

[ ] 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: <u>Elon Musk</u>	
ADDRESS: <u>1 Rocket Road, Hawthorne, CA 90250</u>	
<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. CL-2019-0002911

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

**FAIRFAX COUNTY**

Circuit Court

**4110 CHAIN BRIDGE ROAD, FAIRFAX, VIRGINIA 22030**

ADDRESS OF COURT

**JOHN C. DEPP, II**

v./In re:

**AMBER LAURA HEARD**

**TO THE PERSON AUTHORIZED BY LAW TO SERVE THIS PROCESS:**

You are commanded to summon

**Elon Musk**

NAME

**1 Rocket Road**

STREET ADDRESS

**Hawthorne**

**CA**

**90250**

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

FILED  
CIVIL INTAKE  
2021 OCT 26 AM 11:35  
JOHN T. FREY  
CLERK, CIRCUIT COURT  
FAIRFAX, VA

**Brown Rudnick LLP, 2211 Michelson Drive, 7th Floor,**

at **Irvine, CA 92612 or remote via video conference** at **January 24, 2022 at 10:00 a.m.**

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

LOCATION

on

DATE AND TIME

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

**John C. Depp, II**

NAME OF REQUESTING PARTY

**c/o Benjamin G. Chew, 601 Thirteenth Street, N.W., Suite 600**

STREET ADDRESS

**Washington**

**DC**

**20005**

**(202) 536-1700**

CITY

STATE

ZIP

TELEPHONE NUMBER

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 [x] of

October 26, 2021  
DATE ISSUED

JO

by

Benjamin G. Chew  
NAME OF ATTORNEY FOR REQUESTING PARTY  
601 Thirteenth Street, N.W., Suite 800  
OFFICE ADDRESS  
Washington, DC 20005  
OFFICE ADDRESS

29



(202) 536-1700  
TELEPHONE NUMBER OF ATTORNEY  
(202) 536-1701  
FACSIMILE NUMBER OF ATTORNEY

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)

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:

Benjamin G. Chew (VSB No. 29113)  
Andrew C. Crawford (VSB No. 89093)  
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*Counsel for Plaintiff and Counterclaim Defendant John C. Depp, II*

**SERVICE LIST**

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hpangan@grsm.com  
mdailey@grsm.com

*Counsel for Defendant and Counterclaim  
Plaintiff Amber Laura Heard*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>BROWN RUDNICK LLP</b> <b>LEO J. PRESIADO, #166721 / CAMILLE M. VASQUEZ, #273377</b> <b>SAMUEL A. MONIZ, #313274</b> 2211 Michelson Drive, Seventh Floor, Irvine, CA 92612 TELEPHONE NO.: (949) 752-7100 FAX NO. (Optional): (949) 252-1514 E-MAIL ADDRESS (Optional): lpresiado@brownrudnick.com/cvasquez@brownrudnick.com ATTORNEY FOR (Name): John C. Depp, II	<b>FOR COURT USE ONLY</b>
Court for county in which discovery is to be conducted: <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Stanley Mosk	
Court in which action is pending: <b>Name of Court: Circuit Court of Fairfax County</b> STREET ADDRESS: 4110 Chain Bridge Road MAILING ADDRESS: 4110 Chain Bridge Road, Suite 320 CITY, STATE, AND ZIP CODE: Fairfax, Virginia 22030 COUNTRY: United States	
PLAINTIFF/PETITIONER: John C. Depp, II DEFENDANT/RESPONDENT: Amber Laura Heard	CALIFORNIA CASE NUMBER (if any assigned by court): <b>19STCP04763</b>
<b>DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE          IN ACTION PENDING OUTSIDE CALIFORNIA</b>	CASE NUMBER (of action pending outside California): <b>CL-2019-0002911</b>

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):  
 Elon Musk, 1 Rocket Road, Hawthorne, CA 90250

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

Date: January 24, 2022	Time: 10:00 a.m.	Address: Brown Rudnick LLP, 2211 Michelson Drive, 7th Floor, Irvine, CA 92612 or remote via video conference
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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 2. (Code Civ. Proc., § 2025.230.)
- b. This deposition will be recorded stenographically  through the instant visual display of testimony and by  audiotape  videotape.
2.  If the witness is a representative of a business or other entity, the matters upon which the witness is to be examined are as follows:

Continued on Attachment 2 (use form MC-025).

3. Attorneys of record in this action or parties without attorneys are (name, address, telephone number, and name of party represented):  
 See Attachment 3

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

PLAINTIFF/PETITIONER: John C. Depp, II	CASE NUMBER (of action pending outside California): CL-2019-0002911
DEFENDANT/RESPONDENT: Amber Laura Heard	

4.  Other terms or provisions from out-of-state subpoena, if any (specify):  
See attached Fairfax County Circuit Court Subpoena

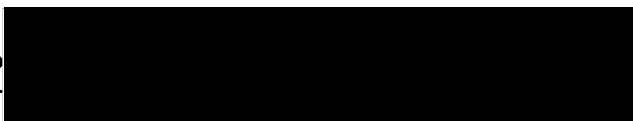
Continued on Attachment 4 (use form MC-025).

5. 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: October 26, 2021

CAMILLE M. VASQUEZ  
\_\_\_\_\_  
(TYPE OR PRINT NAME)



Attorney for John C. Depp, II  
\_\_\_\_\_  
(TITLE)

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE**

1. I served this Deposition Subpoena for Personal Appearance in Action Pending Outside California by personally delivering a copy to the person served as follows:

- a. Person served
- 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. Person serving:

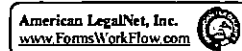
- a.  Not a registered California process server
- b.  California sheriff or marshal
- c.  Registered California process server
- d.  Employee or independent contractor of a registered California process server
- e.  Exempt from registration under Business and Professions Code section 22350(b)
- f. Name, 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.

(For California sheriff or marshal use only)  
I certify that the foregoing is true and correct.

Date: \_\_\_\_\_  
▶ \_\_\_\_\_  
(SIGNATURE)

Date: \_\_\_\_\_  
▶ \_\_\_\_\_  
(SIGNATURE)



SHORT TITLE: John C. Depp, II v. Amber Laura Heard	CASE NUMBER: CL-2019-0002911
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 ATTACHMENT (Number): 3

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

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*Counsel for Defendant and Counterclaim  
 Plaintiff 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 1 of 1

(Add pages as required)



**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 26th day of October 2021, I caused copies of the foregoing to be served via email (per written agreement between the Parties) on the following:

Elaine Charlson Bredehoft  
Adam S. Nadelhaft  
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*Counsel for Defendant and Counterclaim  
Plaintiff Amber Laura Heard*

E 