that encompasses documents that are not relevant to the subject matter of this action.

#### **Definitions**

a. ***Action.*** The term “Action” means the above-captioned action.

**RESPONSE:** No objection.

b.     ***Communication.*** The term “communication” means any oral or written exchange of words, thoughts, or ideas to another person, whether person-to-person, in a group, by phone, text (SMS), letter, fax, e-mail, internet post or correspondence, social networking post or correspondence or by any other process, electric, electronic, or otherwise. All such Communications are included without regard to the storage or transmission medium (electronically stored information and hard copies are included within this definition).

**RESPONSE:** No objection.

c.     ***Document.*** The term “document” is defined in its broadest terms currently recognized. The term shall include, without limitations: any written or other compilation of information (whether printed, handwritten, recorded, or encoded, produced, reproduced, or reproducible by any other process), drafts (revisions or finals), original or preliminary notes, and summaries of other documents, communications of any type (e-mail, text messages, blog posts, social media posts or other similar communications or correspondence), computer tape, computer files, and including all of their contents and attached files. The term “document” shall also include but not be limited to: correspondence, memoranda, contractual documents, specifications, drawings, photographs, images, aperture cards, notices of revisions, test reports, inspection reports, evaluations, technical reports, schedules, agreements, reports, studies, analyses, projections, forecasts, summaries, records of conversations or interviews, minutes or records of conferences or meetings, manuals, handbooks, brochures, pamphlets, advertisements, circulars, press releases, financial statements, calendars, diaries, trip reports, etc. A draft of a non-identical copy is a separate document within the meaning of this term.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

d. ***Correspondence.*** The term “correspondence” means any document(s) and/or communication(s) sent to or received from another entity and/or person.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is duplicative of the terms Document and Communication, and to the extent that it seeks to impose burdens beyond what are required by the Rules.

e. ***Counterclaim.*** The term “Counterclaim” means any Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

f. ***Person.*** The term “person” is defined as any natural person, business, company, partnership, legal entity, governmental entity, and/or association.

**RESPONSE:** No objection.

g. ***Concerning.*** The term “concerning” includes relating to, referring to, describing, evidencing, or constituting.

**RESPONSE:** No objection.

h. ***Including.*** The term “including” means including but not limited to.

**RESPONSE:** No objection.

i. ***And/or.*** The use of “and/or” shall be interpreted in every instance both conjunctively and disjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.

**RESPONSE:** No objection.

j. ***Defendant, Counterclaim Plaintiff, and/or Ms. Heard.*** The terms “Defendant,” “Counterclaim Plaintiff,” and/or “Ms. Heard” refer to Amber Laura Heard, including her agents, representatives, employees, assigns, and all persons acting on her behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and unless privileged, all persons acting on her behalf.”

k. ***Plaintiff, Counterclaim Defendant, and/or Mr. Depp.*** The terms “Plaintiff,” “Counterclaim Defendant,” and/or “Mr. Depp” refer to Plaintiff John C. Depp, II, including his agents, representatives, employees, assigns, and all persons acting on his behalf.

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, to the extent that it is inclusive of “agents, representatives, employees, assigns, and all persons acting on his behalf.” Plaintiff will interpret this term to exclude all privileged communications and documents.

l. ***Complaint.*** The term “Complaint” shall mean the Complaint filed by Plaintiff and Counterclaim Defendant in this Action.

**RESPONSE:** No objection.

m. ***Counterclaim.*** The term ***Counterclaim*** means the Counterclaim filed by Defendant and Counterclaim Plaintiff on August 10, 2020 in this Action.

**RESPONSE:** No objection.

n. ***Other Litigation.*** The term “Other Litigation” includes the following cases either brought against Mr. Depp or by Mr. Depp. Individually, the name in quotations following the title of the case refers to that particular case.

*Eugene Arreola, Miguel Sanchez v. John C. Depp, II et. al (“security guard case”)*  
*Gregg “Rocky” Brooks v. John C. Depp, et. al (“movie set assault case”)*  
*John C. Depp, II, et al v. Bloom Hergott Diemer, Rosenthal Laviolette Feldman Schenkman & Goodman, LLP, Jacob A. Bloom, and DOES 1-30 (“attorney case”)*  
*John C. Depp, II, Edward L. White v. The Mandel Company, et al (“Mandel case”)*

**RESPONSE:** Plaintiff objects to this definition as overly broad and unduly burdensome, on the grounds that it is inclusive of cases that are wholly irrelevant, separate, and distinct from this action. Moreover, those unrelated cases implicate significant privacy, privilege, and other interests of Plaintiff and third parties. Plaintiff further objects to this definition as vague and ambiguous.

o. ***You and/or Your.*** The terms “You” and/or “Your” refer to the recipient(s) of these discovery requests, as well as all persons and entities over which said recipient has “control” as understood by the Rules of this Court.

**RESPONSE:** No objection.

p. ***Pirates of the Caribbean Films.*** The phrase “Pirates of the Caribbean Films” collectively refers to the films “Pirates of the Caribbean: The Curse of the Black Pearl,” “Pirates of the Caribbean: Dead Man’s Chest,” “Pirates of the Caribbean: At World’s End,” “Pirates of the Caribbean: On Stranger Tides,” and “Pirates of the Caribbean: Dead Men Tell No Tales.”

**RESPONSE:** No objection.

q. ***Fantastic Beasts Films.*** The phrase “Fantastic Beasts Films” collectively refers to the films “Fantastic Beasts and Where to Find Them,” “Fantastic Beasts: The Crimes of Grindelwald,” and the tentatively titled “Fantastic Beasts and Where to Find Them 3,” along with any other future film in this series referred to in any contract such as Fantastic Beasts and Where to Find Them 4 and Fantastic Beasts and Where to Find Them 5.

**RESPONSE:** No objection.

r. ***Disney.*** The phrase “Disney” refers to the Walt Disney Company and any of its divisions, parents, subsidiaries, related or affiliated companies or organizations.

**RESPONSE:** No objection.

s. ***Inventory.***

(i) The term “Inventory” in relation to a computer refers to a forensic image of any computers (including Laptops and Desktops), operating systems, or drives sufficient to identify: a) the computer by manufacturer, make, model, and serial number; b) the type of forensic image taken/created (e.g. logical, advanced logical, write-blocked Raw (DD) non-segmented forensic image, etc.); c) the

software and version of the software used to create the forensic image; d) the make/type of write-blocker used to create the forensic image; e) whether an uncompressed write-blocked forensic image was extracted; f) whether a hash verification was completed for each file and for the forensic image as a whole; and g) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.

