

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

FILED
CIVIL PROCESSING

2021 JUL -7 P 3:41

JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA

JOHN C. DEPP, II,

Plaintiff and Counter-defendant,

v.

Civil Action No.: CL-2019-0002911

AMBER LAURA HEARD,

Defendant and Counter-plaintiff.

**OPPOSITION TO PLAINTIFF'S MOTION FOR SANCTIONS RELATED TO
DEFENDANT AMBER LAURA HEARD'S SUPPLEMENTAL PLEA IN BAR**

Defendant and Counterclaim Plaintiff Amber Laura Heard hereby opposes the Motion for Sanctions filed by Plaintiff and Counterclaim Defendant John C. Depp, II, related to Defendant filing a Supplemental Plea in Bar.

Sanctions are not only unwarranted, the Supplemental Plea in Bar is well-grounded in law and fact, Depp failed to articulate required legal exceptions and to meet his burden of proof, and the relief Heard has requested should be granted on multiple independent grounds.

As the UK Judgment (including the Confidential Judgment) and appellate decisions, the briefs and exhibits, and the authorities supporting Heard's position all make clear, the law and facts support applying the UK Judgment to this case and dismissing the Complaint. At an absolute minimum, there are substantial grounds for extending Virginia law to apply in this instance.¹

¹ Depp also contends Heard is now asserting that applying the Supplemental Plea in Bar would trigger a case of first impression. Opp'n 23, n.9. If this is true, by definition, the Plea would not be sanctionable under Va. Code §8.01-271.1.

The request for a stay was also well grounded—this Court’s application of the UK Judgment will be dispositive of a material aspect of this proceeding. It would thus be in the parties’ best interests not to continue to engage in discovery and motions practice that would be mooted by this Supplemental Plea in Bar. It would also have preserved Judicial resources, as well as saved the parties considerable time and expense.

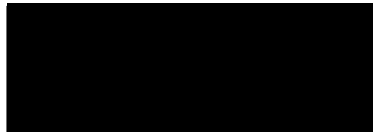
CONCLUSION

Plaintiff’s Motion for Sanctions should be denied.

July 7, 2021

Respectfully submitted,

Amber L. Heard



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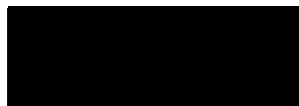
Counsel to Defendant Amber Laura Heard

CERTIFICATE OF SERVICE

I certify that on this 7th day of July 2021, a copy of the foregoing was served upon counsel for Plaintiff by email, as agreed upon by the parties, addressed as follows:

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