

[] This SUBPOENA/SUBPOENA DUCES TECUM TO PERSON UNDER FOREIGN SUBPOENA is being served by a private process server who must provide proof of service in accordance with Va. Code § 8.01-325.

TO the person authorized to serve this process: Upon execution, the return of this process shall be made to the Clerk of Court.

NAME: Stephen Deuters c/o Benjamin Chew, Esq	
ADDRESS: Brown Rudnick 601 Thirteenth Street NW Suite 600 Washington, DC 20005	
<input type="checkbox"/> PERSONAL SERVICE	Tel. No. _____
Being unable to make personal service, a copy was delivered in the following manner:	
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above: _____ _____	
<input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> not found	_____, Sheriff
_____ DATE	by _____, Deputy Sheriff

JOHN T. FREY, CLERK
FAIRFAX COUNTY CIRCUIT COURT
4110 CHAIN BRIDGE ROAD
FAIRFAX, VIRGINIA 22030

**SUBPOENA/SUBPOENA DUCES TECUM
TO PERSON UNDER FOREIGN SUBPOENA**

File No. **CL2019-0002911**

Commonwealth of Virginia VA CODE §§ 8.01-412.8—8.01-412.15; Rule 4:9

Fairfax County

4110 Chain Bridge Road, Fairfax, Virginia 22030

ADDRESS OF COURT

John C. Depp, II

Amber Laura Heard

v./In re:

TO THE PERSON AUTHORIZED BY LAW TO SERVE THIS PROCESS:

You are commanded to summon

Stephen Deuters

NAME

C/o Benjamin Chew, Esq., Brown Rudnick 601 Thirteenth Street NW Suite 600

STREET ADDRESS

Washington, DC

District of Columbia

20005

CITY

STATE

ZIP

TO THE PERSON SUMMONED: You are commanded to

attend and give testimony at a deposition

produce the books, documents, records, electronically stored information, and tangible things designated and described below

Both are selected

at 1900 Avenue of the Stars #1400, Los Angeles, CA 90067

at December 27, 2019 at 10:00am

LOCATION

DATE AND TIME

and to permit inspection and copying by the requesting party or someone acting in his or her behalf of the designated items in your possession, custody or control

permit inspection of the premises

at the following location

Exh. A; 1900 Avenue of the Stars #1400, Los Angeles, CA 90067

LOCATION

December 27, 2019 at 10:00am

on DATE AND TIME

This subpoena is issued upon the request of the party named below

Amber Laura Heard

NAME OF REQUESTING PARTY

c/o Ben Rottenborn, Woods Rogers, PLC, 10 S. Jefferson Street, Suite 1400

STREET ADDRESS

Roanoke

Virginia

24011

(540) 983-7540

CITY

STATE

ZIP

TELEPHONE NUMBER

2019 NOV 27 11:35
Circuit Court
JOHN T. FREY
CLERK, CIRCUIT COURT
FAIRFAX, VA.
FILED
CIVIL INTAKE

The requesting party has submitted to this Clerk's Office the foreign subpoena, copy attached, the terms of which are incorporated herein, and the written statement required by Virginia Code § 8.01-412.10.

The names, addresses and telephone numbers of all counsel of record in the proceeding to which the subpoena relates and of parties not represented by counsel are provided below on attached list.

December 13th 2019

DATE ISSUED

JOHN T. FREY, CLERK

by

DEPUTY CLERK

J. Benjamin Rottenborn

NAME OF ATTORNEY FOR REQUESTING PARTY

Woods Rogers PLC, 10 S. Jefferson St.

OFFICE ADDRESS

Suite 1400, Roanoke, Virginia 24011

OFFICE ADDRESS

84796

BAR NUMBER

(540) 983-7540

TELEPHONE NUMBER OF ATTORNEY

(540) 983-7711

FACSIMILE NUMBER OF ATTORNEY

Virginia

LICENSING STATE

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

NAME

BAR NUMBER

LICENSING STATE

STREET ADDRESS

TELEPHONE NUMBER

STREET ADDRESS

FACSIMILE NUMBER

RETURN OF SERVICE (see page three of this form)

