

<p style="text-align: right;">[Page 1870]</p> <p style="text-align: center;">Claim No QB-2018-006323                  IN THE HIGH COURT OF JUSTICE                  QUEEN'S BENCH DIVISION                  MEDIA AND COMMUNICATIONS LIST                  Royal Courts of Justice,                  Strand,                  London, WC2A 2LL.                  Wednesday, 22nd July, 2020</p> <p style="text-align: center;">Before:                  MR. JUSTICE NICOL</p> <p style="text-align: center;">- - - - -</p> <p>BETWEEN:                  JOHN CHRISTOPHER DEPP II                  Claimant</p> <p style="text-align: center;">-and-</p> <p style="text-align: center;">(1) NEWS GROUP NEWSPAPERS LIMITED                  (2) DAN WOOTTON                  Defendants</p> <p style="text-align: center;">- - - - -</p> <p>(Computer-aided transcript of the Stenograph Notes of                  Marten Walsh Cherer Limited, 2nd Floor, Quality House,                  6-9 Quality Court, Chancery Lane, London, WC2A 1HP.                  Telephone No: 020 7067 2900. Fax No: 020 7831 6864.                  Email: info@martenwalshcherer.com. www.martenwalshcherer.com)</p> <p>MR. DAVID SHERBORNE, MS. ELEANOR LAWS QC and MS. KATE WILSON                  (instructed by Schillings) appeared for the Claimant.</p> <p>MS. SASHA WASS QC, MR. ADAM WOLANSKI QC and MS. CLARA HAMER                  (instructed by Simons Muirhead &amp; Burton) appeared for                  the Defendants.</p> <p style="text-align: center;">- - - - -</p> <p style="text-align: center;">P R O C E E D I N G S                  (DAY 12)                  (TRANSCRIPT PREPARED WITHOUT ACCESS TO COURT BUNDLES)</p> <p style="text-align: center;">- - - - -</p>	<p>1</p> <p>2 anything, than what the court can see from those images, and</p> <p>3 decide from them and the surrounding evidence of other</p> <p>4 witnesses."</p> <p>5 Since I have refused the defendants' application, the</p> <p>6 material which I have received for the purpose of considering</p> <p>7 the application will be disregarded for the purpose of</p> <p>8 determining the claim.</p> <p>9 MR. SHERBORNE: Thank you, my Lord.</p> <p>10 MR. JUSTICE NICOL: And for the avoidance of doubt, any issue as</p> <p>11 to costs will be reserved.</p> <p>12 MR. SHERBORNE: That is what I was going to ask your Lordship.</p> <p>13 I understand why.</p> <p>14 MR. JUSTICE NICOL: Perhaps, Mr. Sherborne and Mr. Wolanski, you</p> <p>15 can draw an order that will reflect that decision.</p> <p>16 MR. SHERBORNE: My Lord, we will do. Thank you very much.</p> <p>17 MR. JUSTICE NICOL: Yes. Now.</p> <p>18 MS. LAWS: My Lord, can I have a moment to turn my back on the</p> <p>19 court as a result of that? It will just take a second.</p> <p>20 MR. JUSTICE NICOL: Yes. (Pause)</p> <p>21 MS. LAWS: I am grateful, thank you.</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">[Page 1869]</p> <p>1</p> <p>2 MR. JUSTICE NICOL: Good morning. Before you start, Ms. Laws, on</p> <p>3 Monday, I said I would decide the defendants' application for</p> <p>4 permission to adduce expert evidence on the basis of written</p> <p>5 submissions and I set a timetable. In accordance with that</p> <p>6 timetable, my clerk received submissions from Mr. Sherborne</p> <p>7 and Mr. Wolanski. Subsequently, my clerk received a further</p> <p>8 series of e-mails from the parties regarding access to the</p> <p>9 mirror of Ms. Heard's devices.</p> <p>10 I have reached the conclusion that the defendants'</p> <p>11 application should be refused. I will give my reasons in</p> <p>12 writing in the course of my judgment, but they include, and</p> <p>13 I have taken into account, what Mr. Sherborne has said at</p> <p>14 paragraph 19 of his submissions that were received by my clerk</p> <p>15 in the early hours of the morning of 20th July, which said</p> <p>16 this: "The claimant's position is not that Ms. Heard went into</p> <p>17 the bathroom of the penthouse and took flawless photographs of</p> <p>18 herself which she then photoshopped. While many of the photos</p> <p>19 show little, if anything, the claimant's case is that</p> <p>20 Ms. Heard had altered her appearance in a number of possible</p> <p>21 ways before taking photographs in an attempt to show some sort</p> <p>22 of marks. The election of filters or subsequent editing may</p> <p>23 have been an attempt to enhance the effect of whatever she</p> <p>24 did, for example, making her face redder, but critically, an</p> <p>25 analysis of the digital images will not yield much more, if</p>	<p style="text-align: right;">[Page 1871]</p> <p>1 HEARD</p> <p>2 MS. AMBER HEARD, RECALLED</p> <p>3 CROSS-EXAMINATION BY MS. LAWS, CONTINUED</p> <p>4 Q. Ms. Heard, can I please take you back to the events that took</p> <p>5 place in Australia and March 2015. We dealt with much of the</p> <p>6 incident so I am not going to rehearse any questions that</p> <p>7 I went through with you yesterday. I am now going to put the</p> <p>8 claimant's case to you, to give you the opportunity --</p> <p>9 obviously we have dealt with the facts -- but to give you the</p> <p>10 opportunity to indicate whether you agree or disagree; all</p> <p>11 right?</p> <p>12 A. Yes.</p> <p>13 Q. I am going to suggest to that you a row took place on 8th</p> <p>14 March, which went round and round in circles?</p> <p>15 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>16 MS. LAWS: This is 8th March 2015.</p> <p>17 A. There was also a fight that day, yes. I disagree about when</p> <p>18 it arose.</p> <p>19 Q. It went on and on. Essentially, I am talking about the</p> <p>20 Australia incident, sorry?</p> <p>21 A. I understood.</p> <p>22 Q. You did. All right. Mr. Depp was trying to get away from you</p> <p>23 again and again; do you agree or disagree?</p> <p>24 A. I disagree.</p> <p>25 Q. You worked yourself into a rage, screaming at him; do you</p>

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1 HEARD - LAWS  
2 agree or disagree?  
3 A. I disagree.  
4 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
5 MS. LAWS: And you took a bottle and threw it at his head; do you  
6 agree or disagree?  
7 A. I disagree.  
8 Q. Because you would get yourself into rages on occasions, would  
9 you not?  
10 A. Into rages?  
11 Q. Yes?  
12 A. No, angry at times but not into a rage that would cause me to  
13 throw anything at him.  
14 MR. JUSTICE NICOL: Sometimes got angry.  
15 A. But not to the extent where I would throw something at him  
16 offensively.  
17 MS. LAWS: Well, we have gone through a number of instances and  
18 I have played tapes. I am not going to go over that again,  
19 but I am going to suggest that throwing things is something  
20 that you do do, and you do do in rows with Mr. Depp. Do you  
21 agree or disagree?  
22 A. Only when it means I can escape him when he is beating me up.  
23 That is it.  
24 Q. I am sorry, there was a lot of banging then. Can you raise  
25 your voice?

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1 HEARD - LAWS  
2 A. Sure, of course. I said, no, I only threw things to escape  
3 Johnny when he was beating me up. Sometimes that was all  
4 I had.  
5 Q. You would, on occasions, lose it so much, lose your temper so  
6 much that you would punch him and hit him?  
7 A. Never. I punched him or hit him in defence of myself and my  
8 sister that time on the stairs that I told you about.  
9 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
10 MS. LAWS: And when you threw the bottle at his head --  
11 I appreciate you disagree, but I am going to suggest that you  
12 threw the bottle at his head -- it smashed the mirror behind  
13 you, behind him, rather?  
14 A. No. I do not recall there being a mirror that was smashed  
15 downstairs in the rumpus room where the majority of the  
16 bottles were thrown.  
17 MR. JUSTICE NICOL: Just a minute. (Pause) Thank you.  
18 MS. LAWS: You threw another bottle really hard and forcefully at  
19 him and his hand was on the kitchen counter top.  
20 A. No, Johnny was throwing bottles one after the other.  
21 MR. JUSTICE NICOL: Just a minute. (Pause)  
22 A. But I would like to be clear, I did break a bottle, but it was  
23 very early on in that evening. This was the second evening,  
24 if I recall correctly. We had a second evening and it was  
25 before Johnny had started to throw the bottles at me. This

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1 HEARD - LAWS  
2 was earlier in the evening and we were in an argument about  
3 whether or not he was going to drink it, drink the liquor.  
4 I came downstairs and he was still drinking and when I  
5 confronted him about it, he offered me the bottle, as if -- he  
6 actually said, "Oh, if you want it so bad, here, here, take  
7 it."  
8 MR. JUSTICE NICOL: Just a minute. (Pause) He offered you the  
9 bottle of spirits.  
10 A. Yes, he said, "Oh, yeah, you want it, here, take it." At that  
11 point, drinking had already been, he had already given it up  
12 for a while, and it was on -- it was on the list of, if this  
13 happens, I leave, sort of thing. It was a no-fly. He just  
14 gestured to offer it had to me and I reached to take it and he  
15 pulled it back from me and then when ----  
16 MR. JUSTICE NICOL: Just a minute. (Pause) He reached for the  
17 bottle.  
18 A. I did, I reached for it.  
19 Q. Sorry, I thought you were saying he reached, Mr. Depp?  
20 A. He was holding it, you know, taunting me to take it, teasing  
21 me to take it, and would revoke it when I reached.  
22 Q. Did you say "revoke it"?  
23 A. Revoke it, when I would make to reach for it. Then he did it  
24 again and I had in my head all the times that he said that  
25 I saved his life by standing up to him about the booze. He

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1 HEARD - LAWS  
2 would tell me all the times I saved his life. I thought,  
3 honestly, I could short-circuit whatever cycle at that point  
4 I was familiar with us entering into with the booze and him  
5 drinking. So, I reached for it. I got it the second time  
6 and I smashed it on the floor in between Johnny and I.  
7 Q. Just a minute. (Pause)  
8 A. I regret I did that, I was so upset, but I think it snapped,  
9 it snapped something in him, and he just reached for the  
10 bottles that were on the counter -- it was a fully-stocked  
11 counter -- and he just started picking them up one by one and  
12 using them like grenades or bombs and throwing them one after  
13 the other after the other, right in my direction.  
14 Q. Just a minute. (Pause)  
15 A. I felt glass breaking behind me. I retreated more into the  
16 bar and he did not stop. I was too scared to look behind me  
17 because I just felt glass hitting the back of my arms and  
18 I was just looking at him use one bottle after the other.  
19 Q. So are you saying he threw several bottles in your direction?  
20 A. He threw all the bottles that were in reach, all except for  
21 one, which was a celebratory magnum-size bottle of wine that  
22 I later noticed had been the only one out of 30 or so that  
23 were on the bar. That was weirdly saved. I will never forget  
24 it. It was just resting on its side unbroken. It was the  
25 only one.

<p style="text-align: right;">[Page 1876]</p> <p>1 HEARD - LAWS</p> <p>2 MR. JUSTICE NICOL: Thank you.</p> <p>3 MS. LAWS: The question was, and I suggested to you, that the</p> <p>4 reality of this situation was that it was you who had lost</p> <p>5 your temper and it was you who was throwing the bottle, and</p> <p>6 that is the answer you have just given to that. Can I just</p> <p>7 ask you one thing about something you have just said? You do</p> <p>8 accept smashing a bottle, but in very particular circumstances</p> <p>9 where you just said you had in your head, at the minute that</p> <p>10 you smashed that bottle on the ground, so nowhere near his</p> <p>11 finger ----</p> <p>12 A. No, no.</p> <p>13 Q. You had in your head that you had to save his life, and that</p> <p>14 is why you did it?</p> <p>15 A. He had told me over and over again that my work in trying to</p> <p>16 get him clean and sober, when he was clean and sober, he would</p> <p>17 tell me I saved his life.</p> <p>18 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>19 A. It was so confusing because when he was clean and sober, he</p> <p>20 was wonderful and that part of him I loved so much and we all,</p> <p>21 everyone around him, just wanted him to get clean and sober.</p> <p>22 We just wanted him to be well and for him to get help. Johnny</p> <p>23 needs help.</p> <p>24 Q. Let us keep to the question. I think you have answered it</p> <p>25 that it was put to you that, well, the question was asked</p>	<p style="text-align: right;">[Page 1878]</p> <p>1 HEARD - LAWS</p> <p>2 MS. LAWS: In fact, it is 076, but I used the reference 077</p> <p>3 because it is easier to read that and it is on the left.</p> <p>4 MR. JUSTICE NICOL: If I am writing a number on this page, what</p> <p>5 should the number be?</p> <p>6 MS. LAWS: 076.</p> <p>7 MR. JUSTICE NICOL: Right. Anyway, have you got the picture?</p> <p>8 THE WITNESS: I do.</p> <p>9 MR. JUSTICE NICOL: Good, yes.</p> <p>10 MS. LAWS: It is inconceivable, is it not, that this injury was</p> <p>11 caused by Mr. Depp smashing a phone on a wall; you have just</p> <p>12 lied about it, have you not?</p> <p>13 MR. JUSTICE NICOL: Just a minute. (Pause) Thank you.</p> <p>14 THE WITNESS: Absolutely not, Ms. Laws. I was there, I watched</p> <p>15 it.</p> <p>16 MR. JUSTICE NICOL: Well, I have said before, Ms. Heard, of course</p> <p>17 Ms. Laws was not there, but I am getting your response to her</p> <p>18 questions, and her questions are, in part at least, based on</p> <p>19 what her client's case is.</p> <p>20 A. Sorry, maybe I should be more clear. What I meant is, I would</p> <p>21 be shocked if Johnny remembers any of this himself, but I do</p> <p>22 remember. I was there.</p> <p>23 MS. LAWS: My Lord, I really do not want to interrupt this</p> <p>24 witness, but I think we would get through events quicker if we</p> <p>25 dealt with the question and the question was, it did not</p>
<p style="text-align: right;">[Page 1877]</p> <p>1 HEARD - LAWS</p> <p>2 about your comment of him saying that you had saved his life</p> <p>3 and you have dealt with that.</p> <p>4 A. Yes.</p> <p>5 MR. JUSTICE NICOL: Yes, Ms. Laws.</p> <p>6 MS. LAWS: That is just a lie, is it not, a total lie?</p> <p>7 A. No, it is not. No, it is not.</p> <p>8 Q. Can you have a look, please, at file 6, tab 148B, and 894.077?</p> <p>9 MR. JUSTICE NICOL: Ms. Laws, I am afraid that my numbers are not</p> <p>10 very clear. Is this a photograph?</p> <p>11 MS. LAWS: Yes, it is a photograph, and on the right-hand side, at</p> <p>12 the bottom, it should be 894.077. If you can find that ----</p> <p>13 THE WITNESS: It looks like this.</p> <p>14 MS. WASS: I do not seem to have it either.</p> <p>15 MR. JUSTICE NICOL: Ms. Heard seems to have the advantage of all</p> <p>16 of us except for you.</p> <p>17 MR. SHERBORNE: We all have it too.</p> <p>18 MS. LAWS: We have it. The witness box has it. Apologies,</p> <p>19 my Lord.</p> <p>20 MR. JUSTICE NICOL: Can you just hold up the picture?</p> <p>21 MS. LAWS: I can pass it.</p> <p>22 MR. SHERBORNE: My Lord, can I give you mine?</p> <p>23 MS. LAWS: Thank you. (Same handed)</p> <p>24 MR. JUSTICE NICOL: I think I have found it, right. This is 077,</p> <p>25 is it?</p>	<p style="text-align: right;">[Page 1879]</p> <p>1 HEARD - LAWS</p> <p>2 happen as a result of his hand smashing against the wall.</p> <p>3 I was not inviting the witness to speculate about Mr. Depp yet</p> <p>4 again or add in a negative comment or use it for that. We</p> <p>5 will get through things a lot quicker if we deal with the</p> <p>6 questions.</p> <p>7 MR. JUSTICE NICOL: The question was that it is inconceivable that</p> <p>8 the claimant had suffered that injury by smashing a phone on</p> <p>9 the wall. Do you agree or disagree?</p> <p>10 THE WITNESS: Disagree.</p> <p>11 MR. JUSTICE NICOL: Thank you. Yes.</p> <p>12 MS. LAWS: Because that injury was you throwing a second bottle in</p> <p>13 his direction, smashing it down and severing the top of his</p> <p>14 finger, was it not?</p> <p>15 A. No.</p> <p>16 Q. With glass, was it not?</p> <p>17 A. No.</p> <p>18 Q. Please flick back to F894.052.</p> <p>19 A. Same tab, B?</p> <p>20 Q. Same tab.</p> <p>21 A. 894?</p> <p>22 Q. 052. Does your Lordship have that?</p> <p>23 MR. JUSTICE NICOL: Is this the photograph of Mr. ----</p> <p>24 MS. LAWS: Mr. Depp on the hospital trolley with his finger on</p> <p>25 display. You stubbed a cigarette out in your rage on his</p>

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1 HEARD - LAWS  
 2 cheek, did you not; yes or no?  
 3 A. Absolutely not.  
 4 MR. JUSTICE NICOL: I am sorry, Ms. Laws, you have asked the  
 5 witness to go to this photograph. Is the question about this  
 6 photograph?  
 7 MS. LAWS: Yes. It is not clear, but there is a mark on his right  
 8 cheek, is there not?  
 9 A. Yes.  
 10 Q. And that is a mark from when you stubbed a cigarette out on  
 11 his cheek, is it not?  
 12 A. Johnny did that.  
 13 MR. JUSTICE NICOL: Just a minute. (Pause)  
 14 MS. LAWS: You did it, did you not?  
 15 A. No, Johnny did it right in front of me. He often did things  
 16 like that.  
 17 MR. JUSTICE NICOL: I think I have understood that you agree that  
 18 the mark that we can see in photograph 52 is the consequence  
 19 of a cigarette being stubbed out on Mr. Depp's cheek, but you  
 20 say Mr. Depp did that himself and you deny that you did it.  
 21 A. Yes, that is correct.  
 22 MR. JUSTICE NICOL: Thank you. Yes.  
 23 MS. LAWS: After, according to you, Mr. Depp sliced his finger off  
 24 himself, all on his own, without any help from you, he carried  
 25 on attacking you, according to you, did he not?

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1 HEARD - LAWS  
 2 A. What -- which one are you ----  
 3 Q. Your account is that he carried on attacking you after he  
 4 severed the top of his finger off, is it not?  
 5 A. Yes, he did. I do not think he meant to sever the finger, but  
 6 yes, he did continue to attack me.  
 7 Q. This was a nasty incident in which you were extremely violent?  
 8 A. Absolutely not, no.  
 9 Q. Afterwards, we have got those tapes where we can hear some  
 10 voices -- and I am not going to go back to those --  
 11 afterwards, when security arrived, you were screaming at  
 12 Mr. Depp at one moment not to leave ----  
 13 MR. JUSTICE NICOL: Just a moment, please. (Pause) Yes.  
 14 MS. LAWS: And then, in another moment, calling him a fucking  
 15 coward for going.  
 16 A. I did not hear that on the audio tapes.  
 17 Q. I did not ask if it was on the tape. I am suggesting that  
 18 this is what happened?  
 19 A. Forgive me, I misunderstood.  
 20 Q. Forget whether you think you have taped it or not?  
 21 A. Forgive me, I misunderstood.  
 22 MR. JUSTICE NICOL: Let us try and keep the course of the  
 23 questioning clear. You are being asked whether or not it is  
 24 true that at one stage you were screaming at Mr. Depp not to  
 25 leave, and then at another calling him a coward for going. Do

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1 HEARD - LAWS  
 2 you agree or disagree?  
 3 A. No on both of those accusations; absolutely not. I was just  
 4 in another room, crying.  
 5 MS. LAWS: You picked me up on my question a moment ago by saying  
 6 you did not think it was on the tape and you needed a  
 7 clarification of my question. Do you remember you just saying  
 8 that?  
 9 A. Yes, my apologies. I thought you were referencing the end of  
 10 the Australia incident, which is caught on tape.  
 11 Q. Did you say yesterday that you had not actually listened to it  
 12 all?  
 13 A. That is correct.  
 14 Q. So you would not know, would you, whether it is on the tape or  
 15 not?  
 16 A. "It all" being the operative word.  
 17 Q. I am sorry?  
 18 A. "It all". I said I had not listened to it all.  
 19 Q. Yes. So you do not know whether in fact you would have been  
 20 screaming on one portion of the tape?  
 21 A. Incorrect. The beginning of the tape is where the part where  
 22 Johnny is leaving is captured and that part I have heard. And  
 23 despite what Johnny has said, you can hear how it ended. It  
 24 ended in Johnny yelling incoherently, and I was in the  
 25 background, crying and that is how it ended.

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1 HEARD - LAWS  
 2 MR. JUSTICE NICOL: Just a minute. (Pause)  
 3 THE WITNESS: May I close file 6, or ----  
 4 MS. LAWS: Leave it out for the moment.  
 5 MR. JUSTICE NICOL: Just a moment. (Pause) Yes.  
 6 MS. LAWS: We dealt yesterday, and I am not going to go over it  
 7 again, but there was an additional question I wanted to ask,  
 8 we dealt yesterday with the fact that you accepted that you  
 9 have used on occasions the phrase, "Have you been so angry  
 10 you've lost it?" Do you remember that part of your evidence  
 11 yesterday?  
 12 A. I believe so.  
 13 Q. Yes. Can I ask ----  
 14 MR. JUSTICE NICOL: Is it right that you have used that phrase in  
 15 the past?  
 16 THE WITNESS: I have referred to losing one's cool, as losing it  
 17 instead of losing one's cool, in my life. I specifically  
 18 denied referencing it to Ben King. I think that was what you  
 19 asked me about yesterday. And I said if I did use that phrase  
 20 or any version like it, I would have been asking about  
 21 Johnny's behaviour, not my own.  
 22 MS. LAWS: It is a phrase, I just want to be clear, it is a  
 23 phrase, "Have you been so angry you've lost it?", you said  
 24 yesterday is a phrase that you would or could or have used,  
 25 about yourself. Let me make it clear, staying away from this

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1 HEARD - LAWS  
 2 incident, because we have moved on from the incident, and  
 3 I asked you whether it is a phrase you used generally and you  
 4 said it was. Do you agree with that?  
 5 MR. JUSTICE NICOL: I am sorry, Ms. Laws, if we are going back on  
 6 what the witness said yesterday.  
 7 MS. LAWS: It is just to put into context the next question, which  
 8 is about an audio. All right. Because you indicated  
 9 yesterday it was something you would say generally, so I am  
 10 just getting you to the point and reminding you of your  
 11 evidence yesterday. This should not be controversial, we are  
 12 just going over the evidence yesterday. Do you understand  
 13 that? Do you remember that, you said that yesterday?  
 14 A. Okay.  
 15 Q. So, I wonder, my Lord, if I can take you to file -- put file 6  
 16 away -- file 4.  
 17 A. Put file 6 away, did you say?  
 18 MR. JUSTICE NICOL: Yes, I think that is what was said, put file 6  
 19 away. (Pause)  
 20 THE WITNESS: File 4 is what you said I should get.  
 21 MS. LAWS: Yes. Sorry, am I not loud enough?  
 22 A. Sometimes it is difficult to hear you over the binders.  
 23 Q. File 4, tab 154, F950. Now, this is an argument we have  
 24 already referred to, it is the argument of September 2015. It  
 25 is called "Argument 2". We have heard bits about it. It is

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1 HEARD - LAWS  
 2 just a very short extract. It is your second answer on that  
 3 page, I am just going to play out for you now, please. Do  
 4 tell us if you can hear it or not.  
 5 (Recording played to the court)  
 6 So, that is something we have just heard the  
 7 conversation with Mr. Depp. Is it true that sometimes you get  
 8 so angry you just lose it?  
 9 A. Sometimes I lose my cool when I get angry, yes.  
 10 Q. It is true, is it not?  
 11 A. Sometimes I get angry enough and I lose my cool.  
 12 Q. You just lose it is what you said?  
 13 A. Lose my cool, yes.  
 14 Q. Can we move on then to file 2.1.  
 15 A. Can I put this away?  
 16 Q. Yes. I think you can take it that after we ----  
 17 MR. JUSTICE NICOL: It is not always clear when we have finished  
 18 with a file, but you will tell us, Ms. Laws. 2.1, did you  
 19 say?  
 20 MS. LAWS: Yes. Right at the back.  
 21 THE WITNESS: Is there a tab number that you might have mentioned  
 22 there?  
 23 Q. 71.3.  
 24 MR. JUSTICE NICOL: This is Ms. Heard's fifth witness statement;  
 25 is that the right one ?

