

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3
4 In Re

Case No. BP168725

5
6 ADVANCE HEALTH CARE DIRECTIVE
7 OF SUMNER M. REDSTONE

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12 CONFIDENTIAL - ATTORNEYS EYES ONLY

13
14 VIDEOTAPED DEPOSITION OF SUMNER M. REDSTONE

15 May 5, 2016

16 10:54 a.m. - 11:12 a.m.

17 31 Beverly Park Terrace

18 Beverly Hills, California

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22
23 Reported by:

24 DARLENE MATURA MORGAN

25 CSR No. 5959

1 1 APPEARANCES:

2 2

3 3 For Sumner Redstone:

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22 22 The Videographer:

23 23 STAN BEVERLY,
24 24 U.S. Legal Support

25 25 The Interpreter:

26 26 ANNE LEFTON

27 27 Also Present:

28 28 VINCENT DE LEON

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Thursday, May 5, 2016
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1 1 Los Angeles, California;

2 2 Thursday, May 5, 2016, 10:54 a.m.

3 3
4 4 THE VIDEOGRAPHER: Good morning. We're on the
5 10:53 5 record. This is the recorded video deposition of Sumner M.
6 6 Redstone in the matter of In Re Advance Health Care
7 7 Directive of Sumner M. Redstone.

8 8 This deposition is taking place at the home of
9 9 Sumner M. Redstone, 31 Beverly Park Terrace, Beverly Hills,
10 10:54 10 California, on May 5th, 2016 at approximately 10:54 a.m.

11 11 My name is Stan Beverly. I'm the videographer
12 12 with U.S. Legal Support located at 11845 West Olympic
13 13 Boulevard, Los Angeles, California.

14 14 Video and audio recording will be taking place
15 10:54 15 unless all counsel have agreed to go off the record.

16 16 Would all present please identify themselves
17 17 beginning with the interpreter and then Mr. Sumner.

18 18 THE INTERPRETER: My name is Anne Lefton.

19 19 Can you state your name?

20 10:54 20 THE WITNESS: Sumner Redstone.

21 21 MR. DE LEON: Oh, Vincent De Leon.

22 22 MR. O'DONNELL: Pierce O'Donnell, counsel for
23 23 the petitioner.

24 24 MS. VIDAL: Gabrielle Vidal, counsel for
25 10:54 25 Mr. Redstone.

1 1 to meet you. How are you today?

2 2 A Fine. I'm fine.

3 3 Q I want to ask you some questions. Who is

4 4 Manuela Herzer?

5 10:56 5 THE INTERPRETER: Say it one more time slowly.

6 6 THE WITNESS: She is -- Manuela is a fucking

7 7 bitch.

8 8 BY MR. O'DONNELL:

9 9 Q Okay. How long have you known Manuela Herzer?

10 10:56 10 A Years. Many years.

11 11 Q How many years?

12 12 A Over --

13 13 THE INTERPRETER: Over -- did you say over 20

14 14 years?

15 10:56 15 THE WITNESS: (Not interpreted): Yeah.

16 16 BY MR. O'DONNELL:

17 17 Q Did Manuela ever reside here at your home?

18 18 A Yes.

19 19 Q How long did she reside at your home?

20 10:57 20 A About a year.

21 21 Q Okay. And what was the period of time that she
22 22 lived here? From when to when?

23 23 THE INTERPRETER: Say it a little bit louder, a
24 24 little bit slower.

25 10:57 25 THE WITNESS: Repeat. Repeat the question.

1 BY MR. O'DONNELL:

2 Q From what period of time did Ms. Herzer live
3 here with you at your home?

4 A A few years.

5 10:57 5 Q Do you know from what year to what year?

6 A No.

7 Q Okay. How -- did she leave?

8 A I kicked her out.

9 Q Okay. And when did you kick her out?

10 10:58 10 THE INTERPRETER: Say that again loud. Slow it
11 down.

12 Will you repeat the question?

13 BY MR. O'DONNELL:

14 Q When did you kick her out of your home?

15 10:58 15 A Around October.

16 Q What year?

17 A 2015.

18 MR. O'DONNELL: Is that what he said?

19 THE INTERPRETER: 2015.

20 10:58 20 MR. O'DONNELL: You sure?

21 THE INTERPRETER: Say it again, Sumner? What
22 year?

23 Can you adjust his dentures. Adjust his
24 dentures.

25 10:59 25 (Brief pause)

1 1 THE INTERPRETER: Can you repeat the question?

2 2 BY MR. O'DONNELL:

3 3 Q What year did Manuela leave your home?

4 4 THE INTERPRETER: You might have to ask it in a
5 10:59 5 different way.

6 6 BY MR. O'DONNELL:

7 7 Q When -- when Manuela lived here, did she help
8 8 with your health care?

9 9 A Yes.

10 10:59 10 Q What did she do --

11 11 THE INTERPRETER: Hold on one moment.

12 12 MR. VINCENT: Let me check to make sure.

13 13 MR. O'DONNELL: Would you like to stop?

14 14 THE INTERPRETER: No. Proceed.

15 11:00 15 BY MR. O'DONNELL:

16 16 Q When Manuela was here, did she help with your
17 17 health care?

