

Exhibit 15

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
---000---

BLAKE LIVELY,
Plaintiff,
vs. CASE NO. 24-CV-10049-LJL (LEAD CASE)
25-CV-449 (LJL) (MEMBER CASE)

WAYFARER STUDIOS LLC, ET AL.
Defendants.

JENNIFER ABEL,
Third-party Plaintiff,
vs.
JONESWORKS, LLC,
Third-party Defendant.

WAYFARER STUDIOS LLC, et al.
Consolidated Plaintiffs,
vs.
BLAKE LIVELY, et al.
Consolidated Defendants.

****CONFIDENTIAL****

VIDEO-RECORDED DEPOSITION OF ALEXANDRIA SAKS
Los Angeles, California
Wednesday, September 24, 2025

Stenographically Reported by: Ashley Soevyn,
CALIFORNIA CSR No. 12019
Job No. CA7624602
Pages 1 - 301

CONFIDENTIAL

1 were you employed? 10:33:14

2 A A company called June Pictures that I
3 co-owned.

4 Q Were you employed at June Pictures as a
5 producer? 10:33:24

6 A Yes.

7 Q How are you generally compensated as a
8 producer? Not the amount, but what your
9 compensation is comprised of. For example, salary,
10 bonus, royalties? 10:33:33

11 A As a producer now, on my fees on
12 individual movies.

13 Q What do you mean by "on my fees on
14 individual movies"?

15 A I'm compensated by fees from whoever is 10:33:49
16 financing the movie.

17 Q And for each film, are you compensated a
18 set amount that is decided upfront, or is that an
19 amount that could vary based on the success of the
20 film? 10:34:07

21 A Both.

22 Q You were a producer on It Ends with Us,
23 correct?

24 A Correct.

25 Q How did you come to be a producer on the 10:34:19

Page 29

CONFIDENTIAL

1 Q How often were you on the set in New 10:59:59
2 Jersey?
3 A Every day.
4 Q You were present for every day of
5 filming? 11:00:04
6 A I think there is one that I missed
7 because I had the premiere of No Hard Feelings, and
8 then the last two days of shooting on the second
9 round in January of 2024, I had already jumped onto
10 another movie, so I didn't come back to Los Angeles. 11:00:20
11 Q Do you recall which day or days you
12 missed for the premiere of No Hard Feelings?
13 A I don't remember the work we did that
14 day.
15 Q As a producer, did you report into 11:00:32
16 Wayfarer?
17 A Yes.
18 Q Did you report to Mr. Baldoni as the
19 director?
20 A Yes. 11:00:40
21 Q And did you also report to Mr. Heath as
22 the CEO and co-studio head?
23 A Yes.
24 Q They were your bosses?
25 A Yes. 11:00:50

Page 52

CONFIDENTIAL

1 Q You mentioned Ange Giannetti earlier. 11:00:52

2 Who is she?

3 A She was the EVP at Sony who was our
4 day-to-day creative.

5 Q How often do you recall Ms. Giannetti 11:01:03
6 being on set?

7 A In the first round, she was there for a
8 few days, from what I remember, maybe more than
9 that. Definitely more than a normal executive is
10 there in my experience. And then, on the second 11:01:20
11 round, she was there most days.

12 Q When you say that Ms. Giannetti was on
13 set "a few days in the first round," would it be
14 fair to estimate two to four days?

15 A That sounds right. 11:01:36

16 Q As a producer of, it sounds like, a
17 decade, is it important to you that cast and crew
18 working on your projects have an outlet through
19 which to report concerns about behavior in the
20 workplace? 11:01:50

21 A Yes.

22 Q It's required practice on film sets that
23 cast and crew members have a place to report
24 concerns, right?

25 MS. GAROFALO: Objection. 11:01:59

Page 53

CONFIDENTIAL

1 A No. 11:05:18

2 Q Did you understand whether HR would be
3 available on set to cast and crew of the film?

4 A Eventually.

5 Q When did you become aware? 11:05:26

6 A At some point in early prep when we were
7 starting to crew up and hire people.

8 Q Is it your understanding that Wayfarer
9 does have a human resources department?

10 A I don't know. 11:05:44

11 Q Do you know -- was there a designated
12 individual who would perform human resources
13 functions on the film?

14 A I believe it was a number or an email
15 that people contacted. And then, if I remember 11:05:59
16 correctly, there was a third party. But I don't
17 believe Wayfarer had official human resources.

18 Q Is it your recollection that there was a
19 third party to provide human resources functions to
20 cast and crew on set? 11:06:24

21 A I don't remember.

22 Q Do you have any memory of who that third
23 party may have been?

24 A I don't.

25 Q As someone who was on set every day, did 11:06:46

Page 57

1 you know who you could go speak to if you had 11:06:48
2 concerns about behavior on set?

3 A Yeah.

4 Q Who?

5 A Jamey. 11:06:55

6 Q Your understanding as a producer on the
7 film was that if you had concerns about behavior on
8 set, you should raise them to Mr. Heath?

9 A Yeah. As the copyright owner/signer of
10 checks and agreements and without there being an 11:07:11
11 official, one HR person, it was really just easiest
12 to go to him as the boss.

13 Q As a producer on set, did you understand
14 who you could raise concerns to about behavior if
15 the person you were concerned about was Mr. Heath? 11:07:36

16 A Still Mr. Heath.

17 Q So was your understanding that if you had
18 concerns about Mr. Heath's behavior, you would have
19 to raise those to him?

20 A Correct. 11:07:46

21 MS. ROESER: I'm going to hand you what
22 will be marked as Exhibits 1 and 2. We are marking
23 as Saks Exhibit 1, Saks Exhibit 2?

24 (Exhibit 1 marked for identification.)

25 (Exhibit 2 marked for identification.) 10:15:44

CONFIDENTIAL

1 THE STENOGRAPHIC REPORTER: Yes, we are. 10:15:44

2 MS. ROESER: Perfect.

3 MS. GAROFALO: Is this 1 or 2?

4 MS. CLIMACO: I gave you two copies with

5 both exhibits. 11:08:19

6 BY MS. ROESER:

7 Q The first document I handed you is marked

8 as Exhibit 1. It's an email dated March 12th,

9 2023, and it bears the Bates-stamp, which is the

10 number on the corner, of AS62. 11:08:34

11 Do you see that?

12 A Uh-huh.

13 Q This is an email that you sent, correct?

14 A Yes.

15 Q To Jamey Heath, among others? 11:08:41

16 A Yes.

17 Q The second document I sent you is marked

18 as Exhibit 2. It is an email dated March 13, 2023,

19 and bears the Bates AS8.

20 Do you see that? 11:08:55

21 A Yes.

22 Q This is also an email that you sent,

23 correct?

24 A Correct.

25 Q Please direct your attention to 11:09:06

Page 59

CONFIDENTIAL

1 Exhibit 1. As of March 12, 2023, when you sent this 11:09:07
2 email, did you know whether Wayfarer had workplace
3 harassment protocols in place?

4 A It looks like I didn't.

5 Q And at that time, you proposed that 11:09:21
6 because of Justin's role, the harassment protocols
7 come from Sony; is that right?

8 A Correct.

9 Q What did you mean when you wrote:

10 (As read): 11:09:35

11 "Because of Justin's role at Wayfarer,
12 our workplace harassment protocols
13 should come from Sony"?

14 A I assume I meant because he was the
15 director, co-lead actor, and co-owned the studio. 11:09:46

16 Q Were you concerned that as co-lead actor,
17 director, and co-owner of the studio, people may not
18 feel comfortable raising concerns to Mr. Baldoni?

19 A Correct.

20 Q Did you have any other concerns with 11:10:03
21 respect to Wayfarer overseeing the human resources
22 or harassment protocols on set?

23 A Because Wayfarer -- it had become clear
24 that they were a less experienced studio. The idea
25 of Sony being responsible for something so important 11:10:17

Page 60

CONFIDENTIAL

1 made me feel more secure. 11:10:21

2 Q All cast and crew reported to Mr. Baldoni
3 and Mr. Heath on set, correct?

4 A Yes.

5 Q They were everyone's boss? 11:10:29

6 A Yes. And me as well. But again,
7 Mr. Heath as the signer of checks, technical
8 copyright holder, CEO of the owner of the film,
9 technically was the boss.

10 Q When I refer to cast and crew, will you 11:10:50
11 understand that I'm referring to the actor --
12 basically, anyone who worked on set?

13 A Yes.

14 Q Did you also have concerns about Wayfarer
15 overseeing the human resources function for the film 11:11:08
16 given Mr. Heath's role is CEO?

17 A Less so, aside from his lesser
18 experience.

19 Q You proposed that Sony provide a
20 training, harassment training, for cast and crew; is 11:11:30
21 that right?

22 A Correct.

23 Q Turn your attention to Exhibit 2, please.

24 Are you confirming in this email that

25 Mr. Heath agreed with you that Sony should provide 11:11:50

Page 61

CONFIDENTIAL

1 Bates stamp AS4588. 11:36:58

2 (Exhibit 4 marked for identification.)

3 BY MS. ROESER:

4 Q Do you recognize this document as --

5 MS. GAROFALO: Can we wait until 10:15:44

6 everybody has a copy of the exhibit?

7 BY MS. ROESER:

8 Q Ms. Saks, do you recognize this email?

9 A Vaguely.

10 Q This is an email from Mr. Baldoni to you, 11:37:33

11 dated February 19, 2023, correct?

12 A Yes.

13 Q If you direct your attention to the

14 second paragraph, it reads:

15 (As read): 11:37:45

16 "I want to apologize to the group,

17 especially to Alex."

18 Do you see that?

19 A Yes.

20 Q What did you understand Mr. Baldoni to be 11:37:52

21 apologizing to you for?

22 A I believe the day before, we were on a

23 call or a Zoom where he yelled at me.

24 Q Mr. Baldoni yelled at you?

25 A I believe so. 11:38:09

Page 67

CONFIDENTIAL

1 Q When you say he yelled at you, did he 11:38:12
2 raise his voice?

3 A I believe so.

4 Q Do you recall who else was on the Zoom?

5 A I believe everyone on the email chain, 11:38:24
6 and it may have been a call.

7 Q Ms. Giannetti, Mr. Calof, AJ Marbory,
8 yourself, and Mr. Baldoni were in the meeting?

9 A I don't know that AJ was. That's his
10 assistant. But Ange, Jamey and Calof probably were, 11:38:43
11 along with Justin.