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1 HEARD - LAWS  
 2 MS. LAWS: That is right, yes. What I want to deal with now,  
 3 please, so this witness statement is dated 26th June 2020. Do  
 4 you have that in front of you?  
 5 THE WITNESS: I have the witness statement, yes. Is this it?  
 6 Q. I am going to ask you one or two things about it. But the  
 7 topic I am going to ask you about is the taking the dogs into  
 8 Australia. All right? We might be able to deal with this  
 9 fairly swiftly, we may not. But I am going to suggest to you  
 10 that you were told by Mr. Murphy that in no uncertain terms  
 11 you could not take those dogs into Australia, were you not?  
 12 A. I was told many things, when we were trying to figure out  
 13 whether they could travel or not, I was shooting movies, and  
 14 this happened over a span of maybe eight months, so I told --  
 15 maybe I was told we might be able to, I was told not yet,  
 16 I was told you have to wait to a different day. It was quite  
 17 confusing. Did I miss something or are we still on the fifth  
 18 witness statement?  
 19 Q. I was simply asking you, the question was, it was made quite  
 20 clear to you by Mr. Murphy that you could not take the dogs  
 21 into Australia and you say there were mixed messages?  
 22 A. Okay.  
 23 Q. Is that your answer?  
 24 A. Yes. Yes.  
 25 Q. I am going to say the messages were fairly clear. In fact, if

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1 HEARD - LAWS  
 2 you could put, for the moment, that file to one side and  
 3 actually have a look at those messages, which is file 2,  
 4 tab D59.  
 5 MR. JUSTICE NICOL: Just a minute. 59(d).  
 6 MS. LAWS: 59(d).  
 7 MR. JUSTICE NICOL: I think you said D59, but there is a  
 8 separator D. But you are asking us to look at the statement  
 9 of Kevin Murphy.  
 10 MS. LAWS: That is it.  
 11 MR. JUSTICE NICOL: The second witness statement.  
 12 MS. LAWS: That is right. It starts on D237.1, but can I ask  
 13 my Lord for us to flick over to D237.14.  
 14 THE WITNESS: Can you repeat that number one more time, please?  
 15 MS. LAWS: D237.14.  
 16 MR. JUSTICE NICOL: This is an e-mail from Kevin Murphy to AH.  
 17 Have I got the right page, Ms. Laws?  
 18 MS. LAWS: Yes.  
 19 MR. JUSTICE NICOL: This is the right page, 28th March.  
 20 MS. LAWS: Yes, D237.14. This is a message, an e-mail message  
 21 from Mr. Murphy to you, dated 28th March 2015, is it not?  
 22 THE WITNESS: Yes, it is.  
 23 Q. AH is you. "Hi, just making sure you know that the dogs will  
 24 not be able to fly commercial in the passenger compartment to  
 25 Australia....(reads to the words)...not including flight ----"

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1 HEARD - LAWS  
 2 MR. JUSTICE NICOL: The 10,000 is not specified, is it?  
 3 MS. LAWS: 10K. "Per our last discussion re the dogs travel  
 4 ...(reads to the words)... around May 7th est." Then, for the  
 5 reply, I am afraid we have to go back to page D237.12. At the  
 6 top of that page, it is Mr. Murphy, is it not, to you, that  
 7 message at the top, March 29th?  
 8 A. Yes.  
 9 Q. What he is saying is: "Hi. Because of the paperwork process,  
 10 combination of vet visits, permit application ...(reads to the  
 11 words)... Let me know if you have any additional questions."  
 12 Then, for the carrying on correspondence, my Lord, we can go  
 13 to page D237.13 at the top. Your response is: "Shit, okay, we  
 14 are out of options then because I don't know what else to do."  
 15 He responds to you: "Morning, would you allow them to fly  
 16 cargo?"  
 17 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 18 MS. LAWS: "Would you allow them to fly cargo?" If we then go to  
 19 D237.15, at the top, we have Mr. Murphy to you, saying, on  
 20 30th March: "I will have to continue the process for the dogs  
 21 if they are going. There will be some non-refundable charges,  
 22 can you advise please? Thanks." If we look at the response  
 23 underneath, that is back to Mr. Murphy: "I am sorry, but as  
 24 I understood it they were not able to travel with J and since  
 25 they could not travel with him...(reads to the words)...what

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1 HEARD - LAWS  
 2 process needs to be continued exactly?" Then, rather  
 3 confusingly ---  
 4 MR. JUSTICE NICOL: Just a minute. (Pause)  
 5 MS. LAWS: We go overleaf to page D237.16 and your answer is at  
 6 the bottom -- in fact, it is the answer from Mr. Murphy. He  
 7 said: "We never concluded the original conversation other than  
 8 you saying no to cargo. If that means that the dogs will not  
 9 travel, then I will discontinue the paper travel process."  
 10 Then the final message between the two of you is on April 1st,  
 11 that is on page D237.17. Your response is: "Yes, unless there  
 12 is another way to get them there or get them on the plane with  
 13 J. I don't send them in cargo, it's too dangerous."  
 14 So, you were told by Kevin Murphy, who had been doing  
 15 quite a lot of work on this, was not able to get the  
 16 documentation ready in time, was he?  
 17 A. No. As you can see from the small amount of correspondence  
 18 that you have just read, this was a process that had been  
 19 going on for about six months, and I was out of the country  
 20 filming a movie, I was not even there with Johnny. So, it was  
 21 quite confusing to me what was going on, since, as I said in  
 22 one of my e-mails to him, I do not understand why we are still  
 23 e-mailing about this, if there is an no go, if that means  
 24 they cannot simply not, and often as in my experience with  
 25 Johnny, if Johnny wanted something, it happened. We found a

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1 HEARD - LAWS  
 2 way to make it work out, and he told me when I landed -- I was  
 3 only in LA for a matter of hours before we got on his plane,  
 4 for his movie, on his flight, with his crew, with his staff,  
 5 for his movie, and I assumed everything had been taken care of  
 6 when he said it was all taken care of. I had no reason to get  
 7 any clarity on it.  
 8 Q. Can you go to file 4, please, tab 142.  
 9 A. File 4?  
 10 MR. JUSTICE NICOL: Can we put 2 away?  
 11 MS. LAWS: Yes, please.  
 12 MR. JUSTICE NICOL: Which tab in file 4?  
 13 MS. LAWS: Tab 142.  
 14 MR. JUSTICE NICOL: 142, page F883?  
 15 MS. LAWS: That is right. I am just going to ask a question about  
 16 it in a moment, but we have leapt ahead in time. I suggest to  
 17 that you it was laid out in black and white what the problem  
 18 was, that there just was not going to be enough time to take  
 19 them, unless you took them cargo. I am going to suggest, you  
 20 took the decision to take them anywhere, did you not?  
 21 THE WITNESS: It was not my decision.  
 22 Q. I am going to suggest it was your decision, all these messages  
 23 are between you and other people acting on your behalf on this  
 24 matter, are they not?  
 25 A. Johnny is the boss.

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1 HEARD - LAWS  
 2 Q. You are the boss, are you not, Ms. Heard?  
 3 A. I did not call any of the shots. This is Johnny's plane, this  
 4 is Johnny's staff, Johnny's crew for Johnny's travel.  
 5 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 6 MS. LAWS: Let us have a look at these e-mails, because what  
 7 followed, we all know, and I can deal with it, deal with it  
 8 neutrally, is that you got caught?  
 9 THE WITNESS: We both flew in, both Johnny and I with both of our  
 10 dogs for his movie on his plane. We brought the dogs in plain  
 11 sight.  
 12 MR. JUSTICE NICOL: Just a minute. (Pause)  
 13 A. We both filled up the same entry cards. We both signed the  
 14 same things, and yet I was the only one that took the charges.  
 15 Because if Johnny got charges, it would have further  
 16 compromised Pirates, which was already comprised.  
 17 MR. JUSTICE NICOL: Just a minute. (Pause)  
 18 MS. LAWS: Ms. Heard, that is yet another occasion when I ask a  
 19 question and you use it as an opportunity to say something  
 20 negative about Mr. Depp.  
 21 THE WITNESS: I did not say anything negative. I am just trying  
 22 to tell you the story.  
 23 Q. Can I ask you to answer the question, which was you knew full  
 24 well you should not take those dogs in and you took them in  
 25 anyway; do you agree or disagree?

[Page 1892]	<p>1 HEARD - LAWS</p> <p>2 A. Johnny told me that we could bring the dogs in. I was not</p> <p>3 even there for more than a few hours. I flew in to ----</p> <p>4 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>5 MS. LAWS: You did not have a single conversation with anyone</p> <p>6 about it ----</p> <p>7 A. Other than Johnny.</p> <p>8 Q. ---- with your staff, about how they had managed to achieve</p> <p>9 this?</p> <p>10 THE WITNESS: Ms. Laws, I did not have a staff.</p> <p>11 Q. What about Mr. Murphy?</p> <p>12 A. That is Johnny's staff.</p> <p>13 Q. All right. You did not have any more conversation with him,</p> <p>14 the conversation stops there.</p> <p>15 A. I was very confused. I was shooting another movie and it was</p> <p>16 not my travel arrangements.</p> <p>17 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>18 THE WITNESS: I am just trying to be helpful. It was Johnny's</p> <p>19 plans, it was Johnny's movie, Johnny's staff, and Johnny's</p> <p>20 dog. It was my dog and Johnny's dog, and we filled out the</p> <p>21 same forms and I was the only one to get charged.</p> <p>22 MS. LAWS: Can I ask you then who you were asking to take the</p> <p>23 blame for this?</p> <p>24 A. I took the blame. That is why I pled guilty.</p> <p>25 MR. JUSTICE NICOL: Just a minute, please. (Pause)</p>	[Page 1894]	<p>1 HEARD - LAWS</p> <p>2 little time now, and I think I can ask Ms. Heard about it. As</p> <p>3 I have understood it, the charge you faced was bringing a dog</p> <p>4 into Australia, although you had said in some form or another</p> <p>5 that you were not bringing a dog into Australia.</p> <p>6 THE WITNESS: The entry card, yes, the entry cards include that</p> <p>7 there are no illegal plants or animals being brought in with</p> <p>8 you, and I had travelled often with the dogs with Johnny, and</p> <p>9 the paperwork often included separate paperwork that did not</p> <p>10 list your travel dogs as one of the things had you to mark on</p> <p>11 the, on the intake forms upon entering. So, I mistakenly, so</p> <p>12 did Johnny, filled out the form thinking that it was separate</p> <p>13 paperwork that needed to be filled out to indicate dogs that</p> <p>14 we were travelling with as pets. We both filled out these</p> <p>15 forms. But because Johnny was, had already comprised filming</p> <p>16 because of his finger and the amount of time that derailed</p> <p>17 production, it became clear to me through Johnny's attorneys,</p> <p>18 that if I took the charges, because I am significantly less,</p> <p>19 you know, have a lesser profile, if you were, in the press,</p> <p>20 that it would somehow make it so that his job was less</p> <p>21 threatened than it already was. So, I took the charges, and</p> <p>22 I accepted that I filled out the form incorrectly and that it</p> <p>23 represented a falsehood.</p> <p>24 Q. Just a minute. (Pause) I think that the charge was knowingly</p> <p>25 making a false statement, and you agreed that you knew it was</p>
[Page 1893]	<p>1 HEARD - LAWS</p> <p>2 MS. LAWS: You were making efforts and you wanted to see if you</p> <p>3 could shunt the blame on to Ms. James, did you not?</p> <p>4 THE WITNESS: I pled guilty. Why would I need to do that?</p> <p>5 Q. According to what you just said, the last you heard about what</p> <p>6 was happening with the dogs was from Mr. Depp, so you did not</p> <p>7 know who in fact had sorted it all out. It was a member of</p> <p>8 his staff who must have done; is that right?</p> <p>9 A. He had a large staff. There are many people responsible for</p> <p>10 things at various points of the travel.</p> <p>11 MR. JUSTICE NICOL: What was being asked was, did you know which</p> <p>12 particular member of staff had sorted it out?</p> <p>13 A. No, I did not know it required exactly.</p> <p>14 MR. JUSTICE NICOL: Thank you.</p> <p>15 MS. LAWS: So, there is absolutely no reason for you to be</p> <p>16 e-mailing Martin Carl(?), and contacting Mr. Murphy about</p> <p>17 trying to get Kate James to write a statement about it?</p> <p>18 THE WITNESS: No. This is October 2015. This is after Marty</p> <p>19 Singer, Johnny's lawyer had already stepped in when the</p> <p>20 authorities were alerted to the dogs' presence, and they were</p> <p>21 handling all communications. And shortly after we left</p> <p>22 Australia I found out that I was going to be faced with the</p> <p>23 charges, and me alone; even though we flew in together and</p> <p>24 filled out the same paperwork and brought the same dogs.</p> <p>25 MR. JUSTICE NICOL: There is a point I have had in mind for a</p>	[Page 1895]	<p>1 HEARD - LAWS</p> <p>2 false because you knew you had the dog with you?</p> <p>3 A. Exactly. That is ----</p> <p>4 MR. JUSTICE NICOL: Just a minute. (Pause) That concludes what</p> <p>5 I wanted to ask. Wait for Ms. Laws' next question.</p> <p>6 MS. LAWS: I was about to take you to some e-mails that postdate</p> <p>7 this, but as we have dealt with that point, I wonder if</p> <p>8 I could take you -- so you might have to put that file to one</p> <p>9 side -- just to deal with a particular point about what it was</p> <p>10 that you did sign, that his Lordship has just raised. If you</p> <p>11 can, it is file 5.1. So, you can either put it away or put it</p> <p>12 to one side.</p> <p>13 A. And 2.1, you previously told me to put to the side. Maybe</p> <p>14 I can put that away for now.</p> <p>15 Q. Wherever it can go. (Pause)</p> <p>16 MR. JUSTICE NICOL: Did you say 2.1?</p> <p>17 MS. LAWS: The file I have asked for is 5.1. 2.1 was Ms. Heard's</p> <p>18 reference.</p> <p>19 MR. JUSTICE NICOL: Yes.</p> <p>20 MS. LAWS: Tab 201B, it is right at the top. This, my Lord, just</p> <p>21 to put it in context, is in fact a transcript of proceedings</p> <p>22 at the magistrates' court in Southport on 18th April 2016.</p> <p>23 So: "On 21st April 2015, a private plane arrived at the</p> <p>24 Brisbane airport and was met by quarantine and customs</p> <p>25 officers ----"</p>

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1 HEARD - LAWS  
 2 MR. JUSTICE NICOL: You are reading from?  
 3 MS. LAWS: F1303.5, right at the top. "On 21st April 2015, a  
 4 private plane arrived at the Brisbane airport and was met by  
 5 quarantine and customs officers. Ms. Heard was on board that  
 6 plane, as were the dogs....(reads to the words)... the answer  
 7 was false."  
 8 MR. JUSTICE NICOL: That was the nature of the charge.  
 9 MS. LAWS: That was the nature of the charge that you pleaded  
 10 guilty to, is it not?  
 11 THE WITNESS: That is correct.  
 12 Q. So, just dealing with that point, you knew it was false, you  
 13 knew you were taking those dogs in and you knew that you were  
 14 not allowed to, did you not?  
 15 MR. JUSTICE NICOL: Well, the charge was bringing the dogs in,  
 16 having said that she was not bringing the dogs in.  
 17 MS. LAWS: Yes.  
 18 MR. JUSTICE NICOL: And the plea to that charge of guilty assumes  
 19 that it was knowingly false.  
 20 MS. LAWS: Yes.  
 21 MR. JUSTICE NICOL: What was the question you were asking?  
 22 MS. LAWS: The question was, you were taking those dogs in there  
 23 knowing that you did not have the proper paperwork, were you  
 24 not?  
 25 THE WITNESS: That is different, no. I thought we had the proper

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1 HEARD - LAWS  
 2 paperwork.  
 3 MR. JUSTICE NICOL: Just a minute. (Pause)  
 4 THE WITNESS: It is different. (Pause) And so did Johnny.  
 5 MS. LAWS: Put aside Mr. Depp yet again for the moment. It is you  
 6 we are talking about now.  
 7 A. We both signed it.  
 8 Q. Yes, but I am asking you about you. We will get through this  
 9 a lot quicker if you restrict your answers to the questions  
 10 that I ask.  
 11 A. Sure.  
 12 Q. You knew you did not have the paperwork, otherwise you would  
 13 not have ticked that box, would you?  
 14 A. No, I thought because we had that paperwork I should tick that  
 15 box.  
 16 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 17 THE WITNESS: It is that mistake that I pled guilty to.  
 18 MS. LAWS: It is complete nonsense to suggest that by ticking a  
 19 box saying you were not bringing animals in, nobody would do  
 20 that if ---  
 21 A. I can answer that if you are asking me why.  
 22 Q. Nobody would do that if they thought they had the paperwork,  
 23 would they?  
 24 A. That is how you used to have to fill it out when you entered  
 25 the United States, it was a different form than the normal one

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1 HEARD - LAWS  
 2 that was on the intake card, when I used to travel with just  
 3 (unclear).  
 4 Q. If you can go back to file 4, can you take that out, please.  
 5 Do you have that, tab 142?  
 6 A. I do.  
 7 Q. You have told us that you did not know which member of staff  
 8 sorted it out. But what we see here, and I am going to take  
 9 you through it, are e-mails which show you are trying to find  
 10 someone to take the blame for you, and that someone is  
 11 Ms. James, is it not?  
 12 A. Absolutely not. She did not work for me any more.  
 13 Q. That is why you were picking on her, because she was no longer  
 14 working for you?  
 15 MR. JUSTICE NICOL: Just a minute. The question of whether you  
 16 were finding somebody to take the blame for you, do you agree  
 17 or disagree with that?  
 18 THE WITNESS: No. I had already pled guilty.  
 19 Q. Then, the question was about Kate James, was Kate James the  
 20 person that you were asking to take the blame for you?  
 21 A. No.  
 22 MS. LAWS: Let us have a look here at these e-mails, because this  
 23 is what they are all about, is it not? It is you to Martin  
 24 Carl at F883, my Lord, file 4.  
 25 MR. JUSTICE NICOL: Which tab?

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1 HEARD - LAWS  
 2 MS. LAWS: 142.  
 3 MR. JUSTICE NICOL: Which page do you want to go to at the top?  
 4 MS. LAWS: We start at the top. October 9th, it is you to  
 5 Martin/Carl. It is Carl Martin, is it not?  
 6 A. No.  
 7 Q. What is the name of the person you are e-mailing?  
 8 A. Carl Austin and Marty Singer.  
 9 Q. Sorry. "It was great, I will procure that statement ...(reads  
 10 to the words)... that would be great." Overleaf, rather  
 11 confusingly, if you go to F884 to the bottom, we have, from  
 12 Mr. Singer to you, so underneath the message from Carl Austin,  
 13 do you see it, October 11th 2015?  
 14 A. Yes.  
 15 Q. Carl Austin in fact is your entertainment lawyer, is he not?  
 16 A. Yes, he is.  
 17 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 18 MS. LAWS: If you go to F885 I can read it out easier in full.  
 19 "If you look at my e-mail below on October 9 ...(reads to the  
 20 words)... if you ask her not to be truthful."  
 21 MR. JUSTICE NICOL: This is from Marty Singer, is it?  
 22 MS. LAWS: Yes. To you, is it not, Ms. Heard?  
 23 THE WITNESS: Yes.  
 24 Q. So, Ms. James is lying, is she, when she gave an account about  
 25 this?



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1 HEARD - LAWS  
 2 A. I do not know -- did she give an account about this?  
 3 Q. You wanted her, did you not, to make a statement that was a  
 4 lying statement, to take responsibility?  
 5 A. No. I did not need to. I was pleading guilty.  
 6 MR. JUSTICE NICOL: Let me just make -- you wanted her to make a  
 7 lying statement, and you have denied that was the case?  
 8 A. That is correct.  
 9 MS. LAWS: You ended up having to ask, or you did ask Kevin  
 10 Murphy, and he did it all for you, did he not, he lied?  
 11 A. I do not know if he was able to reach out to Kate.  
 12 Q. He ended up making a statement ----  
 13 MR. JUSTICE NICOL: The question was concerning Mr. Murphy, but  
 14 what was the question that Ms. Heard was asking Mr. Murphy to  
 15 do?  
 16 MS. LAWS: We have dealt with it in the e-mail. You were asking  
 17 Mr. Murphy to see if Kate James would lie for you, were you  
 18 not?  
 19 THE WITNESS: No, I was asking Kevin Murphy to get a statement  
 20 from Kate, amongst other people that I had worked about, in  
 21 order to prove that we had many times travelled with the dogs,  
 22 attempted to follow all legal protocol, and that we had many  
 23 times, many times before, had tried to do so legally,  
 24 including this time, when we attempted to start the process in  
 25 order to show that there was an attempt, a longstanding

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1 HEARD - LAWS  
 2 attempt to go about this process legally. I did not need to  
 3 ask anyone to lie for me. Why would I? I had already pled  
 4 guilty.  
 5 Q. Mr. Murphy did lie for you. He in fact made a statement, in  
 6 fact, essentially blaming the paperwork omission on Kate  
 7 James, did he not?  
 8 A. I have seen many versions of Kevin Murphy saying things that  
 9 contradict himself for various reasons.  
 10 Q. Do not worry about whether he contradicts himself; is that  
 11 what he did, he seems to suggest that is what he did?  
 12 MR. JUSTICE NICOL: If you are asking about Mr. Murphy's statement  
 13 for the Australian proceedings, we have that. Can you remind  
 14 me where it is?  
 15 MS. LAWS: If I may have a moment, it is at the back of his new  
 16 statement. I will get a reference for you in a moment, if  
 17 I may. (Pause) While we wait for that reference, if  
 18 Mr. Murphy ----  
 19 MR. JUSTICE NICOL: I think it has been -- do you want to deal  
 20 with the reference now?  
 21 MS. LAWS: Yes, please, then. If we can put file 4 away and go to  
 22 file 2, it is tab 59D. The statement is at D237 .21.  
 23 THE WITNESS: 21?  
 24 Q. D237.21. Then, you will see the statement of Kevin Murphy,  
 25 overleaf, it is signed by him dated 20th October 2015. At the

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1 HEARD - LAWS  
 2 bottom of paragraph 4, just to read out, talking about in  
 3 connection with travel arrangements: "If the necessary  
 4 travel-related paperwork cannot be obtained either Ms. James  
 5 or I would notify Mr. Depp and Mrs. Depp, otherwise Mr. Depp  
 6 and Mrs. Depp would not be notified." In this case you had  
 7 been notified initially, had you not? We have just seen  
 8 messages.  
 9 A. Are you asking me?  
 10 Q. Yes, I said "have you not".  
 11 A. What? I am sorry.  
 12 Q. You were notified about the problems in the travel by  
 13 Mr. Murphy ----  
 14 A. I was notified along the way that there were all sorts of back  
 15 and forths.  
 16 Q. "In fact, there have been several instances when the dogs have  
 17 not travelled internationally because the necessary  
 18 travel-related paperwork could not be obtained in time  
 19 ...(reads to the words)... for the dogs to legally travel."  
 20 That was a complete lie by Mr. Murphy, was it not, at your  
 21 request?  
 22 A. I have no idea which of these statements reflect his truth.  
 23 MR. JUSTICE NICOL: Just a minute. (Pause)  
 24 MS. LAWS: Even on your version of events, that is a lie  
 25 because ----

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1 HEARD - LAWS  
 2 MR. JUSTICE NICOL: Just a minute.  
 3 MS. LAWS: Sorry.  
 4 MR. JUSTICE NICOL: You asked whether there was a lie by  
 5 Mr. Murphy in relation to the last sentence at paragraph 5,  
 6 and Ms. Heard said that she has no idea of whether that was  
 7 true. What was the next question, please, Ms. Laws?  
 8 MS. LAWS: The next question was, even on your own account, that  
 9 would not be correct, because your account is that it was all  
 10 Mr. Depp's responsibility, so it was not anyone on your staff  
 11 or payroll who was organising this?  
 12 A. That is not true. Kate had been fired in early February 2015.  
 13 I travelled with Johnny and his staff, on his plane, to go to  
 14 shoot his movie or to accompany him on his movie, in April of  
 15 2015, some time after my assistant ----  
 16 MR. JUSTICE NICOL: There was the time when Mr. Depp injured his  
 17 finger, and that was March.  
 18 A. Yes.  
 19 Q. You then, as we have heard, flew back to Los Angeles with  
 20 Mr. King, and then you went out again to Australia, I think,  
 21 in April 2015?  
 22 A. 21st. April 21st, 2015. By that time, my assistant had been  
 23 fired. She would have had contact and been responsible for  
 24 handling some version of this and helping Mr. Murphy, who had  
 25 the primary responsibility in handling such things. However,

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1 HEARD - LAWS  
 2 she would have stopped doing that after her termination.  
 3 MS. LAWS: In the messages we have seen -- I do not want to spend  
 4 too much time on it because the messages are what they are --  
 5 in the messages that we see between you and Mr. Murphy, he is  
 6 dealing with the arrangements. At no stage is Ms. James  
 7 mentioned. You just brought her in for the purpose of these  
 8 proceedings in Australia, did you not?  
 9 A. I disagree.  
 10 MR. JUSTICE NICOL: Just a minute. (Pause)  
 11 THE WITNESS: In fact, there are many communications between ---  
 12 MS. LAWS: If Kevin Murphy had not made that statement, the charge  
 13 against you would have been far more serious.  
 14 A. No, I pled guilty and stood charges as such for that plea.  
 15 MR. JUSTICE NICOL: Just a minute. (Pause)  
 16 MS. LAWS: Trying to get around official rules is something that  
 17 you have done before, is it not?  
 18 A. I do not even know what you mean. I am sorry?  
 19 Q. You do not think there is anything wrong with asking vets to  
 20 slightly alter health documents, do you?  
 21 A. Particularly with the dog travel, Johnny would tell me that it  
 22 could just be taken care of, and when I expressed to him that  
 23 it was not in my hands, or it was not getting done fast  
 24 enough, or we were trying, he would tell me, "Just tell them  
 25 to take care of it, just tell them to grease the fuckers."

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1 HEARD - LAWS  
 2 Johnny would say this to me any time I displayed any sort of  
 3 delay in getting done what he thought was just easy to move  
 4 around. In his world, it was.  
 5 MR. JUSTICE NICOL: Just a minute. (Pause)  
 6 MS. LAWS: Again, I was not asking about Mr. Depp. I was asking  
 7 you about what you think is right or wrong so can you please  
 8 answer the question. You do not think there is anything at  
 9 all wrong with asking someone to get a vet to slightly alter a  
 10 health document, do you?  
 11 A. I was answering your question, Ms. Laws. My answer is ---  
 12 MR. JUSTICE NICOL: Let us deal with the question that Ms. Laws is  
 13 now asking. Do you think it is wrong to get a vet to alter a  
 14 document?  
 15 A. Of course I do, but it was not always my choice. I did not  
 16 live in a relationship where I had a lot of choice.  
 17 MR. JUSTICE NICOL: Just a minute. (Pause)  
 18 MS. LAWS: My Lord, what I was asking about is file 2, tab 56,  
 19 please, D197. It is the very last page. Some of the numbers  
 20 may not have been printed on your Lordship's copy. This is an  
 21 e-mail: "Subject: Pistol and Boo", dated 21st September 2013,  
 22 from you to Kate James, when she was your assistant. That is  
 23 right, is it not?  
 24 A. Yes, it appears to be that.  
 25 Q. You say: "Can you maybe help Kevin procure a slightly altered

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1 HEARD - LAWS  
 2 health document that has their shots recorded as two days  
 3 before so they can all leave together on 25th. Do we have a  
 4 vet we can grease? Connection?"  
 5 A. Are you asking me something?  
 6 MR. JUSTICE NICOL: Do you agree, first of all, that you sent that  
 7 e-mail?  
 8 A. I sent it at Johnny's request. That is his language. You  
 9 see, I was not ---  
 10 Q. You sent that e-mail at Mr. Depp's request.  
 11 A. He told me ---  
 12 MR. JUSTICE NICOL: Just wait for the next question, please.  
 13 MS. LAWS: Every time you are asked about a document or a  
 14 recording which might appear to implicate you, for whatever it  
 15 is, you deny and blame Mr. Depp every single time, do you not?  
 16 A. No.  
 17 Q. All right. Let us move on to the Malaysia train incident,  
 18 which is incident 10. I am going to suggest this was yet  
 19 another occasion when you had a row and it was you that lost  
 20 your temper.  
 21 A. No. No, I disagree.  
 22 Q. Can I ask you to have a look at file 11, tab 168, please, so  
 23 you can put all the other files away. File 11, tab 168. Do  
 24 have you that?  
 25 A. Yes, I do.

