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Fiona Harvey

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14
15 FIONA HARVEY,
16 Plaintiff,
17 v.
18 NETFLIX, INC. and NETFLIX
19 WORLDWIDE ENTERTAINMENT,
20 LLC,
21 Defendants.

Case No. 2:24-cv-04744-RGK-AJR
DECLARATION OF FIONA BRIONY HARVEY IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' SPECIAL MOTION TO STRIKE
Place: Roybal Federal Building and U.S. Courthouse, 255 East Temple Street, Los Angeles, CA 90012, Courtroom 850
Judge: The Hon. R. Gary Klausner

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1 I, FIONA BRIONY HARVEY, hereby declare and state as follows:

2 1. I am over 18 years of age and I am the plaintiff in this action. I submit
3 this declaration based upon my personal knowledge and, if called as a witness,
4 could and would testify to the matters set forth below.

5 2. This declaration is submitted in support of Plaintiff Fiona Harvey's
6 Opposition to Defendants Netflix Inc.'s, and Netflix Worldwide Entertainment
7 LLC's Special Motion to Strike.

8 3. I was born in Bridge of Allan Scotland in 1965.

9 4. I graduated with a degree in law from Aberdeen University Law
10 School, Scotland in 1990.

11 5. Thereafter, I worked at various law firms.

12 6. In or around 1999 and 2000, I was interested in politics and was a
13 member of the Labour Party. I sought to be nominated as a candidate for Member
14 of Parliament on behalf of the Labour Party but was never selected as a
15 Prospective Parliamentary Candidate. Unlike the primary process in American
16 politics where the public votes for a nominee, under the Parliamentary system, the
17 nominees who get to run for Members of Parliament are chosen by the Labour
18 Party itself. In other words, I did not canvass, or make speeches, or run media
19 advertisements seeking votes from members of the public, when I sought the
20 nomination. I simply was not chosen by the Labour Party.

21 7. Since that one instance, I have never attempted to be a candidate for
22 public office or sought to obtain any position as a public official.

23 8. I moved to London in 2005, seeking a fresh start after my long term
24 boyfriend prematurely passed away.

25 9. I met Richard Gadd in or around 2014 at the Hawley Arms pub in
26 Camden, near where I lived, and where Gadd was a bartender. Gadd craved
27 attention at the bar. He flirted with me and we exchanged banter.

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1 10. I never knew where Gadd resided during that time period. But he
2 knew where I lived because he had asked me on numerous occasions.

3 11. I tweeted Richard Gadd in 2014. A copy of one of my tweets is
4 annexed as Exhibit 26.

5 12. I never had any contact with Gadd outside of the Hawley Arms. I do
6 not recall ever being alone with Gadd anywhere at any time.

7 *Baby Reindeer*

8 13. The allegations Netflix made about me in *Baby Reindeer* are
9 completely false. I never waited for Gadd outside his home. I never had any sexual
10 contact with Gadd. I never attacked Gadd. I never gouged his eyes or smashed a
11 glass over his head. I never stalked a police officer. I have never been indicted of a
12 crime. I have never been convicted of a crime. I have never pled guilty to a crime.
13 I have never been to prison.

14 14. I am horrified that Netflix included scenes in *Baby Reindeer* where I
15 am having sex with Gadd.

16 15. I understand that Richard Gadd claims that I once shoved the back of
17 his neck. I deny this ever happened. I also deny pinching his bum.

18 16. No one from Netflix, including Richard Gadd, contacted me about
19 *Baby Reindeer* before or after it was released.
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1 17. As a result of Baby Reindeer, total strangers and members of the
2 media began to contact me on or about April 21, 2024 through Facebook
3 identifying me as “Martha” from Baby Reindeer. Exhibits 1-23. The Exhibits are a
4 fraction of the thousands, I estimate 5,000 – 10,000 messages, I received from total
5 strangers in response to Baby Reindeer. These individuals accused me of rape
6 (Exhibits 1-2, 22), threatened me (Exhibits 1-2) and told me to kill myself or
7 wished me grave harm (Exhibits 5-6, 16). Individuals specifically referenced the
8 “hang my curtains” tweet. Exhibits 12-13, 15. Others attempted to call me.
9 Exhibits 5, 11.

10 18. As a result of being identified and out of concern for my safety, I
11 decided to go on the Piers Morgan Uncensored show to defend myself and explain
12 that while I do know Richard Gadd, I did not do any of the actions that Baby
13 Reindeer says that I did. The episode aired on May 9, 2024. I have reviewed
14 Netflix’s claim that on Piers Morgan I said Baby Reindeer was not me. Netflix has
15 twisted my words. My comment was that I did not do the things Richard Gadd said
16 I did in Baby Reindeer.

17 19. As a result of Baby Reindeer, I had to close my Facebook account and
18 stopped watching the news for fear of any story about me. I am afraid to go outside
19 out of fear of being attacked. Some weeks I do not leave my apartment. I am
20 suffering from, among other things, constant panic attacks, chest pains, anxiety,
21 nightmares, depression, nervousness, stomach pains, loss of appetite, fear and
22 insomnia. The stress and anxiety is also severely affecting my diabetes.

23 20. Annexed as Exhibit 24 is a true and correct copy of a Certificate
24 from the United Kingdom confirming that I have never been convicted of a crime.

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