12 Q What do you recall about this meeting, in
13 February of 2023, in which Mr. Baldoni yelled at
14 you?

15 A I don't remember much. But reading the 11:38:55
16 email, I believe he was talking about his own abuse.
17 Yeah, when I tried to voice an opinion, he yelled at
18 me. But I don't remember exactly what the words
19 were.

20 Q Do you recall the gist of what he yelled 11:39:27
21 at you?

22 A I don't.

23 Q Do you recall what opinion you were
24 voicing at the time?

25 A I don't. 11:39:40

Page 68

CONFIDENTIAL

1 Q In the second paragraph, Mr. Baldoni 11:39:47
2 writes:

3 (As read):

4 "I feel I have failed at being a safe
5 place for others. So I want to 11:39:52
6 apologize as my behavior yesterday, for
7 me, was not acceptable. I try very
8 hard not to interrupt the women in my
9 life, and unfortunately, I've been
10 failing in that on quite a few 11:40:06
11 occasions over the last few months
12 oftentimes and yesterday in particular
13 to you."

14 Do you see that?

15 A Yes. 11:40:16

16 Q Did you agree with Mr. Baldoni that he
17 had failed at being a safe place for others?

18 A I have no idea.

19 Q Did you feel that he had failed at being
20 a safe space for you? 11:40:29

21 A I didn't need him to be a safe space for
22 me.

23 Q Did you agree with Mr. Baldoni that his
24 behavior and yelling at you during the February 2023
25 meeting was not acceptable? 11:40:42

Page 69

CONFIDENTIAL

11:40:44

2	Q	Why?
---	---	------

3 A I don't yell at work colleagues, nor do I
4 like being yelled at.

11:40:57

7	A	Personally.
---	---	-------------

8 Q Do you recall during this February 2023
9 call, Mr. Baldoni interrupting you?

11:41:10

11 Q Was it your experience on the set that
12 Mr. Baldoni would often interrupt you when you were
13 speaking?

14 A Did you say on the set?

11:41:21

16	A	Oh, yes.
----	---	----------

17 Q Mr. Baldoni often interrupted you while
18 you were speaking?

19	A	Sometimes.
----	---	------------

11:41:30

22 A I can't recall.

23 Q Towards the end of that paragraph,
24 Mr. Baldoni writes:

11:41:46

Page 70

CONFIDENTIAL

[illegible]

7 Q Did you observe Mr. Baldoni yell at
8 anyone else in connection with the film, other than
9 you?

10	A	Not that I can recall.	11:45:42
----	---	------------------------	----------

11 Q Did Mr. Baldoni yell at you more than
12 once in connection with the film?

13	A	Yes.
----	---	------

14	Q How many times would you estimate that	
15	Mr. Baldoni yelled at you?	11:45:50

16 A I believe it was three.

17 Q Would that be two times in addition to
18 this February 2023 meeting?

19 A I believe so.

20 Q What are the other two incidents that you 11:46:01
21 recall Mr. Baldoni yelling at you?

22 A One other was also on -- as I believe the
23 other time was on a Zoom. It was a notes Zoom. I
24 don't remember the details beyond that. And then on
25 a follow-up Zoom, he apologized to me in front of 11:46:20

Page 74

CONFIDENTIAL

1 the entire group for doing so on the previous Zoom. 11:46:26

2 Q So on the -- you mentioned a notes Zoom?

3 A Uh-huh.

4 Q What is that?

5 A Where we would get on a Zoom and have a 11:46:40

6 meeting about the latest draft and talk about

7 whatever creative notes we all had.

8 Q So during a meeting to discuss notes of

9 the draft -- on the draft of the script, Mr. Baldoni

10 yelled at you? 11:46:58

11 A Yes.

12 Q Do you recall what he yelled at you?

13 A I don't.

14 Q Do you recall the topic that was being

15 discussed at the time that he yelled at you? 11:47:07

16 A I don't.

17 Q Do you recall who else was present during

18 the Zoom when he yelled at you on the Zoom with

19 respect to discussing notes about the current draft

20 of the script? 11:47:21

21 A I believe Ange, Jamey, and probably

22 Calof.

23 Q Is that Andrew Calof?

24 A Yes.

25 Q Roughly when do you recall the Zoom -- 11:47:36

Page 75

CONFIDENTIAL

1 the notes Zoom occurring during which Mr. Baldoni 11:47:37
2 yelled at you?

3 A I believe it was in January of 2023.

4 Q Do you recall the general topic of
5 discussion during that Zoom? 11:47:55

6 A Just the script.

7 Q Do you recall Mr. Baldoni also
8 mansplaining to you during that note Zoom in January
9 of 2023?

10 MS. GAROFALO: Objection. 11:48:07

11 THE WITNESS: I don't recall.

12 BY MS. ROESER:

13 Q Do you recall whether he interrupted you
14 during that notes Zoom in January of 2023?

15 A I don't recall. 11:48:13

16 Q You mentioned that there was a third
17 incident in which Mr. Baldoni yelled at you; is that
18 right?

19 A Yes.

20 Q And when was that, roughly? 11:48:42

21 A That was on set towards the end of the
22 first round of shooting.

23 Q Would that have been roughly June 2023?

24 A I believe so.

25 Q What do you recall about the meeting on 11:49:03

Page 76

CONFIDENTIAL

1 set with Mr. Baldoni in which he yelled at you? 11:49:06

2 A We were shooting at the Root location.

3 It was a very stressful day of shooting because we

4 had a lot of work to do in a short amount of time.

5 He came up behind monitor, where I was sitting. 11:49:24

6 Jamey and Ange were behind me. And he came up to me

7 and asked me how I thought the scene was going, and

8 if he was getting it, which I thought he did and

9 also expressed that I didn't believe that he needed

10 more coverage. 11:49:44

11 And then he yelled at me and said that, I

12 don't remember exactly, but something to the effect

13 of -- I actually don't remember exactly what he

14 said. But he yelled something and then slammed his

15 hands on the director's chair next to me, and walked 11:50:03

16 away.

17 And then I turned around and looked at

18 Amy -- Ange and Jamey, and said that if he did

19 that -- something like that to me one more time,

20 that I was going to walk off the movie. 11:50:19

21 Q Why did you feel like you would walk off

22 the movie if he behaved in that manner again?

23 A It was the first time I felt physically

24 intimidated.

25 Q Why did you feel physically intimidated 11:50:44

Page 77

CONFIDENTIAL

1 during that interaction with Mr. Baldoni? 11:50:47

2 A Because he slammed his hands on a chair
3 right next to me while yelling at me and saying my
4 name. That's the one thing I remember is he said,
5 "Alex." 11:50:58

6 Q He yelled "Alex" and then slammed his
7 hands on the chair?

8 A Yes.

9 Q Can you describe for me where you were
10 when that happened? I know you mentioned that you 11:51:14
11 were filming a Root scene. What did that look like?

12 A We were in a restaurant, and the front of
13 the restaurant is where we were filming. And then
14 there was sort of a divider in the restaurant and
15 village was behind the divider towards the back of 11:51:28
16 the restaurant. And that's where I was sitting in
17 one of the first chairs closest to the monitor at
18 village.

19 Q So you were sitting at the village. Was
20 anyone -- who was around you? 11:51:49

21 A Ange and Jamey were sitting in two chairs
22 behind me.

23 Q Was anyone else there?

24 A There was probably lots of crew milling
25 around, but no one I can remember specifically. 11:52:02

Page 78

CONFIDENTIAL

1 Q The crew would have been milling around 11:52:11
2 the village and also the area where the actual
3 filming was taking place in the front of the
4 restaurant?

5 A Correct, but also bringing either 11:52:14
6 equipment or props back and forth from the back
7 entrance up to the front where the shooting was
8 happening.

9 Q Did you say that what prompted
10 Mr. Baldoni to yell your name and slam his hands 11:52:24
11 down on a chair was that you gave him a note that
12 you didn't think he needed more coverage of the
13 scene?

14 A Yeah. I said I didn't think he needed
15 more coverage of the scene, and I think he wanted to 11:52:38
16 shoot more coverage of the scene.

17 Q What -- what do you mean when you say
18 "coverage of the scene"?

19 A Coverage of a scene is shooting a scene
20 from various different angles. 11:52:51

21 Q Mr. -- so your impression was that
22 Mr. Baldoni wanted to shoot the scene from more
23 angles?

24 A Correct.

25 Q And you didn't think that was necessary? 11:53:05

Page 79

CONFIDENTIAL

1 A Correct. 11:53:06

2 Q And simply noting to him that you didn't
3 think he needed the scene from additional angles,
4 prompted Mr. Baldoni to yell and slam a chair?

5 MS. GAROFALO: Objection. 11:53:20

6 THE WITNESS: I was answering his
7 question. So, yes.

8 BY MS. ROESER:

9 Q You answered a question that he asked
10 you, and he responded by yelling at you and slamming 11:53:29
11 a chair on the ground?

12 A Yes.

13 Q And you were physically intimidated by
14 that?

15 A Yes. 11:53:41

16 MS. GAROFALO: Objection.

17 BY MS. ROESER:

18 Q Were there any other physical movements
19 that Mr. Baldoni was making? Was he getting big,
20 for example? Was he approaching you? 11:53:47

21 A Not that I can recall.

22 Q Do you feel that was appropriate behavior
23 for your boss?

24 A No.

25 Q And Mr. Baldoni yelled at you and slammed 11:54:11

Page 80

CONFIDENTIAL

1 the chair, it sounds like in front of several other 11:54:13
2 people; is that right?

3 A Yes.

4 Q In front of Ms. Giannetti, Mr. Heath, as
5 well as multiple crew members? 11:54:23

6 A From what I remember.

7 Q How many crew members could you estimate
8 were around at the time?

9 A I have no idea.

10 Q Would it be more than ten? 11:54:33

11 A I don't think so.

12 Q Somewhere between five and ten, maybe?

13 A Could be under five; could be more than
14 five. I really don't remember.

15 Q Was Mr. Baldoni in the scene that 11:54:47
16 prompted him to yell at you?

17 A Yes.

18 Q Was it your impression that he wanted
19 more coverage of himself in the scene?

20 A Not necessarily. 11:55:02

21 Q Did Mr. Baldoni ever explain to you why
22 he yelled at you during that time?

23 A No.

24 Q Did he apologize?

25 A I don't remember. 11:55:19

Page 81

CONFIDENTIAL

1 A Yes. 12:04:32

2 Q Okay. So it either would have been --

3 Mr. Baldoni's behavior and yelling at you either

4 would have occurred at the time of filming the scene

5 in which his character meets Lily's mother or the 12:04:39

6 scene in which Mr. Baldoni's character gets in a

7 fight with Atlas?

