

## DECLARATION OF ISAAC BARUCH

I, Isaac Baruch, declare as follows:

1. I live in Penthouse 2 of 849 S. Broadway Street, Los Angeles, CA 90014. I have lived there for three years and have known Johnny Depp for 37 years. I have also been friends and neighbors with Amber Heard for the last three years. I am an artist and my medium is painting.
2. On May 21, 2016, I was out with a friend and as we returned to 849 S. Broadway between 9:00 PM and 9:30 PM, I walked towards my condominium in Penthouse 2 in a hallway outside my condominium that passes Johnny and Amber's condominium, Penthouse 5. As I passed by #5, I heard no loud sounds, and saw no one. However, I continued to walk the hallway and stopped in front of Penthouse 1 where Amber Heard's friend, Raquel Pennington, lives with her boyfriend Josh Drew in a condo in which they live as guests of Amber. My friend and I stopped in front of penthouse 1 because on the floor and wall directly in front of and leading into Penthouse 1 was a very large spill and splatter of wine. As my friend and I discussed this sight, the door to Penthouse 1 opened and Josh stepped out far enough through the doorway to address me but also to block my view of the apartment inside. I asked Josh "what's up with the spilt wine" and he replied "it's been a rough day." I then naturally asked if he was okay and needed help, to which he replied "no, it's okay."
3. On May 22, 2016, the next day, it was my birthday and as I was leaving the condominium building during the day and walked out into our shared hallway, I saw there were a number of people gathered. I encountered two locksmiths, an unknown man dressed in black clothing, Amber Heard, and her boyfriend Josh Drew were all standing within the opened doorway and hallway of Penthouse 1, so there was activity inside the apartment and outside in the hallway. I asked what was going on and Amber said "we are changing the locks." I then asked "why you guys changing the locks?", to which Josh motioned me aside and we walked into my apartment where Josh stated to me that John

1 had come by the day before and told them he "wanted them to 'get out'" indicating that  
2 they could not live there anymore as Amber's guests.

- 3 4. We then walked back to the open doorway of Penthouse 1 where I stood in front of  
4 Amber face to face. Amber then stated all of a sudden in a very animated and excited  
5 voice. "He hit me! He threw a phone and hit me!" Amber then stretched her neck and  
6 head forward for me to look at her face: the morning light in the hallway allowed me to  
7 see her face clearly and her face looked to me was without makeup as she faced me. I  
8 stated. "I don't see anything?" and I stated "it must be all that beauty that's outshining  
9 everything from one side of your face to the other," and then Amber smiled and laughed  
10 blushing as she pulled back her neck and head and leaned against the doorway.  
11 Amber's reaction all of a sudden was smiling and laughing. I was a foot away from her  
12 face at this point and I saw no redness or swelling or marks of any kind on her face as  
13 she was close to me and looking directly at me. It did not appear she was wearing  
14 makeup and looked very natural.
- 15 5. The next day, Monday, May 23, 2016, I woke up with a chest cold of some kind. At some  
16 point during the daytime, I heard a knock at my door and went to the door. It was Amber  
17 Heard standing at my door, and although I was very sick with a chest cold, I spoke with  
18 her: I said I was sick right off the bat and gave her the stay back sign with my hand and  
19 she just stood in front of my door and talked from there. Amber asked if I would take her  
20 key and let the cleaning lady into their residence later that day because she wanted to  
21 leave the condo. I apologized and told her no I was ill and wasn't up to it and she should  
22 ask one of the security guys downstairs to do it. There was plenty of light in the hallway  
23 as she stood at my doorway, and I could once again clearly see her face. There were no  
24 marks of any kind on either side of her face, there were no bruises or scratches or any  
25 darker spots of any kind. She was at most two feet away from me and her hair was down.
- 26 6. During the week of May 23, 2016 to May 27, 2016, I saw Amber Heard on multiple  
27 occasions in and around our shared residence building. On May 23 or May 24 or May  
28 25, I saw Amber first in the hallway as I was going to get coffee downstairs at ilCaffé.


1 She was with her sister and other girlfriends; her sister went to go greet me but I said  
2 "no, stay away I'm sick and uncomfortable" and quickly got by her as all the girls  
3 laughed. Secondly when I was coming back in from getting coffee at ilCaffé I passed  
4 them in the lobby as they were leaving. Amber was smiling and laughing as she was  
5 clearly passing by with her friends. On the third occasion later that same day, I saw  
6 Amber Heard as I was heading in the parking lot lobby as I was heading into the building  
7 from Ralphs after buying groceries. She was leaving with her sister Whitney, who I was  
8 friendly with in the past. Whitney already knew I was sick because I told her the first  
9 time I saw her. We stopped to say hey and Amber asked me if I needed anything from  
10 the pharmacy to which I said no thanks. In all instances, I had a clear opportunity to see  
11 Amber's face clearly, and there were no visible marks on Amber's face at all.

12 7. Between May 23 and May 27 I physically observed Amber Heard and her face at least  
13 two more times. On another occasion, I saw Amber and her sister in the parking lot  
14 lobby as they said they were going to the CVS drugstore and they asked me if I needed  
15 anything. I stood very close to Amber on this occasion as I told her that I was fine and  
16 didn't need anything. There were no marks, bruises, or redness of any kind on her face. I  
17 believe it was Wednesday, because it was that afternoon that I first saw published photos  
18 in the People magazine online in which Amber was claiming she had injuries. I was  
19 astounded when I saw an injury on Amber's face from her appearance in court that  
20 Monday, because no marks of any kind had ever been there in the days I had seen her  
21 immediately after on May 22 and May 23-25 of that week.

22 8. The last time I saw Amber was on June 3, 2016, Friday evening, when she knocked on  
23 my door yet again, I opened the door and instinctively greeted her by saying, "hey how  
24 you doing" to which she stated, "I'm not doing very well but I made some food if you  
25 wanna come over and eat." I responded by saying "I think its best that we don't talk  
26 anymore because I'm confused, angry and frustrated by what I've been seeing," to which  
27 she replied "I told Johnny I don't want anything from him. the lawyers are doing all of  
28 this."

- 1 9. In all the years I have known Johnny Depp I have never once seen him being in any  
2 physical fight or commit any act whatsoever of physical violence. I have seen Johnny  
3 regularly for the last 37 years, with the exception of when I was living out of state.  
4 10. I declare under penalty of perjury the foregoing is true and correct.  
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6 Executed on this day of June, 2016 in Los Angeles County, California.

7  
8  JANUARY 21<sup>ST</sup>, 2019

9 BY: Isaac Baruch  
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