All Counsel of Record

Benjamin G. Chew, Esq. (VSB 29113)
Elliot J. Weingarten
Andrew C. Crawford (VSB No. 89093)
BROWN RUDNICK LLP
601 Thirteenth Street, NW
Washington, DC 20005
(202) 536-1700
(202) 536-1701 – FAX
bchew@brownrudnick.com

Counsel for John C. Depp, II

Camille M. Vasquez
BROWN RUDNICK LLP
2211 Michelson Drive
Irvine, CA 92612
Tel. (949) 752-7100
Fax (949) 252-1514
cvasquez@brownrudnick.com

Counsel for John C. Depp, II

Adam R. Waldman, Esq.
THE ENDEAVOR LAW FIRM, P.C.
1775 Pennsylvania Avenue, NW, Suite 350
Washington, DC 20006

Counsel for John C. Depp, II

Robert Gilmore, Esq.
Kevin L. Attridge, Esq.
STEIN MITCHELL BEATO & MISSNER LLP
901 Fifteenth Street, NW, Suite 700
Washington, DC 20005
Tel. (202) 601-1602, or 1589
Fax (202) 296-8312
rgilmore@steinmitchell.com

Counsel for John C. Depp, II

Joshua R. Treece, Esq.
J. Benjamin Rottenborn, Esq.
WOODS ROGERS PLC
10 S. Jefferson Street, Suite 1400
Roanoke, VA 24011
T: 540.983.7730
F: 540.322.3885
jtreece@woodsrogers.com
brottenborn@woodsrogers.com

Counsel for Amber Laura Heard

Timothy J. McEvoy, Esq. (VSB No. 33277)
Sean Patrick Roche, Esq. (VSB No. 71412)
CAMERON/McEVOY, PLLC
4100 Monument Corner Drive, Suite 420
Fairfax, Virginia 22030
703.460.9343 (Direct)
703.273.8898 (Office)
703.273.8897 (Fax)
tmcevoy@cameronmcevoy.com
sroche@cameronmcevoy.com

Counsel for Amber Laura Heard

Davida Brook, Esq. (SBN 275370)
SUSMAN GODFREY L.L.P.
1900 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Tel. (310) 789-3105
dbrook@susmangodfrey.com

Counsel for Amber Laura Heard

Roberta A. Kaplan, Esq.
John C. Quinn, Esq.
Julie E. Fink, Esq.
KAPLAN HECKER & FINK LLP
350 Fifth Avenue, Suite 7110
New York, New York 10118
T: 212.763.0883
rkaplan@kaplanhecker.com
jfink@kaplanhecker.com
jqinn@kaplanhecker.com

Counsel for Amber Laura Heard

Exhibit A

Any and all cellular telephones, tablets, or similar devices, used to send the text messages responsive to Defendant's November 22, 2019 subpoena, including, but not necessarily limited to, any and all cellular telephones, tablets, or similar devices used to send text messages on or around May 2014 from the following telephone number: 310-729-2814.

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Davida Brook (SBN 275370) Susman Godfrey L.L.P. 1900 Avenue of the Stars, Suite 1400, Los Angeles, CA 90067 TELEPHONE NO.: 310-789-3100 FAX NO.: E-MAIL ADDRESS: dbrook@susmangodfrey.com ATTORNEY FOR (Name): Defendant Amber Laura Heard</p>	<p>FOR COURT USE ONLY</p>
<p>Court for county in which discovery is to be conducted: SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central District</p>	
<p>Court in which action is pending: Name of Court: In the Circuit Court of Fairfax, Virginia STREET ADDRESS: 4110 Chain Bridge Road MAILING ADDRESS: CITY, STATE, AND ZIP CODE: Fairfax, VA 22030-4009 COUNTRY: United States</p>	
<p>PLAINTIFF/PETITIONER: JOHN C. DEPP, II DEFENDANT/RESPONDENT: AMBER LAURA HEARD</p>	<p>CALIFORNIA CASE NUMBER (if any assigned by court):</p>
<p>DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE AND PRODUCTION OF DOCUMENTS, ELECTRONICALLY STORED INFORMATION, AND THINGS IN ACTION PENDING OUTSIDE CALIFORNIA</p>	<p>CASE NUMBER (of action pending outside California): CL-2019-0002911</p>

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):
Stephen Deuters c/o Benjamin Chew, 601 13th Street NW, Ste 600, Washington, D.C. 20005.