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1 HEARD - LAWS  
 2 Q. This is a photograph taken on the train, is it not?  
 3 A. Yes.  
 4 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 5 MS. LAWS: Mr. Depp had an injury on his face, did he not? Did he  
 6 not?  
 7 A. No.  
 8 Q. On his nose, can you see?  
 9 A. No.  
 10 Q. This is yet another occasion when you have completely turned  
 11 an incident around and blamed Mr. Depp, is it not?  
 12 A. No. I have tons of pictures from this vacation and these days  
 13 and he is uninjured. He strangled me.  
 14 Q. I am going to move on ---  
 15 MR. JUSTICE NICOL: Just a moment. (Pause) Yes.  
 16 MS. LAWS: Can I ask you, please, to get file 2 out, so put that  
 17 one away.  
 18 MR. JUSTICE NICOL: Yes.  
 19 MS. LAWS: Now, it is your first witness statement that I am  
 20 taking to you, which is tab 60 and then E31, please. Do you  
 21 have that paragraph?  
 22 A. Which paragraph, oh, E31?  
 23 Q. Do you have it?  
 24 A. Paragraph 31?  
 25 MR. JUSTICE NICOL: You are being asked to look at E31 and

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1 HEARD - LAWS  
 2 Ms. Laws is about to ----  
 3 MS. LAWS: Paragraph 137, E31. Do you have E31?  
 4 A. Yes.  
 5 Q. This is, if I may, your account of what took place in  
 6 incident 12, which is an incident which you say took place on  
 7 15th December 2015. I am just going to take you through what  
 8 you allege Mr. Depp actually did. You were having a row.  
 9 Paragraph 138: "Step got mad at me, threw another glass  
 10 decanter at me...(reads to the words)... and in the process he  
 11 pulled clumps of my hair out." You got free, managed to  
 12 escape, he followed you, caught up with you, grabbed you by  
 13 the hair again, he also hit you in the back of your head,  
 14 dragged you by the hair up the steps, he pulled you to the  
 15 top, he shoved you a couple of times, making you afraid that  
 16 you would lose your balance and fall down the stairs, you had  
 17 to get him to stop, you said that you thought he had broken  
 18 your wrist, hoping he would calm down, but it did not work.  
 19 He kept hitting and shouting, he was out of control, he  
 20 knocked you to the floor. Each time you stood back up and  
 21 looked him in the eye, he would yell at you, and carry on  
 22 screaming at you. The last time you got up, he took a step  
 23 back and then headbutted you, hitting you right in the nose  
 24 with his forehead, causing you to stagger back, stunned and  
 25 feeling a searing pain, with your eyes tearing up and your

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1 HEARD - LAWS  
 2 nose starting bleeding, in shock, holding your face, bleeding  
 3 and crying.  
 4 So that is your account of the headbutt, but it  
 5 continues: "I turned to walk away from him, he came up and  
 6 pushed me and again grabbed me by the hair ...(reads to the  
 7 words)... face down into the mattress, smothering me, pulling  
 8 out more hair." You were suffocating, trying to scream, you  
 9 could not get a sound out, panicking, it felt like he had  
 10 blocked out. His whole weight was on you and he put his knee  
 11 on your back and his other foot on the bed frame, so that is  
 12 his whole weight. "At the same time, he was punching me in  
 13 the head, screaming loudly in my ear how much he hated me.  
 14 The bed frame splintered and that is all I remember. That is  
 15 how it ended." So that is your account. That is just  
 16 complete set of lies, is it not?  
 17 A. No.  
 18 Q. Yes or no?  
 19 A. No.  
 20 Q. Can I ask to close that statement and go to file 4, tab 139.  
 21 A. Whenever is convenient, may I have a very, very short -- not  
 22 now, but whenever is convenient, may I have a short restroom  
 23 break, just one minute?  
 24 MR. JUSTICE NICOL: We would normally have a break about this  
 25 time, Ms. Laws. Is now a convenient time?

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1 HEARD - LAWS  
 2 MS. LAWS: If the witness cannot carry on, it is convenient, but  
 3 ----  
 4 MR. JUSTICE NICOL: I am not sure she said that, but we will want  
 5 to have a break.  
 6 MS. LAWS: I will carry on with the point just for a few minutes.  
 7 We will finish this point and then have a break.  
 8 MR. JUSTICE NICOL: Are you happy with that, Ms. Heard? We will  
 9 have a break in a few minutes.  
 10 THE WITNESS: Yes, of course I am. You said 139?  
 11 MS. LAWS: Tab 139, page F880. We have looked at some of these  
 12 notes before, but this is the note of Erin Burin, the nurse,  
 13 who by this time you had become friendly with. That is right,  
 14 is it not?  
 15 A. Yes, that is right.  
 16 Q. We can see halfway down that page her entry for 16th December.  
 17 Do you see that entry?  
 18 A. Uh-huh. I do.  
 19 Q. And you are contacting her by phone, stating that you had had  
 20 an argument with your husband, Mr. Depp, the previous night.  
 21 You said Mr. Depp had left home and you were unaware of his  
 22 location. You said you got into a verbal disagreement with  
 23 him, and that your husband was drunk, inebriated, rather, and  
 24 that the disagreement escalated, and that he used his forehead  
 25 to hit your head. You denied loss of consciousness and said

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1 HEARD - LAWS  
 2 that you had a headache and a bruised eye. Erin Burin  
 3 encouraged you to notify Dr. Kipper and/or go to an emergency  
 4 room if you were injured or felt like you were in danger, and  
 5 you declined. You said your friend Rocky was with you and  
 6 your husband would not be able to re-enter the home.  
 7 Now, that was over the phone, that conversation, but the  
 8 very next day, so on 17th December, Erin Burin is in contact  
 9 with you to notify you that she will be able to deliver your  
 10 medications to your home. So she turned up -- this is quite  
 11 late -- at 11 o'clock at night, and waited at the door for  
 12 several minutes after knocking. You greeted her at the door  
 13 looking dishevelled, with your hair unbrushed, weepy and sad,  
 14 slouched posture, and you told Ms. Burin about an argument  
 15 with Mr. Depp. Then there is a discussion about her offering  
 16 emotional support and that she could not stay. It is this bit  
 17 I am asking you about, the last sentence: "The client had  
 18 visible bright red blood appearing at centre of lower lip.  
 19 When RN made client aware that she was actively bleeding on  
 20 her lip, client stated it was from the injuries sustained in  
 21 the argument between her and her husband, and that it  
 22 continued to bleed actively. Client also states that her head  
 23 is bruised and she lost clumps of hair in altercation. RN  
 24 briefly looked at client's scalp, but was unable to visualise  
 25 the haematomas the client had described. RN encouraged the

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1 HEARD - LAWS  
 2 client to be seen by physician, Dr. Kipper, or go to an  
 3 emergency." You did not have any bruising at all when you saw  
 4 Erin Burin, did you?  
 5 A. I had two black eyes, a broken nose and a broken lip, bruised  
 6 ribs, bruises all over my body.  
 7 MR. JUSTICE NICOL: Just a minute. (Pause) You were being  
 8 particularly asked about bruises and you said you had bruised  
 9 ribs ----  
 10 A. I had bruised ribs, bruises all over my body, bruises on my  
 11 forearms from trying to defend the blows. I had two black  
 12 eyes. I had a broken nose. I had a broken lip. I had  
 13 bruises primarily. The really bad ones were in my hairline,  
 14 in my scalp, my chin ----  
 15 Q. Just a minute. (Pause)  
 16 A. There were chunks of hair missing, there was pus in those  
 17 wounds, in my hairline, dark red bruises specifically, like,  
 18 purple/red on my temples and in my chin. The inside of my  
 19 upper lip was cut.  
 20 MS. LAWS: This is just nonsense, is it not? She did not see any  
 21 bruising on your face at all, did she?  
 22 A. She did a concussion check that night ----  
 23 MR. JUSTICE NICOL: Wait a moment. The question, it is nonsense,  
 24 is one question, and then the question about whether she saw  
 25 anything is another. What is your response to the question

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1 HEARD - LAWS  
 2 that your account of these injuries is nonsense; do you agree  
 3 or disagree?  
 4 A. I disagree.  
 5 MS. LAWS: Had you just bitten your lip because there was fresh  
 6 blood on it? Had you just done that for her benefit?  
 7 A. Of course not.  
 8 MS. LAWS: My Lord, thank you. That may be a convenient moment.  
 9 MR. JUSTICE NICOL: Right. Ms. Heard, we will take ten-minute  
 10 break now. I will not repeat what I have said already about  
 11 not talking to anybody about your evidence.  
 12 THE WITNESS: I understand.  
 13 MR. JUSTICE NICOL: All right. Ten minutes then.  
 14 (A short break)  
 15  
 16 MR. JUSTICE NICOL: Ms. Laws.  
 17 MS. LAWS: Ms. Heard, would you mind taking out file 6 again,  
 18 please, tab 148?  
 19 MR. JUSTICE NICOL: Yes.  
 20 MS. LAWS: In the bottom right-hand corner, so it is tab 148C,  
 21 then the bottom right-hand corner, the number is F894.103.  
 22 MR. JUSTICE NICOL: Did you say 148C?  
 23 MS. LAWS: Yes.  
 24 MR. JUSTICE NICOL: Then the page number was?  
 25 MS. LAWS: F894.103. Now, can I ask you to look at three

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1 HEARD - LAWS  
 2 photographs and then I will ask you a question about them.  
 3 894.103 and 894.103A appear to be the same photograph, but one  
 4 of them is larger; is that right?  
 5 A. Yes, I think one of them appears to be a bit darker in quality  
 6 perhaps.  
 7 Q. And then flick over, please, to 894.107A?  
 8 MR. JUSTICE NICOL: Just a minute. (Pause)  
 9 MS. LAWS: This is not exactly the same photograph, but we can see  
 10 that it would have been taken at around the same time. We can  
 11 actually see pieces of your hair that are in exactly the same  
 12 position, just to the right as we look at the photograph, on  
 13 collar of your T-shirt. So, although it is not exactly the  
 14 same photograph, it is showing the same thing in terms of what  
 15 your face looked like, is it not?  
 16 A. Yes.  
 17 Q. Have you played around with these images in any way?  
 18 A. I do not know how to, no.  
 19 Q. You do not know how to?  
 20 A. No.  
 21 Q. You do not know how to change the colouring ----  
 22 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 23 MS. LAWS: You do not know how to change the colouring or anything  
 24 of that nature?  
 25 A. No, I do not know how to do that sort of thing.

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1 HEARD - LAWS  
 2 Q. So, we know that the evening after you allege that you were  
 3 headbutted, you end up having to go on a James Corden show,  
 4 you said, with bruises, black eyes?  
 5 A. Among other injuries, yes.  
 6 Q. And was it that at 107A that we see, that we have just had a  
 7 look at, that you were sporting underneath the makeup? Is  
 8 that what you are saying?  
 9 A. That I was what?  
 10 Q. Is that what you looked like when you went to the studio for  
 11 the James Corden show?  
 12 A. I did not leave my house looking like that, no.  
 13 MR. JUSTICE NICOL: Just a minute. (Pause)  
 14 Q. I got ready, hair and makeup, at my home and wardrobe set up  
 15 downstairs and got me dressed.  
 16 MR. JUSTICE NICOL: Hair and makeup.  
 17 A. Upstairs.  
 18 Q. Did you say you did your hair and makeup at home?  
 19 A. I had my hair and makeup done at home by professionals  
 20 upstairs, where I typically had this set-up, and downstairs,  
 21 typically, was the wardrobe set-up.  
 22 Q. When you talk about upstairs and downstairs, are you talking  
 23 about your home in Eastern Columbia Building?  
 24 A. Yes, I am; specifically, in penthouse 5, sometimes referred to  
 25 as P5, which was effectively my apartment, although I did not

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1 HEARD - LAWS  
 2 own it.  
 3 MS. LAWS: Penthouse 5, is that where with you kept your clothes  
 4 in the bedrooms there?  
 5 A. Yes, ma'am. Actually there were two bedrooms, neither of  
 6 which were used as bedrooms. It was clothing, jewellery, hair  
 7 makeup, et cetera; also where I had a station set up for these  
 8 sorts of things, professional hair and makeup to get me ready  
 9 for appearances.  
 10 Q. Because your bedrooms were in penthouse 3?  
 11 A. Yes.  
 12 Q. There were no beds in penthouse 5?  
 13 A. That is correct.  
 14 Q. You see, Samantha McMillen saw you on the night of the  
 15 James Corden show before you actually had your makeup done?  
 16 A. She did not -- (unclear due to overspeaking) ----  
 17 MR. JUSTICE NICOL: Just a minute. (Pause) Do you agree she saw  
 18 you on the night of the show?  
 19 THE WITNESS: It was the daytime, and during the show.  
 20 MR. JUSTICE NICOL: What were you going to ask, Ms. Laws?  
 21 MS. LAWS: She saw you before you had your makeup on?  
 22 THE WITNESS: No, she saw me while it was already being done.  
 23 Q. She is your stylist, responsible for helping you to get  
 24 dressed, is she not?  
 25 A. She was my stylist for a short amount of time, when Johnny and

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1 HEARD - LAWS  
 2 I were married. She is Johnny's stylist.  
 3 Q. She saw you, and you had no makeup on?  
 4 A. That is not true. I was getting my hair and makeup done  
 5 before she came upstairs.  
 6 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 7 MS. LAWS: What happened that day was that there had been a  
 8 row ----  
 9 MR. JUSTICE NICOL: We are now talking back to the 15th?  
 10 MS. LAWS: Yes, I am putting the claimant's case, so giving you  
 11 the opportunity to agree or disagree. You had a row which  
 12 turned violent, and you were attacking him, and he was  
 13 restraining you; do you agree or not?  
 14 A. No, he only came up with that story after hearing the audio.  
 15 Q. Do you agree or not?  
 16 A. I disagree.  
 17 Q. And his head came into contact with yours?  
 18 A. Yes. His head did come into contact with mine.  
 19 Q. Not deliberately at all?  
 20 A. Very deliberately, he clenched his fists, reeled back ----  
 21 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 22 A. And slammed his head directly into mine, into my nose.  
 23 MS. LAWS: Can I just ask you to, if you have still got file 6 in  
 24 front of you.  
 25 A. I do.

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1 HEARD - LAWS  
 2 Q. Can you have a look in the bottom right-hand corner and look  
 3 for 894.092. Do you have that page?  
 4 A. Yes, I do.  
 5 Q. I will ask you to look at the following page as well, and the  
 6 page after that, so up to 094.  
 7 A. Yes, ma'am.  
 8 Q. So, there are marks on Mr. Depp's face that were caused by you  
 9 during that row, are they not?  
 10 A. I do not see any marks.  
 11 Q. You do not see any marks. All right.  
 12 MR. JUSTICE NICOL: Just a minute. (Pause) Do you agree or  
 13 disagree that you caused injury to Mr. Depp's face on that  
 14 night?  
 15 THE WITNESS: I do not know how I could have. I am sorry.  
 16 MS. LAWS: Just one point in relation to a photograph, if I may --  
 17 F894.122A.  
 18 A. 22A, did you say?  
 19 Q. F894.122A.  
 20 A. Yes.  
 21 Q. This is a photograph of hair that you say was pulled out  
 22 during this incident?  
 23 A. Yes. That is just one of them.  
 24 Q. You see, this is complete a set-up photograph, is it not?  
 25 A. No, of course not.

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1 HEARD - LAWS  
 2 Q. There is no -- if someone is grabbing and pulling your air  
 3 out, they will be doing it from the roof?  
 4 A. What? No.  
 5 Q. It will come out at the root, will it not?  
 6 A. I do not -- no, of course not.  
 7 Q. No, it does not come out at the root?  
 8 A. It comes out at wherever it breaks.  
 9 Q. It could break halfway along the hair?  
 10 A. It clearly broke in many places.  
 11 Q. Why did you then take photographs of your scalp, if that is  
 12 the case?  
 13 MR. JUSTICE NICOL: Did you or did you not?  
 14 MS. LAWS: Why did you take a photograph of your scalp?  
 15 THE WITNESS: Because my scalp was in pain, so my best friend  
 16 asked me to lean over and she photographed a few spots where  
 17 my hair was bleeding -- I mean my scalp was bleeding and  
 18 pusey. He dragged me around from room to room that night.  
 19 MR. JUSTICE NICOL: Just a moment. You were asked why you took  
 20 the photograph of your scalp, and you said because your scalp  
 21 was in pain.  
 22 A. Yes, and then when I saw the photograph I saw the pus and  
 23 blood.  
 24 MR. JUSTICE NICOL: You have answered the question about why you  
 25 took the photograph.

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1 HEARD - LAWS  
 2 MS. LAWS: There is no root at all or head that we can see on any  
 3 of the hairs in that photograph, are there?  
 4 THE WITNESS: This is just one of the many clumps of hair that was  
 5 pulled out by Johnny that night.  
 6 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 7 MS. LAWS: My Lord, there is a very short footage of the show that  
 8 Ms. Heard was featured on, the James Corden show, which is  
 9 very short. We have not got a transcript, because the sound  
 10 is not important; it is what it looks like, that we are  
 11 showing it for. We will just show this to you, Ms. Heard, and  
 12 obviously you will need to, first of all, agree or not whether  
 13 this is you on the James Corden show.  
 14 A. All right.  
 15 Q. Before we press play, is that you?  
 16 A. That is me.  
 17 Q. And you have got ---  
 18 MR. JUSTICE NICOL: Are you able to say if that is you on the  
 19 James Corden show?  
 20 THE WITNESS: Yes, that is me.  
 21 MS. LAWS: You have bright red lipstick on?  
 22 A. I do.  
 23 Q. And here we go. (Footage shown) That is what you looked like  
 24 on the show, is it not?  
 25 A. Yes.

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1 HEARD - LAWS  
 2 Q. No injury, is there?  
 3 A. I have tons of injuries.  
 4 Q. Can I ask you to go to file 9, finally in relation to this,  
 5 please, tab 87N.  
 6 A. Can I put file 6 away?  
 7 Q. Yes, please.  
 8 MR. JUSTICE NICOL: Did you say 87A?  
 9 MS. LAWS: N.  
 10 MR. JUSTICE NICOL: N for November?  
 11 MS. LAWS: Yes. (Pause) This is a still taken from the footage,  
 12 that part of the footage we have just seen. In fact, there is  
 13 another photograph on the back. But it is this photograph on  
 14 J1.13 I am going to ask about. You did not have a split lip  
 15 when you did that with your face, did you?  
 16 THE WITNESS: Of course I did. I cannot -- you cannot see much on  
 17 this.  
 18 Q. Right. If you close the file, please.  
 19 A. The reason I wore that clownish caked-on red lipstick, along  
 20 with the caked-on facial makeup is to cover those. You can  
 21 tell by the size of my lip alone.  
 22 MS. LAWS: Can I ask my Lord, we are now dealing with allegations  
 23 that were detailed and outlined for the first time in the  
 24 amended defence document, which was dated 21st June 2019.  
 25 I am not going to take your Lordship to that, it is just to

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1 HEARD - LAWS  
 2 explain the order that we are going through these incidents.  
 3 Your Lordship will have noted we are not dealing with them in  
 4 chronological order, we are dealing with them in the order in  
 5 which they found their way to documents.  
 6 (To the witness) Can I ask you, please, to deal with the  
 7 very first thing that you said took place in terms of, the  
 8 very first assault that you allege against Mr. Depp, and that  
 9 you say took place in early 2013. Can I take you, in fact, to  
 10 your statement, just to ask you one or two questions about it.  
 11 File 2, please, tab 60, page E11. Towards the bottom of that  
 12 page, we have the heading "First violent incident early 2013";  
 13 do you have that?  
 14 THE WITNESS: Yes, I do.  
 15 Q. I am just going to take you, if I may, to what it is you  
 16 actually allege is part of the physical assault. So, if you  
 17 go to paragraph 46, the last line, Mr. Depp, you say, hit you  
 18 with an open hand across your cheek?  
 19 MR. JUSTICE NICOL: Just a minute. Did you say paragraph 46?  
 20 MS. LAWS: 46, it is the last sentence. Then, the next thing that  
 21 happens physically is the last sentence of paragraph 48, do  
 22 you have that?  
 23 THE WITNESS: Yes, I do.  
 24 Q. "It felt like my eye popped out. Johnny wears a lot of rings,  
 25 one on every finger, this third hit knocked me off balance and

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1 HEARD - LAWS  
 2 I fell to the floor." Was that all true?  
 3 A. Yes.  
 4 Q. But this time, when you feel your eye popping out, or about to  
 5 pop out, you did not receive any injuries?  
 6 A. I did not know, it just, it was the first time I had been hit  
 7 like that since I was a child, you know. I just remember, it  
 8 did not feel painful necessarily, it just felt like a pop.  
 9 And the first two times he hit me, I did not, the first time  
 10 especially, I did not even know he was serious. I was kind of  
 11 still laughing, because I could only assume he was joking.  
 12 I just did not know. I was stunned. And it is that third hit  
 13 that just threw me off, because I was just trying to figure  
 14 out if it was a joke. And that is the pop.  
 15 Q. So, is the answer yes, there were no injuries?  
 16 A. Other than being hit?  
 17 Q. I was asking about the injuries; you agree?  
 18 MR. JUSTICE NICOL: Did you suffer an injury as a result of this?  
 19 THE WITNESS: I just, you know, redness on my face.  
 20 MS. LAWS: Redness?  
 21 A. My eye did not pop out.  
 22 Q. Are you just making this up as you go along?  
 23 A. I have said this from the very beginning. I told my therapist  
 24 about it years ago, actually the day after this happened.  
 25 MR. JUSTICE NICOL: Ms. Heard, as I have explained to you, it is

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1 HEARD - LAWS  
 2 Ms. Laws' task to put the claimant's case to you, so that you  
 3 can respond. You may have said something similar on previous  
 4 occasions, but just deal with the present question.  
 5 THE WITNESS: So, then, no, I disagree.  
 6 MR. JUSTICE NICOL: The answer is, you do not agree?  
 7 THE WITNESS: Exactly.  
 8 MR. JUSTICE NICOL: Thank you.  
 9 MS. LAWS: My Lord, I am now going to move on to incident 5. This  
 10 is the Bahamas detox incident, contained in the same  
 11 statement. So, can I ask you to flick to paragraph 88,  
 12 please, E21. This is your allegation. Do you have that?  
 13 THE WITNESS: Yes, I do.  
 14 Q. Your allegation here in this statement is that Mr. Depp, on  
 15 17th August, kicked and pushed you, so you fell to the  
 16 ground ----  
 17 MR. JUSTICE NICOL: 17th August?  
 18 MS. LAWS: Yes.  
 19 MR. JUSTICE NICOL: Yes.  
 20 MS. LAWS: My Lord, there is another incident in the Bahamas,  
 21 which we will come on to, but this is 17th August. This  
 22 incident is the detox. "17th August, he kicked and pushed me  
 23 so that I fell on the ground and he grabbed my hair and  
 24 slapped me, such a rage that he smashed a door so hard that it  
 25 splintered." Now, can I ask you then, just to close that

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1 HEARD - LAWS  
 2 statement, put the file back, and take out file 4, please.  
 3 MR. JUSTICE NICOL: Have you got file 4?  
 4 THE WITNESS: I do.  
 5 MR. JUSTICE NICOL: Which tab, please, Ms. Laws?  
 6 MS. LAWS: It is tab 137. It is page F789, please. These are  
 7 Dr. Kipper's notes, because we have heard already he was at  
 8 one point on the island, was he not?  
 9 THE WITNESS: Yes.  
 10 Q. And we have his note here, at F789, for 17th August, so the  
 11 date we are talking about. "15.45, patient's fiancé came to  
 12 get MD and RN." MD? Do you know who that is?  
 13 A. That would be Dr. Kipper.  
 14 Q. RN was?  
 15 A. Debbie Lloyd.  
 16 Q. "Stating that the patient was erratic and paranoid." That is  
 17 you telling them that Mr. Depp was erratic and paranoid. "RN  
 18 and MD found patient sitting quietly on his porch, the patient  
 19 was calm, stated he was frustrated with the process of  
 20 detoxing, stated he thought he should be feeling better by  
 21 now." Then they all sat together. I suggest to you that he  
 22 did not assault you in any way on that day?  
 23 A. I even let them know.  
 24 MR. JUSTICE NICOL: Just deal with the question. Did Mr. Depp  
 25 assault you?