18 18 A Yes.

19 19 Q What did she do to help you?

20 11:00 20 (Brief pause)

21 21 THE WITNESS: Manuela is a fucking bitch.

22 22 BY MR. O'DONNELL:

23 23 Q Okay.

24 24 THE INTERPRETER: Can you repeat the
25 11:00 25 question?

1 BY MR. O'DONNELL:

2 Q What did Manuela do when she was here to assist
3 you with your health care?

4 I'll repeat the question. Okay, sir?

5 11:01 5 When Manuela lived here, what did she do to
6 assist you with your health care?

7 THE INTERPRETER: Sumner, can you slow -- slow
8 down? Can you take a swallow for me?

9 MR. VINCENT: Let me see something, sir.

10 11:01 10 Bite down, sir. Bite down.

11 MR. O'DONNELL: I'll repeat the question.

12 Okay?

13 THE INTERPRETER: Say it again.

14 BY MR. O'DONNELL:

15 11:01 15 Q When Manuela was here, did she assist you with
16 your health care?

17 A Yes.

18 Q What did she do to assist you with your health
19 care?

20 11:02 20 THE INTERPRETER: Sumner, can you -- can you
21 show me the word? Can you spell it out? First letter?

22 MR. O'DONNELL: Just tell us what he's pointing
23 to. Okay?

24 THE INTERPRETER: L -- L.

25 11:02 25 L or H? L? What's the next letter? What's

1 1 the next letter after L? Show me. Show me. Point to
2 2 it.

3 3 Repeat the question one more time.

4 4 BY MR. O'DONNELL:

5 11:03 5 Q When Manuela lived here, sir, what did she do
6 6 to assist you with your health care?

7 7 A Yes.

8 8 Q What did she do to assist you?

9 9 THE INTERPRETER: Can you choose one word?

10 11:03 10 Spell it for me, Sumner. What's the first letter?

11 11 L. The next letter? H. H.

12 12 Next letter? I. E. H. E.

13 13 She helped? Helped?

14 14 MR. O'DONNELL: I'm going to move on.

15 11:04 15 THE INTERPRETER: Okay.

16 16 BY MR. O'DONNELL:

17 17 Q What was your birth name before you changed
18 18 your name to Sumner Murray Redstone?

19 19 A (No response)

20 11:04 20 MR. O'DONNELL: Okay. I'll ask the next
21 21 question.

22 22 I'd like to mark this as Exhibit 1 for the
23 23 deposition.

24 24 (Exhibit 1 marked)

25 11:04 25 THE VIDEOGRAPHER: While he's doing that, can I

1 1 reposition his microphone? I'm going to do it.

2 2 MR. O'DONNELL: Let's deem this marked. Okay?

3 3 How much time do we have left?

4 4 THE VIDEOGRAPHER: Four minutes.

5 11:05 5 MR. O'DONNELL: I'm going to show you a

6 6 photograph marked as Exhibit 1.

7 7 Q Who is in this photo?

8 8 A Manuela and me.

9 9 Q When was the photo taken, approximately?

10 11:05 10 A Who cares?

11 11 Q When -- where were you when this photo was

12 12 taken?

13 13 A At Para- -- Paramount.

14 14 (Brief pause)

15 11:06 15 BY MR. O'DONNELL:

16 16 Q Were you dating Manuela when the photo was
17 17 taken?

18 18 A Yes.

19 19 Q Did you fall in love with Manuela at some
20 11:06 20 point?

21 21 A Yes.

22 22 Q How long did you and Manuela date?

23 23 A I don't know. Years? How many years?

24 24 Q How many years?

25 11:06 25 THE INTERPRETER: What's the first letter?

1 1 F. H.

2 2 How many years? Spell out the number of years.

3 3 What's the first letter of the number? Can you see the

4 4 board? Okay. L? L? Is that correct?

5 11:07 5 MR. O'DONNELL: Okay. I'll ask again.

6 6 Let's mark this as Exhibit 2. We'll deem it

7 7 marked as Exhibit 2.

8 8 (Exhibit 2 marked)

9 9 BY MR. O'DONNELL:

10 11:08 10 Q Mr. Redstone, did Manuela steal money from you?

11 11 A Yes.

12 12 Q I'm going to show you this chart.

13 13 THE INTERPRETER: Right here, Sumner.

14 14 BY MR. O'DONNELL:

15 11:08 15 Q How much money did Manuela steal from you?

16 16 THE INTERPRETER: Sumner, can you -- here.

17 17 Look at --

18 18 Which amount? Is the amount on the paper?

19 19 THE VIDEOGRAPHER: Counsel --

20 11:08 20 BY MR. O'DONNELL:

21 21 Q Did -- did you ever say that Manuela was the
22 22 love of your life?

23 23 A Yes.

24 24 Q Yes. Do you still love her?

25 11:09 25 A No.

1 1 Q Okay. Let me ask you this question. Do you
2 2 have a granddaughter named Keryn Redstone?

3 3 A Yes.

4 4 Q When was the last time you saw Keryn Redstone?

