

## **EXHIBIT B**

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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

CORY SPENCER, an individual; DIANA )	)
MILENA REED, an individual; and )	)
COASTAL PROTECTION RANGERS, INC., a )	)
California non-profit public benefit )	)
corporation, )	) Case No.
	) 2:16-cv-02129-SJO-RAO
Plaintiffs, )	)
	)
vs. )	)
	)
LUNADA BAY BOYS, et al., )	)
	)
Defendants. )	)
	)

VIDEOTAPED DEPOSITION OF DIANA MILENA REED  
Santa Monica, California  
Monday, October 24, 2016

REPORTED BY:  
Jimmy S. Rodriguez  
CSR No. 13464

1 sentence it says you wanted to paddle out to 11:49  
2 experience the large waves found off Lunada Bay. 11:49

3 In this sentence in your complaint here, 11:49  
4 did you mean that you wanted to go out and try to 11:49  
5 surf or you just wanted to paddle off to -- paddle 11:49  
6 out to see what the waves looked like? 11:49

7 MR. FRANKLIN: Vague and ambiguous. 11:49

8 THE WITNESS: I wanted to paddle out to 11:49  
9 surf. 11:49

10 BY MS. HEWITT: 11:49

11 Q Did you intend to surf? 11:49

12 A I did intend to surf, yes. 11:49

13 Q Did you feel prepared that day to catch a 11:49  
14 big wave, whatever you thought was a big wave that 11:49  
15 day? 11:49

16 A I felt prepared that day to attempt to 11:49  
17 catch some of the waves on the inside for the 11:49  
18 conditions that were out that day. 11:49

19 Q How did you decide to go to Lunada Bay 11:49  
20 that day? 11:49

21 A I don't remember specifically how I 11:49  
22 decided to go to Lunada Bay that day. I would 11:50  
23 assume that the swell -- there was a good swell and 11:50  
24 it wasn't, you know, too big, you know, and it was a 11:50  
25 size that was something that I could try and 11:50

1 attempt. 11:50  
2 Q I think earlier we decided that we weren't 11:50  
3 sure whether or not you'd been to Lunada Bay before 11:50  
4 that day. 11:50  
5 A I didn't say that. 11:50  
6 Q My fault. 11:50  
7 Had you been to Lunada Bay before 11:50  
8 January 29, 2016? 11:50  
9 A I had been to the top of the bluff. 11:50  
10 Q Top of the bluff, okay. 11:50  
11 Do you remember -- is it like towards the 11:50  
12 beginning of January, middle of January? 11:50  
13 A It was towards the beginning of January. 11:50  
14 I think that it was around the 6th of January 11:50  
15 approximately. 11:50  
16 Q And before that time on approximately the 11:50  
17 6th of January, had you ever been to the top of the 11:50  
18 bluff at Lunada Bay before? 11:50  
19 A I don't think so. I may have at one point 11:51  
20 driven up the coast looking at the coast, but I 11:51  
21 don't know if I stopped at Lunada Bay or not. And 11:51  
22 that wasn't for surfing. It was for scenic reasons. 11:51  
23 Q Okay. Just to be clear so I don't get it 11:51  
24 wrong again: Before January 6, 2016, had you ever 11:51  
25 been down to the beach at Lunada Bay? 11:51

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Exhibit B, page 20



1 Q Okay. So in June, would you have been 12:57  
2 about four and a half months pregnant or so? 12:57  
3 A I don't know. I would have to calculate 12:57  
4 it, I don't remember. 12:57  
5 Q Do you remember being pregnant when you 12:57  
6 were surfing in June, though? 12:57  
7 A Yes, hmm-mm. 12:57  
8 Q When was the last time you've been 12:57  
9 surfing? 12:57  
10 A That was about the last time. 12:57  
11 Q All right. So, going back to February 5, 12:57  
12 2016, I believe you told me that you went to 12:58  
13 Lunada Bay to take photos of Jordan; is that 12:58  
14 correct? 12:58  
15 A Yes. 12:58  
16 Q What made Jordan decide to go that day, to 12:58  
17 go surf? 12:58  
18 A You know, I don't remember what his reason 12:58  
19 was to go that day. I just remember accompanying 12:58  
20 him to take photos. 12:58  
21 Q Did you talk to anybody at the L.A. Times 12:58  
22 before February 5, 2016? 12:58  
23 A I don't think so, no. 12:58  
24 Q Do you have any idea as you sit here today 12:58  
25 how the writer and photographer from the 12:58



1           A       You know, I don't remember the specific       13:11  
2       reasons, but I think that Jordan wanted to go surf       13:11  
3       that day and I couldn't surf; so like I said, if I'm       13:11  
4       not surfing I like to take photos so it was my       13:11  
5       reason for going.       13:11

6           Q       Has Jordan as far as you know ever wanted       13:11  
7       to go surf at Lunada Bay and has decided not to       13:11  
8       because of any localism there?       13:11

9           MR. FRANKLIN: Vague and ambiguous, calls       13:11  
10       for speculation.       13:11

11           THE WITNESS: Well, I was with him on       13:11  
12       January 29, 2016, when we decided not to surf.       13:11

13       BY MS. HEWITT:       13:11

14           Q       Prior to going on a particular day did you       13:11  
15       decide to stay home because of any localism issues?       13:11

16           MR. FRANKLIN: Vague and ambiguous.       13:11

17           THE WITNESS: Well, I mean if there wasn't       13:11  
18       localism there I would have been surfing there all       13:11  
19       winter as often as I surf in Malibu and Ventura and       13:12  
20       other places, so yeah, I would be there as often as       13:12  
21       it was good.       13:12

22       BY MS. HEWITT:       13:12

23           Q       Jordan specifically -- sorry, that was my       13:12  
24       fault for a vague question.       13:12

25           Do you have any recollection of instances       13:12