

Exhibit E

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

COORDINATION PROCEEDING		JUDICIAL COUNCIL
SPECIAL TITLE [RULE 3.400]		COORDINATION PROCEEDING
		NO. 5255
IN RE: SOCIAL MEDIA		
ADOLESCENT ADDICTION		Lead Case Number For
(JCCP No. 5255)		Filing Purposes:
		22STCV21355

THIS DOCUMENT RELATES TO:		Assigned Coordination
		Hon. Carolyn B. Kuhl
Christina Arlington Smith,		SSC-12
et al., v. TikTok Inc.,		
et al.,		
Case No. 22STCV21355,		
Los Angeles Superior Court		

The VIDEOTAPED DEPOSITION of COLIN GRAY,
Ph.D., VOLUME I, taken before BARBARA A. PERKOVICH,
CSR Number 084-004070, Certified Shorthand Reporter
within and for the State of Illinois, at 10 North
Dearborn Street, 7th Floor, Chicago, Illinois, on
August 13, 2025, at 9:00 a.m.

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1 A. I do.

2 Q. And is that a true statement; you're
3 not proposing any specific age verification method
4 that you say meta should have been using?

5 A. What I'm saying there is Meta has a
6 demonstrable failure of age verification that have
7 millions of under 13 users on the platform, and
8 millions of users under the age of 18 on their
9 platform that are presenting as adults via the
10 metadata that's assigned to their accounts and
11 that some methods should be used to address that
12 threat and that there are many different
13 mechanisms that should have been pursued with
14 vigor by Meta that were just not.

15 MR. SCHMIDT: Move to strike as
16 nonresponsive.

17 BY MR. SCHMIDT:

18 Q. Are you saying, "Here is the specific
19 method Meta should be using to undertake age
20 verification but is not"? Is that an opinion
21 you're giving?

22 A. I'm giving an opinion that there are
23 many different mechanisms that can be used for age
24 verification, and that Meta did not pursue any of
25 them with enough -- enough vigor to actually make

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1 an impact on the numbers of underage users that
2 were on the platform.

3 Q. What method should Meta have used? Are
4 you giving -- in your opinion?

5 A. So my opening report is focusing on
6 the -- found that Meta's platform was unsafe for
7 teenagers and child users and that age
8 verification is one key component of that failure,
9 not only having them on the platform, but if
10 somebody has a different age -- real age than what
11 they're impersonating as on the platform, then all
12 of the other features used to -- what Meta called
13 safety features also tend to fail, because then
14 the opt-in ages or default ages are -- are also
15 incorrect.

16 I'm arguing in my report, and in this
17 statement right here, that there are a number of
18 specific methods that should have been pursued in
19 a much more substantial way by Meta to ensure the
20 safety of the platform.

21 MR. SCHMIDT: Move to strike as
22 completely nonresponsive.

23 BY MR. SCHMIDT:

24 Q. Are you giving an opinion that Meta
25 should have adopted a specific means of age

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1 A. Yes, I see that.

2 Q. Couple questions on that point. First,
3 do you know whether the FTC has said that
4 companies may accept the accuracy of self-reported
5 age?

6 A. I did not reference any of these
7 specific FTC guidelines that you are referring to
8 in preparation for this report.

9 Q. Do you know outside of this report
10 whether the FTC has said that companies may assume
11 the accuracy of self-reported age?

12 A. I can't comment on that.

13 Q. Are you aware that there are people
14 who, with all kinds of services that ask for age,
15 put in erroneous ages when they sign up for
16 accounts?

17 A. I'm sure that that behavior happens.

18 Q. Have you done any analysis to see
19 whether for any of the companies at issue here,
20 the percentage of their users who report false
21 ages is higher or lower than the average in the
22 industry?

23 A. It's not a question I pursued in my
24 opening report. I was focused quite narrowly on
25 whether the platform was producing harms, and

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1 having people who are misrepresenting their age is
2 a substantial harm to users that are under the age
3 of 13 and under the age of 18.

4 And as I mentioned previously, it
5 impacts the efficacy of all these other safety
6 features that Meta has incorporated in their
7 platform over this period of years, either as
8 opt-in or opt-out.

9 MR. SCHMIDT: Move to strike the speech
10 beginning, "It's not a question I pursued in
11 my opening report."

12 BY MR. SCHMIDT:

13 Q. Did you analyze any data that lets you
14 say whether Meta has a higher percentage of
15 under-13 users than the average website that tries
16 to keep 13-year-olds off their websites?

17 A. That is not a question that I evaluated
18 in my opening report.

19 Q. Did you evaluate that anywhere else?

20 A. Did I evaluate what anywhere else?

21 Q. That question I just asked you.

22 A. As I mentioned, it's not a question
23 that I pursued.

24 Q. Have you done that for TikTok,
25 Snapchat, or YouTube?

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1 A. I would have to look at the specific
2 document to see what the specific causation
3 factors are.

4 Q. Do you know whether that backlog was
5 resolved?

6 A. I cannot speak to whether the backlog
7 was resolved or not.

8 Q. Did you make an effort to look to see,
9 there's a backlog here, did they fix it, and how
10 quickly did they fix it?

11 A. I think I addressed this point in a
12 little bit more detail in my rebuttal report.

13 Q. Where -- where do you do that? And I'm
14 asking specifically about the backlog that you
15 cite being resolved.

16 A. Oh, I don't think I addressed the
17 backlog specifically. My understanding is that
18 there -- there were lots of administrative hurdles
19 internally at Meta that were keeping them from
20 adequately resourcing the underage enforcement.

21 And certainly when I reviewed things
22 about the underage reporting flow, there were also
23 concerns about them getting too many requests for
24 underage reporting, so they made it a more
25 difficult process than this needed to be.