- (ii) The term “Inventory” in relation to a mobile device (including Cell Phones and Tablets) refers to a forensic image sufficient to identify: a) the mobile device by manufacturer, make, model, and serial number; b) the type of extraction performed (e.g. logical, advanced logical, Checkm8/checkra!n extraction, physical extraction if jail-broken, etc.); c) the software used in taking the forensic image; d) whether a jailbreak method was used in the extraction process; e) the operating system in use on the mobile device at the time it was imaged (e.g. iOS); and f) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, or in list form if not yet produced.
- (iii) The term “Inventory” in relation to a “cloud account” or “iCloud” refers to a forensic image of any cloud accounts sufficient to identify: a) the type of cloud account and company hosting the data on the cloud account; b) the type of forensic image taken of the cloud account; c) the software used in taking the forensic image (e.g. Oxygen, Cellebrite, etc.); d) a list of all photographs, text messages, emails, and video/audio recordings contained in the image by BATES stamp if produced, and in list form if not yet produced; and e) whether a forensic analysis was conducted and, if so, what software was used.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy.

- t. ***Mr. Depp’s Devices.*** The phrase “Mr. Depp’s Devices” refers to the devices that Mr. Depp identified in response to Interrogatory No. 3 of Ms. Heard’s 1st Set of Interrogatories under penalty of perjury were in his possession, custody, and control and on which ESI that relates to the claims or defenses in this case, or is reasonably likely to lead to the

discovery of admissible evidence, is likely to be stored. These identified devices include an iPhone, an iPad, a MacBook Pro, an iCloud account, the devices and data belonging to Stephen Deuters collected in May 2017 (iPad and iPhone), and the devices and data belonging to Nathan Holmes collected in March 2018 (iPhone). This definition further includes Mr. Depp's current devices and current cloud backups containing any data from the devices identified in response to Interrogatory No. 3 of Ms. Heard's 1st Set of Interrogatories.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing, especially in light of the Court's November 8, 2021 Order and further ruling on January 26, 2022, denying Defendant's Motions to Compel Plaintiff's devices. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law including that it requests documents and information not in Plaintiff's actual possession, custody, or control and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege, privacy, and relevance.

u.     ***Depp Abuse of Heard Dates.*** The phrase "Depp Abuse of Heard Dates" refers to the time periods contained in the Court's November 8, 2021 Order: December 15, 2012-January 15, 2013; March 6-April 5, 2013; June 1-June 30, 2013; May 22-June 7, 2014; August 15-August 31, 2014; December 15-December 31, 2014; January 23-February 8, 2015; March 1-April 6, 2015; August 1-August 31, 2015; November 24-December 10, 2015; December 13, 2015-January 12, 2016; April 19-May 5, 2016; May 19-June 4, 2016; and July 15-July 29, 2016.

**RESPONSE:** No objection to the dates. Objection to the use of the term "Depp Abuse of Heard Dates" on the grounds that it assumes facts that are disputed, and lacks foundation for the same.

v.     ***Mr. Depp's Forensic Experts.*** The phrase "Mr. Depp's Forensic Experts" refers to Bryan Neumeister and/or Mr. Neumeister's colleague, Matt Erickson.

**RESPONSE:** No objection.

w.     ***Depp Alleged Abuse by Heard Dates.*** The phrase "Depp Alleged Abuse by Heard Dates" refers to the following time periods reflected in Mr. Depp's Declaration submitted to

the Fairfax County Circuit Court in May 2019 and in Mr. Depp's Witness Statements submitted in the UK Litigation: November 21, 2014- March 11, 2015; March 1- April 6, 2015; October 12- November 1, 2015; December 5-26, 2015; April 11- May 6, 2016; and May 11- June 4, 2016.

**RESPONSE:** Plaintiff objects to this as overbroad, unduly burdensome and harassing. Plaintiff further objects to this on the grounds that it exceeds the obligations applicable to discovery responses under Virginia law and would require the generation of unnecessary documents, which are not legitimately at issue. Plaintiff further objects on grounds of privilege and privacy. Plaintiff further objects on the grounds that this definition overlaps with some of the same time periods outlined in Defendant's definition of "Depp Abuse of Heard Dates."

x. ***Declaration of Mr. Depp.*** The phrase "Declaration of Mr. Depp" refers to the Declaration of John Christopher Depp, II submitted in this case in May, 2019.

**RESPONSE:** No objection.

y. ***Mr. Depp's Second Witness Statement.*** The phrase "Mr. Depp's Second Witness Statement" refers to the Second Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated December 12, 2019.

**RESPONSE:** No objection.

z. ***Mr. Depp's Third Witness Statement.*** The phrase "Mr. Depp's Third Witness Statement" refers to the Third Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated February 25, 2020.

**RESPONSE:** No objection.

aa. ***Mr. Depp's Fifth Witness Statement.*** The phrase "Mr. Depp's Fifth Witness Statement" refers to the Fifth Witness Statement of John Christopher Depp, II submitted in the UK Litigation dated March 14, 2020.

**RESPONSE:** No objection.

bb. ***Declaration of Ms. Heard.*** The phrase "Declaration of Ms. Heard" refers to the Declaration of Amber Laura Heard submitted in this case on April 10, 2019.

**RESPONSE:** No objection.

cc.     ***Ms. Heard's Witness Statement.*** The phrase “Ms. Heard’s Witness Statement” refers to the Witness Statement of Amber Heard submitted in the UK Litigation dated December 15, 2019.

**RESPONSE:** No objection.

dd.     ***Ms. Heard's Third Witness Statement.*** The phrase “Ms. Heard’s Third Witness Statement” refers to the Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ee.     ***Ms. Heard's Confidential Third Witness Statement.*** The phrase “Ms. Heard’s Confidential Third Witness Statement” refers to the Confidential Schedule to Third Witness Statement of Amber Heard submitted in the UK Litigation dated February 26, 2020.

**RESPONSE:** No objection.

ff.     ***Ms. Heard's Fifth Witness Statement.*** The phrase “Ms. Heard’s Fifth Witness Statement” refers to the Fifth Witness Statement of Amber Heard submitted in the UK Litigation dated June 26, 2020.

**RESPONSE:** No objection.

gg.     ***Your Expert Designation.*** The phrase “Your Expert Designation” refers to Plaintiff’s Designation/Identification of Expert Witness served on February 16, 2021, along with any supplemental to or any other Designation/Identification of Expert Witness served by you in this Action.

**RESPONSE:** No objection.

## REQUESTS

1. Please produce any documents supporting the following statement, including but not limited to any documents and communications identifying or referring to the “recent events” referred to in this statement:

“In light of recent events, I would like to make the following short statement. Firstly, I’d like to thank everybody who has gifted me with their support and loyalty. I have been humbled and moved by your many messages of love and concern, particularly over the last few days. Secondly, I wish to let you know that I have been asked to resign by Warner Bros. from my role as Grindelwald in Fantastic Beasts and I have respected and agreed to that request. Finally, I wish to say this. The surreal judgment of the Court in the U.K. will not change my fight to tell the truth and I confirm that I plan to appeal. My resolve remains strong and I intend to prove that the allegations against me are false. My life and career will not be defined by this moment in time. Thank you for reading.”

### **RESPONSE:**

Plaintiff repeats and incorporates by this reference the General Objections and Objections to Definitions and Instruction above, as though set forth in full. Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting the referenced statement are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the

grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds that it implicates the work-product of counsel with respect to what documents relate or support to particular allegations. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to documents that relate to Defendant's own allegations.