1. YOU ARE ORDERED TO APPEAR IN PERSON TO TESTIFY AS A WITNESS in this action at the following date, time, and place:

Date: 12/27/2019	Time: 10:00 AM	Address: 1900 Ave of the Stars, Ste 400, Los Angeles, CA 90067
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- a. As a deponent who is not a natural person, you are ordered to designate one or more persons to testify on your behalf as to the matters described in item 4. (Code Civ. Proc., § 2025.230.)
 - b. You are ordered to produce the documents, electronically stored information, and things described in item 3.
 - c. This deposition will be recorded stenographically through the instant visual display of testimony and by audiotape videotape.
2. The personal attendance of the custodian or other qualified witness and the production of the original records are required by this subpoena. The procedure authorized by Evidence Code sections 1560(b), 1561, and 1562 will not be deemed sufficient compliance with this subpoena.
3. The documents, electronically stored information, and things to be produced and any testing or sampling being sought are described as follows (if electronically stored information is required, the form or forms in which each type of information is to be produced may be specified) : **See Attachment 3**

Continued on Attachment 3 (use form MC-025).

4. If the witness is a representative of a business or other entity, the matters upon which the witness is to be examined are described as follows:

Continued on Attachment 4 (use form MC-025).

5. Attorneys for the parties to this action or parties without attorneys are (name, address, telephone number, and name of party represented):

See Attachment 5

Continued on Attachment 5 (use form MC-025).

PLAINTIFF/PETITIONER: JOHN C. DEPP, II DEFENDANT/RESPONDENT: AMBER LAURA HEARD	CASE NUMBER:
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6. Other terms or provisions from out-of-state subpoena, if any (specify):

See Attachment 6

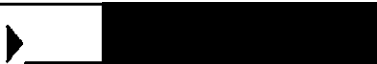
Continued on Attachment 6 (use form MC-025).

7. If you have been served with this subpoena as a custodian of consumer or employee records under Code of Civil Procedures section 1985.3 or 1985.6 and a motion to quash or an objection has been served on you, a court order or agreement of the parties, witnesses, and consumer or employee affected must be obtained before you are required to produce consumer or employee records.

8. At the deposition, you will be asked questions under oath. Questions and answers are recorded stenographically at the deposition; later they are transcribed for possible use at trial. You may read the written record and change any incorrect answers before you sign the deposition. You are entitled to receive witness fees and mileage actually traveled both ways. The money must be paid, at the option of the party giving notice of the deposition, either with service of this subpoena or at the time of the deposition. Unless the court orders or you agree otherwise, if you are being deposed as an individual, the deposition must take place within 75 miles of your residence. The location of the deposition for all deponents is governed by Code of Civil Procedure section 2025.250.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF \$500 AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: 11/22/2019



(SIGNATURE OF PERSON ISSUING SUBPOENA)

Davida Brook

(TYPE OR PRINT NAME)

Attorney for Defendant Amber Laura Heard

(TITLE)

PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE AND PRODUCTION OF DOCUMENTS, ELECTRONICALLY STORED INFORMATION, AND THINGS

1. I served this Deposition Subpoena for Personal Appearance and Production of Documents, Electronically Stored Information, and Things in Action Pending Outside California by personally delivering a copy to the person served as follows:

a. Person served (name):

b. Address where served:

c. Date of delivery:

d. Time of delivery:

e. Witness fees and mileage both ways (check one):

(1) were paid. Amount: \$ _____

(2) were not paid.

(3) were tendered to the witness's public entity employer as required by Government Code section 68097.2. The amount tendered was (specify): \$ _____

f. Fee for service: \$ _____

2. I received this subpoena for service on (date):

3. I also served a completed Proof of Service of Notice to Consumer or Employee and Objection (form SUBP-025) by personally delivering a copy to the person served as described in 1 above.

4. Person serving:

a. Not a registered California process server

b. California sheriff or marshal

c. Registered California process server

d. Employee or independent contractor of a registered California process server

e. Exempt from registration under Business and Professions Code section 22350(b)

f. Name, address, telephone number, and, if applicable, county of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(For California sheriff or marshal use only)

I certify that the foregoing is true and correct.