5 11:09 5 A (No response)

6 6 Q Mr. Redstone, I want to ask you one more
7 7 question, if I may. Okay, sir?

8 8 A Yeah.

9 9 Q When -- did you -- when Manuela was leaving,
10 11:09 10 did you confront her about why you wanted her to leave
11 11 your house?

12 12 THE INTERPRETER: Ask -- ask again.

13 13 BY MR. O'DONNELL:

14 14 Q When Manuela was leaving your house, did you
15 11:09 15 ever confront her to tell her why you were making her
16 16 leave your house?

17 17 A No.

18 18 Q Why not?

19 19 A Because she's a fucking bitch.

20 11:10 20 MR. O'DONNELL: No further questions.

21 21

22 22 EXAMINATION

23 23 BY MS. VIDAL:

24 24 Q Mr. Redstone, I'm going to ask you a few
25 11:10 25 questions now.

1 1 Mr. Redstone, why did you kick Manuela out of
2 2 your house?

3 3 A She lied to me.

4 4 Q What did she lie to you about?

5 11:10 5 A About Terry's availability and Sydney's letter.

6 6 MR. O'DONNELL: Are you sure that's what he
7 7 said?

8 8 THE INTERPRETER: I'm sure.

9 9 BY MS. VIDAL:

10 11:10 10 Q Mr. Redstone, how do you feel about Manuela
11 11 now?

12 12 A I hate her. Fucking bitch.

13 13 Q Do you want Manuela to make health-care
14 14 decisions for you?

15 11:10 15 A No.

16 16 Q Mr. Redstone --

17 17 A No.

18 18 Q -- who do you want to make your health-care
19 19 decisions? If you are unable to, Mr. Redstone, who would
20 11:11 20 you like to make your health-care decisions?

21 21 A Shar- -- Shari.

22 22 Q Is that correct? I understood you to say
23 23 Shari.

24 24 A Yeah.

25 11:11 25 Q Is that correct?

1 1 A Yeah.

2 2 Q Mr. Redstone, have you been seeing your family
3 3 lately?

4 4 A Yeah.

5 11:11 5 Q How do you feel about that?

6 6 A I feel good about it.

7 7 Q Mr. Redstone, are you satisfied -- are you
8 8 happy with the nursing care that you're receiving?

9 9 A Yeah.

10 11:11 10 Q Mr. Redstone, Judge Cowan wants to hear from
11 11 you. What do you want, Mr. Redstone, at the end of this
12 12 trial?

13 13 THE INTERPRETER: Can you readjust?

14 14 (Brief pause)

15 11:12 15 THE INTERPRETER: Sumner. Loud, slow.

16 16 BY MS. VIDAL:

17 17 Q Mr. Redstone, I want you to tell me what you
18 18 want at the end of this trial.

19 19 A I want Manuela out of my life. Yeah.

20 11:12 20 MS. VIDAL: I have no further questions.

21 21 MR. O'DONNELL: Thank you very much.

22 22 MS. VIDAL: Thank you, Mr. Redstone.

23 23 MR. O'DONNELL: Thank you, sir.

24 24 THE VIDEOGRAPHER: This concludes today's video
25 11:12 25 deposition of Sumner M. Redstone. The total number of

1 1 media used was one. The time is approximately 11:12 a.m.

2 2 and we're going off the record.

3 3 (Deposition concluded at 11:12 a.m.)

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CERTIFICATE OF READER-INTERPRETER

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I, _____,
whose address is _____, a
person who speaks the language of the deponent; namely
English, do hereby certify that on the _____ day of
_____, 2016, I did translate the
foregoing deposition from the English language into the
English language, reading same to the deponent in his
native tongue, to the best of my ability;

That all corrections and changes requested by
the deponent were made and initialed by the deponent;

That upon completion of said reading, the
deponent did confirm to me that he had understood the
reading.

READER-INTERPRETER

DECLARATION UNDER PENALTY OF PERJURY

I, SUMNER M. REDSTONE, do hereby certify under penalty of perjury that I have read the foregoing transcript of my deposition taken on May 5, 2016; that I have made such corrections as appear noted herein in ink, initialed by me; that my testimony as contained herein, as corrected, is true and correct.

Dated this ____ day of _____, 2016, at _____, California.

SUMNER M. REDSTONE

DEPOSITION ERRATA PAGE

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SUMNER M. REDSTONE

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1 STATE OF CALIFORNIA)
)
2 COUNTY OF LOS ANGELES)

4 I, Darlene Matura Morgan, a Certified Shorthand
5 Reporter, do hereby certify:

6 That prior to being examined, the witness in
7 the foregoing proceedings was by me duly sworn to testify
8 to the truth, the whole truth, and nothing but the truth;

9 That said proceedings were taken before me at
10 the time and place therein set forth and were taken down
11 by me in shorthand and thereafter transcribed into
12 typewriting under my direction and supervision;

13 I further certify that I am neither counsel
14 for, nor related to, any party to said proceedings, not
15 in anywise interested in the outcome thereof.

16 In witness whereof, I have hereunto subscribed
17 my name.

19 Dated: May 5, 2016

21 _____

22 Darlene Matura Morgan
23 CSR No. 5959

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