2. Please produce any documents supporting Your Responses to Ms. Heard's 3rd Set of Interrogatories.

**RESPONSE:**

Plaintiff repeats and incorporates by this reference the General Objections and Objections to Definitions and Instruction above, as though set forth in full. Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the

grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds that it implicates the work-product of counsel with respect to what documents relate or support to particular allegations. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to documents that relate to Defendant's own allegations. Plaintiff further objects to this Request as unreasonably cumulative and duplicative of Defendant's document requests, specifically Request No. 1 of Defendant's Nineteenth Request for Production.

3. Please produce any documents supporting Your Responses to Ms. Heard's 4th Set of Interrogatories.

**RESPONSE:**

Plaintiff repeats and incorporates by this reference the General Objections and Objections to Definitions and Instruction above, as though set forth in full. Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this request on the grounds that it proceeds from the defective premise that all documents that could be construed as supporting an interrogatory response are relevant and/or discoverable. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks

documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this request on the grounds that it seeks documents that belong to or are in possession of third parties, and/or are not within Plaintiff's possession, custody, or control. Plaintiff further objects to this Request on the grounds that it implicates the work-product of counsel with respect to what documents relate or support to particular allegations. Plaintiff further objects to this Request on the grounds and to the extent that it purports to require Plaintiff to prove a negative or otherwise speculate as to documents that relate to Defendant's own allegations.

4. Please produce any documents supporting Your Responses to Ms. Heard's 5th Set of Interrogatories.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation/publication of those documents. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection.

5. If You deny any of the Requests in Ms. Heard's 6th Set of Requests for Admissions, please produce any non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it fails to reasonably particularize the categories of documents sought. Plaintiff further objects to this Request on the grounds that it is vague, ambiguous, and overbroad. Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects on the basis that Plaintiff had no involvement in the preparation/publication of those documents. Plaintiff further objects to this Request on the grounds that it seeks confidential, proprietary, and private personal and/or business information of Plaintiff and/or third parties to this litigation, which is not subject to discovery in this action. Plaintiff further objects to this Request on the grounds that it seeks documents protected by the attorney-client privilege, work-product doctrine, and/or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of Request No. 6 of Defendant's Nineteenth Request for Production for which Plaintiff already responded subject to and without waiver of the foregoing objections, and without agreeing that documents supporting denials are per se discoverable that Plaintiff had not denied any of the Requests in Defendant's 6th Set of Requests for Admissions and therefore did not have responsive documents.

6. If You deny any of the Requests in Ms. Heard's 7th Set of Requests for Admissions, please produce any non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the grounds that the Request purports to require Plaintiff to speculate as to what documents might relate to Defendant's own allegations. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to this Request on the grounds that it seeks documents already in possession of Defendant and/or her attorneys, and/or is equally available to Defendant and/or her attorneys, and represents an improper attempt to shift the burden of producing such documents to Plaintiff. Plaintiff further objects to the Request as being unduly cumulative and harassing. Responding Party further objects that the Request is not applicable.

7. If You deny any of the Requests in Ms. Heard's 8th Set of Requests for Admissions, please produce any non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the grounds that the Request purports to require Plaintiff to speculate as to what documents might relate to Defendant's own allegations. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to this Request on the grounds that it seeks documents already in possession of Defendant and/or her attorneys, and/or is equally available to Defendant and/or her attorneys, and represents an improper attempt to shift the burden of producing such documents to Plaintiff. Plaintiff further objects to the Request as being unduly cumulative and harassing. Responding Party further objects that the Request is not applicable.

8. If You deny any of the Requests in Ms. Heard's 9th Set of Requests for Admissions, please produce any non-privileged documents, if any, supporting such denial.

**RESPONSE:**

In addition to the foregoing General Objections and Objections to Definitions and Instructions, Plaintiff further objects to this Request on the grounds that it seeks documents that are neither relevant nor reasonably calculated to lead to the discovery of admissible evidence. Plaintiff further objects on the grounds that the Request purports to require Plaintiff to speculate as to what documents might relate to Defendant's own allegations. Plaintiff further objects to this Request on the grounds that it is overly broad and unduly burdensome taking into account the needs of the case. Plaintiff further objects to this Request on the grounds that it is lacking in reasonable particularity. Plaintiff further objects to this Request on the grounds that it seeks documents that are protected by the attorney-client privilege, work-product doctrine, or any other applicable privilege, immunity, or protection. Plaintiff further objects to this Request on the grounds that it is duplicative of other discovery. Plaintiff objects that Defendant has failed to describe reasonably identifiable categories of documents for production and instead has improperly attempted to shift the burden to Plaintiff to analyze what documents might be deemed to "support" a particular statement, which implicates the work product of counsel. Plaintiff further objects to the Request on the grounds that Plaintiff was not involved in the creation of this document. Plaintiff further objects to this Request on the grounds that it seeks documents already in possession of Defendant and/or her attorneys, and/or is equally available to Defendant and/or her attorneys, and represents an improper attempt to shift the burden of producing such documents to Plaintiff. Plaintiff further objects to the Request as being unduly cumulative and harassing. Responding Party further objects that the Request is not applicable.

Dated: February 23, 2022

Respectfully submitted,

  
Benjamin G. Chew

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*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 23rd day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

J. Benjamin Rottenborn  
Joshua R. Treece  
Karen Stemland  
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*Counsel for Defendant and  
Counterclaim Plaintiff Amber Laura Heard*

  
\_\_\_\_\_  
Benjamin G. Chew (VSB #29113)

*new*  
VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

JOHN C. DEPP, II,

Plaintiff and Counterclaim defendant,

v.

Civil Action No.: CL-2019-0002911

AMBER LAURA HEARD,

Defendant and Counterclaim Plaintiff.

ORDER

THIS MATTER CAME TO BE HEARD upon Defendant and Counterclaim-Plaintiff Amber Laura Heard's ("Ms. Heard") Motion to Compel Responses to Eleventh and Twelfth Requests for Production of Documents to Plaintiff and Counterclaim-Defendant John C. Depp, II ("Mr. Depp") (the "Motion"); and upon consideration of the briefs and argument of counsel, it is hereby:

**ORDERED** that the Motion is GRANTED in part and DENIED in part for the reasons set forth in the hearing; and it is further

**ORDERED** that the Motion to Compel Request 9 of Ms. Heard's 12<sup>th</sup> Set of Requests for Production is denied; and it is further

**ORDERED** that the Motion to Compel Requests 20-21 and 24-30 of Ms. Heard's 11<sup>th</sup> Set of Requests for Production is denied; and it is further

**ORDERED** that the Motion to Compel Requests 22, 23, and 31 of Ms. Heard's 11<sup>th</sup> Set of Requests for Production is denied; and it is further

**ORDERED** that for Interrogatories 9-10 of Ms. Heard's 1<sup>st</sup> Set of Interrogatories and Interrogatories 1-2 of Ms. Heard's 2<sup>nd</sup> Set of Interrogatories Mr. Depp shall identify responsive documents by BATES number; and it is further