[Page 1926]

1 HEARD - LAWS  
 2 A. Absolutely.  
 3 Q. On 17th August?  
 4 A. Absolutely.  
 5 MS. LAWS: Can I ask that you go to file 3, please.  
 6 MR. JUSTICE NICOL: Just a minute. (Pause)  
 7 MS. LAWS: If you could go to page F315.  
 8 THE WITNESS: Do you have a tab?  
 9 Q. That is tab 101.  
 10 A. Perhaps I had the wrong file. You said file 4; correct?  
 11 Q. File 3.  
 12 A. Oh, I am sorry. (Pause)  
 13 MR. JUSTICE NICOL: Which page, please?  
 14 MS. LAWS: F315. This is the libel declaration which is dated  
 15 10th April 2019. Do you have that in front of you?  
 16 THE WITNESS: I do.  
 17 Q. Can you have a look at line 15 on that page, point 10. Do you  
 18 have that?  
 19 MR. JUSTICE NICOL: That paragraph 10?  
 20 MS. LAWS: Yes. I will read it out: "On August 17th, while in the  
 21 Bahamas, Johnny and I got into a fight during which Johnny  
 22 kicked and pushed me to the ground ...(reads to the words)...  
 23 copies of photographs of the broken door." If we flick a few  
 24 pages, we can see there exhibit 4. It is F326.2 and 3.  
 25 MR. JUSTICE NICOL: Just a minute. (Pause)

[Page 1927]

1 HEARD - LAWS  
 2 MS. LAWS: Do you see that?  
 3 THE WITNESS: I can.  
 4 Q. That is not a photograph of a door from the Bahamas, is it?  
 5 A. No, it is not. It was a mistake in the divorce separation.  
 6 Q. You just include any photographs, anything you can, in a very  
 7 cavalier way, do you not?  
 8 A. No, this was incorrectly attached as an exhibit during the  
 9 divorce proceedings that carried on in my US proceedings  
 10 subsequent. This is a different door he kicked.  
 11 MS. LAWS: My Lord, there is a very short video of the property in  
 12 the Bahamas that I am just going to play. It does not have  
 13 any sound and it is only a few seconds long. If we pause  
 14 there. Does this look like the inside of Mr. Depp's property  
 15 in the Bahamas?  
 16 A. It did not look like that exactly at the time, but it does  
 17 look like the same house.  
 18 MR. JUSTICE NICOL: Just a minute. (Pause)  
 19 MS. LAWS: If we can play the video now, then, please.  
 20 (Video footage played to the court)  
 21 So, that is a very short clip of the inside of the  
 22 cabin, is it not?  
 23 THE WITNESS: Yes.  
 24 MR. JUSTICE NICOL: Just a minute. (Pause)  
 25 MS. LAWS: What the photographer was doing was, or the cameraman

[Page 1928]

1 HEARD - LAWS  
 2 was doing, was taking the camera and the image into the  
 3 closet, turning it around and bringing it back out?  
 4 A. Into part of the closet, yes.  
 5 MR. JUSTICE NICOL: Just a minute, please. (Pause) Yes.  
 6 MS. LAWS: And then turning it around, so the cameraman is turning  
 7 around, you can see a very brief glimpse of a bedroom and then  
 8 the living room again; is that right? (No audible response)  
 9 You have already accepted that that was a ----  
 10 MR. JUSTICE NICOL: Did you agree with that last question?  
 11 A. Yes.  
 12 MS. LAWS: You have already accepted it was a mistake.  
 13 MR. JUSTICE NICOL: Ms. Heard, you may have heard me say this to  
 14 other witnesses, but the recording which is being made needs  
 15 to have you articulate an answer otherwise it gets lost.  
 16 THE WITNESS: Yes, your Lordship, I understand.  
 17 MR. JUSTICE NICOL: Thank you.  
 18 MS. LAWS: My Lord, moving on to the Tokyo incident, incident 7,  
 19 please, this is an allegation you make dated January 2015,  
 20 where you say Mr. Depp slapped you, grabbed your hair, and  
 21 yesterday we had a reference in your evidence that Mr. Depp,  
 22 you say, knelt on your back and was hitting you. Is that all  
 23 true?  
 24 A. Yes.  
 25 Q. Did you attend a premier whilst in Tokyo?

[Page 1929]

1 HEARD - LAWS  
 2 A. Yes.  
 3 Q. At what point did you attend that premier -- before or after  
 4 the assault?  
 5 A. Two days after. I remember being concerned about any visible  
 6 bruising on my back because my back was exposed.  
 7 MR. JUSTICE NICOL: Just a minute. (Pause)  
 8 MS. LAWS: So the premier was two days after this assault?  
 9 A. I believe somewhere around there.  
 10 Q. Do you remember wearing a backless dress to that premier?  
 11 A. Very well. Very well.  
 12 MR. JUSTICE NICOL: Just a minute. (Pause)  
 13 MS. LAWS: You did not have any injury on your back, did you?  
 14 A. Not visible. I remember checking obsessively as soon as I got  
 15 off the carpet.  
 16 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 17 MS. LAWS: My Lord, now dealing with incidents that have been  
 18 detailed in the amended defence document in June still, we are  
 19 on the Thanksgiving incident number 11, please. This was  
 20 November 2015. Can I ask you, please, to get file 2 out, tab  
 21 60?  
 22 A. Did you say 60 or 16?  
 23 Q. 60.  
 24 MR. JUSTICE NICOL: This is your statement we looked at before.  
 25 MS. LAWS: Once you have that, could you go to E31, please. Just

[Page 1930]

1 HEARD - LAWS  
 2 dealing with what you said took place during this incident,  
 3 which you have described at paragraph 137 as one of the worst  
 4 and most violent nights of the relationship ----  
 5 MR. JUSTICE NICOL: 137 is referring to 15th December 2015.  
 6 I thought you were talking about November 2015.  
 7 MS. LAWS: Yes, you are absolutely right. I have the wrong  
 8 reference.  
 9 MR. JUSTICE NICOL: Is November the one in paragraph 136?  
 10 MS. LAWS: I am very grateful, my Lord. What you said in relation  
 11 to that -- we are going to come on to December -- what you  
 12 said in relation to that is that ----  
 13 MR. JUSTICE NICOL: We have spoken about December already.  
 14 MS. LAWS: We have already. I have one more question about that.  
 15 If I can stick with Thanksgiving, at paragraph 136, "We were  
 16 in our place in LA. Johnny was using a lot of drugs,  
 17 especially cocaine and weed...(reads to the words)... I  
 18 noticed later that I had got a lump on the back of my head and  
 19 a busted lip from this." Is that all true?  
 20 A. Yes, it is.  
 21 Q. Again, this is a very short video and in fact there is a very  
 22 short transcript, and it is of that evening. The transcript,  
 23 my Lord, is at file 11, tab 162. That is a photograph ----  
 24 MR. JUSTICE NICOL: Just a minute. 162?  
 25 MS. LAWS: Yes. (Pause) Can I ask, my Lord, whilst that file is

[Page 1931]

1 HEARD - LAWS  
 2 out, to keep that image in mind. The transcript is in file  
 3 11. It has very recently been placed into the bundle.  
 4 MR. JUSTICE NICOL: We have 11 open. Which ----  
 5 MS. LAWS: I am just finding out the reference now.  
 6 MR. JUSTICE NICOL: Thank you. (Pause)  
 7 MS. LAWS: 171, I am told. Yes, it is. 171, please. Perhaps we  
 8 could watch it first, Ms. Heard, because I am going to ask a  
 9 few questions about what you can see. It is only a few  
 10 seconds' long. We might need to play it again and then I can  
 11 ask about what we can hear; all right? First of all, before  
 12 we press "Play", it is a very dark image. Can you confirm  
 13 that this is the inside of one of the penthouses in Eastern  
 14 Columbia Building?  
 15 A. It looks like it, but I can barely see it, I am sorry.  
 16 Q. It is Penthouse 5?  
 17 A. Penthouse 5?  
 18 Q. Have a look.  
 19 MR. JUSTICE NICOL: Well ----  
 20 MS. LAWS: Let us play.  
 21 MR. JUSTICE NICOL: I think the answer has been given that it  
 22 looks like it, but it is very dark.  
 23 MS. LAWS: Let us play it and see.  
 24 (Recording played to the court)  
 25 MS. LAWS: Do you recognise that as Penthouse 5 now?



[Page 1932]

1 HEARD - LAWS  
 2 A. It looks like one of the penthouses. I cannot tell which one,  
 3 but if you are suggesting it is 5, I have no problem ----  
 4 Q. That was Thanksgiving -- sorry?  
 5 A. I cannot tell which penthouse it is.  
 6 Q. That is Thanksgiving 2015?  
 7 A. We would have eaten in either 4 or 5 for that.  
 8 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 9 MS. LAWS: You recognise that as Thanksgiving of 2015?  
 10 A. Yes.  
 11 Q. I am going to suggest that you would know by looking at it  
 12 that it was Penthouse 5 straightaway?  
 13 A. I am sorry, it is too difficult for me to tell.  
 14 Q. And the person flicking the scarf, was that your father?  
 15 A. My father.  
 16 Q. Who else did you recognise in that clip?  
 17 A. Jack. I recognised Jack.  
 18 MR. JUSTICE NICOL: Jack is?  
 19 A. Johnny's son.  
 20 MS. LAWS: Who else did you recognise?  
 21 A. It was really hard to see. I have never seen it before and I  
 22 am only seeing it ----  
 23 Q. We will play it again. We will play it again because I am  
 24 going to suggest that you can see Ms. Pennington and  
 25 Mr. Manson is there and Mr. Depp is there. We will play it

[Page 1933]

1 HEARD - LAWS  
 2 again and have a closer look.  
 3 (The recording was played again)  
 4 A. I believe I hear Marilyn Manson's voice. I do not know if  
 5 that is Rocky or myself or Whitney, I cannot tell from this  
 6 lighting, but I would imagine we would all be there. That  
 7 would make sense.  
 8 MS. LAWS: So this is the evening that you -- I have read the  
 9 account out that you gave of it, about how you resulted in  
 10 that way and ended up with a cut lip, but I said I was going  
 11 to come on to the transcript. In fact, my Lord, it is 171  
 12 that is the transcript for this short clip. It is the tab  
 13 before.  
 14 A. Yes, I have it.  
 15 MR. JUSTICE NICOL: Video of Thanksgiving 2; is that the title?  
 16 MS. LAWS: It is Video of Thanksgiving 1. Sorry, my mistake, it  
 17 is 170, so it is Video of Thanksgiving 1, yes. It should  
 18 start, "A little more room". You can see Mr. Heard at the  
 19 top. He is saying, "A little more room." It is Marilyn  
 20 Manson that we can see here saying, "He's a monster, he's a  
 21 monster, scaring me", and everyone is joking around, are they  
 22 not, on that video?  
 23 A. Yes.  
 24 Q. And then, "Jack, you're a savage, you're a savage", and  
 25 everyone is joking around, are they not?

[Page 1934]

1 HEARD - LAWS  
 2 A. Yes.  
 3 Q. And then with the photograph, can I take you, please, in the  
 4 same file, back to tab 162? Is that a photograph with you in  
 5 it on the far right?  
 6 A. Yes.  
 7 Q. And Mr. Depp's son is in the middle?  
 8 A. Yes.  
 9 Q. Who is on the far left?  
 10 A. It looks like Marilyn Manson, if I had to guess, from the  
 11 fingernails.  
 12 Q. This was after you received the split lip?  
 13 A. No.  
 14 MR. JUSTICE NICOL: Just a minute.  
 15 MS. LAWS: It was before?  
 16 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 17 A. No, it was not. Our fights never happened in front of the  
 18 whole family. They typically happened behind closed doors  
 19 once everyone had gone home or gone to bed.  
 20 MS. LAWS: After everyone had gone home?  
 21 A. Or gone to bed.  
 22 Q. Can I ask you to flick over to P49. That is a close-up and it  
 23 is quite clear you have no injury on that as well?  
 24 MR. JUSTICE NICOL: Just a minute. Are you in P49?  
 25 A. Yes. It seems like all three of these photographs were taken

[Page 1935]

1 HEARD - LAWS  
 2 around the same time.  
 3 Q. Then the question is, does that photograph show you with an  
 4 injury?  
 5 A. No. This was taken before.  
 6 MS. LAWS: Raquel Pennington is someone who you saw quite a lot of  
 7 when you were living with Mr. Depp, is she not?  
 8 A. Yes.  
 9 Q. And we can see that she is on that video, can we not?  
 10 A. Again, I could not tell who was whom, but she was there.  
 11 Q. She was there?  
 12 MR. JUSTICE NICOL: Just a minute. (Pause)  
 13 MS. LAWS: You know, do you not, that she has made a statement in  
 14 these proceedings?  
 15 A. I am aware of that.  
 16 Q. And also that she has dealt with this incident in her  
 17 statement or statement summary because she was there that  
 18 night?  
 19 MR. JUSTICE NICOL: Just remind me what we have -- can I put 11  
 20 away?  
 21 MS. LAWS: Yes, please.  
 22 MR. JUSTICE NICOL: Just remind me what we have from  
 23 Ms. Pennington.  
 24 MS. LAWS: It is a summary at F2.1.  
 25 THE WITNESS: Which file bundle?

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1 HEARD - LAWS

2 MS. LAWS: File 2.1. There is also a witness statement, but it is

3 the summary that I am going to take the witness to.

4 MR. JUSTICE NICOL: That, actually, is what I was going to ask

5 about because I remembered that for some of the defendants'

6 witnesses, we only had a summary, but I was told that for one

7 or more, a statement had subsequently come in, or that we

8 could use the summary as the evidence-in-chief.

9 MS. LAWS: There is a statement.

10 MR. JUSTICE NICOL: Is this ----

11 MS. LAWS: It is just the summary I was going to go to for the

12 moment.

13 MR. JUSTICE NICOL: All right, but Ms. Pennington has subsequently

14 made a statement, has she?

15 MS. LAWS: Yes.

16 MR. JUSTICE NICOL: Just a minute. The summary is at 2.1. Which

17 paragraph?

18 MS. LAWS: T66.

19 THE WITNESS: The tab?

20 MR. JUSTICE NICOL: Did you mean tab 66?

21 MS. LAWS: Yes. In this tab, my Lord, you can see the witness

22 statement at E434.

23 MR. JUSTICE NICOL: E434 is the summaries.

24 MS. LAWS: It should be. (Pause)

25 MR. JUSTICE NICOL: Anyway, it is the summary that you wanted us

[Page 1937]

1 HEARD - LAWS

2 to look at at the moment.

3 MS. LAWS: It is. In fact, my summary has gone missing from this

4 so I wonder if I could just pause there.

5 MR. JUSTICE NICOL: You are asking the questions, Ms. Laws, so it

6 is important that you have the document that you want to ask

7 the witness about. (Pause)

8 MS. LAWS: If you bear with me a moment ----

9 MR. JUSTICE NICOL: Yes. (Pause)

10 MS. LAWS: Apologies, but if you stick within that tab, I am going

11 to take you to the statement of Raquel Pennington rather than

12 the summary. Apologies.

13 A. It is in a different tab, you said?

14 Q. It should be the same tab. You should have the statement

15 dated June 20, and paragraph 17.

16 MR. SHERBORNE: It is a different tab, 71.2.

17 MS. LAWS: I am very grateful. 71.2, my Lord.

18 MR. JUSTICE NICOL: 71.2.

19 MS. LAWS: My fault.

20 THE WITNESS: I have 71, but it is my witness statement.

21 MS. LAWS: 71.2. Do you have that? Paragraph 17.

22 MR. JUSTICE NICOL: Just hold on a moment. (Pause) Paragraph 17?

23 MS. LAWS: 17, yes. Do you have that page?

24 A. I do.

25 Q. It is Ms. Pennington's account: "I attended Thanksgiving

[Page 1938]

1 HEARD - LAWS

2 Dinner with Johnny and Amber and a number of others at their

3 apartment PH5 in November 2015. At one point, late in the

4 meal, Amber went upstairs to look for Johnny and stayed up

5 there for a long time. After a long time, they both came

6 downstairs. When I asked Amber what had happened, she told me

7 that Johnny had thrown a bottle of wine at her in the bedroom.

8 I went to look and found that a full bottle of wine had hit

9 and broken a piece of art that Amber really loves above the

10 bed and that broken glass was scatted all over the bed. I

11 went back downstairs and spoke to Amber. She was upset, but

12 just wanted to get through dinner without further problems."

13 Now, what she is saying is that this assault took place

14 while everyone was there, and that you had to go back

15 downstairs?

16 A. No, she is saying ----

17 Q. She is wrong?

18 A. Excuse me?

19 Q. Is she wrong?

20 A. No. She is saying this part of it took place while she was

21 there and others were downstairs. She was just describing the

22 first part of the fight.

23 Q. So the incident has two parts now, does it?

24 A. Our fights typically involved many parts.

25 Q. You are just making this all up as you go along to try and fit

[Page 1939]

1 HEARD - LAWS

2 with evidence that comes out later, are you not?

3 A. No. I have had this information.

4 Q. You see, this is a lying account, we say, from Raquel

5 Pennington, but we can deal with that with her. She has got

6 one thing very wrong, has she not, in that, because what she

7 says is that in Penthouse 5, she has gone upstairs, asking you

8 what is happening, and you tell her that Johnny had thrown a

9 bottle of wine at you in the bedroom. She went and looked and

10 found a bottle of wine had broken a piece of art that you

11 really loved above the bed and the broken glass was scattered

12 all over the bed. I think we heard from you this morning that

13 there were no beds in Penthouse 5, were there?

14 A. Not in Penthouse 5. You go upstairs in Penthouse 5 to go in

15 to the upstairs where the bedroom is in Penthouse 3.

16 MR. JUSTICE NICOL: Just a minute. (Pause) You go upstairs in

17 Penthouse 5 to go across to Penthouse 3?

18 A. Exactly. I am just trying to fill in the details for Ms. Laws

19 so she understands.

20 MR. JUSTICE NICOL: Ms. Laws, I do not know whether this is a

21 question that I can ask of you, or collectively the lawyers in

22 the room, but I would find it helpful to have some kind of

23 plan of ----

24 MS. LAWS: There is one, yes.

25 MR. JUSTICE NICOL: ---- all the penthouses so that I can get a

[Page 1940]

1 HEARD - LAWS  
 2 sense of how they interact.  
 3 MS. LAWS: My Lord, there is. In fact, there are several plans.  
 4 MR. JUSTICE NICOL: If it exists already, then perhaps somebody  
 5 could point me to it.  
 6 MS. LAWS: It does. I am sure we will get the reference for you  
 7 in a moment. While we are doing that, I think you accept that  
 8 there is no bedroom in Penthouse 5.  
 9 A. No, the only way she could enter Penthouse 3 without leaving  
 10 the apartment is to go upstairs to enter through the upstairs  
 11 of Penthouse 5 to enter into the bedroom of Penthouse 3.  
 12 Q. What you are doing is effectively trying to explain away the  
 13 fact that Raquel Pennington has got something fundamentally  
 14 wrong in her statement?  
 15 A. She has got nothing wrong in her statement. I was just trying  
 16 to explain the layout to you since you did not seem to  
 17 understand it.  
 18 Q. She does not describe the fact she had to go into Penthouse 3  
 19 and nor you do at any stage in either of your statements?  
 20 A. I do not understand why that is necessary. I am sorry.  
 21 MR. JUSTICE NICOL: Well, at the moment, what Ms. Laws is putting  
 22 to you is that Ms. Pennington does not say that she went from  
 23 Penthouse 5 into Penthouse 3.  
 24 A. Oh, I see.  
 25 Q. Do you agree with that?

[Page 1941]

1 HEARD - LAWS  
 2 A. I disagree with that representation. The apartments are  
 3 connected upstairs so they could be effectively used as one  
 4 large unit.  
 5 MS. LAWS: There is another slightly longer clip, so this may help  
 6 you about whether you recognise Penthouse 5, bearing in mind  
 7 that you are not quite sure. We can play that and there is a  
 8 transcript of that, my Lord, and I am going to make sure  
 9 I give you the correct reference. (Pause) It is file 11.  
 10 MR. JUSTICE NICOL: Just in the interest of clearing the decks,  
 11 can we move 2.1 away?  
 12 MS. LAWS: Yes, please, we can put that away. It is tab 171.  
 13 My Lord, this is a transcript prepared by the claimant. As I  
 14 understand it, it is not necessarily agreed by the defence.  
 15 A. You said 171 for the transcript?  
 16 Q. For the transcript, yes.  
 17 A. Tab 171?  
 18 Q. Yes.  
 19 A. I see, I am sorry.  
 20 Q. Have you found it?  
 21 A. Yes, I have.  
 22 MS. LAWS: My Lord, it may take a few moments to get this  
 23 uploaded. (Pause) I wonder if we can short-circuit this.  
 24 I think the laptop needs to be brought over here.  
 25 MR. JUSTICE NICOL: Ms. Laws, I need to keep reminding myself that

[Page 1942]

1 HEARD - LAWS  
 2 there are spill-over courtrooms that will be able to hear the  
 3 evidence that is played if it is projected.  
 4 MS. LAWS: Yes.  
 5 MR. JUSTICE NICOL: It does need to be projected.  
 6 MS. LAWS: Yes. My Lord, there is one more point on this topic  
 7 which I can deal with now if this is going to take a little  
 8 while. Oh, I think we have it.  
 9 MR. JUSTICE NICOL: Good. All right.  
 10 MS. LAWS: We can finish this topic fairly swiftly once I have  
 11 dealt with this. Put that transcript to one side, if you can,  
 12 and take out file 9.  
 13 MR. JUSTICE NICOL: Yes.  
 14 MS. LAWS: Tab 132. File 9, tab 132, page K207.  
 15 THE WITNESS: Sorry, the tab number?  
 16 Q. Sorry. Tab 132, K207.  
 17 A. I have a 207.  
 18 Q. K207.  
 19 A. Okay.  
 20 MR. JUSTICE NICOL: I think K207 is the page.  
 21 MS. LAWS: Do you have that?  
 22 THE WITNESS: Yes, I do.  
 23 Q. These are Erin Burin's notes. We can see that on 26th  
 24 November 2015 she has made an entry, making it clear that in  
 25 fact she joined in on Thanksgiving: "RN visited client and

[Page 1943]

1 HEARD - LAWS  
 2 husband/client JD's home in Downtown Los Angeles...(reads to  
 3 the words)... client AH notified RN that she will need refills  
 4 on her routine", and then it goes on about your medication.  
 5 So she was there on that day, was she not?  
 6 A. Yes. This reminds me.  
 7 Q. She was there, was she, at the time before or after you had  
 8 been hit?  
 9 A. The first interaction I had with Johnny, he just threw a  
 10 bottle at me, and ----  
 11 Q. Sorry, I was asking about whether she was there or not?  
 12 A. She was downstairs.  
 13 MR. JUSTICE NICOL: I think you have established that Ms. Heard  
 14 agreed she was there. But then you asked whether she was  
 15 there before or after the altercation. Ms. Heard is giving  
 16 her answer.  
 17 THE WITNESS: So, the violence, what I would call violence, at the  
 18 time, no. She was there downstairs in penthouse 5 for the  
 19 bottle-throwing, the decanter breaking, the painting breaking.  
 20 I remember there was a slight altercation on the top of the  
 21 stairs involving wine and Johnny grabbing me by the short  
 22 collar ----  
 23 MS. LAWS: Can I ask you, was she there ----  
 24 A. ---- that was -- that is an altercation, so I was trying to  
 25 answer your question in full so you had the most information

<p style="text-align: right;">[Page 1944]</p> <p>1 HEARD - LAWS</p> <p>2 and I can answer you the best way possible. There was a</p> <p>3 slight altercation, but it was not what it later became after</p> <p>4 everyone left; which she was not there for.</p> <p>5 MS. LAWS: Right. I was not asking for another description ---</p> <p>6 MR. JUSTICE NICOL: Ms. Laws, you asked the question, Ms. Heard</p> <p>7 has given her answer. As I have understood the answer, is</p> <p>8 that she was there for the interaction that you have described</p> <p>9 involving a painting, but when you were asked whether</p> <p>10 Ms. Burin was there when you were assaulted, I think you said</p> <p>11 she was not.4.</p> <p>12 THE WITNESS: Correct.</p> <p>13 MS. LAWS: She was downstairs, during part of the assault on you?</p> <p>14 A. Part, yes.</p> <p>15 Q. So was Rocky Pennington, and then Rocky Pennington comes down</p> <p>16 and you say the second part happens after they have all gone?</p> <p>17 A. It got much worse later.</p> <p>18 Q. And after the video, after the photograph?</p> <p>19 A. Yes, it got much worse later.</p> <p>20 Q. It is just a lie, is it not?</p> <p>21 A. No, ma'am.</p> <p>22 MS. LAWS: I do not know if the video is ready. If it is not,</p> <p>23 I will move on. I think, my Lord, I am going to move on. It</p> <p>24 is taking a little time.</p> <p>25 MR. JUSTICE NICOL: All right.</p>	<p style="text-align: right;">[Page 1946]</p> <p>1 DISCUSSION</p> <p>2 MR. JUSTICE NICOL: Yes. Now, this afternoon, as I recall, we</p> <p>3 have got interposed witnesses who are giving evidence via</p> <p>4 video link from Australia; is that right?</p> <p>5 MS. LAWS: Yes.</p> <p>6 MS. WASS: Not Australia. Los Angeles.</p> <p>7 MR. JUSTICE NICOL: Sorry, Los Angeles.</p> <p>8 MS. WASS: Australia is Friday. It is Los Angeles this afternoon.</p> <p>9 MR. JUSTICE NICOL: It is Los Angeles. Well, Ms. Wass, although</p> <p>10 I have said that I would like to minimise the times that we</p> <p>11 switch between public and private, it does seem to me that you</p> <p>12 are going to have to wait to re-examine, if indeed you want to</p> <p>13 re-examine, on this particular topic, until Ms. Laws has</p> <p>14 completed her cross-examination.</p> <p>15 MS. WASS: My Lord, the current timetable is that there are</p> <p>16 defence witnesses this afternoon, which will take the</p> <p>17 afternoon, and then I will have the entirety of tomorrow</p> <p>18 morning to re-examine Ms. Heard. That is the current</p> <p>19 timetable.</p> <p>20 MR. JUSTICE NICOL: All that I was drawing attention to was that</p> <p>21 although I am grateful to counsel for minimising the switches</p> <p>22 between public and private, it does seem to me that you cannot</p> <p>23 even deal with this aspect of re-examination, if there were to</p> <p>24 be any, until after Ms. Laws has completed the whole of her</p> <p>25 cross-examination.</p>
<p style="text-align: right;">[Page 1945]</p> <p>1 HEARD - LAWS</p> <p>2 MS. LAWS: My Lord, this may be a convenient moment now for</p> <p>3 matters to go into private.</p> <p>4 MR. JUSTICE NICOL: Right. Then I am going to ask, please, that</p> <p>5 the link with the public courts be terminated, because we are</p> <p>6 going to go into private session. (Pause)</p> <p>7 MS. LAWS: My Lord, do I take it I still need the microphone to be</p> <p>8 on for this part?</p> <p>9 MR. JUSTICE NICOL: I am going to ask the associate to answer that</p> <p>10 question. In fact, why do you not talk to the associate about</p> <p>11 how the microphones should be dealt with. (Pause).</p> <p>12 (See separate transcript for proceedings In Private)</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">[Page 1947]</p> <p>1 DISCUSSION</p> <p>2 MS. WASS: That would make sense, yes. I agree.</p> <p>3 MR. JUSTICE NICOL: Good. Then, Ms. Laws, is that a convenient</p> <p>4 time for us to take a lunch break?</p> <p>5 MS. LAWS: It is, my Lord.</p> <p>6 MR. JUSTICE NICOL: Mr. Wolanski.</p> <p>7 MR. WOLANSKI: My Lord, there is a formal order which has been</p> <p>8 agreed between the parties -- I will hand it up -- that I will</p> <p>9 ask your Lordship to make. It relates to the evidence of</p> <p>10 Ms. Inglessis, who is one of this afternoon's witnesses. She</p> <p>11 is the one sole witness in respect of whom there is just a</p> <p>12 witness summary, not a witness statement.</p> <p>13 The position is that permission was granted to serve a</p> <p>14 witness summary. We are slightly unclear, to be perfectly</p> <p>15 honest, as to whether or not further permission is needed for</p> <p>16 her to give the evidence in her summary. Just to put the</p> <p>17 matter beyond doubt, the parties have agreed this order so</p> <p>18 that she can give the evidence which is set out in her witness</p> <p>19 summary, or at least in the paragraphs 1-13 of her witness</p> <p>20 summary.</p> <p>21 MR. JUSTICE NICOL: Am I being asked to direct that the witness</p> <p>22 summary stands as her evidence-in-chief?</p> <p>23 MR. WOLANSKI: Exactly, yes.</p> <p>24 MR. JUSTICE NICOL: Because ---</p> <p>25 MR. SHERBORNE: My Lord, not as I understand it, no.</p>

[Page 1948]

1 DISCUSSION

2 MR. JUSTICE NICOL: Ah. All right.

3 MR. SHERBORNE: I did not think that was what was agreed. Perhaps

4 we can deal with this after lunch because I think this is

5 probably going to take more than a minute or so, given what

6 Mr. Wolanski has just said. That was not my understanding.

7 I was not the one dealing with it, but I would be surprised.

8 MR. JUSTICE NICOL: I think at some point I drew attention to the

9 fact that there is a distinction in the rules between witness

10 summaries and witness statements.