8 A Correct.

9 Q In -- am I correct that production on the

10 film was split into two phases? 12:05:01

11 A Yes.

12 Q One before the Hollywood strikes and one

13 after?

14 A That's correct.

15 Q During roughly what time period did the 12:05:07

16 first phase of production take place?

17 A May and June of 2023.

18 Q And during what time frame did the second

19 phase of production take place, roughly?

20 A January into February of 2024. 12:05:22

21 Q When I refer to production phase one or

22 something similar, will you understand that I am

23 referring to the time period of May -- from May to

24 June of 2023?

25 A Yes. 12:05:39

Page 89

CONFIDENTIAL

1 Q During that first phase of production, 12:05:45
2 would you describe the set as well organized?

3 A I'm sorry, you said phase one?

4 Q Correct.

5 A No. 12:05:56

6 Q Why not?

7 A Because it was not being well run and
8 managed.

9 Q The set was not being well run or managed
10 during the first phase of production by Mr. Baldoni? 12:06:13

11 A It wasn't just Mr. Baldoni. We started
12 the shoot with a very weak first AD. Our production
13 team was very tiny and overwhelmed. And then we had
14 Wayfarer as the decision-making studio, who was also
15 very green. 12:06:37

16 Q Who was the very weak first AD that you
17 mentioned?

18 A Julie Bloom.

19 Q Why did you believe Ms. Bloom to be very
20 weak? 12:06:53

21 A She had come from, more recently, the
22 television world, which does not require ADs unless
23 you're working on the pilot to really construct the
24 framework for how a production is going to run. And
25 so doing this film, from my memory, she had not done 12:07:08

Page 90

CONFIDENTIAL

1 one in a while, and we just were not set up for 12:07:12
2 success as an operation.

3 Q How would you generally expect a first AD
4 in a film set to -- let me rephrase.

5 What are your expectations for how a 12:07:26
6 first AD on a film set performs?

7 A That they are hyper-communicative, in
8 constant communication with all departments,
9 understanding the timeline of any given day in
10 addition to the prep work to get to that given day. 12:07:48
11 They're also in lockstep with the director and the
12 DP on what the shot list is for the entire day.

13 They also should have a really acute
14 understanding of the hair and makeup timings, and
15 how the actors are going to be operating on set in 12:08:08
16 terms of needing rehearsal, not needing rehearsal,
17 how long it takes for their hair, makeup and
18 costumes to be done. They are -- they are the clock
19 of the day.

20 Q In your view, did Ms. Bloom meet those 12:08:26
21 expectations for how a first AD on a film set should
22 perform?

23 A No, I think she -- she tried very hard,
24 but was not able to wrap her head around the entire
25 machine. 12:08:42

Page 91

CONFIDENTIAL

1 Q Did you recommend terminating Ms. Bloom 12:08:43
2 as first AD on the film?

3 A I was not the first to recommend it, but
4 ultimately, yes.

5 Q And you supported terminating 12:08:51
6 Ms. Bloom --

7 A I did.

8 Q -- as the first AD?

9 A Sorry.

10 THE STENOGRAPHIC REPORTER: One more 12:08:59
11 time, Steph. There was cross talk.

12 MS. ROESER: That's okay.

13 BY MS. ROESER:

14 Q You supported terminating Ms. Bloom as
15 the first AD on the film set; is that right? 12:08:59

16 A I did.

17 Q What were your impressions, if any, of
18 how Mr. Baldoni performed his responsibilities as a
19 director during phase one?

20 A I think he was deeply overwhelmed. And 12:09:24
21 despite a long prep, very unprepared on a daily
22 basis for a lot of reasons.

23 Q Fair to say you did not find him to be an
24 effective director during phase one?

25 A Not necessarily. There's a lot of facets 12:09:46

Page 92

CONFIDENTIAL

01:11:32

2 (Exhibit 6 marked for identification.)

3 (Exhibit 7 marked for identification.)

4 BY MS. ROESER:

10:15:44

6 Exhibit 6 -- sorry. Exhibit 7 is marked,

7 "attorneys' eyes only," so I will just ask that

8 Mr. Heath not be given a copy, and that when we ask

9 questions, that he leave the room.

01:12:14

11 Exhibit 6, please, which is a document Bates-stamped

12	SPE BL2023.
----	-------------

```
13      This is a -- appears to be a text chain
```

14 between you and Ms. Giannetti, indicated as "home,"

01:12:34

16	Do you see that?
----	------------------

17	A	Yes.
----	---	------

18 Q And do you recognize this as a text chain

19 between you and Ms. Giannetti?

01:12:42

21 Q Would you please direct your attention to

22 Exhibit 7. Exhibit 7 is a text chain bearing

23	Bates BL 11598, and is dated May 29th, 2023.
----	--

24 Do you recognize Exhibit 7 as a text

01:13:08

Page 99

CONFIDENTIAL

1 A Yes. 01:14:14

2 Q Do you recall the brunch with Jenny -- is
3 that Jenny Slate?

4 A Yes.

5 Q Do you recall having brunch with Jenny 01:14:23
6 Slate in May 29, 2023, or around that time?

7 A I do.

8 Q And tell me about that brunch.

9 A I -- Jenny and I had had a meal prior to
10 this one, so I went into it thinking that it was a 01:14:35
11 friendly brunch, which it was to a degree. But
12 during it, she brought up some concerns that she was
13 having on the movie, which was the first time I was
14 hearing about them.

15 Q What concerns did Ms. Slate bring up 01:14:57
16 during your brunch on or around May 29th?

17 A I don't remember exact language that was
18 used, but there were a few. One was that in a
19 scene, I believe the week prior, Justin had
20 commented on her physical appearance, which made her 01:15:20
21 uncomfortable. That in an initial creative Zoom
22 meeting between Justin, Blake, and Jenny, Jenny and
23 Blake only found out at the very end of the Zoom
24 that Justin had been recording it the whole time.
25 And that made both Blake and Jenny, from Jenny's 01:15:44

Page 101

CONFIDENTIAL

1 point of view, feel very uncomfortable. 01:15:49

2 There was a mention of some -- some kind

3 of comments that Jamey had made to Jenny regarding

4 how generous they had been with her housing

5 allowance and that it was important for them to take 01:16:07

6 care of new mothers, and that made her

7 uncomfortable. And then, there was a lot of other

8 conversation, nonspecific, but that she was

9 uncomfortable in both of their presences and really

10 would prefer to never see Jamey again, knowing that 01:16:28

11 Justin was the director and co-star she would have

12 to.

13 Q Ms. Slate says that she never wanted to

14 see Mr. Heath again?

15 A Correct. 01:16:41

16 Q And it's your impression that Ms. Slate

17 knew that she would have to see Mr. Baldoni because

18 he was the director and co-star, but perhaps she

19 didn't want to see him either?

20 A I can't speak to that, but that was my 01:16:50

21 assumption.

22 Q You said a lot there. So I want to break

23 it down a little, okay?

24 A Okay.

25 Q You mentioned that Ms. Slate raised -- 01:17:03

Page 102

CONFIDENTIAL

1 MS. ROESER: Sorry. My transcript is 01:17:05
2 just not following along.

3 BY MS. ROESER:

4 Q Sorry about that.

5 You raised -- so you testified that 01:17:05
6 Ms. Slate raised, during your brunch in May, that
7 Mr. Baldoni had commented on her physical appearance
8 which made her uncomfortable, right?

9 A That Justin commented on her physical
10 appearance, yes. 01:17:37

11 Q And do you recall if Ms. Slate told you
12 whether that happened while a scene was being
13 filmed, while they were on set, or at some other
14 time?

15 MS. GAROFALO: Objection. Did you mean 01:17:49
16 Ms. Slater -- Slate?

17 MS. ROESER: I said Ms. Slate.

18 MS. GAROFALO: I'm sorry. I thought you
19 said Ms. Blake. I didn't hear you.

20 BY MS. ROESER: 01:18:05

21 Q Do you recall if Ms. Slate told you where
22 she was when Mr. Baldoni commented on her
23 appearance?

24 A I -- I don't remember which location it
25 was, but it was on set in costume prior to filming. 01:18:12

Page 103

CONFIDENTIAL

1 Q During a time when -- during a time when 01:18:19
2 no scene was being filmed?

3 A We were not filming.

4 Q Okay.

5 A Yet. 01:18:26

6 Q Did Ms. Slate tell you what the comment
7 about what her appearance was?

8 A It was -- I don't recall if it was that
9 he called her hot or sexy, and I don't recall if it
10 was once or twice. The first time would have been 01:18:40
11 in the flower shop when she was wearing an
12 all-leather jumpsuit, and the second would have been
13 in the karaoke scene. I don't remember what she was
14 wearing that day, and I don't remember which comment
15 was attributed to which. 01:18:59

16 Q But you recall Ms. Slate informing you
17 that Mr. Baldoni had called her hot and sexy?

18 A Or.

19 Q Hot or sexy?

20 A Correct. 01:19:13

21 Q Okay. And you don't recall the
22 specific --

23 A I don't.

24 Q You don't recall what she was wearing at
25 the time? 01:19:18

Page 104

CONFIDENTIAL

1 A I don't. 01:19:18

2 Q Did Ms. Slate share with you during that
3 brunch that she felt Mr. Baldoni's comment that she
4 was hot or sexy, was directed to her personally?

5 A I'm not sure I understand the question. 01:19:39

6 Q Did Ms. Slate share with you during
7 brunch that she felt Mr. Baldoni commenting that she
8 was hot or sexy was directed at her rather than her
9 character?

10 A She didn't specify. 01:19:51

11 Q Did you have an understanding one way or
12 another?

13 MS. GAROFALO: Objection.

14 THE WITNESS: I didn't.

15 BY MS. ROESER: 01:19:58

16 Q Did Ms. Slate also share with you that
17 Mr. Baldoni had commented on Ms. Lively's appearance
18 in a similar manner?

19 A She would not give me specifics about
20 what Blake was experiencing, but I believe had 01:20:11
21 encouraged Blake to speak to me directly and that I
22 reach out to Blake.