**ORDERED** that the Motion to Compel Request 7 of Ms. Heard's 12<sup>th</sup> Requests is granted in part and denied in part, as follows: with respect to Interrogatory 11 of Ms. Heard's First Set of Interrogatories, Mr. Depp shall produce any nonprivileged documents reflecting consumption of drugs, alcohol, or medications on the dates of alleged abuse of Ms. Heard, if any exist within his possession, custody or control and have not previously been produced; with respect to Interrogatory 13 of Ms. Heard's First Set of Interrogatories, Mr. Depp shall produce a fully executed copy of his separation agreement with Vanessa Paradis, to the extent a fully executed copy exists in Mr. Depp's possession, custody, or control; with respect to Interrogatory No. 14, Mr. Depp shall produce nonprivileged pictures, recordings, or other documentation of the alleged incident between Mr. Depp and Mr. Brooks; with respect to Interrogatory No. 17, the Motion is denied; and it is further

**ORDERED** that the Motion to Compel Requests 5 and 6 of Ms. Heard's 12<sup>th</sup> Requests for Production is granted in part, and Mr. Depp shall admit or deny the authenticity of the documents in Ms. Heard's 4<sup>th</sup> and 5<sup>th</sup> Requests for Admissions, and for those denied by Mr. Depp shall produce all nonprivileged documents, if any, supporting such denials; and it is further

**ORDERED** that the Motion to Compel Request 2 of Ms. Heard's 12<sup>th</sup> Requests is denied; and it is further

**ORDERED** that the Motion to Compel Requests 45, 61, 63-64, 67, and 80 of Ms. Heard's 11<sup>th</sup> Set of Requests for Production is granted, and Mr. Depp shall produce all nonprivileged responsive documents to these Requests; and it is further

**ORDERED** that the Motion to Compel Requests 34-44, 46-60, 62, 65-66, 68-79, 81-88 of Ms. Heard's 11<sup>th</sup> Set of Requests for Production are denied; and it is further  
**ORDERED** that Mr. Depp shall produce all documents responsive to the above Requests by Monday, January 3, 2022.

**SO ORDERED.**

December 17, 2021

[Redacted]  
The Honorable Penney S. Azcarate  
Chief Judge, Fairfax County Circuit Court

*Compliance with Rule 1:13 requiring the endorsement of counsel of record is modified by the Court, in its discretion, to permit the submission of the following electronic signatures of counsel in lieu of an original endorsement or dispensing with endorsement.*

**SEEN AND AGREED TO IN PART AND OBJECTED TO IN PART FOR THE REASONS STATED IN BRIEFING AND ORAL ARGUMENT:**

Elaine Charlson Bredehoft (VSB No. 23766)

Adam S. Nadelhaft (VSB No. 91717)

Clarissa K. Pintado (VSB No. 86882)

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*Counsel to Defendant/Counterclaim Plaintiff, Amber Laura Heard*

**SEEN AND** \_\_\_\_\_

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*Counsel for Plaintiff/Counterclaim Defendant, John C. Depp, II*

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY**

**JOHN C. DEPP, II,**

**Plaintiff and Counterclaim Defendant,**

**v.**

**Civil Action No.: CL-2019-0002911**

**AMBER LAURA HEARD,**

**Defendant and Counterclaim Plaintiff.**

**ORDER**

**THIS MATTER CAME TO BE HEARD upon Defendant and Counterclaim-Plaintiff Amber Laura Heard's ("Ms. Heard") Motion to Compel Responses to Third Requests for Admissions and Responses and Full Production of Non-privileged Documents Responsive to Ms. Heard's Fourteenth, Sixteenth, and Seventeenth Requests for Production of Documents to Plaintiff and Counterclaim-Defendant John C. Depp, II ("Mr. Depp") (the "Motion"); and upon consideration of the briefs and argument of counsel, it is hereby:**

**ORDERED that the Motion is GRANTED in part and DENIED in part; and it is further**

**ORDERED that Mr. Depp shall admit or deny the authenticity of the photographs identified in Ms. Heard's 3rd Requests for Admissions Requests 1-14, 19-22, 27-49, 61-85, 102, 106, 114-118, 122-124, 128, 130, 134-162 within twenty-one (21) days of receipt of the relevant and non-privileged Extracted Data from Craig Young. For any denied by Mr. Depp, he shall produce all non-privileged documents, if any, supporting such denials; and it is further**

**ORDERED that the Motion to Compel Requests for Admissions 163-174 of Ms. Heard's 3rd Requests for Admissions Requests is denied; and it is further**

**ORDERED** that as to the following Requests in Ms. Heard's 17th Requests for Production of Documents brought in this Motion, Mr. Depp shall produce the following non-privileged documents within his possession, custody, and control, with respect to the requests as revised:

With respect to Requests 48-59, Mr. Depp shall produce any responsive documents referring to or reflecting the incidents described in the paragraphs of Mr. Depp's 2nd Witness Statement described in those Requests;

With respect to Requests 65-72, Mr. Depp shall produce any responsive documents referring to or reflecting the incidents described in the paragraphs of Mr. Depp's 3rd Witness Statement described in those Requests;

With respect to Requests 79-91, Mr. Depp shall produce any responsive documents referring to or reflecting the incidents described in the paragraphs of the Declaration of Ms. Heard described in those Requests;

With respect to Requests 106-19, Mr. Depp shall produce any responsive documents referring to or reflecting the incidents described in the paragraphs of Ms. Heard's Witness Statement described in those Requests;

and it is further

**ORDERED** that as to the following Requests of Ms. Heard's 14th Requests for Production of Documents, Mr. Depp shall produce any non-privileged documents within his possession, custody, and control responsive to the following revised Requests:

Revised Request 1: Please produce any documents relating to Mr. Depp's statement to Christian Carino in the audio recording produced as DEPP8296 that "[I] have gotten emails from every fucking studio fucking head from every motherfucker, I didn't do a thing. 'I'm sorry you're going through this. I'm so sorry.' Clearly she's out of her fucking mind. She is viewed as out of her fucking mind across the globe."

Revised Request 2: Please produce any documents relating to Mr. Depp's statement to Christian Carino in the audio recording produced as DEPP8296 that "There ain't no motherfucker in this business going to hire her."

Revised Request 3: Please produce any documents relating to Mr. Depp's statement to Christian Carino in the audio recording produced as DEPP8296 that "Oh, she's ruined. For sure. She did that herself. In terms of the business, she's a wrap."

; and it is further

**ORDERED** that the Motion to Compel Revised Requests 13 and 14 of Ms. Heard's 14th Requests for Production of Documents is denied; and it is further

**ORDERED** that as to the following requests in Ms. Heard's 16th Requests for Production of Documents, Mr. Depp shall produce any non-privileged documents within his possession, custody, and control responsive to the following revised Requests:

Revised Request 2: Please produce any documents and communications supporting the following statement from Mr. Depp's 4<sup>th</sup> Defense to the Counterclaim: "The statements forming the basis of the counterclaim were not made by the Counterclaim Defendant."