Date:


(SIGNATURE)


(SIGNATURE)

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 3

(This Attachment may be used with any Judicial Council form.)

Any and all cellular telephones, tablets, or similar devices, used to send the text messages responsive to Defendant's November 22, 2019 subpoena, including, but not necessarily limited to, any and all cellular telephones, tablets, or similar devices used to send text messages on or around May 2014 from the following telephone number: 310-729-2814.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of _____

(Add pages as required)

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 5*(This Attachment may be used with any Judicial Council form.)*

Benjamin G. Chew, Esq. (VSB 29113)
 Elliot J. Weingarten
 Andrew C. Crawford (VSB No. 89093)
 BROWN RUDNICK LLP
 601 Thirteenth Street, NW
 Washington, DC 20005
 (202) 536-1700
 (202) 536-1701 – FAX
 bchew@brownrudnick.com

Counsel for John C. Depp, II

Camille M. Vasquez
 BROWN RUDNICK LLP
 2211 Michelson Drive
 Irvine, CA 92612
 Tel. (949) 752-7100
 Fax (949) 252-1514
 cvasquez@brownrudnick.com

Counsel for John C. Depp, II

Adam R. Waldman, Esq.
 THE ENDEAVOR LAW FIRM, P.C.
 1775 Pennsylvania Avenue, NW, Suite 350
 Washington, DC 20006

Counsel for John C. Depp, II

Robert Gilmore, Esq.
 Kevin L. Attridge, Esq.
 STEIN MITCHELL BEATO & MISSNER LLP
 901 Fifteenth Street, NW, Suite 700
 Washington, DC 20005
 Tel. (202) 601-1602, or 1589
 Fax (202) 296-8312
 rgilmore@steinmitchell.com

Counsel for John C. Depp, II

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 2*(Add pages as required)*

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
-------------------------------	---------------------------------

ATTACHMENT (Number): 5 Cont.*(This Attachment may be used with any Judicial Council form.)*

Joshua R. Treece, Esq.
J. Benjamin Rottenborn, Esq.
WOODS ROGERS PLC
10 S. Jefferson Street, Suite 1400
Roanoke, VA 24011
T: 540.983.7730
F: 540.322.3885
jtreece@woodsrogers.com
brottenborn@woodsrogers.com

Counsel for Amber Laura Heard

Timothy J. McEvoy, Esq. (VSB No. 33277)
Sean Patrick Roche, Esq. (VSB No. 71412)
CAMERON/McEVOY, PLLC
4100 Monument Corner Drive, Suite 420
Fairfax, Virginia 22030
703.460.9343 (Direct)
703.273.8898 (Office)
703.273.8897 (Fax)
tmcevoy@cameronmcevoy.com
sroche@cameronmcevoy.com

Counsel for Amber Laura Heard

Davida Brook, Esq. (SBN 275370)
SUSMAN GODFREY L.L.P.
1900 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Tel. (310) 789-3105
dbrook@susmangodfrey.com

Counsel for Amber Laura Heard

Roberta A. Kaplan, Esq.
John C. Quinn, Esq.
Julie E. Fink, Esq.
KAPLAN HECKER & FINK LLP
350 Fifth Avenue, Suite 7110
New York, New York 10118
T: 212.763.0883
rkaplan@kaplanhecker.com
jfink@kaplanhecker.com

Counsel for Amber Laura Heard

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 2 of 2*(Add pages as required)*

SHORT TITLE: Depp v. Heard	CASE NUMBER: CL-2019-0002911
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ATTACHMENT (Number): 6

(This Attachment may be used with any Judicial Council form.)

See Attached.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1
(Add pages as required)

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

JOHN C. DEPP, II

Plaintiff,

v.

AMBER LAURA HEARD

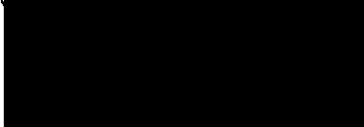
Defendant.