23 Q Did Ms. Slate suggest to you that she had
24 encouraged Blake to reach out to you about her own
25 concerns with Mr. Baldoni and Mr. Heath? 01:20:34

Page 105

CONFIDENTIAL

1 A I believe she did. 01:20:37

2 Q Do you recall how she suggested that?

3 A I don't.

4 Q Do you recall Ms. Slate suggesting

5 somehow that Ms. Lively had also had some 01:20:54

6 uncomfortable experiences with Mr. Baldoni or

7 Mr. Heath?

8 A Yes.

9 Q And that was in the May 29th brunch you

10 had with her? 01:21:06

11 A Correct.

12 Q You also mentioned that Ms. Slate raised

13 concerns about comments by Mr. Heath with regard to

14 her housing situation; is that right?

15 A Yes. 01:21:22

16 Q What do you recall about Mr. Heath's

17 comments regarding Ms. Slate's housing situation?

18 A All I remember -- and I don't even know

19 that I knew the details of what was happening at the

20 time because production and Wayfarer were handling 01:21:34

21 it vis-a-vis the contract. Those were the kinds of

22 conversations that I wasn't a part of on this film.

23 But it was something to the effect of, we gave you

24 more than maybe we normally would have because we

25 prioritized women with families and children because 01:21:53

Page 106

CONFIDENTIAL

1 Q Are you aware that in some states it is 01:23:05
2 illegal to record people without their content?

3 MS. GAROFALO: Objection.

4 MR. GLOVER: Objection, form.

5 THE WITNESS: Yes. 01:23:15

6 BY MS. ROESER:

7 Q And would you be okay with your boss
8 recording a conversation with you without informing
9 you in advance?

10 MS. GAROFALO: Objection. 01:23:30

11 THE WITNESS: No.

12 BY MS. ROESER:

13 Q I believe you testified that there were
14 other nonspecific conversations that Ms. Slate
15 raised she was uncomfortable with. 01:23:36

16 Do you recall that?

17 A I think I just covered all of them. I
18 don't remember any further specifics.

19 Q If you'll look back to Exhibit 6, please.

20 At 11:23 a.m., you sent a text to 01:23:51

21 Ms. Giannetti that said:

22 (As read):

23 "Yes, very bad. I think we need to
24 replace our director. And Jamey should
25 not be on set." 01:24:06

Page 108

CONFIDENTIAL

1 Do you see that? 01:24:08

2 A I do.

3 Q You felt that what Ms. Slate had shared
4 with you about Mr. Heath and Mr. Baldoni's behavior
5 was very bad? 01:24:20

6 A Yes.

7 Q And did you think because of what Ms.
8 Slate shared with you, that Justin should be
9 replaced as director on the film?

10 A Yes. 01:24:32

11 Q Why?

12 A Because his actors were uncomfortable in
13 his presence.

14 Q And in your view, it's important that
15 actors be comfortable around the director? 01:24:44

16 A It's -- yes, and it's important that
17 people be comfortable in their workplace.

18 Q Why did you think Jamey should not be on
19 set?

20 A Because I knew that I was more than 01:25:02
21 capable of running the movie; they just weren't
22 letting me. And so his presence was actually not
23 needed. So if he was making someone so
24 uncomfortable, I didn't see the reason for him to be
25 there. 01:25:20

Page 109

CONFIDENTIAL

1 Q And similar to Mr. Baldoni, did you 01:25:28
2 believe that -- strike that.

3 Did you believe that excluding Mr. Heath
4 from set would make actors more comfortable in their
5 workplace? 01:25:40

6 A For at least Jenny, yes.

7 Q Was Mr. Heath excluded from set going
8 forward?

9 A No.

10 Q Why not? 01:25:51

11 A I don't know.

12 Q Was Mr. Baldoni replaced as director on
13 the film?

14 A No.

15 Q Why not? 01:25:59

16 A I don't know.

17 Q Other than Ms. Giannetti, did you raise
18 to anyone else the idea that Mr. Baldoni should be
19 replaced as director on the film because his actors
20 were not comfortable with him? 01:26:11

21 A No. Ange told me that there was no way
22 that would ever happen.

23 Q So you informed Ms. Giannetti that actors
24 were uncomfortable in their workplace due to
25 Mr. Heath and Mr. Baldoni's behavior, and her 01:26:23

Page 110

CONFIDENTIAL

1 response was, there's no way that would ever happen, 01:26:27
2 or something to that effect?

3 A Yeah. That Sony's hands were tied; they
4 had no control over the movie. And that Wayfarer
5 would never replace themselves. 01:26:37

6 Q Other than Ms. Giannetti, did you raise
7 to anyone that Mr. Heath should be excluded from set
8 because actors were uncomfortable in his presence?

9 A Probably the line producer, Andrea, but
10 otherwise, no. 01:26:55

11 Q Did you ever raise to Mr. Heath that
12 Mr. Baldoni should be replaced because actors were
13 comfortable -- uncomfortable with his presence on
14 set?

15 A No. 01:27:15

16 Q Why not?

17 A Because Justin was Jamey's boss.

18 Q And did you ever raise to Justin that you
19 felt he should be replaced as director, and his
20 actors weren't comfortable in his presence? 01:27:26

21 A No.

22 Q Why not?

23 A Because he was my boss.

24 Q Did you feel like you didn't have anyone
25 else to raise these to? 01:27:37

Page 111

CONFIDENTIAL

1 A Correct. 01:27:39

2 Q And just to be clear, you felt that there
3 was no other avenue, other than Ms. Giannetti, to
4 raise your concerns that actors were uncomfortable
5 in the presence of Mr. Heath, the CEO of the studio, 01:27:53
6 and Mr. Baldoni, the director of the film?

7 A Correct. Other than strongly encouraging
8 Jamey and Justin to do an investigation, that was
9 all.

10 Q Did you raise to Mr. Baldoni that 01:28:12
11 Mr. Heath should be removed from production?

12 A No.

13 Q Because Mr. Baldoni was your boss and
14 Mr. Heath was his partner?

15 A And because Mr. Baldoni put Jamey on the 01:28:22
16 movie as a producer after he had already hired me.

17 Q Why did that impact your decision not to
18 raise to Mr. Baldoni that Mr. Heath should be
19 excluded from set due to the actor's discomfort with
20 his presence? 01:28:37

21 A Because if Justin felt I could do the job
22 on my own, he wouldn't have put Jamey on the movie
23 in the first place.

24 Q Did you encourage Mr. Baldoni and
25 Mr. Heath to conduct an investigation with regard to 01:28:50

Page 112

CONFIDENTIAL

1 Q Okay. So after you had brunch with Jenny 01:31:11
2 and she raised concerns about Mr. Baldoni and
3 Mr. Heath's behavior, you had a Zoom with
4 Mr. Baldoni and Mr. Heath to discuss Jenny's
5 concerns? 01:31:23

6 A Correct.

7 Q And during that Zoom, did you share with
8 them that Ms. Slate had concerns with respect to
9 Mr. Baldoni's comments about her appearance,
10 comments made by Mr. Heath, and other items as well? 01:31:35

11 A Yes.

12 Q How did they react?

13 A They actually took it very well. In
14 terms of, they didn't, at the time, deny or get
15 defensive about it. They just seemed to be taking 01:31:55
16 it in. And that made it not as challenging of a
17 conversation for me to be having with them, which I
18 appreciated.

19 Q When you suggested or recommended that an
20 investigation be performed, how did Mr. Baldoni 01:32:14
21 respond?

22 A He was very open to it.

23 Q Do you recall what he said specifically?

24 A I don't remember the exact words, but
25 something to the effect of, I'm -- I'm happy to do 01:32:23

Page 115

CONFIDENTIAL

1 it. I -- you know, I should take responsibility for 01:32:30
2 things I've done. That kind of language.

3 Q During that Zoom call following your
4 brunch with Ms. Slate, did you also raise that
5 Ms. Lively had certain concerns about Mr. Baldoni 01:32:41
6 and Mr. Heath's behavior?

7 A No, because I didn't know that for sure
8 yet.

9 Q How did Mr. Heath react to your
10 recommendation that an investigation into his and 01:32:51
11 Mr. Baldoni's behavior be -- be conducted?

12 A He heard it and said that they needed to
13 talk about it.

14 Q Did you ever hear from Mr. Heath after
15 that conversation about whether they were, in fact, 01:33:03
16 going to conduct an investigation into his and
17 Mr. Baldoni's conduct?

18 A Not proactively, but we obviously talked
19 about it again, whether it was because I brought it
20 up. I -- I think I brought it up to kind of check 01:33:17
21 in on it. And then at some point, he did let me
22 know that they weren't going to do an investigation.

23 Q Did he -- so after this initial Zoom call
24 where you shared Ms. Slate's concerns with
25 Mr. Baldoni and Mr. Heath, you had another follow-up 01:33:40

Page 116

CONFIDENTIAL

1 conversation with Mr. Heath and Mr. Baldoni about 01:33:43
2 concerns regarding their behavior on set?

3 A It was probably just Jamey.

4 Q Okay.

5 A And it was probably a nonspecific call. 01:33:53
6 I believe at that point we were probably on the
7 phone multiple times a day, and was coming up in the
8 course of various other conversations.

9 Q So the follow-up discussion, you recall
10 being just with Mr. Heath? 01:34:11

11 A Yes, I believe so.

12 Q And it was on the phone?

13 A Uh-huh.

14 Q Mr. Heath shared with you during that
15 follow-up conversation that Wayfarer would not be 01:34:20
16 investigating concerns about his behavior or
17 Mr. Baldoni's behavior?

18 A That was the final call about it. There
19 was I believe one in the middle where we were just
20 talking about it, about the possibility of doing it 01:34:32
21 again.

22 Q What do you recall about the middle call?

23 A Not much. Probably just me pushing for
24 it to happen again.

25 Q Why were you pushing for an investigation 01:34:45

Page 117

CONFIDENTIAL

1 to occur? 01:34:47

2 A Because I wanted the behavior to be taken
3 seriously. And also, since I hadn't been there to
4 see any of it, it's the way that you sort of address
5 and handle these things, and could hopefully make 01:35:03
6 for a more comfortable work environment for everyone
7 going forward.

8 Q Based on your conversation with
9 Ms. Slate, did you believe that she was genuinely
10 uncomfortable with Mr. Baldoni and Mr. Heath's 01:35:16
11 behavior?

12 A Yes.

13 Q Did Mr. Heath ever explain why Wayfarer
14 would not be conducting an investigation into
15 Ms. Slate's concerns about Mr. Heath's and 01:35:27
16 Mr. Baldoni's behavior?

17 A Not -- sort of tapdanced around the idea
18 that it would be better for all of this not to be on
19 an official record.