Revised Requests 3-7: Please produce any documents and communications supporting the following statements from Mr. Depp's 5<sup>th</sup> Defense to the Counterclaim:

- (a) "whether or not there was authorization from Counterclaim Defendant to, or a conspiracy with, Mr. Waldman to make the statements forming the basis of the Counterclaim";
- (b) "Counterclaim Defendant's lack of direction as to the subject statements";
- (c) "Counterclaim Defendant's lack of direction or control of a third party as to the subject statements";
- (d) "a third party exceed[ed] the scope of employment or agency relationship as to the subject statements"; and
- (e) The "statements [were] made by an independent contractor."

Combined Revised Requests 8-16: Please produce any documents and communications supporting the following statements in ¶¶ 41, 42, 44-49, and 52 of your Answer to the Counterclaim- whether "that particular conduct by Mr. Waldman was authorized by Counterclaim Defendant or done at his direction."

Combined Revised Requests 17-27: Please produce any documents and communications supporting the following statements in ¶¶ 66, 66(a-f), and 67-70 of your Answer to the Counterclaim- whether "that particular conduct by Mr. Waldman was performed as an agent or was authorized by Counterclaim Defendant or done at his direction."

Revised Request 38: Any video recordings, audio recordings, photographs, or images of Ms. Heard, including any copies of anything recorded by Mr. Depp or any of his entities, representatives or agents, from January 1, 2012 to the present.

Revised Request 39: Any documents that refer to or reflect any consumption of alcohol or drug use, or abuse, by Mr. Depp during any of the Depp Abuse of Heard Dates, the Depp Alleged Abuse by Heard Dates, or the Property Damage Dates.<sup>1</sup>

Revised Request 42: Any documents referring to or reflecting any instances or possible instances of physical violence by Mr. Depp toward any person or property, including any photographs, videos, drawings, or descriptions of any such physical violence.

Revised Request 45: Any documents referring to or reflecting any negative impact of the Divorce Action, the U.K. Action, and/or Ms. Heard's allegations of abuse against You on your reputation and/or career;

; and it is further

ORDERED that the Motion to Compel Revised Requests 1, 37, 40, 41, 43, 44, 46 of Ms. Heard's 16th Requests for Production of Documents is denied; and it is further

ORDERED that unless otherwise stated in this Order, Mr. Depp shall comply with the above by no later than March 4, 2022.

SO ORDERED.

February 16 2022

  
The Honorable Penney S. Azcarate  
Chief Judge, Fairfax County Circuit Court

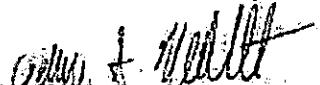
**Penney S. Azcarate**

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<sup>1</sup> For purposes of this Request, the phrases Depp Abuse of Heard Dates and the Depp Alleged Abuse by Heard Dates" are defined in the 16<sup>th</sup> Requests for Production of Documents. "Property Damage Dates" is defined as: "February 26-March 18, 2013; July 1-5, 2013; May 22-26, 2014; August 1-31, 2014; March 1-31, 2015; December 10-31, 2015; April 15-27, 2016; and May 15-27, 2016."

*Compliance with Rule 1:13 requiring the endorsement of counsel of record is modified by the Court, in its discretion, to permit the submission of the following electronic signatures of counsel in lieu of an original endorsement or dispensing with endorsement.*

**SEEN AND PARTIALLY OBJECTED TO FOR THE REASONS STATED IN  
BRIEFING AND AT ORAL ARGUMENT:**

  
Elaine Charlson Bredehoft (VSB No. 23766)  
Adam S. Nadelhaft (VSB No. 91717)  
Clarissa K. Pintado (VSB No. 86882)  
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J. Benjamin Rottenborn (VSB No. 84796)  
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*Counsel to Defendant/Counterclaim Plaintiff, Amber Laura Heard*

**SEEN AND PARTIALLY OBJECTED TO FOR THE REASONS STATED IN  
BRIEFING AND AT ORAL ARGUMENT:**

**Benjamin Chew / by agreement**

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Andrew C. Crawford (VSB 89093)

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cvasquez@brownrudnick.com

*Counsel for Plaintiff/Counterclaim Defendant, John C. Depp, II*

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

JOHN C. DEPP, II,

Plaintiff and Counterclaim-  
Defendant,

Civil Action No.: CL-2019-0002911

v.

AMBER LAURA HEARD,

Defendant and Counterclaim-  
Plaintiff.

**CONSENT ORDER REGARDING PLAINTIFF'S FOURTH  
INTERROGATORIES AND PERMITTING  
ADDITIONAL INTERROGATORIES TO EACH PARTY**

COME NOW the Parties, Plaintiff and Counterclaim-Defendant John C. Depp, II ("Mr. Depp"), and Defendant and Counterclaim-Plaintiff Amber Laura Heard ("Ms. Heard") (collectively the "Parties"), through their respective counsel, having met and conferred with respect to Mr. Depp's Fourth Set of Interrogatories ("Fourth Interrogatories") and the service of additional interrogatories by both Parties, and request the consent of the Court, pursuant to Rule 4:8(g) of the Rules of the Virginia Supreme Court, to permit the parties to serve additional Interrogatories, including parts and subparts, beyond the thirty (30) permitted under Rule 4:8, agree to the following, as evidenced by their signatures below; and it is hereby ORDERED as follows:

Pursuant to Va. R. S. Ct. 4:8(g), the Court for good cause authorizes the service of an additional fifteen (15) interrogatories by Ms. Heard, and an additional nine (9) interrogatories by Mr. Depp (in addition to the six interrogatories contained in Mr. Depp's Fourth Interrogatories), without regard to the number of interrogatories that have

env  
no

previously been served by either party. With respect to Mr. Depp's Fourth Interrogatories, Ms. Heard will serve substantive responses within thirty days of this Order. The Parties may mutually agree to an extension of time to respond to each other's interrogatories, as appropriate.

**SO ORDERED.**

January 10, 2022.

[Redacted]  
The Honorable Penney S. Azcarate  
Chief Judge, Fairfax County Circuit Court

*Compliance with Rule 1:13 requiring the endorsement of counsel of record is modified by the Court, in its discretion, to permit the submission of the following electronic signatures of counsel in lieu of an original endorsement or dispensing with endorsement.*

**WE ASK FOR THIS:**

[REDACTED] / by Express D.O.T., Inc.  
[REDACTED]  
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**WE ASK FOR THIS:**

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*Counsel for Defendant Amber Laura Heard*

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

**JOHN C. DEPP, II** )  
Plaintiff, )  
v. )  
**AMBER LAURA HEARD** )  
Defendant. )  
\_\_\_\_\_  
Civil Action No.: CL-2019-0002911

**DECLARATION OF JOHN CHRISTOPHER DEPP, II**

I, John Christopher Depp, II, declare as follows:

1. I am a party in the above-entitled action. I have firsthand, personal knowledge of the facts set forth below and if called as a witness could competently testify thereto.
2. Ms. Heard's fabricated domestic violence allegations against me are categorically and demonstrably false. I have denied Ms. Heard's allegations vehemently since she first made them in May 2016, when she walked into court to obtain a temporary restraining order with painted-on bruises that witnesses and surveillance footage show she did not possess each day of the preceding week. I will continue to deny them for the rest of my life. I never abused Ms. Heard or any other woman.
3. I am bringing this lawsuit not only to clear my name and restore my reputation, but to attempt to bring clarity to the women and men whose lives have been harmed by abuse and who have been repeatedly lied to by Ms. Heard purporting to be their spokesperson. Fortunately, there is now clear evidence from over two dozen objective third parties, including police officers, former employees and neighbors of Ms. Heard's, and 4 Eastern Columbia building personnel, supported by 87 surveillance camera videos and other written and

photographic that directly refute Ms. Heard's domestic violence allegations against me and other false assertions. The appearance of new evidence not previously in my possession was the impetus for my bringing this lawsuit because, after years of asserting my innocence, I am finally in a position to prove it by dismantling each element of her hoax. I set forth this evidence in detail below.