11 MR. SHERBORNE: Your Lordship did.

12 MR. JUSTICE NICOL: But there are some parts of the rules

13 regarding witness statements which are carried over for the

14 purpose of witness summaries.

15 MR. SHERBORNE: Yes.

16 MR. JUSTICE NICOL: But the rule that says that the witness

17 statement will stand as the evidence-in-chief is not carried

18 over.

19 MR. SHERBORNE: My Lord, no, I think that is right, and there is a

20 good reason for that.

21 MR. JUSTICE NICOL: Well, yes. Anyway, if this needs to have

22 further discussion, Mr. Wolanski, I am not going to deal with

23 it now, but I will deal with it certainly before Ms. Inglessis

24 gives her evidence. How do you pronounce her surname?

25 MR. WOLANSKI: Inglessis, I believe.

[Page 1949]

1 DISCUSSION

2 MR. JUSTICE NICOL: Good, and between you, you will prepare an

3 order relating to the application for expert evidence.

4 MR. SHERBORNE: My Lord, we will.

5 MR. JUSTICE NICOL: Thank you. Ten past two.

6 (Adjourned for a short time)

7 MS. WASS: My Lord, can I just deal with the timetable because

8 what has happened is Mr. Drew is currently on the screen.

9 Although it is turned off, connection has been made with him.

10 He cannot give his evidence on any day other than today and

11 the same applies to Ms. Inglessis, who is due to start at

12 3 o'clock. What I was proposing was that these two witnesses

13 should give their evidence and, if there is any time left at

14 the remainder of the afternoon, Ms. Laws asks further

15 questions. The position is that my Lord ---

16 MR. JUSTICE NICOL: Asks further questions of?

17 MS. WASS: Ms. Heard, forgive me. My Lord allowed each team half

18 a day extra at the early part of this case, when timing was an

19 issue, and that half a day has been taken up by the claimant's

20 team in re-examination of Mr. Depp. Now, I do not want to be

21 obstructive, but the availability of the witnesses, in our

22 submission, ought to take priority than any further time over

23 and above the agreed timetable. Therefore, I am going ask

24 that the witnesses give their evidence and then, in the event

25 of there being more time, Ms. Laws uses that time for further

[Page 1950]

1 DISCUSSION

2 cross-examination of Ms. Heard.

3 MR. JUSTICE NICOL: Yes.

4 MS. LAWS: My Lord, I submit that we should continue with

5 Ms. Heard's cross-examination. I have half an hour or 40

6 minutes left. I would like to carry on and complete it, as

7 I am sure Ms. Heard would like to do as well, but that is not

8 our submission.

9 We have in fact been a day shorter in terms of

10 cross-examination, so I have been far quicker than my learned

11 friend was able to be, with a witness who has not always kept

12 the answers short. So I have done my best and, in my

13 submission, we will not hold anything up. It would be the

14 appropriate course for me to finish this afternoon with

15 Ms. Heard. In any event, her evidence is going to be

16 interrupted, but it would be right if there was a flow to the

17 end of her evidence, and then we can deal with Mr. Drew and

18 Ms. Inglessis.

19 MR. JUSTICE NICOL: Well, what is your estimate as to how long

20 cross-examination of Mr. Drew and Ms. Inglessis is going to

21 take?

22 MS. LAWS: Mr. Drew, 30-40 minutes and Ms. Inglessis, 20 minutes.

23 MR. JUSTICE NICOL: How long do you say with Ms. Inglessis?

24 MS. LAWS: 20 minutes.

25 MR. JUSTICE NICOL: Right, thank you. Ms. Wass, if those time

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1 DISCUSSION

2 estimates are kept, there would be time for some further

3 questioning of Ms. Heard this afternoon.

4 MS. WASS: Yes, but ---

5 MR. JUSTICE NICOL: I am sympathetic to the need to accommodate

6 witnesses who are giving evidence from Los Angeles, or indeed

7 other places, as much as possible, but ordinarily, the

8 cross-examination would continue until its conclusion.

9 MS. WASS: That is right, but of course there was an interruption

10 during the entirety of the evidence of Mr. Depp. There was a

11 witness interposed during his re-examination.

12 My Lord, in terms of the timing, my Lord also would have

13 to factor in Ms. Inglessis giving evidence-in-chief because

14 there is objection to her summary going in. I need to ask her

15 questions in chief, which is going to take a little time.

16 I am genuinely concerned about whether those two witnesses can

17 be completed within the course of the afternoon. If I am

18 wrong, then Ms. Laws has time. If I am correct, then we have

19 saved two witnesses from not being available to give evidence

20 because that is the option. Ms. Inglessis has come here on a

21 subpoena so that in any event should take priority, in our

22 submission.

23 MS. LAWS: My Lord, can I make one further point and then sit

24 down?

25 MR. JUSTICE NICOL: Yes.

[Page 1952]

1 DISCUSSION

2 MS. LAWS: We had to rearrange our witnesses a number of times

3 because on several occasions it became quite clear that

4 cross-examination was going to take a lot longer. It was

5 always indicated that I would do my best and hopefully

6 your Lordship will see that I have, when I have finished, in

7 order to complete the cross-examination far quicker than, with

8 the greatest of respect, my learned friend. So, in my

9 submission, there was flexibility on our side and I would

10 invite the court to allow me to continue the cross-examination

11 of Ms. Heard, which should only take 40 minutes.

12 MR. JUSTICE NICOL: Ms. Laws, these are difficult decisions, but

13 they have to be taken. I am afraid I am going to give

14 priority to hearing the evidence from the witnesses who are in

15 Los Angeles.

16 MS. LAWS: Very well.

17 MR. JUSTICE NICOL: Right. So, we have got Mr. Drew first.

18 MS. WASS: Mr. Drew is here and a link was established.

19 MR. JUSTICE NICOL: "Here" is always metaphorical. Anyway, is the

20 connection established?

21 MS. WASS: Yes, the connection is established and he is in the

22 facility.

23 MR. JUSTICE NICOL: Then, let us see if we can get it back.

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[Page 1953]

1 DREW

2 MR. JUSTICE NICOL: Yes, Mr. Drew.

3 THE WITNESS: Good morning.

4 MR. JUSTICE NICOL: You have answered my first question, which is,

5 can you hear me? Mr. Drew, can you hear me?

6 THE WITNESS: Yes.

7 MR. JUSTICE NICOL: Good. If you are able to come slightly closer

8 to your microphone, that is likely to help us. That is very

9 good. Thank you very much. Now, in a minute, the usher is

10 going to take you through either an oath to tell the truth or

11 an affirmation to do the same thing. Which would you prefer

12 to do?

13 THE WITNESS: Affirmation, please.

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[Page 1954]

1 DREW

2 MR. JOSHUA DREW, AFFIRMED

3 EXAMINED BY MS. WASS

4 (Via video link)

5 MR. JUSTICE NICOL: Yes.

6 MS. WASS: Is your name Joshua Drew?

7 A. Yes, ma'am.

8 Q. Mr. Drew, there are some lever arch files to your left, if you

9 turn round to the left. Can you see those files?

10 A. Yes.

11 Q. Can you take up, please, file 2.1 and go behind tab 64?

12 A. I am sorry, can you repeat that?

13 Q. Inside file 2.1, there should be some tabs numbered. Can you

14 go to tab 64, please?

15 A. Yes.

16 Q. Is that a statement bearing your name, "Witness statement of

17 Joshua Drew"?

18 A. Correct.

19 Q. Can you see it is numbered at the bottom, E165?

20 A. Yes, ma'am.

21 Q. Can you could go to E.170, please, at the bottom?

22 A. Okay.

23 Q. Can you see your signature, or can you see a signature there?

24 A. I can.

25 Q. Is that your signature?

[Page 1955]

1 DREW - WASS

2 A. Yes, ma'am.

3 Q. Dated, is it some time in December -- I cannot read it. Can

4 you read the date?

5 A. No, February 12th of this year.

6 MR. JUSTICE NICOL: I think it is the 12th February.

7 MS. WASS: 12th February of this year.

8 A. Correct.

9 Q. Have you had a chance of looking through this statement

10 recently?

11 A. Yes, ma'am.

12 Q. Are the contents of that statement true?

13 A. They are.

14 MS. WASS: Thank you very much Mr. Drew. Would you stay there,

15 you will be asked some more questions.

16 MR. JUSTICE NICOL: Mr. Drew, you are going to be asked some

17 questions by Ms. Eleanor Laws QC, who represents Mr. Depp.

18 Yes, Ms. Laws.

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[Page 1956]	[Page 1958]
<p>1 DREW</p> <p>2 CROSS-EXAMINED BY MS. LAWS</p> <p>3 MS. LAWS: Mr. Drew, can you see and hear me?</p> <p>4 A. Yes, I can.</p> <p>5 Q. Thank you. I am going to ask you about events of 21st April</p> <p>6 2016; all right? That was a birthday celebration at</p> <p>7 Mr. Depp's penthouse apartment, was it not?</p> <p>8 A. Yes.</p> <p>9 Q. I am going to ask you this. Mr. Depp turned up and he was in</p> <p>10 a coherent, sociable, friendly mood, was he not?</p> <p>11 A. He was.</p> <p>12 Q. He was affectionate towards Ms. Heard?</p> <p>13 A. Correct.</p> <p>14 Q. And he was not inebriated?</p> <p>15 A. My perception was that he was slightly inebriated.</p> <p>16 Q. Slightly inebriated. As far as you were concerned, that was a</p> <p>17 nice, fun evening?</p> <p>18 A. My perception, yes.</p> <p>19 Q. I am going to take you forward. We know that there was a row</p> <p>20 on 21st May that marked effectively the end of the</p> <p>21 relationship between Mr. Depp and Ms. Heard. I am going to</p> <p>22 ask you about that. The first thing I want to ask is this.</p> <p>23 After those events on 21st May, after you had spoken to police</p> <p>24 officers, which we know you did, and after in fact you had</p> <p>25 separated from Ms. Pennington in 2017, do you remember, after</p>	<p>1 DREW - LAWS</p> <p>2 have accepted -- and I can take you to it, but it hopefully is</p> <p>3 something that you will maintain -- that on a number of</p> <p>4 occasions, you have seen Ms. Heard drink to excess?</p> <p>5 A. Correct.</p> <p>6 Q. You have seen her taking illegal drugs?</p> <p>7 A. On a rare occasion, yes.</p> <p>8 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>9 MS. LAWS: But you have seen it?</p> <p>10 A. Correct.</p> <p>11 Q. And that includes cocaine?</p> <p>12 A. That I have never been a firsthand witness.</p> <p>13 Q. Mushrooms, magic mushrooms?</p> <p>14 A. Yes.</p> <p>15 Q. And Ecstasy?</p> <p>16 A. Yes. Yes.</p> <p>17 Q. Do you have the files there, the court files, next to you?</p> <p>18 A. I do.</p> <p>19 Q. Could I ask you to get file 2.1 out, please? If you could go</p> <p>20 to the first tab, which contains your statement and your</p> <p>21 deposition, 64, if you flick through, you will see in the</p> <p>22 bottom right-hand corner numbers that start with E165. Can</p> <p>23 you see those numbers?</p> <p>24 A. Yes, I can.</p> <p>25 Q. Can I ask you to flick through, please, to E182.</p>
[Page 1957]	[Page 1959]
<p>1 DREW - LAWS</p> <p>2 that, meeting up with Ms. Heard, shortly before you gave your</p> <p>3 deposition?</p> <p>4 A. I do.</p> <p>5 Q. Did you discuss what you were going to say in that deposition?</p> <p>6 A. No. No, I did not.</p> <p>7 Q. The events of that evening on 21st May, I am going to suggest</p> <p>8 to you, are these: a lot of the information that you had about</p> <p>9 the relationship between Mr. Depp and Ms. Heard, in fact, came</p> <p>10 from your then partner Rocky Pennington, did it not?</p> <p>11 A. A fair amount, yes.</p> <p>12 Q. You never saw Mr. Depp hitting Ms. Heard?</p> <p>13 A. That is correct.</p> <p>14 Q. You never saw him throwing a phone or anything else at her,</p> <p>15 did you?</p> <p>16 A. No, I did not.</p> <p>17 Q. And you never saw him strike her?</p> <p>18 A. No, I did not.</p> <p>19 Q. You would have seen some rows between the two of them?</p> <p>20 A. On rare occasions, yes.</p> <p>21 Q. And you overheard, on occasions, Amber Heard shouting at</p> <p>22 Mr. Depp?</p> <p>23 A. I heard both of them shouting at each other on occasion.</p> <p>24 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>25 MS. LAWS: I just want to ask you about some general points. You</p>	<p>1 DREW - LAWS</p> <p>2 A. Okay.</p> <p>3 Q. I should ask to you identify that this is your deposition,</p> <p>4 which is JD1, which you gave on November 19th last year?</p> <p>5 A. Yes, ma'am.</p> <p>6 Q. In Virginia. Did you swear to tell the ---</p> <p>7 A. In California.</p> <p>8 Q. In California, sorry. Did you swear to tell the truth?</p> <p>9 A. I did.</p> <p>10 MR. JUSTICE NICOL: Just a minute, please. (Pause) Yes. I was</p> <p>11 investigating the nature of the deposition. It is headed</p> <p>12 "In the Circuit Court of Fairfax, County Virginia". That is</p> <p>13 the Virginia libel action, is it not?</p> <p>14 MS. LAWS: Yes, and underneath we have the deposition in Irvine</p> <p>15 California, halfway down the page.</p> <p>16 MR. JUSTICE NICOL: So it is California. All right, November 19th</p> <p>17 2019.</p> <p>18 MS. LAWS: Yes.</p> <p>19 MR. JUSTICE NICOL: Okay.</p> <p>20 MS. LAWS: Can I ask you, have you found page E182?</p> <p>21 A. Yes.</p> <p>22 Q. There are four squares. In the top square, you will see that</p> <p>23 there is a little page number, page 40. Have you got that,</p> <p>24 the top right-hand square?</p> <p>25 A. Yes.</p>

<p style="text-align: right;">[Page 1960]</p> <p>1 DREW - LAWS</p> <p>2 Q. There, on that page, we can see that you are being asked about</p> <p>3 Ms. Heard and drugs; all right?</p> <p>4 A. Correct.</p> <p>5 Q. You were asked some questions at the top of the page in</p> <p>6 relation to a weekend. Then at line 21, the question is, "In</p> <p>7 general, what drugs does Ms. Heard use to the extent that you</p> <p>8 know?" You say, "Mushrooms, LSD, cocaine, Ecstasy", do you</p> <p>9 not?</p> <p>10 A. Yes.</p> <p>11 Q. "On how many occasions were you aware did she use Ecstasy?"</p> <p>12 You said, "Again, I cannot speculate on the number of the</p> <p>13 times, to be very honest with you." Then the questioner says,</p> <p>14 "Fair enough. When she was under the influence, as far as you</p> <p>15 knew, did her behaviour change? (A) Yes." Then you asked,</p> <p>16 "How did it change?" You said, "It is not one generalised</p> <p>17 change. It is different circumstances, different instances</p> <p>18 each time. There were times where it was happy-go-lucky,</p> <p>19 having a good time. There were times where it was a little</p> <p>20 bit darker." And that is correct, is it?</p> <p>21 A. Yes.</p> <p>22 Q. Then, while we are on the topic, can I ask you to flick over</p> <p>23 to E185 in the bottom right-hand corner, page 48 -- in fact,</p> <p>24 it is E184. If you have a look at the top right-hand square</p> <p>25 there. These are questions that relate to 21st April. So</p>	<p style="text-align: right;">[Page 1962]</p> <p>1 DREW - LAWS</p> <p>2 MR. JUSTICE NICOL: This is page F887; is that right?</p> <p>3 MS. LAWS: Correct. Yes, it is.</p> <p>4 MR. JUSTICE NICOL: And you were asking, this is a typed version</p> <p>5 of?</p> <p>6 MS. LAWS: Of an account that you were asked to give by Ms. Heard</p> <p>7 about 21st May; is that correct?</p> <p>8 THE WITNESS: Correct. Yes.</p> <p>9 Q. I am just going to ask you about the first two sentences: "At</p> <p>10 8.06 Amber sent a text to Raquel asking her to come over to</p> <p>11 penthouse 3, where she was engaged in conversation with her</p> <p>12 husband Johnny. I was in penthouse 5 with Liz, waiting for</p> <p>13 them to complete the conversation." I am going to suggest to</p> <p>14 you that in fact when Ms. Pennington received the text to go</p> <p>15 over to penthouse 5 she was not with you?</p> <p>16 A. No, that is not the case. What I stated and what is on this</p> <p>17 document is correct.</p> <p>18 Q. I am going to suggest to you that what happened on the night</p> <p>19 of 21st May is that you got involved, along with your partner,</p> <p>20 Raquel Pennington, in supporting Amber Heard and then lying</p> <p>21 for her afterwards. Do you agree or not?</p> <p>22 A. I certainly do not agree with that statement.</p> <p>23 Q. That you got involved after the allegation, so after the</p> <p>24 alleged event, so you did not see an assault ----</p> <p>25 A. Sorry, what ----</p>
<p style="text-align: right;">[Page 1961]</p> <p>1 DREW - LAWS</p> <p>2 that was a birthday dinner that I have just asked you about?</p> <p>3 A. Correct.</p> <p>4 Q. You were asked about the state of Ms. Heard and the question</p> <p>5 was, "Did she seem intoxicated during at any time during the</p> <p>6 hearing?" And you say "Yes".</p> <p>7 MR. JUSTICE NICOL: Just a moment. (Pause) Yes.</p> <p>8 MS. LAWS: Thank you. That is all I want to ask for a moment</p> <p>9 about 21st April. Moving on to 21st May, this was an occasion</p> <p>10 where you were involved later on, talking to the police, were</p> <p>11 you not?</p> <p>12 THE WITNESS: Correct.</p> <p>13 Q. Can I ask you to take file 4 out, please, and tab 143. If</p> <p>14 I can ask you, you should have on that page F886 in the bottom</p> <p>15 right-hand corner, slightly obscured.</p> <p>16 A. Yes.</p> <p>17 Q. We can see, right at the top of the page is an e-mail from you</p> <p>18 to Ms. Heard; is that right?</p> <p>19 A. Correct.</p> <p>20 Q. The date is 22nd May 2016, at 9.43 p.m.; is that correct?</p> <p>21 A. As it reads here, yes.</p> <p>22 Q. Then overleaf, there are two documents that are typed, and the</p> <p>23 one on the left is a document that you had typed, in relation</p> <p>24 to events that had taken place the day before; is that</p> <p>25 correct?</p>	<p style="text-align: right;">[Page 1963]</p> <p>1 DREW - LAWS</p> <p>2 Q. I should put it a different way, my fault. You did not see</p> <p>3 any assault, did you?</p> <p>4 A. I did not; as I have stated repeatedly.</p> <p>5 Q. And you spoke to officers who turned up at the scene, quite</p> <p>6 soon afterwards, did you not?</p> <p>7 A. That is correct.</p> <p>8 Q. And you did not show them any damage in the property at all,</p> <p>9 did you?</p> <p>10 A. I showed them all the damage in penthouse 3, the hallway and</p> <p>11 penthouse 5.</p> <p>12 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>13 MS. LAWS: Ms. Heard did not have any injury at all, did she?</p> <p>14 THE WITNESS: She did.</p> <p>15 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>16 MS. LAWS: Now, if I can pause there. (Pause) No further</p> <p>17 questions.</p> <p>18 MR. JUSTICE NICOL: Any re-examination?</p> <p>19 MS. WASS: Yes.</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>



[Page 1964]

1 DREW  
 2 RE-EXAMINED BY MS. WASS  
 3 Q. Mr. Drew, you were asked first of all about Ms. Heard's drug  
 4 use. Can I just ask you this: when you were asked a moment  
 5 ago about Ms. Heard's drug use in this court, you suggested  
 6 mushrooms, Ecstasy, but in answer to a question about cocaine,  
 7 I think you said you had never witnessed that. You have said  
 8 "I have never been aware".  
 9 A. Correct.  
 10 Q. Is that the position?  
 11 A. Correct. I have been told.  
 12 Q. That was going to be my next question.  
 13 A. I have been told.  
 14 Q. Your answer in America, was that as a result of what you saw  
 15 or was that as a result of secondhand information?  
 16 A. To my recollection, the question was not what I had witnessed;  
 17 the question was what I knew that she had used, and that is  
 18 what I answered.  
 19 Q. And did you answer it as a result of what you had seen or for  
 20 some other reason?  
 21 A. A combination of what I had personally seen and what I had  
 22 been told.  
 23 Q. Had you ever seen Ms. Heard take cocaine?  
 24 A. No.  
 25 Q. Thank you. It has been suggested to you that on the night of

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1 DREW - WASS  
 2 21st May, you have concocted the story, in effect, to support  
 3 Ms. Heard. Do you understand?  
 4 A. I do.  
 5 Q. Do you still have the document in front of you which was the  
 6 typed version of the statement you wrote that night? Do you  
 7 remember looking at it? It is file 4, tab 143.  
 8 A. Yes, I do now.  
 9 Q. F88.7. Just your document, not the e-mail that covers it.  
 10 A. Yes, ma'am.  
 11 Q. Can I establish this, the document on the left-hand side, as  
 12 you open up the file, is that your document?  
 13 A. It is.  
 14 Q. And the document on the right-hand side, whose document is  
 15 that; or are you not able to say?  
 16 A. It appears to be Raquel's.  
 17 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 18 MS. WASS: I would like to ask you, please, about your version,  
 19 not about Ms. Pennington's. "The purpose of this document is  
 20 to describe in the best possible manner my description of  
 21 events I was directly witness to on the evening of Saturday,  
 22 21st May." How did it come about, Mr. Drew, that you prepared  
 23 this document?  
 24 A. At some point, either the evening of the 21st or on the 22nd,  
 25 we were given an instruction by Amber per her attorney to

[Page 1966]

1 DREW - WASS  
 2 write up a contemporaneous version of exactly what we had  
 3 witnessed as dispassionately as possible while it was still  
 4 fresh in our minds.  
 5 Q. Thank you. Going back to the document: "At 8.06 p.m. Amber  
 6 sent a text to Raquel asking her to come over to PH3, where  
 7 she was engaged in a conversation with her husband Johnny."  
 8 Is that part of your statement true?  
 9 A. Yes.  
 10 Q. "I was in PH5 with Liz waiting for them to complete the  
 11 conversation. Approximately 15 minutes later, we heard Johnny  
 12 shouting, and we saw through the peephole both of his security  
 13 team rush over in the direction of PH3."  
 14 MS. LAWS: My Lord, can I stand up. I hesitate to interrupt my  
 15 learned friend, but the question specifically was just about  
 16 where he and Ms. Pennington were when that text was received.  
 17 That is all I asked. I asked no more about it.  
 18 MR. JUSTICE NICOL: Right.  
 19 MS. LAWS: So, this does not arise as a result of  
 20 cross-examination.  
 21 MS. WASS: The suggestion to this witness has clearly been that he  
 22 was involved in supporting Ms. Heard and lying for her  
 23 afterwards. That is the note I have of it. That being the  
 24 case, I am entitled to ask him about whether he is lying for  
 25 her in the account that has been referred to in

[Page 1967]

1 DREW - WASS  
 2 cross-examination.  
 3 MR. JUSTICE NICOL: Well, ask the witness if he has been lying in  
 4 this account that he has given.  
 5 MS. WASS: This account here?  
 6 MR. JUSTICE NICOL: Yes. You can ask him that, but that is all.  
 7 MS. WASS: Can I ask him to read it through, if I am not allowed  
 8 to read it to him.  
 9 MR. JUSTICE NICOL: By all means. Mr. Drew, can you read what is  
 10 on page F887 to yourself and tell me if that is a true and  
 11 accurate account of what happened.  
 12 THE WITNESS: Yes, sir. (Pause for reading) Yes, what I have read  
 13 is a truthful account of what I witnessed that evening.  
 14 MS. WASS: Thank you. It has been suggested to you that Ms. Heard  
 15 was not injured on that evening when you saw her. Do you  
 16 understand?  
 17 A. I do.  
 18 Q. I would like you to take file number 6, please, which should  
 19 be to your left, and go behind divider 148E. If you go behind  
 20 divider E, do you see there are some subdividers behind 148?  
 21 A. Yes.  
 22 Q. The first of those should be a photograph of Ms. Heard. Can  
 23 you see that?  
 24 A. I can.  
 25 MR. JUSTICE NICOL: There is a number at the bottom of the page,