20 Q Do you have an understanding what that -- 01:35:47
21 what does that mean to you?

22 A That he didn't want the behavior written
23 down, documented anywhere, in the event that someone
24 wanted to talk about it again in the future.

25 Q Your impression is that Mr. Heath did not 01:36:02

Page 118

CONFIDENTIAL

1 want Wayfarer to conduct an investigation into 01:36:05
2 concerns about his and Mr. Baldoni's behavior
3 because he didn't want a written record of it
4 anywhere?

5 A Correct. 01:36:13

6 Q What do you recall Mr. Heath saying -- do
7 you recall Mr. Heath saying anything specifically
8 that gave you that impression?

9 A No.

10 Q But that's your recollection of the -- of 01:36:31
11 why Wayfarer decided not to conduct an investigation
12 into the behavior raised by Ms. Slate?

13 A Yes.

14 Q Direct your attention back to Exhibit 6,
15 please. At 12:13, you send a text to Ms. Giannetti 01:36:53
16 that says:

17 (As read):

18 "Texted Blake. No answer yet."

19 Do you see that?

20 A Yes. 01:37:01

21 Q Why did you -- do you have a recollection
22 of texting Blake at that time?

23 A I don't.

24 Q Do you recall why you would have been
25 texting Ms. Lively on May 29th after just having 01:37:11

Page 119

CONFIDENTIAL

1 please. 01:54:38

2 Direct your attention to the message at

3 9:35 a.m.

4 A Yes.

5 Q On June 1st, at 9:35 a.m., you sent 01:54:57

6 Ms. Giannetti a text stating:

7 (As read):

8 "We had a very good (tough) chat with

9 Blake. She was eloquent and on point.

10 Called Jamey out in front of me and 01:55:08

11 Justin, kindly."

12 Do you see that?

13 A Yes.

14 Q What are you referring to here?

15 A I believe this was a meeting in her 01:55:17

16 trailer about the concerns.

17 Q On or around June 1st, you had a meeting

18 in Ms. Lively's trailer?

19 A That's what it looks like. I did not

20 remember it. 01:55:39

21 Q Do you recall who was at that meeting?

22 A I don't. I don't, but I assume me,

23 Jamey, Justin, and Blake.

24 Q Does this message you sent, that

25 Ms. Lively called out Jamey and Justin in front of 01:55:51

Page 134

CONFIDENTIAL

1 you, refresh your recollection that you, Jamey, 01:55:55
2 Justin, and Ms. Lively had a meeting on June 1st?

3 A It does a little, but we had so many
4 meetings over the course of the shoot, that I -- I'm
5 not certain I'm remembering the exact one. 01:56:08

6 Q So do you remember a discussion of the
7 meeting, but not necessarily where it took place?

8 A No.

9 Q Do you remember a situation in which
10 Ms. Lively called out Mr. Heath and Mr. Baldoni in 01:56:22
11 front of you?

12 A Not -- now I'm remembering, but I don't
13 remember many of the specifics. But I think I
14 remember that this was in her trailer.

15 Q What do you remember about what 01:56:35
16 Ms. Lively said during that meeting?

17 A Very little, other than what I wrote. I
18 remember her -- all I remember is her leaning
19 against one side of the trailer. I think I was
20 opposite her. Maybe Justin was here and maybe Jamey 01:56:49
21 was there. And I do remember, now that I'm reading
22 it, that she -- I don't remember the specifics of
23 even what she said. I would have to keep reading,
24 but that she was very direct but professional. And
25 that was it. 01:57:08

Page 135

CONFIDENTIAL

1 Q If you turn to the message at 9:37 a.m., 01:57:13
2 please. Ms. -- sorry. On the other page,
3 9:37 a.m., you write:

4 (As read):

5 "He did try to clarify that he thought 01:57:29
6 Justin told her about it."

7 And Ms. Giannetti responds:

8 (As read):

9 "This is the wife photo?"

10 Do you see that? 01:57:38

11 A I do.

12 Q Do you recall Ms. Lively raising to you,
13 Mr. Baldoni, and Mr. Heath, that she was
14 uncomfortable with Mr. Heath showing her a video of
15 his nude wife? 01:57:47

16 A Yes. And I believe it was in this
17 meeting, she brought up that she had been shown a
18 video of Jamey's wife giving birth.

19 Q And did you understand Mr. Heath's wife
20 to be nude in that video? 01:58:11

21 A Yes.

22 Q Did you ever watch the video?

23 A No.

24 Q Did you understand that Ms. Lively was
25 uncomfortable with being shown a video of his -- her 01:58:18

Page 136

CONFIDENTIAL

1 boss's wife giving birth nude? 01:58:21

2 MS. GAROFALO: Objection.

3 THE WITNESS: I believe she shared that
4 at the time.

5 BY MS. ROESER: 01:58:28

6 Q Did you think it was appropriate for
7 Mr. Heath to show Ms. Lively a video of his wife
8 giving birth nude?

9 MS. GAROFALO: Objection.

10 THE WITNESS: No. 01:58:40

11 BY MS. ROESER:

12 Q Do you want your boss to show you a video
13 of his wife giving birth nude?

14 MS. GAROFALO: Objection.

15 THE WITNESS: No. 01:58:44

16 BY MS. ROESER:

17 Q You wrote:

18 (As read):

19 "He did try to clarify that he thought

20 Justin told her about it." 01:58:48

21 Did you mean that Mr. Heath tried to
22 clarify that he showed Ms. Lively a video of his
23 nude wife because Justin asked him to?

24 A I believe he was trying to clarify that

25 he thought Justin had told her, this is what the 01:59:07

Page 137

CONFIDENTIAL

1 video is and that she had wanted to see it. 01:59:12

2 Q Mr. Heath thought Ms. Lively wanted to
3 see -- Mr. Heath said to you something to the effect
4 that he thought Ms. Lively wanted to see a video of
5 his nude wife? 01:59:25

6 MS. GAROFALO: Objection.

7 THE WITNESS: It -- that's what it
8 sounded like in the room just from what I'm reading.
9 I don't remember.

10 BY MS. ROESER: 01:59:35

11 Q At 9:38 you wrote:

12 (As read):

13 "Yes, and there were other comments."

14 As you sit here, do you have a
15 recollection of what other comments Ms. Lively 01:59:42
16 raised concerns about during the meeting with you,
17 Mr. Heath, and Mr. Baldoni?

18 A I don't.

19 Q At 9:42 a.m. you wrote:

20 (As read): 01:59:54

21 "The other piece was that she was like,
22 you, Jamey, make jokes about how you
23 can't make eye contact with people
24 anymore, as if to undermine and lessen
25 the importance of people not wanting to 02:00:04

Page 138

CONFIDENTIAL

1 be comfy/cozy on set." 02:00:08

2 Do you see that?

3 A Yes.

4 Q What do you recall Ms. Lively sharing
5 with regard to that statement? 02:00:16

6 A There was a lot of hugging and touching
7 amidst the Wayfarer team. It's just seemingly sort
8 of how they do business and interact with each
9 other. And it sounds like she was referring to how
10 sometimes the guys would make jokes about how they 02:00:32
11 couldn't do that. But not really that, it would --
12 the joke would be, can't even make eye contact with
13 people anymore.

14 And she used that as an example to say,
15 everything is too comfortable on set. Can we make 02:00:46
16 it more professional?

17 Q In your view, the comment that Ms. Lively
18 raised about Mr. Heath and Mr. Baldoni joking that
19 you can't make eye contact with people anymore, did
20 you view that to undermine and lessen the importance 02:01:43
21 of people wanting to be comfortable in the
22 workplace?

23 MS. GAROFALO: Objection.

24 THE WITNESS: Yes.

25

Page 139

CONFIDENTIAL

1 BY MS. ROESER: 02:02:03

2 Q Do you think it was appropriate for the
3 two men in charge of the production to joke about
4 not being able to make eye contact with people
5 because of HR? 02:02:12

6 MS. GAROFALO: Objection.

7 THE WITNESS: Can you repeat the
8 beginning of the question?

9 BY MS. ROESER:

10 Q Did you think it was appropriate for two 02:02:20
11 men in charge of the production to joke about not
12 being able to make eye contact with people anymore?

13 MS. GAROFALO: Objection.

14 THE WITNESS: No.

15 BY MS. ROESER: 02:02:29

16 Q Why not?

17 MS. GAROFALO: Objection.

18 THE WITNESS: Because that's not how a
19 workplace or the leaders of a workplace should
20 operate. They shouldn't be making light of the 02:02:41
21 behavior that makes their employees uncomfortable.

22 BY MS. ROESER:

23 Q And in your view, Mr. Baldoni and
24 Mr. Heath were making light of behavior that made
25 people uncomfortable in their workplace? 02:02:54

Page 140

CONFIDENTIAL

1 A Through that joke. 02:02:58

2 Q And Mr. Baldoni and Mr. Heath were making
3 light of concerns raised about their own behavior?

4 A It reads more general to me that just you
5 can't -- you can't do anything in the workplace 02:03:12
6 anymore and not get in trouble, than maybe more
7 reflective of their own behavior.

8 Q In your view, does that kind of comment
9 create an environment in which employees would be
10 comfortable coming forward with concerns -- 02:03:27

11 MS. GAROFALO: Objection.

12 BY MS. ROESER:

13 Q -- about the behavior of their bosses?

14 MS. GAROFALO: Objection. Sorry for
15 stepping over your question. 02:03:30

16 MS. ROESER: I'd ask you let me finish,
17 please.

18 MS. GAROFALO: I did and I said,
19 objection, and I apologized for stepping over your
20 question. 02:03:40

21 MS. ROESER: I'll reask.

22 BY MS. ROESER:

23 Q In your view, does a comment, joke, about
24 how you can't make eye contact with people anymore,
25 create an environment in which employees would feel 02:03:48

Page 141

CONFIDENTIAL

1 comfortable coming forward with concerns about the 02:03:53
2 workplace?

