

# Exhibit 265

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

REMOTE VIDEOTAPED DEPOSITION OF ANDREW T. CHRISOMALIS

New York, New York

Wednesday, September 24, 2025

Reported by:

RENEE A. PACHECO, RPR, CLR, CSR No. 11564

Job No. 7624620

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1 BY MR. KALTGRAD:

2 Q Yes, if you understand it. Go ahead.

3 A Unusual. I'm not sure what you mean by  
4 unusual activity, I guess.

5 Q All right. We'll -- we'll get into a 09:48AM  
6 little more detail. Did Betty Booze or Betty Buzz  
7 shut down social media accounts at any time in 2024?

8 A I don't recall if we actually shut down,  
9 fully down or not. I don't recall that. I guess  
10 what do you mean by shut down? 09:48AM

11 Q Well, were they somehow taken offline?

12 A I don't -- I don't recall that. I don't  
13 think so.

14 Q Was there a decision at any time to refrain  
15 from posting any content on the social media 09:49AM  
16 accounts of Betty Buzz or Betty Booze at any time in  
17 2024?

18 A Yes, to my recollection, yes.

19 Q And when was that exactly, to your best  
20 estimate? 09:49AM

21 A In -- it would have been in the month of  
22 August 2024, as far as I can recall.

23 Q And that was for both Betty Buzz and Betty  
24 Booze?

25 A I would imagine. I can't 100 percent 09:49AM

1 confirm that, but I would bet, yes.

2 Q And what prompted that decision?

3 A What prompted it was -- some amplified  
4 negativity that was occurring on our site -- on the  
5 sites.

09:50AM

6 Q On the social media sites?

7 A Yes.

8 Q And what do you mean by amplified  
9 negativity?

10 A Sort of loud and voluminous, atypical,  
11 negative commentary.

09:50AM

12 Q And why are you saying atypical?

13 A Because we had run those same handles for  
14 virtually three years prior and had not experienced  
15 anything of the sort that we had experienced  
16 beginning in August of 2024.

09:50AM

17 Q Okay. So you had -- in August of 2024 you  
18 were seeing an increase in negativity on the social  
19 media sites for those brands; is that right?

20 A Yes.

09:50AM

21 Q And why did that make you stop posting  
22 content just because you were seeing nega- --  
23 negativity?

24 MR. BRUNO: Objection to form.

25 THE DEPONENT: It was quite significant and

09:51AM

1 that we had discussed earlier.

2 Q And you also said that you were unable to  
3 do any brand activation. Why were you unable do  
4 that?

5 A Well, I think said we were unable do a 11:54AM  
6 brand spot led by Blake, who's our biggest brand  
7 asset, and we were unable to do it because the brand  
8 had gone, you know, dark from that perspective of  
9 doing a big produced spot because of, you know,  
10 quite frankly, the very negative sentiment and 11:54AM  
11 amplified commentary and vitriol and hate that was  
12 on -- you know, that was on the Internet and  
13 amplified, you know, by social media and the  
14 content, et cetera, that we had talked about  
15 earlier. 11:54AM

16 So the decision was made not to produce,  
17 you know, significant marketing spots with our  
18 biggest asset, who's Blake and the face of the brand  
19 and cofounder.

20 Q The second bullet point here says (as 11:55AM  
21 read) :

22 "Given BL's busy schedule  
23 during the key RTD summer season,  
24 time for trade engagement has been  
25 limited both in person and virtual 11:55AM

1 I, the undersigned, a Certified Shorthand  
2 Reporter of the State of California, Registered  
3 Professional Reporter, Certified Live Note Reporter, do  
4 hereby certify:

5 That the foregoing proceedings were taken  
6 before me at the time and place herein set forth; that  
7 any witnesses in the foregoing proceedings, prior to  
8 testifying, were duly sworn; that a record of the  
9 proceedings was made by me using machine shorthand  
10 which was thereafter transcribed under my direction;  
11 that the foregoing transcript is a true record of the  
12 testimony given.

13 Further, that if the foregoing pertains to the  
14 original transcript of a deposition in a Federal Case,  
15 before completion of the proceedings, review of the  
16 transcript [ ] was [ ] was not requested.

17 I further certify I am neither financially interested  
18 in the action nor a relative or employee of any  
19 attorney or party to this action.

20 IN WITNESS WHEREOF, I have this date  
21 subscribed my name this 25th day of September, 2025.

22  
23 

24 RENEE A. PACHECO

25 CSR No. 11564 RPR, CLR