<p style="text-align: right;">[Page 1968]</p> <p>1 DREW - WASS</p> <p>2 F894.155, are you looking at the same page, Mr. Drew?</p> <p>3 A. Yes, sir. Yes, sir.</p> <p>4 MS. WASS: Can you go to the following page, which is 155A.</p> <p>5 A. Yes.</p> <p>6 Q. Can you see there is some metadata attached to that</p> <p>7 photograph, showing that it was taken on 21st May?</p> <p>8 MR. JUSTICE NICOL: Well, Ms. Wass, you will be able to make</p> <p>9 comments in due course about the metadata. At the moment, you</p> <p>10 are re-examining Mr. Drew.</p> <p>11 MS. WASS: (To the witness) Are you aware of any photographs that</p> <p>12 were taken on the night of 21st May?</p> <p>13 THE WITNESS: Yes.</p> <p>14 Q. Did you take any of the photographs on 21st May?</p> <p>15 A. I do not recall exactly; but yes, it is possible.</p> <p>16 Q. Do you remember ---</p> <p>17 A. I was present for all of the photos.</p> <p>18 Q. You were present throughout all of the photographs.</p> <p>19 A. Correct.</p> <p>20 Q. Sorry?</p> <p>21 A. Correct.</p> <p>22 Q. You were also present when the police arrived?</p> <p>23 A. Yes, ma'am.</p> <p>24 Q. There is no dispute. And it is suggested that you did not</p> <p>25 show them any damaged property. I will come to that in a</p>	<p style="text-align: right;">[Page 1970]</p> <p>1 DREW - WASS</p> <p>2 photographs on the screen. Could you go to 177A, please, and</p> <p>3 see if you can see anything on that photograph.</p> <p>4 MR. JUSTICE NICOL: 177A.</p> <p>5 THE WITNESS: Yes.</p> <p>6 MS. WASS: Is that a photograph that you can actually see?</p> <p>7 A. No. This one is also just as dark. The one prior to, is</p> <p>8 lighter.</p> <p>9 Q. What I am going to do is, I am going to ask that some</p> <p>10 photographs are shown on the screen. You will not be able to</p> <p>11 hear me when they are shown, but I am going to ask you one at</p> <p>12 a time to help me with whether you are able to give any</p> <p>13 evidence about the photographs. So, could we start, please,</p> <p>14 with 176A. I gather it might take a second and I apologise,</p> <p>15 but I did not realise the copy was dark.</p> <p>16 MR. JUSTICE NICOL: Yes. (Pause) No photograph appears on the</p> <p>17 screen.</p> <p>18 MS. WASS: I think we are trying to get it up. (Pause)</p> <p>19 MR. JUSTICE NICOL: Ms. Wass, if we are under time pressure, can</p> <p>20 you move back to Mr. Drew and ask him any further questions.</p> <p>21 MS. WASS: Yes, I will deal with it like that.</p> <p>22 MR. JUSTICE NICOL: Mr. Drew, I am afraid there was a technical</p> <p>23 difficulty in showing those photographs. Ms. Wass is going to</p> <p>24 ask you some other questions.</p> <p>25 MS. WASS: I am going to carry on, Mr. Drew, asking you questions</p>
<p style="text-align: right;">[Page 1969]</p> <p>1 DREW - WASS</p> <p>2 moment. Can you help us as to whether any photographs were</p> <p>3 taken before the police arrived?</p> <p>4 A. Yes. If memory serves, we took photographic evidence of all</p> <p>5 the damage in the hallway and penthouse 3 and in penthouse 5.</p> <p>6 Q. Are you able to say whether any photographs of Ms. Heard were</p> <p>7 taken before the police arrived?</p> <p>8 A. Candidly I do not recall; it is possible, but I do not recall</p> <p>9 exactly.</p> <p>10 Q. All right.</p> <p>11 MR. JUSTICE NICOL: Just a minute, please. (Pause) Yes.</p> <p>12 MS. WASS: Looking at the photograph at F894.155, how does that</p> <p>13 accord with your memory of what Ms. Heard looked like on the</p> <p>14 night of 21st May?</p> <p>15 THE WITNESS: It reflects my memory, yes.</p> <p>16 Q. Thank you. Could we then go to look at some photographs of</p> <p>17 the premises, and could you go ahead, please, to photograph</p> <p>18 F894.174A.</p> <p>19 MR. JUSTICE NICOL: 174 ---</p> <p>20 MS. WASS: Sorry, 176A, my fault, Mr. Drew. F894.176A.</p> <p>21 THE WITNESS: Yes.</p> <p>22 Q. Could you tell us what that shows, please?</p> <p>23 A. Honestly, I cannot see anything on here. The printout is</p> <p>24 very, very dark.</p> <p>25 Q. All right. Well, it may be that we can show you the</p>	<p style="text-align: right;">[Page 1971]</p> <p>1 DREW - WASS</p> <p>2 about the damage to the flat. All right?</p> <p>3 A. Yes, ma'am.</p> <p>4 Q. Can you remember what damage there was to the flat? It has</p> <p>5 been suggested there was none. So, I would like your help,</p> <p>6 please, as to what damage you say there was to the flat -- any</p> <p>7 of the penthouses?</p> <p>8 A. The hallway, in the hallway, between all of the apartments,</p> <p>9 there was a pretty substantial pool of red wine. There was a</p> <p>10 dent in the door of the apartment ----</p> <p>11 MR. JUSTICE NICOL: Mr. Drew, take it slower.</p> <p>12 THE WITNESS: Yes, sir. In the hallway between all of the</p> <p>13 apartments, there was a pretty large pool of red wine. There</p> <p>14 was a dent in the door of the penthouse that Raquel and</p> <p>15 I occupied that ----</p> <p>16 MR. JUSTICE NICOL: Which penthouse was that, please?</p> <p>17 A. Penthouse 1. And a dent in the door that resembled the bottom</p> <p>18 of a wine bottle. And penthouse 3, there were parts of the</p> <p>19 kitchen strewn about, broken glass on the kitchen island and</p> <p>20 the floor. In penthouse 5, there were a variety of things in</p> <p>21 the living room that had been thrown about, there was an empty</p> <p>22 wine bottle, and a small pool of wine on the floor. There was</p> <p>23 one or two broken picture frames on the stairway up in</p> <p>24 penthouse 5 and glass from that on the floor.</p> <p>25 Q. What was the glass from?</p>

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1 DREW - WASS

2 A. From a broken picture frame. And there were a few piles of

3 books and other things that had been shoved over, or pushed

4 around. That is all that I recall observing.

5 MS. WASS: Help us again, did you take photographs of that, or was

6 it somebody else who took photographs of that?

7 A. I believe that I took photographs of all of the miscellaneous

8 damage in both penthouses and the hallway.

9 Q. Can I ask you, did you see how that damage was done?

10 A. No, I did not.

11 Q. Did you cause that damage?

12 A. No, ma'am.

13 Q. When the police came, was the damage there in the various

14 flats?

15 A. To my recollection, yes.

16 Q. What interaction was there between you and the police? You

17 understand the suggestion is that you have made this up, you

18 did not show the police anything. Can you tell us in your own

19 words what you recall about your interaction with the police?

20 A. So, I will be very candid. My initial recollection of how

21 I came into contact with them is not completely clear, after

22 all these years. I do remember greeting them initially.

23 Amber had made it clear that she did not want to file a report

24 to us, and that she did not want to speak to the police. So,

25 I greeted them, I spoke to both of them, let them know that

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1 DREW - WASS

2 she was okay, in an effort to get them to leave, which

3 candidly I knew they could not. I said that there was damage

4 throughout the space, and even to get to the apartment where

5 we were, they would have walked through the pile, the puddle

6 of red wine in the hallway. I took them both through the

7 damage in penthouse 3, I took them over to penthouse 5 and

8 walked them through the damage myself, pointing it out. And

9 even in the course of this, they also pointed and made

10 statements to the effect of, noticing broken glass, noticing

11 things strewn about. And I believe I brought them back to

12 penthouse 3, where Amber, Raquel and Liz were, and the female

13 officer stated that she needed to speak to -- she did not know

14 Amber's name, we never said her name, so I cannot recall what

15 she called her, but said she needed to speak to her privately.

16 They went inside the apartment to speak, I did not hear

17 that. I do not know if anybody else was present. I do not

18 know the course of that conversation. I stayed outside

19 penthouse 3 with the male officer, and I asked him flat out,

20 what we could do. Because I think that we knew that she did

21 not intend to file a complaint and we were obviously very

22 worried about her, and we wanted to be helpful and protect

23 her. So, I asked him what we could do, and he looked at me

24 square in the face and said, something to the effect of, her

25 face is red, there is damage in these apartments, there is

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1 DREW - WASS

2 enough here if she wants to file a complaint, we can go pick

3 him up. I thanked him for saying that, even though I knew it

4 would not happen. Shortly thereafter the female officer

5 exited the apartment. I walked them both to the elevator and

6 they left.

7 Q. Thank you very much. You were asked about a meeting you had

8 with Ms. Heard before you gave your deposition in America. Do

9 you remember that is one of the questions you were asked a few

10 moments ago?

11 A. I do.

12 Q. Have you tailored your evidence in order to support Ms. Heard

13 in this case?

14 A. Absolutely not.

15 MS. WASS: Thank you very much, Mr. Drew. Has my Lord any

16 questions?

17 MR. JUSTICE NICOL: I do not. Mr. Drew, can I echo what Ms. WASS

18 has said, thank you for coming to give your evidence, and

19 thank you also if it has been a rather uncomfortable time for

20 you in Los Angeles; but thank you for giving your evidence.

21 We are now going to terminate the link. All right. So, that

22 concludes your evidence. Thank you very much.

23 THE WITNESS: Thank you.

24 (The witness withdrew)

25

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1 DREW - WASS

2 MS. LAWS: My Lord, sorry to interrupt. I appreciate

3 your Lordship has ruled we are going to have two witnesses,

4 but I think that was on the basis of my estimation. The

5 reality is, we are going to have a significant break if we

6 carry on with Melanie Inglessis. Because even though I was

7 only -- and it has been timed -- 12 minutes in

8 cross-examination, my learned friend was 20 minutes in

9 re-examination. It seems to me that we are now eating into

10 the precious time we have in relation to cross-examining

11 complaints and witnesses. I think it might focus minds if we

12 were, in fact, to go back and for me to finish Ms. Heard this

13 afternoon and get on with Ms. Inglessis. I appreciate your

14 Lordship has ruled on this but we are now three o'clock, and

15 I was literally on my feet for 12 minutes.

16 MR. JUSTICE NICOL: Well, Ms. Laws, as I said to you, these are

17 difficult decisions, necessarily somebody has to take them,

18 I am afraid that falls to me. I am going to say that we

19 should continue with Ms. Inglessis. I do need to resolve how

20 we are going to deal with her evidence-in-chief.

21 MS. LAWS: Yes.

22 MR. JUSTICE NICOL: Before lunch, there was going to be a

23 discussion. I see Mr. Wolanski has come forward.

24 MR. WOLANSKI: My Lord, I have. We had a discussion, it was a

25 discussion between me and Mr. Sherborne after the adjournment.

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<p>1 DREW - WASS</p> <p>2 I do not know if I handed this to your Lordship earlier, it</p> <p>3 has been agreed. What has been agreed is not why I (unclear)</p> <p>4 to your Lordship earlier, instead it has been agreed that</p> <p>5 Ms. Inglessis should give evidence in the conventional way,</p> <p>6 i.e., by being examined in chief, with reference to the</p> <p>7 matters in paragraphs 1-13 of her witness summary. So, the</p> <p>8 witness summary will not stand as, if you like, the equivalent</p> <p>9 of a witness statement. Instead, Ms. Wass will take her</p> <p>10 through that evidence-in-chief.</p> <p>11 MR. JUSTICE NICOL: Right.</p> <p>12 MR. WOLANSKI: So, that is what has been agreed.</p> <p>13 MR. JUSTICE NICOL: Yes. Now, Ms. Wass, it was your request that</p> <p>14 we deal with these two witnesses this afternoon?</p> <p>15 MS. WASS: Yes.</p> <p>16 MR. JUSTICE NICOL: Examination-in-chief is almost an historical</p> <p>17 oddity in civil cases.</p> <p>18 MS. WASS: I understand so.</p> <p>19 MR. JUSTICE NICOL: It will have to be done swiftly.</p> <p>20 MS. WASS: My Lord, it will. May I simply remind the court that</p> <p>21 this witness is coming as a result of a summons and has to at</p> <p>22 least start her evidence today.</p> <p>23 MR. JUSTICE NICOL: We are going to, I hope, complete her evidence</p> <p>24 this afternoon. All right?</p> <p>25 MS. WASS: Yes.</p>	<p>1 INGLESSIS</p> <p>2 MS. MELANIE INGLESSIS, AFFIRMED</p> <p>3 EXAMINED BY MS. WASS</p> <p>4 (via TV link)</p> <p>5 MR. JUSTICE NICOL: Yes, Ms. Wass.</p> <p>6 MS. WASS: Is your name Melanie Inglessis?</p> <p>7 THE WITNESS: Yes.</p> <p>8 Q. Ms. Inglessis, in the year 2015, were you a professional</p> <p>9 makeup artist?</p> <p>10 A. Yes.</p> <p>11 Q. Did you know Amber Heard?</p> <p>12 A. Yes.</p> <p>13 Q. Do you remember roughly when you met Amber Heard?</p> <p>14 A. Yes. I met Amber Heard during the Tribeca Film Festival,</p> <p>15 April 2015, I think it is actually, 15th April 2015.</p> <p>16 Q. That is very precise. What were the circumstances in which</p> <p>17 you first got to know her?</p> <p>18 A. I was booked to do makeup for the Tribeca Film Festival.</p> <p>19 Q. Was that the only time you had ever done her makeup or not?</p> <p>20 A. No. That was the first time.</p> <p>21 Q. And after that first time, how many times do you think you did</p> <p>22 her makeup?</p> <p>23 A. Well, after that, I became what we call her first option, so</p> <p>24 I (unclear) do her makeup for the next three or four years.</p> <p>25 Q. Do you know, or did you ever meet Johnny Depp?</p>
[Page 1977]	[Page 1979]
<p>1 DREW - WASS</p> <p>2 MR. JUSTICE NICOL: Can I repeat that her evidence-in-chief will</p> <p>3 be dealt with swiftly.</p> <p>4 MS. WASS: Certainly to the best of my ability.</p> <p>5 MR. JUSTICE NICOL: Now, do I need to rise in order to establish</p> <p>6 the link for her? All right. Then, as soon as that is done,</p> <p>7 I will come back into court.</p> <p>8 (A short break)</p> <p>9</p> <p>10 MR. JUSTICE NICOL: Ms. Inglessis, can you hear me?</p> <p>11 THE WITNESS: Yes, I can.</p> <p>12 MR. JUSTICE NICOL: First of all, thank you for coming to give</p> <p>13 your evidence. The first stage is that you must either make</p> <p>14 an oath or take an affirmation to tell the truth. It is a</p> <p>15 matter for you to choose which of those two you do; would you</p> <p>16 prefer to affirm or would you prefer to swear?</p> <p>17 THE WITNESS: I would prefer to affirm.</p> <p>18 MR. JUSTICE NICOL: Then please listen to the court usher as she</p> <p>19 reads the terms of the affirmation and asks you to repeat</p> <p>20 them.</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 INGLESSIS - WASS</p> <p>2 A. Yes.</p> <p>3 Q. Can you remember when you met Johnny Depp?</p> <p>4 A. Yes. I would say probably maybe a couple of months after</p> <p>5 I first met Amber. Amber invited me to the penthouse and</p> <p>6 Johnny was there.</p> <p>7 Q. Can you remember how many times roughly that you have seen</p> <p>8 Johnny Depp?</p> <p>9 A. Maybe five or six times.</p> <p>10 Q. And how was your interaction with Johnny Depp?</p> <p>11 A. Lovely.</p> <p>12 Q. Did you speak to Ms. Heard about her relationship with</p> <p>13 Johnny Depp at any stage?</p> <p>14 A. Yes.</p> <p>15 Q. Can I ask you what you remember about any conversation you had</p> <p>16 with Ms. Heard about what she told you about their</p> <p>17 relationship?</p> <p>18 A. Well, there was many instances, I might need you to be a</p> <p>19 little more precise. I met Amber in April, and, you know,</p> <p>20 I have known her now for four years, so we had many</p> <p>21 conversations about her relationship with Johnny.</p> <p>22 Q. Right. I think you know that she got a restraining order in</p> <p>23 May 2016?</p> <p>24 A. Correct.</p> <p>25 Q. When you learned about that, was that something that came to</p>

[Page 1980]

1                                   INGLESSIS - WASS  
 2            you out of the blue?  
 3    A. No.  
 4    Q. When was the first time you heard anything about ----  
 5    MS. LAWS: You are leading.  
 6    MS. WASS: The restraining order was in May, you say this was not  
 7            something that came out of the blue, were this instances when  
 8            you became aware of Ms. Heard's condition?  
 9    A. Yes.  
 10   Q. Tell us about those, please?  
 11   A. There was -- yes, I will. Hold on, there was a couple of  
 12       incidents, but obviously the one that really stood in my mind  
 13       is December 15 and December 16 of 2015.  
 14   Q. You said there were a couple of incidents. Were they before  
 15       December 2015 or after December 2015, or are you not able to  
 16       say?  
 17   A. I do not recall.  
 18   Q. Then let us go straightaway, please, to December 2015. Can  
 19       you tell us what you saw of Amber's face on that day, on that  
 20       occasion?  
 21   A. So on December 2015, it is the day before James Corden, which  
 22       was December 16. I am having a little trouble exactly  
 23       remembering the December 15 event. I am going to tell you  
 24       what I remember. I was supposed to go bowling, my husband and  
 25       I were supposed to go bowling with Amber by my house, I do

[Page 1981]

1                                   INGLESSIS - WASS  
 2       believe around 8.30 or 9 p.m., and she never showed up so that  
 3       was that. I went back home and she did send a text around  
 4       maybe 10, 10.30, which I am sure you will have in your files  
 5       somewhere, basically saying I ask her if she was okay and she  
 6       is like, "No, not really. Johnny came around to talk, you  
 7       know, and we had a fight and he beat on me" and so on and so  
 8       forth. I said to her, "Do you need me to come?" and she said,  
 9       "Yes." So I came to the penthouse on December 15.  
 10    Q. What did you see when you came to the house?  
 11    A. Well, couple of things that I remember is entering  
 12       Penthouse 5, which I do believe was the number of the  
 13       penthouse where they lived together. You enter and you had a  
 14       small corridor and then to the left, when you turn left, the  
 15       kitchen was there and the kitchen counters. So, a couple of  
 16       things I do remember is this writing in gold paint or gold  
 17       marker on the left, a couple of broken frames, glass, on the  
 18       floor, and damage on to the bed upstairs.  
 19    Q. Right.  
 20    A. That is kind of what I remember.  
 21    Q. Okay. Do you remember what was written on the kitchen  
 22       worktop?  
 23    MR. JUSTICE NICOL: Have we got a photograph?  
 24    MS. WASS: There is a photograph.  
 25    MR. JUSTICE NICOL: Just a moment Ms. Inglessis. We have a

[Page 1982]

1                                   INGLESSIS - WASS  
 2            photograph of this. I do not know that you need to ----  
 3    MS. WASS: I understand the pressure of time. If this is not an  
 4       issue in terms of that photograph, I can just leave it.  
 5    MR. JUSTICE NICOL: Right.  
 6    MS. WASS: I will see how cross-examination goes. So,  
 7       Ms. Inglessis, you have described the flat to us, as you saw  
 8       it, on the 15th December. What about the condition of  
 9       Ms. Heard herself?  
 10   A. A little erratic, upset, in between being sad and upset and  
 11       furious, just a lot of emotion, but definitely she looked  
 12       quite distressed.  
 13   Q. Did she tell what you had happened?  
 14   A. Correct; she did.  
 15   Q. What did she say to you had happened that night?  
 16   A. She said that Johnny and her had a fight and the main thing  
 17       that stick in my mind that I remember is about an incident in  
 18       the bed. She said that he tried to suffocate her.  
 19   Q. Tried to suffocate her?  
 20   A. Those were her words, yes. He tried to suffocate her with a  
 21       pillow. She felt he tried to kill her that night and she said  
 22       he dragged her by her hair and that is what I remember on that  
 23       night.  
 24   Q. Right. Now, did a time come when you had to apply makeup on  
 25       to Amber?

[Page 1983]

1                                   INGLESSIS - WASS  
 2    A. Yes.  
 3    Q. When was that?  
 4    A. December 16, the day after, for the James Corden show.  
 5    Q. And when you apply makeup to someone, is that in a special  
 6       area?  
 7    A. It was done upstairs of the Penthouse 5 in an area that was  
 8       her kind of closet, but it was obviously a room. That is  
 9       where we used to do hair and makeup.  
 10   Q. What was the light like in that area where you were doing the  
 11       makeup?  
 12   A. Well, the light, I mean, I do not specifically recall the  
 13       light, but the light must have been good because I need good  
 14       light to do makeup and I have my own light, which I normally  
 15       do.  
 16   MR. JUSTICE NICOL: Just a minute. (Pause)  
 17   MS. WASS: Did you notice anything about Amber's eyes?  
 18   A. Yes, I did.  
 19   Q. What did you notice about Amber's eyes?  
 20   A. She had minimal discoloration under her eyes, on the inner  
 21       corner of her eyes, by her nose, you know. I recall her left  
 22       eye being a little more bruised than the right eye. I  
 23       remember the bridge of her nose being a little red and  
 24       swollen, and I remember -- I am not sure of the medical term  
 25       -- like a cut or a scab on her lip; if I remember correctly,

[Page 1984]

1                   INGLESSIS - WASS  
2           to the right of the lip.  
3   Q. You are pointing to the bottom lip, to the right?  
4   A. To the right. If I remember correctly, to the right.  
5   Q. Did Ms. Heard say anything about the injuries to her eye and  
6       how those had been sustained?  
7   A. Yes. So that day, she recalled the incident to the  
8       hairdresser. Obviously I had, I was privy to her telling me  
9       the day before. When the hairdresser came, you know, she made  
10       the same statement that she had given to me the night before.  
11   Q. Can you remind us what that was, please?  
12   A. So, it was something about Johnny tried to suffocate her on  
13       the bed with a pillow, she feared for her life, she thought  
14       she was going to die, and he grabbed her by the hair and  
15       dragged her, and therefore she has a missing chunk of hair at  
16       the top of the crown.  
17   Q. Did you look at her hair, the crown of her head?  
18   A. I do not recall if I did or if I did not.  
19   Q. Were you present when the hairdresser was given this  
20       information?  
21   MS. LAWS: No, that is leading.  
22   MR. JUSTICE NICOL: Well, Ms. Wass, we are going to be short of  
23       time. Let us get on with the evidence that this witness can  
24       give of her own observations.  
25   MS. WASS: All right. While you were doing Ms. Heard's makeup,

[Page 1985]

1                   INGLESSIS - WASS  
2           did you talk about anything?  
3   A. Yes. We talked about the incident that happened the night  
4       before.  
5   Q. What did Ms. Heard say about that?  
6   A. Exactly what I just told you. You know, repeating what  
7       happened and how, you know, the injuries on her eyes and her  
8       lip and on the crown of her head happened.  
9   Q. Right. Now, you were preparing her for a television  
10       appearance; is that correct?  
11   A. Correct.  
12   Q. How keen was Ms. Heard to appear on that television show?  
13   A. How keen? Not that keen. It was back and forth to see if she  
14       was going to attend or not.  
15   Q. It was back and forth as to whether she would attend?  
16   A. Correct.  
17   Q. What sort of makeup were you applying in the circumstances you  
18       have told us about?  
19   A. Well, obviously a concealer, I tried to conceal some of the  
20       bruises, foundation, you know, a full face of makeup, and one  
21       thing I do remember very clearly is although Amber's signature  
22       lip is a red lip, so it is not uncommon for her to have a red  
23       lip, I remember having a discussion that day that we had no  
24       other choice but to do a red lip, a bright red lip.  
25   Q. Why was that?