3 MS. GAROFALO: Objection.

4 THE WITNESS: It does not make employees
5 feel comfortable. 02:03:59

6 THE STENOGRAPHIC REPORTER: Did you say,
7 "It does not make employees feel comfortable" or
8 "uncomfortable?"

9 THE WITNESS: Comfortable.

10 THE STENOGRAPHIC REPORTER: Thank you. 02:04:23

11 BY MS. ROESER:

12 Q Do you recall during the meeting with
13 Mr. Baldoni, Mr. Heath, and Ms. Lively, that
14 Ms. Lively also raised issue with Mr. Baldoni coming
15 into her trailer uninvited? 02:04:52

16 A Only because I'm reading it here.

17 Q At 9:43 a.m. you wrote to Ms. Giannetti:
18 (As read):

19 "And then, she also mentioned that I
20 guess on day two, Jamey went into 02:05:04
21 Blake's trailer. And she was like, 'Oh
22 actually, I'm getting body makeup done.
23 Well, you can come in if you don't
24 look.' And apparently he was looking
25 in her direction the entire 02:05:16

Page 142

CONFIDENTIAL

1 conversation when she turned around." 02:05:19

2 Do you see that?

3 A Yes.

4 Q What do you recall Ms. Lively sharing

5 with regard to that incident? 02:05:24

6 A Nothing more than what you just read.

7 Q So did Ms. Lively -- do you recall

8 Ms. Lively sharing with you that Mr. Heath had

9 barged into her trailer while she was undressed?

10 A I don't recall. 02:05:37

11 Q Do you recall Ms. Lively sharing whether

12 she had clothes on at the time?

13 A I don't recall, but if I'm saying she was

14 getting body makeup done, then she didn't have

15 clothes on. 02:05:51

16 Q And to your understanding when Ms. Lively

17 was getting body makeup done or removed, was she

18 generally topless?

19 MR. GLOVER: Objection, form.

20 MS. GAROFALO: Join. 02:06:01

21 THE WITNESS: I don't actually know.

22 BY MS. ROESER:

23 Q You believe that she might have been?

24 A Correct.

25 MS. GAROFALO: Objection. 02:06:05

Page 143

CONFIDENTIAL

1 BY MS. ROESER: 02:06:07

2 Q Do you have a recollection of Ms. Lively
3 specifically sharing that she was in some state of
4 undress at the time Mr. Heath came into her trailer
5 uninvited? 02:06:19

6 A I don't remember outside of reading this.

7 Q Do you have an understanding why
8 Ms. Lively would say, "You can come in, but don't
9 look," if she was wearing clothes at the time?

10 MS. GAROFALO: Objection. 02:06:33

11 THE WITNESS: Likely, because she knew
12 the conversation was important and she was
13 professional and probably wanted to discuss whatever
14 needed to be discussed.

15 BY MS. ROESER: 02:06:43

16 Q Did Ms. Lively share with you that when
17 Mr. Heath attempted to enter her trailer, she and
18 her team yelled, "No, no, no, don't come in"?

19 MR. GLOVER: Objection, form.

20 THE WITNESS: I don't remember. 02:06:56

21 BY MS. ROESER:

22 Q Do you recall Ms. Lively sharing that
23 Mr. Heath had insisted on having a meeting with her
24 when he entered her trailer?

25 A I don't remember. 02:07:08

Page 144

CONFIDENTIAL

1 Q Do you recall Ms. Lively conveying that 02:07:09
2 she was uncomfortable with Mr. Heath looking at her
3 while she was getting her makeup undone or done?

4 A I don't remember.

5 Q Ms. Giannetti responded to your text with 02:07:22
6 regard to Mr. Heath entering Blake's trailer and
7 said, "Not good." You responded, "Nope."

8 Do you see that?

9 A Correct.

10 Q What do you remember being, "not good," 02:07:37
11 about the situation in which Mr. Heath entered
12 Ms. Lively's trailer?

13 MS. GAROFALO: Objection.

14 THE WITNESS: That he was looking at her
15 getting body makeup done when she asked him not to. 02:07:48
16 BY MS. ROESER:

17 Q And was it your understanding that
18 Ms. Lively was uncomfortable with that?

19 MS. GAROFALO: Objection.

20 THE WITNESS: That's what I perceived. 02:07:59
21 BY MS. ROESER:

22 Q Was Ms. Lively doing something or --
23 strike that.

24 Did Ms. Lively recount this story to you
25 in a way that you perceived -- in a specific way 02:08:18

Page 145

CONFIDENTIAL

1 that made you perceive she was uncomfortable? 02:08:21

2 MR. GLOVER: Objection, form.

3 MS. GAROFALO: Join.

4 THE WITNESS: Not that I can recall.

5 BY MS. ROESER: 02:08:29

6 Q What was your reaction to hearing that
7 Mr. Heath had entered Ms. Lively's trailer uninvited
8 and looked at her while she was getting her makeup
9 done, body makeup done?

10 A I would imagine -- I don't recall 02:08:52
11 exactly, but I would imagine uncomfortable, like I
12 am rereading it now.

13 Q You're uncomfortable even rereading it
14 now?

15 A Yes. 02:08:59

16 Q Why?

17 A Because I don't like that it happened.

18 Q Why not?

19 A Because it's not appropriate for the
20 workplace. 02:09:05

21 Q Why is it inappropriate for the workplace
22 for Mr. Heath to go into Ms. Lively's trailer and
23 look at her while she's getting her body makeup
24 done?

25 MR. GLOVER: Objection, form. 02:09:13

Page 146

CONFIDENTIAL

1 Mr. Baldoni and Mr. Heath's behavior? 02:31:42

2 A I know that our first production designer
3 said to me at one point that, at the end of the
4 first round of shooting, he felt like he was leaving
5 a cult. 02:31:59

6 Q Who was that?

7 A Russell Barnes.

8 THE STENOGRAPHIC REPORTER: Russell
9 Barnes?

10 BY MS. ROESER: 02:32:03

11 Q Any other cast or crew members you were
12 aware of having concerns about Mr. Baldoni and
13 Mr. Heath's behavior?

14 A Specifically, no. But in general, a lot
15 of the crew felt the production was being run in a 02:32:23
16 way that wasn't up to industry standard.

17 Q What do you mean by "up to industry
18 standard"?

19 A That they just did things a little
20 differently. Yeah, which I think mostly was due to 02:32:36
21 the inexperience.

22 Q Do you -- are you aware of other cast or
23 crew members feeling that Mr. Baldoni or Mr. Heath's
24 behavior was inappropriate?

25 MS. GAROFALO: Objection. 02:32:52

Page 149

CONFIDENTIAL

1 Mr. Baldoni's name at Book Bonanza? 02:35:24

2 A Correct.

3 Q Did you have an understanding why

4 Ms. Hoover would not say Mr. Baldoni's name at Book

5 Bonanza?

02:35:34

6 A I believe, at that point, I was aware
7 that Blake and Colleen had discussed basically all
8 of what had happened to Blake on the film.

9 Q Your understanding was that Ms. Lively

10 had discussed with Ms. Hoover how she had been

02:35:55

11 treated by Mr. Baldoni and Mr. Heath on the film?

12 A Correct.

13 Q And her discomfort with that treatment?

14 A Yes.

15 Q At 8:44, when you say: "Neither of them

02:36:07

16 would" mention JB's name, who else were you

17 referring to other than Ms. Hoover?

18 A I -- I assume Blake.

19 Q Is it your recollection that Ms. Lively

20 also would not say Mr. Baldoni's name at Book

02:36:28

21 Bonanza?

22 A Yes.

23 Q If you would turn to Exhibit 11, which is

24 document stamped SPE_BL2193.

25 Do you have that in front of you?

02:36:40

Page 152

CONFIDENTIAL

1 A Yes. 02:36:43

2 Q Do you recognize Exhibit 11 as a text

3 exchange between you and Ms. Giannetti, on

4 June 15th, 2024?

5 A Yes. 02:36:52

6 Q At 2:19 p.m., Ms. Giannetti says "call

7 me." And later on, at 2:53, you write -- she asked

8 you:

9 (As read):

10 "Did you get any details back then?" 02:37:07

11 And you respond:

12 (As read):

13 "Justin was very dismissive of her when

14 she wanted to direct and then used

15 Jamey to try and manipulate her when he 02:37:18

16 realized she could co-direct it after

17 she got daddio going."

18 Do you see that?

19 A Yes.

20 Q Do you recall what this text was in 02:37:27

21 reference to?

22 A No.

23 Q Do you recall if you and Ms. Giannetti

24 had a conversation about concerns raised by

25 Christy Hall with respect to Mr. Baldoni being 02:37:37

Page 153

CONFIDENTIAL

1 dismissive of her? 02:37:41

2 A Yes. Now -- now, I know what it's about.

3 Q What do you recall with respect to
4 Ms. Hall's concerns, if any, about any Mr. Baldoni?

5 A That -- yeah, that initially, he was 02:37:56
6 dismissive of -- dismissive of her wanting to
7 direct. I don't remember much more than that.

8 Q You write at 2:54:

9 (As read):

10 "And then she felt like he tried to use 02:38:07
11 her for cover with Blake and Colleen a
12 bunch."

13 Do you have an understanding of what you
14 were referencing there?

15 A Yeah. That she was the female writer, 02:38:16
16 and he would say, you know, that he wanted to give
17 her the chance to -- to write her way in, et cetera.

18 Q It was your -- your impression that
19 Ms. Hall was concerned with Mr. Baldoni using her as
20 cover with Blake and Colleen with regard to the 02:38:43
21 script?

22 A I guess so.

23 Q At 2:55, you wrote:

24 (As read):

25 "She just doesn't want to be associated 02:38:53

Page 154

CONFIDENTIAL

1 with him/them." 02:38:56

2 A Yes.

3 Q What is that in reference to?

4 A That is that she didn't want to be

5 associated with Justin and Wayfarer. 02:39:01

6 Q Ms. Hall did not want to be associated
7 with Mr. Baldoni or with Wayfarer?

8 A I believe so.

9 Q Did you know why?

10 A I believe because of everything I wrote 02:39:11
11 previously.

12 Q Ms. Hall had shared with you that she did
13 not want to be associated with Mr. Baldoni or
14 Wayfarer?

15 A Yes. 02:39:20

16 Q Did Ms. Hall also share with you, as you
17 expressed at 2:57 p.m., she didn't feel respected as
18 a female voice on the team and on a movie like this,
19 that felt especially bad?