Civil Action No.: CL-2019-0002911

FILED
CIVIL INTAKE
2019 NOV 27 AM 11:35
JOHN T. FREY
CLERK-CIRCUIT COURT
FAIRFAX, VA

CERTIFICATE OF COUNSEL

This is to certify that I caused a true and accurate copy of the enclosed Deposition Subpoena for Personal Appearance in Action Pending Outside California and Virginia Subpoena To Person Under Foreign Subpoena to be sent via United States Mail on the 22nd day of November, 2019, to counsel of record

 / J. Benjamin Rottenborn

VSB 89602
w/ permission

J. Benjamin Rottenborn (VSB #84796)
Joshua R. Treece (VSB #79149)
WOODS ROGERS PLC
10 S. Jefferson Street, Suite 1400
P.O. Box 14125
Roanoke, Virginia 24011
(540) 983-7540
brottenborn@woodsrogers.com
jtreece@woodsrogers.com

Attorneys for Defendant Amber Laura Heard

I certify that on this 22nd day of November 2019, a copy of the foregoing shall be served by first class mail, postage prepaid, and by email, upon:

Benjamin G. Chew, Esq.
Elliot J. Weingarten, Esq.
Andrew C. Crawford, Esq.
BROWN RUDNICK LLP
601 Thirteenth Street, N.W.
Washington, D.C. 20005
Telephone: (202) 536-1700
Facsimile: (202) 536-1701
bchew@brownrudnick.com
eweingarten@brownrudnick.com
acrawford@brownrudnick.com

Camille M. Vasquez, Esq.
BROWN RUDNICK LLP
2211 Michelson Drive
Irvine, CA 92612
Telephone: (949) 752-7100
Facsimile: (949) 252-1514
cvasquez@brownrudnick.com

Adam R. Waldman, Esq.
THE ENDEAVOR LAW FIRM, P.C.
1775 Pennsylvania Avenue, N.W., Suite 350
Washington, DC 20006
awaldman@theendeavorgroup.com

Robert Gilmore, Esq.
Kevin Attridge, Esq.
STEIN MITCHELL BEATO & MISSNER LLP
901 Fifteenth Street, N.W.
Suite 700
Washington, D.C. 20005
Telephone: (202) 601-1589
Facsimile: (202) 296-8312
rgilmore@steinmitchell.com
kattridge@steinmitchell.com

Counsel for Plaintiff John C. Depp, II



*8/26/20
w/ permission*

J. Benjamin Rottenborn
Joshua Treece
WOODS ROGERS PLC
10 S. Jefferson Street
Suite 1400
Roanoke, VA 24011
Telephone: (540) 983-7540
Facsimile: (540) 983-7711
brottenborn@woodsrogers.com
itreece@woodsrogers.com

BEN ROTTENBORN
(540) 983-7540
brottenborn@woodsrogers.com

November 22, 2019

VIA U.S. MAIL

John T. Frey, Clerk
Fairfax County Circuit Court
4110 Chain Bridge Road
Fairfax, Virginia 22030

**Re: John C. Depp, II v. Amber Laura Heard; Fairfax County Circuit Court Case
No. CL2019-0002911**

Dear Mr. Frey,

In the above-referenced matter, enclosed for filing please find two copies of Defendant's Certificate of Counsel and corresponding subpoenas issued pursuant to Virginia Code Section 8.01-412.10 and California Civil Procedure Code Section 2029.100 (collectively, "Acts"). The enclosed Deposition Subpoena for Personal Appearance in Action Pending Outside California and Virginia Subpoena To Person Under Foreign Subpoena have been issued in accordance with both Acts and the reciprocal privileges included therein.

The enclosed documents will be served by private process server and affidavits of service will be filed as necessary. Please file these documents with the Court's papers in this case and return a file-stamped copy of the same in the enclosed, self-addressed envelope.

Thank you for your assistance and please do not hesitate to call with any questions or concerns.

Very truly yours,

WOODS ROGERS PLC

Ben Rottenborn

*with permission
VSJ 89602*

JBR:kpm

{2655556-1, 121024-00001-01}

P.O. Box 14125, Roanoke, Virginia 24038-4125
10 S. Jefferson Street, Suite 1400, Roanoke VA 24011
P (540) 983-7600 • F (540) 983-7711

www.woodsrogers.com

Charlottesville • Lynchburg • Richmond • Roanoke