[Page 1986]

1                   INGLESSIS - WASS  
2           A. To cover the injury on her lip.  
3   Q. Can I just ask you one matter. You have mentioned concealer.  
4       How effectively is concealer in terms of covering the bruises  
5       that you have told us about, as a piece of makeup?  
6   A. Well, I mean, those bruises, very effective because, to my  
7       recollection, they were not that dark or that inflamed yet so  
8       I do not remember having trouble covering them.  
9   Q. Once you had put the makeup on, were they still visible or  
10       not?  
11   A. No.  
12   MR. JUSTICE NICOL: Just a minute. (Pause)  
13   MS. WASS: If you stay there, please, you will be asked some more  
14       questions.  
15   MR. JUSTICE NICOL: Ms. Inglessis, you are about to be asked some  
16       questions now by Ms. Laws QC, who represents Mr. Depp.  
17  
18  
19  
20  
21  
22  
23  
24  
25

[Page 1987]

1                   INGLESSIS  
2                   CROSS-EXAMINED BY MS. LAWS  
3   MS. LAWS: Ms. Inglessis, you were, back in 2015, good friends  
4       with Ms. Heard, were you not?  
5   A. Correct.  
6   Q. Close friends with her and her friends?  
7   A. Correct.  
8   Q. Can I ask you, first of all, did you ever see Mr. Depp be  
9       violent to Amber Heard?  
10   A. No.  
11   Q. Did you ever see Amber Heard be violent to Mr. Depp?  
12   A. No.  
13   Q. Did you ever see Amber Heard hit him or be violent at all?  
14   A. No.  
15   Q. Or be violent at all?  
16   A. No.  
17   Q. I am going to suggest to you that Ms. Heard did not have the  
18       injuries that you say. What do you say to that?  
19   A. Well, I say I am not lying. I did not lie five years ago and  
20       I am not lying now.  
21   MS. LAWS: Thank you very much. No further questions.  
22  
23  
24  
25

[Page 1988]	[Page 1990]
<p>1                   INGLESSIS</p> <p>2                   RE-EXAMINED BY MS. WASS</p> <p>3 MS. WASS: There is just one matter, Ms. Inglessis, please. It</p> <p>4           has been suggested that you are a friend of Ms. Heard's.</p> <p>5           I just want to establish, did you come to this facility where</p> <p>6           you are giving evidence today voluntarily or not?</p> <p>7 A. No.</p> <p>8 MS. WASS: Thank you very much. Has my Lord any questions?</p> <p>9 MR. JUSTICE NICOL: No, I do not. Ms. Inglessis you have just</p> <p>10          explained that you came here involuntarily. In that case,</p> <p>11          I would like to again thank you for coming to give your</p> <p>12          evidence, and for doing so under compulsion, and for doing so</p> <p>13          at what may be an inconvenient time for you there in</p> <p>14          Los Angeles. Thank you very much.</p> <p>15 THE WITNESS: Thank you.</p> <p>16 MR. JUSTICE NICOL: That concludes your evidence and we are now</p> <p>17          going to terminate the link.</p> <p>18 THE WITNESS: Thank you.</p> <p>19                   (The witness withdrew)</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1                   HEARD</p> <p>2                   MS AMBER HEARD, RECALLED</p> <p>3                   CROSS-EXAMINATION BY MS. LAWS, CONTINUED</p> <p>4 MR. JUSTICE NICOL: Thank you. Just get your breath back.</p> <p>5 THE WITNESS: Thank you.</p> <p>6 MR. JUSTICE NICOL: Yes, Ms. Laws.</p> <p>7 MS. LAWS: Now, I am just going to ask you about the incident at</p> <p>8          Hicksville now; all right? My Lord, I hope I have given an</p> <p>9          incident number for that. I am not going to encroach on any</p> <p>10          matters that I should not. It is incident 3. I am just going</p> <p>11          to give you the opportunity to agree or disagree with what</p> <p>12          I am suggesting to you really happened the night that you</p> <p>13          stayed at Hicksville; all right?</p> <p>14 A. All right.</p> <p>15 Q. That night, you and Mr. Depp had a row together in private,</p> <p>16          I think with that you would agree?</p> <p>17 A. No.</p> <p>18 Q. No? All right. You were calling him names?</p> <p>19 A. No.</p> <p>20 Q. Getting very agitated?</p> <p>21 A. No, not at all.</p> <p>22 Q. He lost his temper with the wall light in the bathroom, he was</p> <p>23          so frustrated?</p> <p>24 A. It was not in the bathroom.</p> <p>25 Q. He smashed a wall light, though, did he not?</p>
[Page 1989]	[Page 1991]
<p>1                   DISCUSSION</p> <p>2 MR. JUSTICE NICOL: I am just looking at this draft of an order</p> <p>3          that Mr. Wolanski prepared. I am not quite sure whether there</p> <p>4          is any need for it, is there, Mr. Wolanski? After all, if it</p> <p>5          is not a witness statement, then there is no choice but for</p> <p>6          her to be examined in chief in this way?</p> <p>7 MR. WOLANSKI: Your Lordship is right. There is no need for it.</p> <p>8 MR. JUSTICE NICOL: Thank you very much. Good. Then, now,</p> <p>9          Ms. Laws, the rest of the afternoon.</p> <p>10 MS. LAWS: Thank you.</p> <p>11 MR. JUSTICE NICOL: Shall we have Ms. Heard back into the witness</p> <p>12          box.</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1                   HEARD - LAWS</p> <p>2 A. Yes, he did.</p> <p>3 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>4 MS. LAWS: But he did not direct his frustration towards or at</p> <p>5          you, did he?</p> <p>6 A. No, it was primarily at me.</p> <p>7 Q. Moving on then, there is just one point in the restraining</p> <p>8          order, just to come back to a short point. On the restraining</p> <p>9          order -- we have had the footage played to you of 27th May</p> <p>10          yesterday -- there are two questions that I want to ask.</p> <p>11          There is no limitation whatsoever upon you or your lawyers as</p> <p>12          to how much detail is in an application, is there?</p> <p>13 A. I am not sure I ---</p> <p>14 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>15 MS. LAWS: Let me rephrase the question. You were not limited in</p> <p>16          any documents you served on the court as to what you could or</p> <p>17          could not say, were you?</p> <p>18 A. That is not true. I was told that we had to keep it brief,</p> <p>19          but I am not a lawyer so I was just going off of my attorney's</p> <p>20          advice.</p> <p>21 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>22 MS. LAWS: That is just not true, is it?</p> <p>23 MR. JUSTICE NICOL: I think you have told me that you were told by</p> <p>24          your attorney to keep it brief and you yourself have no</p> <p>25          personal knowledge of that.</p>

[Page 1992]	[Page 1994]
<p>1 HEARD - LAWS</p> <p>2 A. Exactly. It was my first legal proceeding like that.</p> <p>3 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>4 MS. LAWS: There was absolutely no need whatsoever for you to</p> <p>5 actually turn up at the courthouse and attend for that</p> <p>6 appearance; it could all have been done on the papers, could</p> <p>7 it not?</p> <p>8 A. No, I do not think so.</p> <p>9 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>10 MS. LAWS: That is a lie, is it not, what you have just said?</p> <p>11 A. No, my attorney told me I had to show up, so I did.</p> <p>12 Q. That is a lie as well, is it not?</p> <p>13 A. No, it is not.</p> <p>14 MS. LAWS: My Lord, can I now go back to, and I hope we have the</p> <p>15 footage from Thanksgiving that I was not able to play earlier?</p> <p>16 I need to find the transcript for you. This is the footage.</p> <p>17 MR. JUSTICE NICOL: This is Thanksgiving 2015, is it not?</p> <p>18 MS. LAWS: Yes. It is 11.171.</p> <p>19 MR. JUSTICE NICOL: Just a minute.</p> <p>20 THE WITNESS: Which bundle?</p> <p>21 MS. LAWS: 11. The transcript for this, my Lord, at the top, it</p> <p>22 should say "Video of Thanksgiving 2. I'm not cool". I do not</p> <p>23 know whether your Lordship has that.</p> <p>24 MR. JUSTICE NICOL: Yes. Within 171, I think the page is P83.1.</p> <p>25 Have you got that, Ms. Heard?</p>	<p>1 HEARD - LAWS</p> <p>2 Q. You can see your father and Jack?</p> <p>3 A. Yes.</p> <p>4 Q. And at one point, there is a woman with dark hair who comes</p> <p>5 in. Is that Erin Burin?</p> <p>6 A. No, I do not think so.</p> <p>7 Q. Who was that?</p> <p>8 A. It looked like a friend of Johnny's named Pat. That is who it</p> <p>9 looked like, but it is very difficult to see.</p> <p>10 Q. This is a happy family event that we see on that video, is it</p> <p>11 not?</p> <p>12 A. Yes, it is.</p> <p>13 Q. A Thanksgiving dinner for family and friends, is it not?</p> <p>14 A. Yes.</p> <p>15 Q. And there was no violence that day or evening at any stage,</p> <p>16 was there?</p> <p>17 A. No, that is untrue. The two are unrelated.</p> <p>18 Q. This in fact is after midnight, so it is after the photograph</p> <p>19 that I have showed you of you lying back next to Jack. This</p> <p>20 is time-stamped after midnight.</p> <p>21 A. Yes.</p> <p>22 MR. JUSTICE NICOL: Just a minute. (Pause) What was your response</p> <p>23 to that?</p> <p>24 A. Yes.</p> <p>25 MS. LAWS: So, on your account, by that stage, Mr. Depp had</p>
[Page 1993]	[Page 1995]
<p>1 HEARD - LAWS</p> <p>2 THE WITNESS: Yes, I do, thank you.</p> <p>3 MS. LAWS: I am going to play this and ask you to actually look at</p> <p>4 the screen and then I am going to ask you a question or two</p> <p>5 about it; all right?</p> <p>6 A. All right.</p> <p>7 (Footage played to the court)</p> <p>8 Q. Can you confirm now which penthouse this is?</p> <p>9 A. This is Penthouse 5.</p> <p>10 Q. Penthouse 5. Thank you very much.</p> <p>11 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>12 MS. LAWS: We can see it clearer on that screen, can we not?</p> <p>13 A. Yes.</p> <p>14 Q. So, do you accept that on that screen, you can see Rocky</p> <p>15 Pennington?</p> <p>16 A. Yes.</p> <p>17 Q. You are in there on the right-hand side?</p> <p>18 MR. JUSTICE NICOL: Just a minute. We can see Rocky, yes; we can</p> <p>19 see you.</p> <p>20 MS. LAWS: We can see you as well, can we not?</p> <p>21 A. I think I saw myself, yes.</p> <p>22 Q. You can see Mr. Depp just briefly in the corner?</p> <p>23 A. In the beginning?</p> <p>24 Q. Yes.</p> <p>25 A. Yes, briefly.</p>	<p>1 HEARD - LAWS</p> <p>2 already been violent once to you; is that right?</p> <p>3 A. We had a brief altercation at the top of the stairs.</p> <p>4 MR. JUSTICE NICOL: Just a minute. (Pause)</p> <p>5 MS. LAWS: That is just a lie, is it not?</p> <p>6 A. No, but relative to other things, it was pretty minor.</p> <p>7 MS. LAWS: My Lord, can I now play ----</p> <p>8 MR. JUSTICE NICOL: Just a minute, please. (Pause) Yes, sorry,</p> <p>9 you wanted to play ----</p> <p>10 MS. LAWS: Play the other, which is only a few seconds, which we</p> <p>11 have already seen, and just ask one question in relation to</p> <p>12 that, please.</p> <p>13 MR. JUSTICE NICOL: This is the tape which we have got a</p> <p>14 transcript of at which page?</p> <p>15 MS. LAWS: That is right. In fact, I think it is at 1.7T, 170.</p> <p>16 It is, yes.</p> <p>17 MR. JUSTICE NICOL: You want to play that clip again?</p> <p>18 MS. LAWS: Yes, please.</p> <p>19 (Footage shown to the court)</p> <p>20 MS. LAWS: We can see there that your father is chasing Jack?</p> <p>21 A. Yes.</p> <p>22 Q. And in fact, what I should have asked you earlier on the other</p> <p>23 video, you can actually see Marilyn Manson and you can hear</p> <p>24 him on this one, can you not?</p> <p>25 A. Yes, I can.</p>



[Page 1996]

1 HEARD - LAWS  
 2 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.  
 3 MS. LAWS: We have heard that you have said on a number of  
 4 occasions about what you say is the other side of Johnny, the  
 5 other side, and you have described it as "the monster". We do  
 6 not have time to go over your evidence on that again. I am  
 7 just going to ask you whether you agree or disagree. That is  
 8 just a lie, is it not?  
 9 A. No. Johnny used it himself.  
 10 Q. The words "monster" and "savage" are all part of the  
 11 vocabulary that you and your friends would use, are they not?  
 12 A. No. Ms. Laws, it is actually coming from Johnny's friend in  
 13 the transcript in front of you.  
 14 Q. In a joke, is it not?  
 15 A. Are you asking me if Marilyn Manson was joking?  
 16 Q. It sounded like a joke, did it not?  
 17 A. It sounded like that to me. It makes me wonder if he was  
 18 writing the apology text.  
 19 MR. JUSTICE NICOL: Just a moment. The question is, what sounded  
 20 like a joke on the video.  
 21 MS. LAWS: On the video. It was those words ----  
 22 MR. JUSTICE NICOL: You are being asked, Ms. Heard, about the  
 23 video, and whether on the video the words "savage" or  
 24 "monster" sound like a joke. Do you agree or disagree?  
 25 THE WITNESS: Yes.

[Page 1997]

1 HEARD - LAWS  
 2 MS. LAWS: We have Mr. Manson saying: "He's a monster, he's a  
 3 monster, he's scaring me, a monster", and then "you're a  
 4 savage, a savage". You said it was a joke. I am just going  
 5 to ask again ----  
 6 MR. JUSTICE NICOL: She said it was a joke on the video.  
 7 MS. LAWS: I am going to ask again, these are the sorts of words  
 8 that you and your friends would use in jest, it is the common  
 9 vocabulary between you, is it not?  
 10 A. No. This is Johnny and his friends.  
 11 Q. I think your father as well, was it not?  
 12 A. I do not know what my father said.  
 13 Q. Joining in the joke, is he not?  
 14 A. He sounds as if he is joking with them. I do not know what  
 15 words he uses.  
 16 Q. If I can move on to the Bahamas incident, which is an incident  
 17 that you relate involving Tara Roberts and her partner, all  
 18 right, so a different incident than that which we are aired  
 19 earlier. But I think I have asked you a little bit about it.  
 20 I am not going to encroach on anything private.  
 21 A. Do I still need this file 11?  
 22 Q. I have not got to the files yet.  
 23 MR. JUSTICE NICOL: Can we clear 11 away?  
 24 MS. LAWS: You can clear 11 away.  
 25 THE WITNESS: Thank you.

[Page 1998]

1 HEARD - LAWS  
 2 Q. Can you take file 2 out, please. I am not going to take you  
 3 to a document just yet, but you have given an account in  
 4 evidence of an incident whereby Tara Roberts' partner had to,  
 5 in effect, take Mr. Depp away from you; is that what you were  
 6 saying?  
 7 A. I believe my recollection is that towards the end of that  
 8 attack, Johnny only had me by the hair, and I was, there was a  
 9 bit of a scuffle trying to free myself from his grasp, and  
 10 they both approached us. I think at the same time, and it is  
 11 my recollection that Tara leaned towards me and CJ, her  
 12 partner, leaned more towards Johnny and put his hands on  
 13 Johnny's chest or upper shoulders, and that, we had about two  
 14 feet of separation for a moment.  
 15 Q. I will come on to your account in a moment. But can I ask you  
 16 to get file 2 out, please.  
 17 A. It is out.  
 18 Q. And tab 59B, please. What you should have there is the  
 19 start ----  
 20 MR. JUSTICE NICOL: Just a minute.  
 21 MS. LAWS: 59B should be the start of Tara Roberts' statement. Do  
 22 you have that?  
 23 THE WITNESS: Yes, I do.  
 24 Q. Can I ask you to go to page D229, please. I am going to ask  
 25 you about what her account is.

[Page 1999]

1 HEARD - LAWS  
 2 A. All right.  
 3 Q. Which she gave a statement to, and which was not challenged.  
 4 So let us have a look at paragraph 10: "During the evening of  
 5 29th December 2015, Johnny drove to the office alone in his  
 6 John Deer Gator. He had said he just needed to get away from  
 7 Amber. Shortly afterwards, Amber showed up to the office.  
 8 Amber started pleading with him to come back to the house, and  
 9 at that point I walked out of the office. A few minutes later  
 10 I heard his vehicle start and I stepped outside. Amber was  
 11 standing in front of the vehicle, screaming at him and  
 12 apparently not letting him get away by blocking his path.  
 13 Then she climbed into the vehicle. He drove her back to their  
 14 house. I got in my golf cart and went to the café, which is a  
 15 short distance from the house. I called Christi Dembrowski,  
 16 Johnny's sister, as I was unsure how far this would go. While  
 17 I could not hear what caused the fight, Amber repeatedly  
 18 berated him with increasing ferocity. She was insulting him,  
 19 calling him names, and in the middle of this onslaught I heard  
 20 her specifically say 'Your career is over, no one is going to  
 21 hire you, you're washed up, fat. You will die a lonely man',  
 22 and also screaming things that were incomprehensible. At some  
 23 point Johnny tried to leave again as they were now in the  
 24 parking lot. He repeatedly asked for the key for the vehicle,  
 25 which she had taken out. She refused to give it back to him

[Page 2000]

1 HEARD - LAWS  
 2 and which we later found in the house. He was responding to  
 3 her verbal attacks by saying 'Go away and just leave me  
 4 alone'. Amber's screaming and berating rose to a fever pitch  
 5 and Johnny continued to yell 'Go away and leave me alone'.  
 6 I asked Christi what I should do and she said I should keep an  
 7 eye on the situation as Amber's rage continued to escalate and  
 8 I described the scene to Christi. She said that I needed to  
 9 intervene and I should go to Johnny's assistance. I hung up  
 10 and immediately ran to the parking lot. I saw Amber lunge at  
 11 Johnny, clawing, tugging and aggressively pulling him. He  
 12 continued to stand there yelling at her to stop and leave him  
 13 alone. When he stepped back to leave, her onslaught would  
 14 start again. During the entire incident I never saw Johnny  
 15 hit Amber or push her back, nor did he physically react to the  
 16 attacks. She would calm down and hug and apologise. Then he  
 17 would say he needs to leave and it would start again. Finally  
 18 I stepped between them. She continued to reach for him but  
 19 maybe my presence stopped it. I walked into the cafe and he  
 20 laid on the couch and that is when I saw that he now had a red  
 21 swelling gash on the bridge of his nose. Amber, Johnny then  
 22 told me, had thrown a quart size can of lacquer thinner into  
 23 Johnny's face causing a gash." That is all true, is it not,  
 24 every single word?  
 25 A. There are a few correct words in here that "no one is ever

[Page 2001]

1 HEARD - LAWS  
 2 going to hire you, you're washed up, and you will die", those  
 3 are correct.  
 4 MR. JUSTICE NICOL: Just a minute. (Pause) That is correct as  
 5 something that you said to Mr. Depp?  
 6 THE WITNESS: No. It is correct in that it was said, that was  
 7 Johnny saying that to me. Johnny from about a year on ---  
 8 Q. Where it is been attributed to you, it is wrong that it was  
 9 attributed to you, but it is right that those words were said,  
 10 but actually they were said by Mr. Depp?  
 11 A. Yes. He continued to say them to me throughout and even after  
 12 the divorce, as he continued to threaten my job. Also, I did  
 13 throw a can of something, I am later told that it was mineral  
 14 spirits. I threw it in Johnny's direction as I was running  
 15 away from him. But as I was running away from him, I had my  
 16 back to him, so I do not know if it actually made contact with  
 17 him. He just threatened my life, and sexually assaulted me,  
 18 so I was running as fast as I could. I did not pause to look  
 19 at where it landed.  
 20 MS. LAWS: What you have done in response to that statement, where  
 21 you are being accused of really serious violence, is to  
 22 concoct an account of violence by Mr. Depp where, yet again,  
 23 you are defending yourself, are you not?  
 24 A. I had to defend myself sometimes.  
 25 Q. It is just another lie, is it not, Ms. Heard?

[Page 2002]

1 HEARD - LAWS  
 2 A. No, of course not.  
 3 Q. Mr. Depp has never assaulted you and he has never ever, ever,  
 4 assaulted you, not just in the ways that you have described,  
 5 but never assaulted you, it has always been you that starts  
 6 the fights and the rows?  
 7 MR. JUSTICE NICOL: Let us take those parts separately. Is it  
 8 true that Mr. Depp has never assaulted you?  
 9 THE WITNESS: That is untrue.  
 10 Q. Is it true that it has always been you who has been the  
 11 instigator of the violence?  
 12 A. Untrue.  
 13 MS. LAWS: When I said "fight", I was using the expression in the  
 14 way you have used it. I should have been clearer. You always  
 15 start the row, so I am talking about how you end up  
 16 disagreeing; you always start the row.  
 17 A. Oh, you mean verbal disagreement ----  
 18 Q. Yes, do you not?  
 19 A. At times I can be guilty of having been the instigator of a  
 20 verbal disagreement. I could never ever criticise Johnny's  
 21 behaviour or use or drinking, and sometimes when I expressed  
 22 disagreement with his choices, it was seen as cruel and  
 23 unacceptable by Johnny, who lived a life in which he never had  
 24 to face that from anyone -- (unclear due to overspeaking) --  
 25 guilt on that.

[Page 2003]

1 HEARD - LAWS  
 2 MS. LAWS: My Lord, no further questions.  
 3 MR. JUSTICE NICOL: Now, Ms. Wass, we have concluded Ms. Laws'  
 4 cross-examination, are you in a position to start the  
 5 re-examination?  
 6 MS. WASS: I can start this afternoon, or I can start tomorrow.  
 7 I am in the court's hands.  
 8 MR. JUSTICE NICOL: Well, it may be desirable to start now, since  
 9 we have a few minutes left.  
 10 MS. WASS: Certainly.  
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[Page 2004]

1 HEARD  
 2 RE-EXAMINED BY MS. WASS  
 3 Q. Ms. Heard, it has been suggested to you -- do you want to put  
 4 that file back?  
 5 A. Thank you.  
 6 Q. It has been suggested to you, on behalf of Mr. Depp, that you  
 7 were somebody who abused controlled drugs, not just  
 8 occasionally, but more seriously; do you understand?  
 9 A. I understand.  
 10 Q. We know, because it has been referred to in evidence, and the  
 11 notes are in the bundles, that you saw a Dr. Connoll Cowan for  
 12 a period of time.  
 13 A. Yes, I did.  
 14 Q. Can you go to file 9, please, tab 133(?).  
 15 A. Yes.  
 16 Q. If you get the file itself, it should be a file that begins  
 17 with the pagination, K213.  
 18 A. Yes.  
 19 MR. JUSTICE NICOL: Just a minute. (Pause)  
 20 MS. WASS: Can I ask you this. Again, it has been documented.  
 21 Did you start seeing Dr. Cowan as a result of a recommendation  
 22 by Dr. Kipper, who had been previously treating Mr. Depp?  
 23 THE WITNESS: Yes.  
 24 Q. I think you started seeing Dr. Cowan towards the end of August  
 25 of 2014, so after the detox incident in the Bahamas?

[Page 2005]

1 HEARD - WASS  
 2 A. That is correct.  
 3 Q. If you go to K216 -- sorry, 217.  
 4 MR. JUSTICE NICOL: Just a minute. (Pause) K217?  
 5 MS. WASS: Yes. This is a document that is typed up, as a part of  
 6 Dr. Cowan's notes. Do you understand?  
 7 A. Yes, I do.  
 8 Q. It says, "Referred to by Dr. David Kipper, patient seen on  
 9 1st September 2014." Does that sound about right?  
 10 A. It does.  
 11 Q. "Amber was referred to me by Dr. Kipper for individual  
 12 psychotherapy. Kipper has been seeing her medically and  
 13 thought some therapy would be helpful to Amber in terms of  
 14 better managing stress." Can I ask you, did Dr. Kipper ever  
 15 treat you for any form of substance abuse?  
 16 A. Never. I have never had any treatment for ----  
 17 MR. JUSTICE NICOL: Just a minute. (Pause) Never had treatment?  
 18 THE WITNESS: For drugs or alcohol of any kind.  
 19 MS. WASS: Abuse?  
 20 A. Abuse of any kind.  
 21 MR. JUSTICE NICOL: Yes.  
 22 MS. WASS: The note of Dr. Cowan goes on: "Amber is a working  
 23 actor who presents as anxious and depressed", we are talking  
 24 about September 1st 2014; what to you say about that?  
 25 THE WITNESS: I am sure that date I probably seemed very anxious

[Page 2006]

1 HEARD - WASS  
 2 and depressed. That seems right.  
 3 Q. "She is involved with another actor, Johnny Depp, and the  
 4 relationship is challenging and volatile emotionally."  
 5 A. Yes.  
 6 Q. I want to ask you about what is written here about your  
 7 background. "Amber comes from a chaotic and unstructured  
 8 home." Did you give Dr. Cowan that information?  
 9 A. Yes.  
 10 Q. Is it true?  
 11 A. That is correct.  
 12 MR. JUSTICE NICOL: Just a minute. (Pause)  
 13 THE WITNESS: I will say, if I may, that I probably did not  
 14 necessarily use those words, to minimise that sort of thing.  
 15 But it is true.  
 16 MR. JUSTICE NICOL: The thrust of them is true, is it?  
 17 MS. WASS: "She has a younger sister who has moved to Los Angeles  
 18 and whom she helps care for."  
 19 THE WITNESS: That is correct.  
 20 Q. Is that correct?  
 21 A. Yes.  
 22 Q. And that is Whitney, is it?  
 23 A. That is Whitney.  
 24 Q. "Both of Amber's parents have a history of drug abuse that is  
 25 apparently still ongoing." Did you tell Dr. Cowan about that

[Page 2007]

1 HEARD - WASS  
 2 in 2014?  
 3 A. Yes, I did.  
 4 Q. Was that true?  
 5 A. Yes.  
 6 Q. Then I want to ask you about this: "Amber also has a history  
 7 of abusing drugs and alcohol." Did you tell Dr. Cowan that?  
 8 A. I told him that I used cocaine recreationally a few times,  
 9 I maybe tried it a handful of times when I was 18 and I saw  
 10 that in and of itself was a problem.  
 11 Q. You saw it was a problem or he saw it was a problem?  
 12 A. I said it was, because I think using that at all is a problem.  
 13 That is what I said to him.  
 14 Q. In terms of alcohol, abusing alcohol, did you say that?  
 15 A. I have never had an alcohol problem. I just said that, when  
 16 I stopped using any drugs, I said I also stopped drinking  
 17 spirits, because I did not want to have a problem considering  
 18 my genetic history and my familial background, I thought it  
 19 was a recipe for disaster and I did not want to repeat the  
 20 mistakes of my parents.  
 21 MR. JUSTICE NICOL: Just a minute. You thought you should do what  
 22 with alcohol?  
 23 THE WITNESS: I decided when I was 19 to abstain from all spirits  
 24 and other forms of alcohol, including beer, because I did not  
 25 -- everything with the exception of red wine which is