4. When confronted with direct evidence that exposes her domestic violence claims as a poorly executed yet surprisingly effective hoax, Ms. Heard responded by weaving more fantastical lies to prop up her false narrative that she is a domestic violence victim. Those lies too cannot withstand scrutiny and clear evidence. Ms. Heard's false narratives are dependent on the "evidence" of her word and that of her perjurious, co-conspirator friends who have chosen to assist her in her hoax. Those lies are internally inconsistent, shifting, and directly contradicted by overwhelming sworn testimonial, photographic, audio, video, and other evidence. And Ms. Heard has a documented history, of which I will submit evidence herein, of violence against men and women, of lying to courts and government agencies, and of suborning and attempting to suborn the perjurious testimony of third parties to deliver to courts.

5. Notwithstanding Ms. Heard's false domestic abuse allegations about me, there

was actual, documented domestic violence in our relationship; she was the perpetrator, and I was  
the victim While mixing prescription amphetamines and non-prescription drugs with alcohol,  
Ms. Heard committed innumerable acts of domestic violence against me, often in the presence of  
third party witnesses, which in some instances caused me serious bodily injury. Multiple of these commissions of violence against me she has even admitted to under oath. Multiple episodes of her violence against me are documented and supported by objective evidence, which I set forth below.

### **Ms. Heard's Well-Documented History And Prior Arrest For Domestic Violence**

6. Ms. Heard was arrested in Seattle-Tacoma International Airport in 2009 after police officers observed her committing domestic violence against her then-wife Tasya Van Ree. Ms. Heard's wife asked police to arrest Ms. Heard. The King County prosecutor declined to charge Ms. Heard only because neither she nor her victim were residents of King County, Washington, but not before Ms. Heard spent a night in jail and appeared before a judge in court. Ms. Heard lied about this domestic violence incident under oath, saying "it was a trumped up charge and it was dropped immediately for being such." Ms. Heard also subsequently tried to minimize this arrest for domestic violence to the media, claiming that the police officers were "homophobic" and "misogynists." In fact, the arresting officer was a female, self-described lesbian activist who has publicly disputed Ms. Heard's claims about the circumstances of her arrest. See <https://www.tmz.com/2016/06/07/amber-heard-domestic-violence-arrest-partner-tasya-van-ree/>; see also <https://people.com/movies/amber-heards-arresting-officer-speaks-out-i-am-so-not-homophobic/>

7. **Throughout our relationship, Ms. Heard also committed domestic violence against me. She hit, punched, and kicked me. She also repeatedly and frequently threw objects into my body and head, including heavy bottles, soda cans, burning candles, television remote controls, and paint thinner cans, which severely injured me.** As part of our divorce case, Ms. Heard was deposed on or about August 13, 2016. Ms. Heard admitted to some of these acts of violence against me in her deposition, although in the cherry-picked, sworn deposition snippet she submitted to this court, she also contradicted her own sworn admissions and further perjured herself by saying she only committed violence against me one single time. Excerpts of Amber

Heard's depositions are attached here as Exhibit A. Ms. Heard also admitted under oath to throwing a can of paint thinner into my head in front of witnesses:

Q: Isn't it true, Ms. Heard, that in front of two different employees at the island you threw the paint thinner and hit him in the head on December 15th?

...

A: Oh, that's true... Exhibit A.

8. There also is an audio recording in which Ms. Heard admits to and apologizes for kicking a door into my head and punching me in the face. After first denying these acts of violence under oath in her deposition, Ms. Heard was forced grudgingly to concede that she did perpetrate the violence against me that she can be heard admitting to only after being confronted with the audio recordings of her confession and apology. Excerpts of Amber Heard's depositions are attached here as Exhibit A.

9. Many people who worked for Ms. Heard and me during our marriage also observed firsthand her violence against me or observed me with injuries that she inflicted upon me immediately after the fact, which in some instances they felt compelled to document by taking photographs of my injuries. Many of them have provided sworn statements attesting to the violence they witnessed Ms. Heard commit against me.

10. Attached here as Exhibit B is a photograph of me with a black eye caused by Ms. Heard punching me in the face on or about April 22, 2016. This photograph was taken by my bodyguard Sean Betts, who is a former 18 year veteran of the LA Sheriff's Department, on April 22, 2016.

11. Attached here as Exhibit C are three photographs of me with scratches on my cheek, chin and nose from an incident that took place on December 15, 2015. These

photographs were taken by Sean Bett at his insistence. Following a pattern she deployed throughout our relationship, Ms. Heard later perversely claimed it was I who committed violence against her on December 15, 2015, splitting her lip, bashing her in the nose so hard it nearly broke, blackening both her eyes and beating her so violently that she claimed I broke the bed in the process. Her account is disputed by multiple witnesses who each provided sworn testimony that they engaged face to face with a makeup-free and clearly uninjured Ms. Heard the following day, December 16, 2016, immediately prior to her appearance on the “James Corden” show, which can also be viewed to see the severe injuries she claims are a lie. These witnesses include Ms. Heard’s own stylist Samantha McMillen, who also testified to witnessing Ms. Heard visibly uninjured on other occasions when Ms. Heard claimed I had beaten her.

12. **One of Ms. Heard's attacks caused me grave bodily injury.** While I was in Australia filming a movie approximately one month after I married Ms. Heard, on a day where my then-lawyer tried to discuss with Ms. Heard the need that she sign a post-nuptial agreement with me, she went berserk and began throwing bottles at me. **The first bottle sailed past my head and missed, but then she threw a large glass vodka bottle. The bottle struck the marble countertop where my hand was resting and exploded. The projectile's impact shattered the bone in my finger and entirely severed the tip of my finger. Attached as Exhibit D is a photograph of my finger. I had to have 3 surgeries to reconstruct my finger and contracted MRSA three times. I feared that I would lose my finger, my arm, and my life.**

13. **To conceal the fact that her domestic violence against me caused me grievous bodily injury,** Ms. Heard has concocted various, shifting, false stories claiming that I cut off my own finger. First, in the midst of our divorce case, Ms. Heard caused to be leaked to the media a fake story that I cut off my finger by punching a hole in a wall. Now, Ms. Heard has crafted a

new, but equally fake, story that I cut off my finger by smashing a plastic phone to smithereens while violently beating her in a “three-day ordeal.” Neither of these stories is true. I did not beat Ms. Heard in Australia at any time; nor did I cut off my own finger and shatter the bones.