20 A Yes. 02:39:33

21 Q At 2:59, Ms. Giannetti writes:

22 (As read):

23 "Just so many things stacking up people
24 are so upset or pissed off about. I
25 cannot believe how they just keep 02:39:42

Page 155

CONFIDENTIAL

1 coming." 02:39:45
2 You respond:
3 (As read):
4 "I think this is where narcissism is
5 dangerous." 02:39:49
6 Do you see that?
7 A Yes.
8 Q Is this in reference to -- is your
9 comment regarding narcissism in reference to
10 Mr. Baldoni? 02:39:56
11 A Yes.
12 Q Did you believe Mr. Baldoni to be a
13 narcissist?
14 A As a non-physician, yes.
15 Q Based on what? 02:40:03
16 A All the behavior I had witnessed for the
17 preceding year and a half.
18 Q And was it your experience that so many
19 things kept stacking up that people were upset or
20 pissed about with respect to Mr. Baldoni and 02:40:15
21 Mr. Heath's behavior?
22 A Can you repeat the first part? Sorry.
23 Q Was it your experience that so many
24 things kept stacking up that people were upset or
25 pissed about with respect to Mr. Baldoni or 02:40:26

Page 156

CONFIDENTIAL

1 Mr. Heath's behavior? 02:40:29

2 A Yeah.

3 Q At 3:01, you write:

4 (As read):

5 "It's only when Jamey/this isn't fair 02:40:36

6 nonsense and revisionist history comes

7 up that I'm like, come on, guys."

8 What did you mean by "Jamey/this isn't

9 fair nonsense and revisionist history"?

10 A I would assume it's the, we didn't do 02:40:50

11 anything wrong, as opposed to remembering what

12 happened.

13 Q It was Mr. Heath and Mr. Baldoni's

14 attitude that they didn't do anything wrong that you

15 were referring to as revisionist history? 02:41:08

16 A I believe so.

17 Q At 3:01, you write:

18 (As read):

19 "Him and Jamey have a way of making

20 women feel like shit." 02:41:15

21 Do you see that?

22 A And some men, yes.

23 Q Was it your experience that Mr. Baldoni

24 and Mr. Heath had a way of making women on the set

25 feel like shit? 02:41:24

Page 157

CONFIDENTIAL

1 A A couple that -- the couple that came to 02:41:25
2 me that we've talked about and myself, yes.

3 Q And you felt like it was deep because
4 Mr. Baldoni and Mr. Heath wrote the checks?

5 A Yes. 02:41:37

6 Q And it was -- it was deep for you because
7 Mr. Baldoni and Mr. Heath wrote the checks, right?

8 A Yes.

9 Q And they made you feel like shit?

10 A Yes. 02:41:49

11 Q If you go down to the message at
12 3:03 p.m., please, you write:

13 (As read):

14 "I remember you calling me around 2:00
15 one night being like, what the fuck, 02:42:01
16 because so much of it was these
17 minuscule micro aggressions."

18 Do you see that?

19 A Yes.

20 Q Was it your experience that Mr. Heath and 02:42:09
21 Mr. Baldoni continued to engage in micro aggressions
22 during the second stage of filming?

23 A From what I remember, it was much better
24 on the second round. But I will be honest, I don't
25 remember with great specificity. 02:42:23

Page 158

CONFIDENTIAL

1 Q At 3:05, you write: 02:42:27

2 (As read):

3 "Do you remember when I called

4 Andy Davis a few weeks in and was like,

5 'Andy, he's inviting the department 02:42:33

6 heads to go to the Russian baths with

7 him?'"

8 Do you see that?

9 A Yes.

10 Q What is that in reference to? 02:42:37

11 A At the beginning of prep, Justin was

12 going to a Russian bath in New Jersey for

13 relaxation, and was very excited about it. Came

14 into one of our scout vans and said that he wanted

15 to bring everyone with him at some point. 02:42:53

16 Q Do you think it was appropriate for

17 Mr. Baldoni to invite cast and crew to Russian baths

18 with him?

19 A I didn't, but that's why I called Andy

20 Davis to confirm. 02:43:09

21 Q You did not think it was appropriate?

22 A I didn't. But I wanted to call him to

23 confirm, and then I spoke to Jamey about it.

24 Q And did Mr. Davis confirm that

25 Mr. Baldoni inviting cast and crew to Russian baths 02:43:19

Page 159

CONFIDENTIAL

1 with him was, in fact, not appropriate behavior in 02:43:24
2 the workplace?

3 MS. GAROFALO: Objection.

4 THE WITNESS: Correct.

5 BY MS. ROESER: 02:43:29

6 Q What did Jamey say when you raised to him
7 that Mr. Baldoni had invited cast and crew to the
8 Russian baths with him?

9 A That -- I don't remember if he said it
10 was appropriate or inappropriate, but he said that 02:43:37
11 he would talk to Justin, and I believe he did.

12 Q At 3:06, Ms. Giannetti wrote:

13 (As read):

14 "Everybody has something weird,
15 uncomfortable and bad to say." 02:43:50

16 Do you see that?

17 A Yes.

18 Q So your experience that everybody had
19 something weird, uncomfortable and bad to say with
20 respect to Mr. Baldoni and Mr. Heath on set? 02:43:57

21 A I didn't talk to everyone about it, but
22 the people that I did, yes.

23 Q Fair to say, most people?

24 A Yes.

25 Q Around the time of Book Bonanza, did you 02:44:35

Page 160

CONFIDENTIAL

1 come to understand that certain cast and crew did 02:44:37
2 not want to appear in press and promotion with
3 Mr. Baldoni?

4 A Yes.

5 Q Who? 02:44:42

6 A I don't remember exactly, but I want to
7 say everyone except Hasan.

8 Q Would that have been Ms. Lively,
9 Ms. Slate, Ms. Ferrer, Mr. Sklenar and Ms. Hoover
10 who did not -- and Ms. Hall who did not want to 02:44:59
11 appear in press or promotion with Mr. Baldoni?

12 A Correct.

13 Q Did you have an understanding as to why
14 those individuals did not want to appear in press or
15 promotion with Mr. Baldoni? 02:45:09

16 A I believe because of everything that had
17 transpired or what they had heard had transpired.

18 Q You believed that Ms. Lively did not want
19 to appear in press or promotion with Mr. Baldoni
20 because of what she perceived to be inappropriate 02:45:19
21 and uncomfortable behavior by Mr. Baldoni and
22 Mr. Heath on set?

23 A That was my assumption.

24 Q Same for Ms. Slate?

25 A Yes. 02:45:32

Page 161

CONFIDENTIAL

1 that Christy Hall won't do press with Justin, right? 02:47:37

2 A Correct.

3 Q At 7:35, you write to the group:

4 (As read):

5 "They all hate him." 02:47:45

6 Who was that in reference to?

7 A What was the time stamp on that?

8 Q 7:35.

9 A Oh. I assume Blake, Brandon, and

10 Isabella. 02:48:01

11 Q During Book Bonanza, was a cut of the
12 film screened?

13 A Yes.

14 Q And did the audience have a huge
15 reaction? 02:48:12

16 A Yeah.

17 Q Standing ovations?

18 A Yes, from what I remember.

19 Q If you turn, please, to your message at
20 11:18 p.m. It will be on the next page. 02:48:20

21 A Yup.

22 Q You write:

23 (As read):

24 "Strongest cut thus far."

25 Do you see that? 02:48:33

Page 164

2 Q Was it your opinion that the cut screened
3 at Book Bonanza was the strongest cut of the film
4 you had seen so far?

6 Q And was that the cut created by
7 Ms. Lively?

9 Q Do you have any reason to believe that it
0 was the cut of the film that was created by 02:48:45
1 Mr. Baldoni?

17 Q If you can turn to Exhibit 11, I mean,
18 sorry, 13, which is a document bearing Bates BL8042.

19	Do you recognize this document as a text	
20	chain between you and Ms. Lively on June 15th to	02:49:19
21	16th, 2024?	

23 Q If you turn, please, to your text at

24 3:04 a.m. In the middle of the message, you write:

Page 165

CONFIDENTIAL

1 "The cut is EXCELLENT. Like I said, 02:49:33
2 the best thus far. Truly beautiful.
3 Beautiful work, Blake. I think this
4 last leg of the journey is going to be
5 really sweet for everyone and that's 02:49:46
6 because of you. Colleen might be the
7 mother, but you're the fucking fairy
8 godmother for everyone. I am always at
9 your disposal for whatever you need,
10 creatively or otherwise. I'm 02:49:54
11 incredibly proud of this film."

12 Does that text refresh your recollection
13 with respect to whether the cut screen at Book
14 Bonanza was the cut that Ms. Lively created?

15 A Yes. 02:50:09

16 Q Do you recall that, in connection with
17 releasing the film, Wayfarer had compiled or
18 developed a companion book?

19 A Yes.

20 MS. ROESER: Okay. I'm giving you what 02:50:32
21 is marked as Exhibit 14.

22 (Exhibit 14 marked for identification.)

23 BY MS. ROESER:

24 Q Exhibit 14 is a document stamped Wayfarer
25 6823 through 6831. The front page is a email dated 02:51:02

Page 166

CONFIDENTIAL

1 that you received at the time? 02:57:36

2 A Yes.

3 MS. ROESER: You can set that aside.

4 Handing you Exhibit 16.

5 (Exhibit 16 marked for identification.) 10:15:44

6 BY MS. ROESER:

7 Q Exhibit 16 is a document bearing

8 Bates AS701. This appears to be an email from you

9 to Todd Black, Justin Baldoni and Jamey Heath on

10 November 22nd, 2023. 02:58:09

11 Do you see that?

12 A Yes.

13 Q Do you recognize this email?

14 A Yes.

15 Q There's an attachment to this email, 02:58:16

16 titled "Notes for IEWU 3 Week Director's Cut

17 Screening," right?

18 A Yes.

19 Q And the attachment, do you know whose

20 notes these are? 02:58:29

21 A I don't.

22 Q Do you recall if you wrote these notes?

23 A I don't.

24 Q The notes are describing the director's

25 cut, correct? 02:58:39

Page 173

CONFIDENTIAL

1 A Yes. 02:58:43

2 Q Do you recall whether Mr. Baldoni, in
3 fact, wrote these notes that are attached to the
4 email?

5 A I really don't. 02:58:48

6 Q In the first paragraph, the notes read:
7 (As read):

8 "This is now a PG-13 film through and
9 through. All swearing has been removed
10 aside from one F-word placed in a very 02:58:58
11 important moment in a non-sexual way.
12 Making this film PG-13 has proven,
13 without a doubt, to be what's best for
14 the film and the audience."

15 Was that your view with respect to the 02:59:11
16 PG-13 rating of the film?

17 A I think -- I think at the time I was
18 supportive of PG-13. I mean, that's almost always
19 better for a mass audience for films. We originally
20 were supposed to make an R-rated movie, and so that 02:59:33
21 was a little controversial internally when it needed
22 to change. But I believe I supported the PG-13.