[Page 2008]	[Page 2010]
<p>1 HEARD - WASS</p> <p>2 something I had not had a history with ever, so that as to not</p> <p>3 make the mistakes of my parents. I felt I had a genetic</p> <p>4 pre-disposition and I did not want to fall into that trap.</p> <p>5 MS. WASS: The note carries on: "Currently she is clean and sober,</p> <p>6 although she states drinking wine occasionally"; is that</p> <p>7 correct?</p> <p>8 A. That is correct.</p> <p>9 Q. Then it says a little bit about your parents and your</p> <p>10 education and the like. Over the page, between K219 and K293,</p> <p>11 if you can just flick through. Do we see a series of</p> <p>12 handwritten notes with some typed written notes in between?</p> <p>13 A. Yes, I do.</p> <p>14 Q. Which comprise Dr. Cowan's notes. Can I ask you about this.</p> <p>15 When you had your sessions, because each of these sessions is</p> <p>16 dated, would Dr. Cowan write notes in your presence?</p> <p>17 A. Yes.</p> <p>18 Q. Yes. So you saw him writing something down as you were</p> <p>19 talking to him?</p> <p>20 A. Yes.</p> <p>21 Q. Again, I hope I can take this fairly swiftly. He asks you a</p> <p>22 number of quite personal questions?</p> <p>23 A. Yes.</p> <p>24 Q. But when, each of the forms, you can see an example on K219,</p> <p>25 K224, K229, just reading those three examples, halfway down</p>	<p>1 HEARD - WASS</p> <p>2 Q. You have talked about your cocaine use as a teenager?</p> <p>3 A. Yes.</p> <p>4 Q. From the time when you ceased taking cocaine as a teenager,</p> <p>5 did you ever take cocaine again?</p> <p>6 A. No -- one time I did.</p> <p>7 MR. JUSTICE NICOL: Just a minute. (Pause) One time you did.</p> <p>8 A. Yes. Many years after the divorce, I took it one time, quite</p> <p>9 literally halfway through ----</p> <p>10 Q. Well, is this after 2016?</p> <p>11 A. Many years.</p> <p>12 MR. JUSTICE NICOL: Let us move on.</p> <p>13 MS. WASS: I do not think we need to hear about it, because this</p> <p>14 case concerns the events up until 2016.</p> <p>15 THE WITNESS: Sorry.</p> <p>16 Q. When you were with Mr. Depp, did you ever take cocaine?</p> <p>17 A. No.</p> <p>18 Q. Did you ever encourage him to take cocaine?</p> <p>19 A. Absolutely not.</p> <p>20 Q. Throughout your dealings with Dr. Cowan, did you ever have a</p> <p>21 problem with self-harm?</p> <p>22 A. Never.</p> <p>23 Q. It was put to you on behalf of Mr. Depp that the scars that</p> <p>24 were seen, we see the redness of scars on your outer forearm</p> <p>25 in a photograph, were the results of self-harm. Did you ever</p>
[Page 2009]	[Page 2011]
<p>1 HEARD - WASS</p> <p>2 the form, this is a form that has your name, the date of the</p> <p>3 appointment, cognitive process, body language, et cetera, all</p> <p>4 to be filled in. But in the middle, there is a section</p> <p>5 labelled "Substance abuse". Do you see that?</p> <p>6 A. Yes, I do.</p> <p>7 Q. On 26th August 2014, it says, "Occasionally alcohol"; was that</p> <p>8 correct?</p> <p>9 MR. JUSTICE NICOL: Just a minute. 26th August.</p> <p>10 MS. WASS: 2014, that is K219, my Lord.</p> <p>11 THE WITNESS: Yes, I see that.</p> <p>12 Q. Again, we see on K222, "Substance use. None", in the middle of</p> <p>13 the page.</p> <p>14 A. Yes.</p> <p>15 Q. Again, we see on K228, "Substance use. None".</p> <p>16 A. Yes.</p> <p>17 Q. And then K229, what is written next to "Substance abuse"</p> <p>18 relates to something ----</p> <p>19 MR. JUSTICE NICOL: Is it "substance use" or "substance abuse"?</p> <p>20 MS. WASS: "Use", my fault. It all says "Substance use". So,</p> <p>21 occasional alcohol at the beginning and then none and then on</p> <p>22 a number of occasions we can see actually the writing carries</p> <p>23 straight through that without appearing to address substance</p> <p>24 use?</p> <p>25 THE WITNESS: Yes.</p>	<p>1 HEARD - WASS</p> <p>2 cut your arms yourself?</p> <p>3 A. I have never self-harmed. I have never cut myself ever.</p> <p>4 Q. You have mentioned having scars on the bottom of your feet.</p> <p>5 Did you inflict those yourself?</p> <p>6 A. No.</p> <p>7 Q. You also said, in answer to Ms. Laws, that it was Mr. Depp who</p> <p>8 would self-harm. Can you just tell us a little bit about</p> <p>9 that, please?</p> <p>10 A. When I first started seeing Johnny, I asked him about the --</p> <p>11 his body is covered in scars and they are deep cuts and burns,</p> <p>12 and I asked him about it, and he told me various stories of</p> <p>13 various moments in his life where he was in pain, and he could</p> <p>14 not handle it any more, he said, could not handle the pain.</p> <p>15 His body is full of those scars. I saw him do it to himself</p> <p>16 or threaten me with it a few times.</p> <p>17 Q. Can I ask you about those. Can you give us an example of when</p> <p>18 you saw Mr. Depp harm himself?</p> <p>19 A. Many times he would ----</p> <p>20 MR. JUSTICE NICOL: Does this arise out of cross-examination?</p> <p>21 MS. WASS: It does, because when Ms. Laws was asking about the</p> <p>22 cigarette burn on the cheek that is seen in the photograph of</p> <p>23 Australia, Ms. Heard said that Mr. Depp was in the habit of</p> <p>24 injuring himself deliberately. (Counsel talking)</p> <p>25 MR. JUSTICE NICOL: Well, Mr. Sherborne, Ms. Laws was doing this</p>

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<p>1 HEARD - WASS</p> <p>2 part of the cross-examination. If it is you who wants to make</p> <p>3 the submissions, but I only want to hear from one of you.</p> <p>4 MR. SHERBORNE: My Lord, I thought it was being suggested that it</p> <p>5 was in the cross-examination of Mr. Depp. Your Lordship is</p> <p>6 right.</p> <p>7 MR. JUSTICE NICOL: Ms. Laws, is there something you want to say?</p> <p>8 MS. LAWS: My Lord, yes. A little bit less fast off the mark, but</p> <p>9 yes, I do object. It does not arise from cross-examination.</p> <p>10 The cross-examination topic related to whether the scars on</p> <p>11 the arm, the straight scars we have the photograph of ----</p> <p>12 MR. JUSTICE NICOL: I think there was a point that you were</p> <p>13 putting to Ms. Heard about the mark on his cheek, on</p> <p>14 Mr. Depp's cheek.</p> <p>15 MS. LAWS: That is right.</p> <p>16 MR. JUSTICE NICOL: And Ms. Heard's answer, in cross-examination,</p> <p>17 was that that had been self inflicted by Mr. Depp.</p> <p>18 MS. LAWS: Yes, but I did not ask any further question about it.</p> <p>19 MR. JUSTICE NICOL: I think that topic has been raised in</p> <p>20 cross-examination and Ms. Wass is entitled to come back to it.</p> <p>21 MS. LAWS: Very well.</p> <p>22 MR. JUSTICE NICOL: Ms. Wass.</p> <p>23 MS. WASS: In fact, the answer was, my Lord: "Johnny did it right</p> <p>24 in front of me. He often did things like that." Anyway,</p> <p>25 my Lord has indicated that I can ask about this.</p>	<p>1 HEARD - WASS</p> <p>2 you have explained to us how they were compiled in your</p> <p>3 presence. As far as Dr. Kipper or indeed Erin Burin, did you</p> <p>4 ever see them make notes about you when you were with them in</p> <p>5 your presence?</p> <p>6 A. Never.</p> <p>7 Q. Are you able to say ----</p> <p>8 MR. JUSTICE NICOL: Sorry, let us take these separately. Let us</p> <p>9 take Kipper first.</p> <p>10 MS. WASS: Yes.</p> <p>11 MR. JUSTICE NICOL: Did you see him make notes in your presence</p> <p>12 and your answer was no; is that right?</p> <p>13 A. Never. I only saw him in an office a few times.</p> <p>14 Q. Seeing him in an office would not necessarily preclude you</p> <p>15 seeing him making the notes, but you say you did not see him</p> <p>16 make the notes?</p> <p>17 A. Forgive me, your Lordship, what I meant is that he was always</p> <p>18 there to tend to Johnny and sometimes we would step aside and</p> <p>19 speak in private, but it was mostly about, in Johnny's care.</p> <p>20 I was his liaison between his nurses, his doctors, et cetera.</p> <p>21 MR. JUSTICE NICOL: All right. Then you were asked about, as</p> <p>22 well, Erin Burin. I am going to ask Ms. Wass to put that</p> <p>23 question again.</p> <p>24 MS. WASS: As far as Erin Burin and your interaction with her, we</p> <p>25 know that she has made notes about interactions with you.</p>
<p>1 HEARD - WASS</p> <p>2 (To the witness) You said in answer to Ms. Laws that</p> <p>3 there was an occasion in Australia when Mr. Depp put the</p> <p>4 cigarette out on his face. Was that something that you saw</p> <p>5 with your own eyes?</p> <p>6 THE WITNESS: I was standing right in front of him.</p> <p>7 MR. JUSTICE NICOL: Just a moment (Pause) Yes.</p> <p>8 MS. WASS: Did it appear deliberate or accidental?</p> <p>9 THE WITNESS: It was deliberate. He put it out on his cheek and</p> <p>10 screamed at me how much he did not feel it, because of how</p> <p>11 much pain he was already in. He was trying to justify taking</p> <p>12 the drugs.</p> <p>13 Q. And what drug was he taking at the time?</p> <p>14 A. Cocaine, MDMA and he had recently acquired Quaaludes, although</p> <p>15 I did not see him take the Quaaludes, he just told me.</p> <p>16 MR. JUSTICE NICOL: Let us keep with the ones you saw. Cocaine</p> <p>17 and MDMA?</p> <p>18 A. Yes, my Lord.</p> <p>19 MS. WASS: Was that the only incident when you have seen him</p> <p>20 self-harm or injure himself deliberately?</p> <p>21 A. No, he ----</p> <p>22 MR. JUSTICE NICOL: Just a minute. (Pause) Well, Ms. Wass, you</p> <p>23 have that answer. I think that is the legitimate end of that</p> <p>24 line of re-examination.</p> <p>25 MS. WASS: All right. We have seen the notes from Dr. Cowan, and</p>	<p>1 HEARD - WASS</p> <p>2 Were they ever made in your presence, as far as you know?</p> <p>3 A. Never.</p> <p>4 Q. Are you able to say whether you were the source of the</p> <p>5 information, or you and somebody else, or somebody else</p> <p>6 altogether?</p> <p>7 A. No, she never told me she made notes.</p> <p>8 Q. Thank you very much indeed. So, in terms of the, if I can</p> <p>9 call it "the Kipper arrangement", who was the client as far as</p> <p>10 Dr. Kipper was concerned?</p> <p>11 A. They all told me that they cared about me, but that Johnny was</p> <p>12 the client and that he was the priority, which I respected.</p> <p>13 Q. Can I ask you to go to file 10, please, and go to 0379 at the</p> <p>14 bottom?</p> <p>15 A. Right.</p> <p>16 Q. Can you see that?</p> <p>17 A. Yes.</p> <p>18 Q. There is a text at the top which is marked 112?</p> <p>19 MR. JUSTICE NICOL: Just a minute. Let me get the page. (Pause)</p> <p>20 Yes.</p> <p>21 MS. WASS: Now, that is a text from Mr. Depp to Erin Burin and it</p> <p>22 is dated 16th July 2016; so after the legal proceedings had</p> <p>23 started between the two of you. It says this: "She was such a</p> <p>24 sweet kid, I wanted to send her to that alternative doctor in</p> <p>25 Tijuana, but apparently she's gone too far. Still checking,</p>

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<p>1 HEARD - WASS</p> <p>2 bless her. I love you to pieces. If you can't do the</p> <p>3 declaration, don't sweat it. More than anything, it is to</p> <p>4 clear my name as a fucking abusive shithead. Also, I wonder,</p> <p>5 since I was the Client, ultimately if you and Debbie are able</p> <p>6 to at least speak of me, who I really am, and what. I was the</p> <p>7 one who asked for you to calm her down and keep her under</p> <p>8 control, not because she was kicking drugs. It was to take her</p> <p>9 pressure away from me, the same reason that I hired her shrink</p> <p>10 who, by the way, only made her worse. Anyway, there was no</p> <p>11 one closer to me, or us, than you and Debbie. I could</p> <p>12 understand that I was the fucking cunt who was abused both</p> <p>13 psychologically and physically. Remember my finger. I</p> <p>14 certainly do and so, Kipper, its not like you guys are</p> <p>15 shrinks. Love you sweet Erin. See you soon, X JD."</p> <p>16 So in terms of your relationship and Mr. Depp's</p> <p>17 relationship with Dr. Kipper, Nurse Burin and Nurse Lloyd, who</p> <p>18 was the ultimate client?</p> <p>19 A. Johnny.</p> <p>20 Q. It has been suggested to you ----</p> <p>21 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>22 MS. WASS: It has been suggested to you that you have been the</p> <p>23 perpetrator of domestic abuse in the past and I am asking you</p> <p>24 about your relationship with Tasya van Ree.</p> <p>25 A. Yes.</p>	<p>1 HEARD - WASS</p> <p>2 there any truth in the suggestion that you assaulted or beat</p> <p>3 Ms. van Ree ever?</p> <p>4 A. Absolutely not. We had nothing but a peaceful and beautiful</p> <p>5 relationship and a beautiful friendship afterwards.</p> <p>6 MR. JUSTICE NICOL: I think the answer is no; yes? Thank you.</p> <p>7 MS. WASS: Can I then turn to Savannah McMillen. You were asked</p> <p>8 about her and the suggestion was that you had written a false</p> <p>9 letter to Homeland Security. So, can I ask you a little bit</p> <p>10 about your relationship with Savannah McMillen, because we</p> <p>11 have two McMillens in this case. First of all, when did you</p> <p>12 meet Ms. McMillen?</p> <p>13 A. Around September, early September 2013.</p> <p>14 Q. Where did you meet Ms. McMillen?</p> <p>15 A. She was a PA hired on a movie set that I was the leading actor</p> <p>16 on.</p> <p>17 Q. Where was that?</p> <p>18 A. London.</p> <p>19 MR. JUSTICE NICOL: Just a minute. (Pause) Yes.</p> <p>20 MS. WASS: What is her nationality?</p> <p>21 A. She is British.</p> <p>22 Q. When you met her, how old was she?</p> <p>23 A. I believe she had just turned 18.</p> <p>24 Q. Right, and how did you get on?</p> <p>25 A. Instantly I liked her. She reminded me of a very, very young</p>
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<p>1 HEARD - WASS</p> <p>2 Q. Can you go, please, to file 8. We have seen an article that</p> <p>3 appeared in the newspaper -- it is not what I am going to ask</p> <p>4 you to look up now -- dated in June 2016, suggesting that you</p> <p>5 had been arrested for domestic violence. Do you remember that</p> <p>6 article?</p> <p>7 A. I do.</p> <p>8 Q. Which appeared in the press, a few days after you obtained a</p> <p>9 domestic violence restraining order, about an event in 2009?</p> <p>10 A. Yes.</p> <p>11 Q. Can I ask you, did you play any part in releasing that</p> <p>12 information to the media?</p> <p>13 A. No, of course not.</p> <p>14 MR. JUSTICE NICOL: Just a minute.</p> <p>15 MS. WASS: Can you go to file 85, please?</p> <p>16 MR. JUSTICE NICOL: It is not file 85, thankfully.</p> <p>17 MS. WASS: Not yet! It is tab 85, file 8. It is an e-mail from</p> <p>18 Ms. van Ree and the body of the e-mail reads: "In 2009, Amber</p> <p>19 was wrongfully accused for an incident that was misinterpreted</p> <p>20 and oversensationalised by two individuals in a position ----</p> <p>21 MR. JUSTICE NICOL: Have we not looked at this e-mail already?</p> <p>22 MS. WASS: We have, with Mr. Depp, but since this has been</p> <p>23 resurrected ----</p> <p>24 MR. JUSTICE NICOL: I have seen the e-mail.</p> <p>25 MS. WASS: All right, let me deal with it more swiftly then. Was</p>	<p>1 HEARD - WASS</p> <p>2 me, like a little sister.</p> <p>3 Q. Yes. When the film came to an end, was there any discussion</p> <p>4 as to whether you would keep in touch or not?</p> <p>5 A. Yes. She needed a place to stay as she had just left her</p> <p>6 parents' home and asked me if I needed help recording any</p> <p>7 auditions or anything, and in exchange, she could spend the</p> <p>8 night in one of my spare bedrooms a few nights a week.</p> <p>9 Q. Where are we talking about?</p> <p>10 A. I believe that house was Hampstead.</p> <p>11 Q. Still in the UK?</p> <p>12 A. Yes.</p> <p>13 Q. So that was in the UK. When did you leave the UK as far as</p> <p>14 that film project was concerned?</p> <p>15 A. I had to travel back to the United States to do a three or so</p> <p>16 day reshoot on a film I had previously shot. I asked, or</p> <p>17 Savannah said she had never been, except for when she was a</p> <p>18 baby, and asked if she could tag along.</p> <p>19 Q. To the United States?</p> <p>20 A. Yes, for that three-day shoot or something, and I said yes.</p> <p>21 Q. What was the arrangement?</p> <p>22 A. She just came with me to see what LA looked like, and to see</p> <p>23 what a different kind of set looked like, and hung out.</p> <p>24 Q. We know that you employed Kate James as an assistant. She was</p> <p>25 your assistant at the time; is that correct?</p>

[Page 2020]

1 HEARD - WASS  
 2 A. Yes, I had a full-time assistant already.  
 3 Q. Are we talking about Kate James?  
 4 A. Yes.  
 5 Q. Kate James explained in evidence that she did not want to  
 6 leave her home because she was looking after young children?  
 7 A. Exactly.  
 8 Q. Ms. James also told us that she, Ms. James, was originally a  
 9 10-99 employee. Does this mean anything to you?  
 10 A. She went from being a part-time employee to a full-time salary  
 11 employee, but she went to that position quickly.  
 12 Q. The term, the jargon she used was that 10-99 was part-time to  
 13 a W-2 employee, when she was paid benefits and the like?  
 14 A. Yes, full salary.  
 15 Q. She told the court that she received payment through a firm  
 16 called Paychex?  
 17 A. I guess that is the billing company.  
 18 Q. What I want to ask you, please, is in your employment of  
 19 Ms. James, how was that done? How did she receive her salary?  
 20 Did you give her a cheque every week? How was it done?  
 21 A. No, I had nothing to do with her payments in the sense ----  
 22 MR. JUSTICE NICOL: Just a minute. (Pause) Yes. "I had nothing  
 23 to do with her payments".  
 24 A. Pardon?  
 25 Q. I was simply repeating what I had understood you to say:

[Page 2021]

1 HEARD - WASS  
 2 "I had nothing to do with her payments"?  
 3 A. Physically making sure she received payments as an employee,  
 4 whether you are a 10-99 or a W-2, you have to be hired  
 5 formally and that formal hiring requires certain amount of  
 6 employee/employer protections and obligations.  
 7 MS. WASS: Such as?  
 8 A. You have to have a contract, you have to agree on wages for  
 9 that amount of contract at work, contractual work, and you get  
 10 paid through a third party, in my case through a corp. Actors  
 11 like me are typically incorporated, so we represent a business  
 12 and we are paid through our businesses, which are typically  
 13 handled by a business manager in the employment process.  
 14 Q. Is that how Kate James received her wages?  
 15 A. Yes, it is.  
 16 Q. Now, we know that you have written a cheque or there has been  
 17 a cheque written to Ms. McMillen?  
 18 A. Yes.  
 19 Q. Can you tell us how that works out in relation to any formal  
 20 employment in the W-2 or the 10-99 scheme?  
 21 A. Well, it does not. No money I gave Savannah reflected any  
 22 formal payment arrangements. It was simply to either  
 23 reimburse her as she would pick up my dry-cleaning, groceries  
 24 for home, she wanted to travel with me, often it was incumbent  
 25 on her, she would take it upon herself to get the groceries,

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1 HEARD - WASS  
 2 set them up, fill the tank up with the rental car we were  
 3 using, and she needed money to spend on that. Because she  
 4 couldn't work, although I did try to see if there was some way  
 5 I could get her hired in the United States, I quickly learned  
 6 that that was impossible, and so she, as a photographer, an  
 7 aspiring photographer, said it was worth it for her to follow  
 8 me taking pictures.  
 9 Q. In terms of the formality of the money that you did give her,  
 10 was there any reference to an hourly rate or a weekly rate or  
 11 anything along those lines?  
 12 A. No, there was no rate. It was as needed, especially if she  
 13 needed extra money because she could not work.  
 14 Q. We have seen e-mails where she uses an e-mail address as  
 15 Ms. Heard's assistant or something along those lines. How did  
 16 that come about?  
 17 A. Because when she was my set assistant, she would often have  
 18 to, you know, that was in other time zones like the UK, so it  
 19 would be long periods of time in which Kate was asleep and  
 20 important e-mails were coming in from production. She, like,  
 21 updated call times for the following day's worth of work and  
 22 she needed to be able to answer that e-mail to update my  
 23 times. She started doing that and if she could not, sometimes  
 24 my sister or some other friends would just because I needed  
 25 the help.

[Page 2023]

1 HEARD - WASS  
 2 Q. And how many people would use that e-mail address, or that  
 3 route as a domain name?  
 4 A. People who were helping me out, my sister, my best friends at  
 5 the time, depending on the amount of help I had, or whether  
 6 Kate was working at that time, or if she was in a good mental  
 7 state at the time. Sometimes she needed big breaks.  
 8 MR. JUSTICE NICOL: Do I understand that it was not just  
 9 Ms. McMillen who used the domain name of some reference to  
 10 assistant of AH?  
 11 A. Exactly.  
 12 Q. But that other people did as well?  
 13 A. Exactly.  
 14 MS. WASS: Now, did a time come when you travelled abroad again  
 15 and Ms. McMillen was with you?  
 16 A. Yes.  
 17 Q. In those circumstances, what was your relationship with  
 18 Ms. McMillen?  
 19 A. She quickly became one of my closest friends.  
 20 Q. Sorry, it is my fault. I have asked this unclearly. Did she  
 21 work about for you on any other basis or did she work for a  
 22 third party when you were travelling abroad?  
 23 A. She was primarily focused on assisting me. She was hired by  
 24 production to do so on other jobs like Aquaman or Justice  
 25 League, which was also shot in the UK, Aquaman in Australia.

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<p>1 HEARD - WASS</p> <p>2 Q. In Australia, you shot a film and Ms. McMillen was your</p> <p>3 assistant. Who paid Ms. McMillen's wages?</p> <p>4 A. The production company.</p> <p>5 Q. You mentioned a film in London?</p> <p>6 A. Danish Girl to be one, London Fields another. Both were</p> <p>7 paying, not me.</p> <p>8 Q. And I think a time came when Ms. McMillen got into difficulty</p> <p>9 with Homeland Security?</p> <p>10 A. Yes.</p> <p>11 Q. Can I ask you to go to file 5.1, tab 201, please?</p> <p>12 A. Yes.</p> <p>13 Q. Wait for my Lord to get there. (Pause)</p> <p>14 MR. JUSTICE NICOL: Yes.</p> <p>15 MS. WASS: Perhaps we can go through the letter and can I just ask</p> <p>16 you some questions about it. This is signed by you, do you</p> <p>17 agree?</p> <p>18 A. Yes, it is.</p> <p>19 Q. Did you compose the letter?</p> <p>20 A. I did not.</p> <p>21 Q. Can you say who did compose the letter?</p> <p>22 A. Savannah.</p> <p>23 Q. Did you read the letter ---</p> <p>24 MR. JUSTICE NICOL: Sorry, Savannah?</p> <p>25 A. Savannah composed the letter.</p>	<p>1 HEARD - WASS</p> <p>2 your attention that Savannah was the subject of interest on</p> <p>3 the part of Homeland Security?</p> <p>4 THE WITNESS: We were flying into the States, and we go through</p> <p>5 the normal Customs and immigration lines and they pull</p> <p>6 Savannah aside, and they do not explain why, and they detain</p> <p>7 her for I think over seven hours. And they question, I find</p> <p>8 out when I see her, it is early hours, perhaps, and I pick her</p> <p>9 up or she arrives at the hotel, I cannot recall, and she is in</p> <p>10 tears saying they had received a call from a woman, and they</p> <p>11 would not say who, and ---</p> <p>12 MR. JUSTICE NICOL: Just a moment. You have explained that you</p> <p>13 were coming into the United States, Savannah was arrested, or</p> <p>14 detained, for a period and that is how you came to learn that</p> <p>15 she was a person who was of interest to Homeland Security.</p> <p>16 A. And that they also had received a tip.</p> <p>17 MS. WASS: They had received a tip that she was unlawfully</p> <p>18 working?</p> <p>19 A. Yes, which is what Kate had warned me what might happen about</p> <p>20 a month prior.</p> <p>21 Q. That is Kate who?</p> <p>22 A. Kate James said that that would be awful if that happened.</p> <p>23 MR. JUSTICE NICOL: Yes.</p> <p>24 MS. WASS: As far as you were concerned, was Savannah McMillen</p> <p>25 unlawfully working for you?</p>
<p>1 HEARD - WASS</p> <p>2 Q. When we have been talking about Ms. McMillen, on this subject,</p> <p>3 we are talking about Savannah McMillen, are we not?</p> <p>4 A. Yes, it is unfortunate, I know.</p> <p>5 MS. WASS: It might be easier if I refer to her by her first name</p> <p>6 for the purposes of this part of the case. So Savannah wrote</p> <p>7 this letter?</p> <p>8 A. Yes.</p> <p>9 Q. Can I just take you to it. It is dated 28th September 2014.</p> <p>10 It says, "To whom it may concern. My name is Amber Heard.</p> <p>11 I am a proud, lawful American citizen." Was that your choice</p> <p>12 of words?</p> <p>13 A. No.</p> <p>14 Q. "I am writing this letter in response to a fraudulent report</p> <p>15 made against my English friend, Savannah McMillen. It has</p> <p>16 come to my awareness that while spending time visiting me in</p> <p>17 the United States, someone made a false claim against her,</p> <p>18 stating without any proof of corroboration, she was unlawfully</p> <p>19 working for me." Again, was that your choice of words in</p> <p>20 that?</p> <p>21 A. Those are not mine, exactly.</p> <p>22 MR. JUSTICE NICOL: Ms. Wass, you have established that the letter</p> <p>23 was composed by Savannah McMillen. That is for you, but I am</p> <p>24 not sure whether it is necessary to go through each phrase.</p> <p>25 MS. WASS: Let me ask you this, Ms. Heard. How did it come to</p>	<p>1 HEARD - WASS</p> <p>2 THE WITNESS: No.</p> <p>3 Q. You have told us that this was not your choice of words, this</p> <p>4 document. Did you have any hesitation about signing the</p> <p>5 information, putting your name to this information?</p> <p>6 A. No, while I might have chosen different words, I thought it</p> <p>7 reflected the truth, so I did.</p> <p>8 MS. WASS: All right. My Lord, I am going to go to a different</p> <p>9 topic, which might be easier to start in the morning as it is</p> <p>10 a long one.</p> <p>11 MR. JUSTICE NICOL: Now, just remind me what the programme is for</p> <p>12 tomorrow.</p> <p>13 MS. WASS: Tomorrow morning, has been set aside for</p> <p>14 re-examination. Tomorrow afternoon Ms. Whitney Henriquez is</p> <p>15 giving evidence.</p> <p>16 MR. JUSTICE NICOL: Right. Will that be then the conclusion of</p> <p>17 the defendants' evidence?</p> <p>18 MS. WASS: The defence evidence, no. I am afraid not. There is</p> <p>19 another day of evidence on Friday.</p> <p>20 MR. JUSTICE NICOL: I beg your pardon, yes, I got lost on the days</p> <p>21 now. Yes.</p> <p>22 MS. WASS: Friday will be the conclusion.</p> <p>23 MR. JUSTICE NICOL: We are on track.</p> <p>24 MS. WASS: We are.</p> <p>25 MR. JUSTICE NICOL: Good. All right. Is there anything that</p>



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1 HEARD - WASS  
2 anybody wants to raise with me before we rise this evening?  
3 Ms. Wass?  
4 MS. WASS: No, thank you very much.  
5 MR. JUSTICE NICOL: Ms. Laws, no? Good. All right, 10 o'clock  
6 tomorrow.  
7 (Adjourned till 10 a.m. tomorrow morning)  
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