~~The truth is that Ms. Heard threw a glass vodka bottle at me, and the bottle smashed on the marble countertop where my hand was resting. The impact and the broken glass shattered the bone and cut off the end of my finger.~~ To cover for Ms. Heard, I told the emergency room doctor that it happened in “an accident.” The doctor knew better, and told me: “this is a wound of velocity.”

14. Unfortunately, Ms. Heard’s pattern of violence and abuse extends beyond me. Several women who have been in a relationship with Ms. Heard have come forward to share their personal experiences of brutal violence and other abuse at the hands of Ms. Heard. My advisors have and continue to interview these victims, who remain deeply fearful of Ms. Heard, and to collect evidence from these victims.

15. On May 21, 2016, I went to a penthouse in the Eastern Columbia Building that I owned and shared with Ms. Heard. We had not spoken for a month.

16. Our last interaction had been at my penthouse on April 21, 2016, and involved an enraged Ms. Heard physically attacking me because I was late to her birthday dinner that I threw for her and her friends. My lateness had been due to an important business meeting, of which Ms. Heard was aware. ~~Among other violent acts, Ms. Heard punched me repeatedly in the face as I lay in bed reading after the party, leaving me with an egg shaped swelling under my left eye. A photograph of my injured face following her April 21, 2016 attack is attached as Exhibit B. This photograph was taken by Sean Bett on April 22, 2016 after I returned to my West Hollywood home.~~

17. After I removed myself from Ms. Heard's presence in the penthouse on April 21, 2016, the following morning Ms. Heard or one of her friends defecated in my bed as some sort of a sick prank before they left for Coachella together. Indeed, our Estate Manager Kevin Murphy told me (and later testified under oath) that Ms. Heard admitted to him that the feces was "just a harmless prank." ~~As a result of the years of domestic abuse I had suffered at the hands of Ms. Heard—most recently the April 21 physical attack~~ and defecation on my bed sometime before she and her friends left the next morning—I resolved to divorce Ms. Heard. I went to pick up my things on May 21, 2016, and also resolved to tell her that I was divorcing her. I arrived at the penthouse in the early evening, and brought my two security guards Jerry Judge and Sean Bett as a precautionary measure, asking them to wait just outside the door of penthouse 3. It appeared that Ms. Heard was alone in the penthouse, although according to witness interviews, she was not. Her friend Raquel Pennington was hiding somewhere in the penthouse, although Ms. Pennington later falsely testified that she was summoned by Ms. Heard by text to Penthouse 3 at 8:06 PM, one of their many concocted lies. After I entered and went upstairs to collect personal belongings, Ms. Heard and I called our then-Estate Manager Kevin Murphy together and I asked Mr. Murphy to repeat to Ms. Heard what he had told me about her admission that the defecation in my bed was "just a harmless prank." Upon hearing Mr. Murphy's recount her admission, she went berserk and started screaming and cursing at Mr. Murphy, prompting Mr. Murphy to ultimately hang up the phone. Before he hung up, I told Ms. Heard that I intended to divorce her. She insisted on calling her friend iO Tillett Wright, who had been living rent-free in my properties for years, to try to explain away the feces that she left in my bed.

18. Ms. Heard put iO Tillett Wright on speakerphone. I had no interest in speaking with Mr. Tillett Wright. Nevertheless, both iO Tillett Wright and Ms. Heard had their chance to

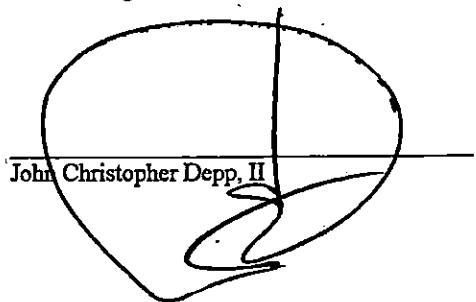
anywhere and it has nothing to do with a case. I wouldn't be so naïve as to think that a lawyer or cop would ever use Instagram geotags because as soon as a judge found out you can change them it would get thrown out."

38. On December 16, 2015, Ms. Heard also summoned our then-Estate Manager Mr. Murphy to my penthouse to complain about the fact that I had beaten her up the night before. Mr. Murphy testified that Ms. Heard's face was utterly uninjured and unmarked, and appeared makeup free, as they spoke face to face and in good light the day after she alleged the brutal attack. Mr. Murphy also testified that Ms. Heard called him back up to the penthouse bedroom specifically to show him a clump of blonde hair on the ground purporting to be hair I had pulled out of her head. Because of Ms. Heard's demeanor and the fact that she showed Mr. Murphy a clump of hair on the floor but not the place that hair was pulled from, Mr. Murphy grew suspicious and took a time- and date-stamped cell phone photograph of the hair clump, and later compared it to the hair clump Ms. Heard submitted to the court under oath. The hair clumps do not resemble each other, as Mr. Murphy testified in his declaration. Mr. Murphy, like other eyewitnesses, also testified to the very real violence Ms. Heard committed against me, that left real injuries.

39. Cynically relying on the concept of #believe women that that has been promoted as part of the important #metoo movement, Ms. Heard's "evidence" rests primarily on her word and that of her dependent friends. She and they have falsely accused me of violence, although interestingly none of her "witnesses" say they ever witnessed any violence. **Air they did this despite the inconvenient truth of my possession of eyewitness statements provided under penalty of perjury and photographs of her converse violence committed against me** overwhelming evidence that her various abuse claims and the injuries that she claimed ensued from them are

Executed this \_\_\_\_ day of May, 2019 in Los Angeles, California.

I declare under the penalty of perjury under the laws of the United States of America and the State of Virginia that the foregoing is true and correct.



John Christopher Depp, II

A handwritten signature of "John Christopher Depp, II" is written in cursive ink. It is enclosed within a large, roughly drawn oval. A vertical line extends from the top of the oval down to the signature, and a horizontal line extends from the right side of the oval across the signature.

**VIRGINIA:**

**IN THE CIRCUIT COURT OF FAIRFAX COUNTY, VIRGINIA**

JOHN C. DEPP, II	:	
	:	
<i>Plaintiff and Counterclaim</i>	:	
<i>Defendant,</i>	:	
	:	
v.	:	
	:	
AMBER LAURA HEARD,	:	Civil Action No.: CL-2019-0002911
	:	
<i>Defendant and</i>	:	
<i>Counterclaim Plaintiff.</i>	:	
	:	

**PLAINTIFF AND COUNTERCLAIM DEFENDANT JOHN C. DEPP, II'S  
SIXTH SET OF INTERROGATORIES TO DEFENDANT AND  
COUNTERCLAIM PLAINTIFF AMBER LAURA HEARD**

Pursuant to Rule 4:8 of the Rules of the Supreme Court of Virginia, Plaintiff and Counterclaim Defendant John C. Depp, II, by and through his undersigned counsel, serve the following Sixth Set of Interrogatories upon Defendant and Counterclaim Plaintiff Amber Laura Heard. Each Interrogatory must be answered separately, fully, in writing, under oath, and a copy served upon counsel for Mr. Depp within twenty-one (21) days of service hereof, in accordance with the Instructions and Definitions set forth below.