23 Q And did you say PG -- PG-13 is almost
24 better for mass audience -- audience for films, why
25 is that? 02:59:57

Page 174

CONFIDENTIAL

1 A Because it can reach more people. More 02:59:57
2 people can go see it. A younger audience can go see
3 it.

4 MS. ROESER: Do you -- I'm handing you
5 Exhibit 17. 03:00:07

6 (Exhibit 17 marked for identification.)

7 BY MS. ROESER:

8 Q And while that's passed around, I will
9 ask you a question, not yet about the exhibit, we'll
10 wait for everyone else to have it. 03:00:16

11 But do you recall a meeting on or around
12 January 4th, 2024 at Ms. Lively's home in which
13 she expressed concerns with respect to Mr. Baldoni
14 and Mr. Heath's behavior on set?

15 A Yes. 03:00:33

16 Q Can you please turn to paragraph 20 in
17 that complaint.

18 MS. CATERINA: You said 20?

19 MS. ROESER: Yeah, paragraph 20. Page 7.

20 BY MS. ROESER: 03:00:45

21 Q At paragraph 20, page 7, there is a
22 screenshot of notes that have 30 points there. If
23 you could take a minute and read through those. My
24 question for you will be whether the 30 points
25 identified on that page are consistent with what you 03:01:06

Page 175

CONFIDENTIAL

1 recall Ms. Lively speaking to you during the 03:01:10
2 January 4th meeting.

3 Ready?

4 A Yes.

5 Q Are the 30 points identified in paragraph 03:03:03
6 20 of that complaint consistent with what you recall
7 Ms. Lively speaking to you during the January 4th
8 meeting?

9 A I don't remember every point, one by one.
10 I remember most of them. 03:03:16

11 Q Okay. You can set that aside.

12 Was Ms. Lively eventually awarded a PGA
13 producer's mark for her work on It Ends with Us?

14 A Yes.

15 Q You submitted a letter in support of her 03:03:29
16 obtaining that producer's mark, correct?

17 A Yes.

18 Q Did you also speak with other cast and
19 crew members about submitting letters on
20 Ms. Lively's behalf to obtain a PGA producer's mark? 03:03:39

21 A I spoke with other crew.

22 Q Other crew. Okay. Thank you.

23 MS. ROESER: What exhibit are we on,
24 Ashley?

25 THE STENOGRAPHIC REPORTER: Hold on. 03:04:08

Page 176

CONFIDENTIAL

1 you received from Ms. Ajemian in support of 03:04:52

2 Ms. Lively's producer's mark?

3 A Yes.

4 Q Exhibit 19 is marked AS1088.

5 Do you recognize this as a June 26, 2024 03:05:01

6 email and the attachment, a letter that you received

7 from Russell Barnes in support of Ms. Lively's PGA

8 producer mark?

9 A Yes.

10 Q Exhibit 20. Do you recognize Exhibit 20 03:05:16

11 as an email from Mr. Barry Peterson to you on

12 June 22nd, 2024?

13 A I don't have that one.

14 MS. GAROFALO: We have a 20, but it's

15 what you just discussed, AS1088. 03:05:31

16 BY MS. ROESER:

17 Q Oh. Do you have AS1094?

18 A No.

19 MS. CATERINA: None of us do.

20 BY MS. ROESER: 03:05:49

21 Q Did you agree, based on your experience,

22 that Ms. Lively deserved the PGA producer's mark

23 that she was awarded in connection with the film?

24 A Yes.

25 MS. ROESER: No further questions for 03:06:00

Page 178

CONFIDENTIAL

1 was Mr. Heath -- someone commenting that -- oh, 04:21:53
2 Mr. Baldoni -- looked hot or looked sexy. Was she
3 in costume?

4 A I believe so.

5 Q Okay. So he wasn't commenting on her 04:22:07
6 street appearance, correct?

7 MS. ROESER: Objection.

8 THE WITNESS: Correct.

9 BY MS. GAROFALO:

10 Q And do you know whether the character, at 04:22:12
11 that moment, was going to be in a scene that
12 included sexual content?

13 MS. ROESER: Objection.

14 THE WITNESS: Her character was never in
15 a scene with sexual content. 04:22:21

16 BY MS. GAROFALO:

17 Q Ms. Slate's?

18 A Correct.

19 Q Okay. Let's have the same questions with
20 Ms. Lively. 04:22:28

21 Are you aware that Ms. Lively complained
22 that Mr. Baldoni said she looked sexy?

23 A Yes.

24 Q And was she in costume at the time?

25 MS. ROESER: Objection. 04:22:37

Page 236

CONFIDENTIAL

1 BY MS. GAROFALO: 04:29:06

2 Q And there had been an incident before
3 where he interrupted you on a Zoom call?

4 A Yes. It was -- I think it was a phone
5 call. 04:29:12

6 Q Okay. And that did not please you very
7 much, correct?

8 A Correct.

9 Q And you told Mr. Baldoni, right?

10 A No, I actually didn't. 04:29:21

11 Q But he apologized to you, didn't he?

12 A He did.

13 Q So he knew or felt that he had been
14 impolite; is that the right word?

15 MS. ROESER: Objection. 04:29:34

16 THE WITNESS: Yeah.

17 BY MS. GAROFALO:

18 Q And apologized to you?

19 A Correct.

20 Q Do you think Mr. Baldoni cut you off 04:29:38
21 during that call because you were a female?

22 MS. ROESER: Objection.

23 THE WITNESS: I don't know. But I was
24 the only person on the set that he consistently
25 yelled at. 04:30:03

Page 243

CONFIDENTIAL

1 THE WITNESS: No. 05:17:05

2 BY MS. GAROFALO:

3 Q You -- you understand that -- well, do
4 you recall when the film premiered?

5 A I do. 05:17:20

6 Q When was that?

7 A In August of 2024.

8 Q And with respect to Mr. Baldoni's
9 presence at the premiere, had Ms. Lively made any
10 demands? 05:17:33

11 MS. ROESER: Objection.

12 THE WITNESS: What I had been told was
13 that they shouldn't be on the carpet together, and
14 that they would be in a separate theater and would
15 be having a separate party. 05:17:44

16 BY MS. GAROFALO:

17 Q Were you aware of efforts by Ms. Lively
18 to have the cast and crew de-friend Mr. Baldoni on
19 social media at about this time?

20 MS. ROESER: Objection. 05:17:53

21 THE WITNESS: I was not, until the press
22 started reporting about it.

23 BY MS. GAROFALO:

24 Q And do you know, as you sit here today,
25 whether or not that's accurate? 05:18:02

Page 278

CONFIDENTIAL

1 A I don't. 05:18:04

2 Q And you don't know whether or not

3 Ms. Lively froze Mr. Baldoni out of the marketing;

4 is that correct?

5 MS. ROESER: Objection.

05:18:17

6 THE WITNESS: I had heard that she was

7 really running it, but I -- I didn't technically

8 know if he was also talking to them on the side. I

9 know marketing and publicity were like kind of

10 sometimes just having two conversations about

05:18:30

11 things.

12 BY MS. GAROFALO:

13 Q At around the time of the premiere when

14 you texted that she was virtually taking over the

15 film, did you have any discussions with Mr. Baldoni

05:18:41

16 on the subject?

17 A So that text was -- was back in post,

18 that was about two months before the premiere. I

19 believe I did talk to Justin around when that sort

20 of final takeover was happening. And I think that

05:18:57

21 was one of our last conversations.

22 Q And what did Mr. Baldoni say to you?

23 A I think he was upset but, if I remember

24 correctly, was kind of shockingly in good spirits

25 and accepting of the whole thing.

05:19:14

Page 279

CONFIDENTIAL

1 BY MS. GAROFALO: 05:24:52

2 Q Did she ever complain to you that the
3 script did not accurately reflect the book in sum or
4 substance?

5 A No. 05:25:00

6 Q What do you know about the entry on the
7 list having to do with Mr. Baldoni contacting
8 Ms. Lively's trainer?

9 A I knew about that incident really right
10 after it happened because Justin asked Jamey and I 05:25:25
11 to come to his apartment, and he walked us through
12 exactly what happened. He was really shaken by it.
13 Upset. Embarrassed. Felt trapped.

14 Q What exactly did Mr. Baldoni tell you
15 about the incident with Ms. Lively's trainer? 05:25:48

16 A Well, he said that he had asked the
17 trainer what her weight was because he had a back
18 injury, and he was going to have to be lifting her
19 in one of the intimate scenes. And I guess the
20 trainer -- I don't even know if the trainer 05:26:09
21 responded. But the trainer took that question and
22 went to Ryan and Blake, and told them about it. And
23 what had happened that day was that Ryan and Blake
24 confronted Justin about it. It sounded like they
25 were very upset, asked him why -- how he could 05:26:31

Page 284

CONFIDENTIAL

1 possibly do that. 05:26:36

2 Again, I don't remember all the details,
3 but it sounded like it went on for a bit. And then
4 Justin was very upset, so he called Jamey and I to
5 come hear about it. 05:26:47

6 Q Did Justin -- did Mr. Baldoni, if you
7 know, ever apologize to Ms. Lively?

8 A I believe he did, but I don't exactly
9 recall.

10 Q As the producer of a movie in which 05:26:56
11 the lead actor has to lift the lead actress, did you
12 find anything offensive about Mr. Baldoni trying to
13 find out how much she weighed?

14 MS. ROESER: Objection.

15 THE WITNESS: I don't know that I find it 05:27:10
16 offensive. I understand it on a practical level,
17 but she was a woman who had just had a baby and was
18 clearly uncomfortable with her body and her weight.
19 So it was more of an insensitive, stupid question
20 that maybe we could have gotten the answer another 05:27:28
21 way.

22 MS. GAROFALO: Okay. Let's take a short
23 break. I may be about finished.

24 THE VIDEOGRAPHER: The time is 5:27 p.m.

25 Off record. 05:27:37

Page 285

REPORTER'S CERTIFICATE

I, ASHLEY SOEVYN, a Certified Shorthand Reporter of the State of California, do hereby certify:

That the foregoing proceedings were taken before me at the time and place herein set forth; at which time the witness was put under oath by me;

That the testimony of the witness, the questions propounded, and all objections and statements made at the time of the examination were recorded stenographically by me and were thereafter transcribed;

That a review of the transcript by the deponent was not requested;

That the foregoing is a true and correct transcript of my shorthand notes so taken.

I further certify that I am not a relative or employee of any attorney of the parties, nor financially interested in the action.

I declare under penalty of perjury under the laws of California that the foregoing is true and correct. Dated this 25th day of September, 2021.



ASHLEY SOEVYN

CSR No. 12019