**DEFINITIONS**

1. The terms "identify," "identifying," "identity" and "identification," when used to refer to any entity other than a natural person, mean to state its full name, the present or last known address of its principal office or place of doing business, and its entity type (e.g. corporation, partnership, unincorporated association).
2. The terms "identify," "identifying," "identity" and "identification," when used to refer to a natural person, mean to state the following:

a. the person's full name and present or last known address, home telephone number, business address and business telephone number;

b. the person's present title and employer or other business affiliation;

c. the person's home address, home telephone number, business address and business telephone number at the time of the actions at which each interrogatory is directed; and

d. his or her employer and title at the time of the actions at which each interrogatory is directed.

3. The term "Action" shall mean this litigation pending in the Circuit Court for Fairfax County captioned, *John C. Depp, II v. Amber Laura Heard*, Case No. CL-2019-0002911.

4. The term "Career Opportunities" shall include professional activities such as performing in movies and television, endorsement deals, and similar activities.

5. The term "Counterclaim Statements" shall mean and refer to the three remaining alleged defamatory statements by Mr. Depp and/or Mr. Waldman that are the basis of Ms. Heard's pending Counterclaim in this Action.

6. The term "Mr. Depp" or "Plaintiff" shall mean Plaintiff John C. Depp, II and all persons acting on his behalf including but not limited to his agents, representatives, employees, and assigns.

7. The term "Person" shall mean any natural person or any business, legal, or government entity, or association.

8. The term "Employer" shall mean any current or former source of compensation for Ms. Heard, including but not limited to film studios.

9. The terms "You," and/or "Your" shall mean Defendant Amber Laura Heard and any and all persons acting on her behalf, including but not limited to her agents, representatives, employees, and assigns.

10. In order to bring matters within the scope of these requests which might otherwise be construed to be outside their scope:

- a. "each" includes the word "every," and "every" includes the word "each";
- b. "any" includes the word "all," and "all" includes the work "any";
- c. "and," "or" or "and/or" shall be construed conjunctively or disjunctively as necessary to make the request inclusive rather than exclusive;
- d. "all" shall also include "each of" and vice-versa; and
- e. the singular includes the plural and vice-versa.

11. All words, terms and phrases not specifically defined in these requests are to be given their normal and customary meaning in the context in which they are used herein.

### **INSTRUCTIONS**

1. These Interrogatories should be construed to require answers based upon the knowledge of, and information available to, the responding party as well as its agents, representatives, and, unless privileged, attorneys. It is intended that the following Interrogatories will not solicit any material protected either by the attorney/client privilege or work product doctrine which was created by, or developed by, counsel for the responding party after the date on which this litigation was commenced.

2. The fact that investigation is continuing or that discovery is not complete shall not be used as an excuse for failure to respond to each interrogatory below as fully as possible.

3. No part of an interrogatory should be left unanswered merely because an objection is interposed to another part of the interrogatory. If a partial or incomplete answer is provided, the responding party shall state that the answer is partial or incomplete.

4. These Interrogatories are continuing in nature and therefore require you to file supplementary answers immediately after you obtain any additional information up to, including, and after the time of trial.

5. Whenever you are requested to give specific information, such as a date or figure, if you cannot give the exact information, you shall state that you cannot give the exact information and you shall give your best estimate.

6. If you refer to documents that you produce to Plaintiff, you shall identify the document(s) with specificity (by Bates number, etc.).

7. In responding to these discovery requests, you must provide all requested information known or available to you, regardless of whether that information is obtained directly by you or otherwise known to you, or whether that information is obtained or otherwise known to any of your attorneys, agents, affiliates, or other representatives.

8. Objection will be made at the time of trial to any attempt to introduce evidence which is directly sought by these Interrogatories and to which no disclosure has been made.

9. If any part of an Interrogatory requests information that is claimed by you to be privileged or otherwise protected from disclosure, set forth with particularity at the time of answering these Interrogatories the part of the Interrogatory with respect to which you assert that claim and the basis for each such claim, together with the following information:

a. If an attorney-client privilege, work product assertion, or any other

privilege or protective rule is asserted with respect to an oral communication, please identify the date of the communication, the subject matter of the communication, the name and place of employment of each person present during the communication, and the name and place of employment of each person to whom the substance of the communication has been disclosed.

b. If an attorney-client privilege, work product assertion, or any other privilege or protective rule is asserted with respect to a document, please identify the type of each such document, the date of the document, each individual who authored the document and place of employment of such individual, each individual who received a copy of the document and place of employment of such individual, each individual to whom any portion of the contents of the document was disclosed and the place of employment of such individual, and the subject matter of the document.

10. If you believe that any Interrogatory is unclear, unintelligible, or because of its wording otherwise prevents you from responding fully to that interrogatory, you should seek immediate clarification from Plaintiff. It shall not be sufficient to object to a particular interrogatory on the grounds that it is vague, ambiguous, or otherwise unclear, and withhold discoverable information on that basis without seeking clarification from Plaintiff.

### **INTERROGATORIES**

1. State all facts that support Your contention, as alleged in the Third Affirmative Defense in Your operative Answer, that “any defamatory statements in the Op-Ed were not made with actual malice.”

### **ANSWER:**

2. State all facts that support Your contention, as alleged in the Fourth Affirmative Defense in Your operative Answer, that “[t]here can be no malice as a matter of law” due to Your allegation that You “relied upon counsel in writing and publishing the Op-Ed.”

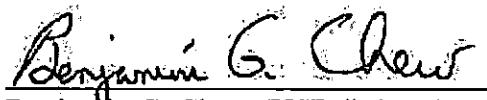
**ANSWER:**

3. If You contend that You believed Your Op-Ed would not be interpreted by readers as a reference to Your preexisting allegations of abuse against Mr. Depp, explain in detail everything that You intended to reference with the following language: “Then two years ago, I became a public figure representing domestic abuse.”

**ANSWER:**

Dated: February 3, 2022

Respectfully submitted,

  
\_\_\_\_\_  
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Fax: (212) 209-4801  
jmeyers@brownrudnick.com

*Counsel for Plaintiff and  
Counterclaim Defendant John C. Depp, II*

**CERTIFICATE OF SERVICE**

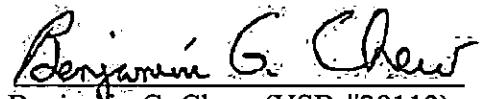
I HEREBY CERTIFY that on this 3rd day of February 2022, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

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Elaine Charlson Bredehoft  
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