

AMENDED Exhibit 635

PLAINTIFFS' OMNIBUS OPPOSITION TO DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT

Case No.: 4:22-md-03047-YGR

MDL No. 3047

In Re: Social Media Adolescent Addiction/Personal Injury Products Liability Litigation

Yuyi Fu

1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA)
 ADOLESCENT ADDICTION/PERSONAL)
 INJURY PRODUCTS LIABILITY) MDL No. 3047
 LITIGATION)
 _____)
 THIS DOCUMENT RELATES TO:)
 ALL ACTIONS)

 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 COUNTY OF LOS ANGELES
 UNLIMITED JURISDICTION

COORDINATION PROCEEDING) Lead Case No.
 SPECIAL TITLE [RULE 3.550]) 22STCV21355
 _____)
 SOCIAL MEDIA CASES) JCCP No. 5225
 _____)
 THIS DOCUMENT RELATES TO:) Judge:
 ALL ACTIONS) Carolyn B.
) Kuhl, Dept.12

WEDNESDAY, MAY 21, 2025

CONFIDENTIAL - ATTORNEYS' EYES ONLY -
 PURSUANT TO PROTECTIVE ORDER

☒ ☒ ☒

Videotaped deposition of Yue Fu,
 held at the offices of King & Spalding, LLP,
 1 Raffles Quay, #31-01 North Tower,
 Singapore, commencing at 9:04 a.m., on the
 above date, before Carrie A. Campbell,
 Registered Diplomate Reporter, Certified
 Realtime Reporter, Illinois, California &
 Texas Certified Shorthand Reporter, Missouri,
 Kansas, Louisiana & New Jersey Certified
 Court Reporter.

☒ ☒ ☒

1 DIRECT EXAMINATION

2 QUESTIONS BY MS. CRAICK:

3 Q. Good morning. My name is
4 Felicia Craick. We met briefly this morning,
5 but it's nice to meet you. Thank you for
6 coming in today.

7 A. Good morning, Felicia. Nice to
8 meet you, too.

9 Q. Could you please state and
10 spell full your name for the record?

11 A. Sure. My legal name is Yue Fu.
12 Yue is my first name. It's Y-u-e. Fu is my
13 last name. It's F-u. And usually I go by
14 Yuyi.

15 Q. Okay. And do you have a
16 Chinese name also?

17 A. Yes. It is the same
18 pronunciation but retaining Chinese
19 characters.

20 Q. Okay. And we're located in
21 Singapore today.

22 Correct?

23 A. Yes, we're in Singapore.

24 Q. And do you live in Singapore?

25 A. Currently, yes.

1 Q. Okay. And do you work in
2 Singapore?

3 A. Yes, currently I am.

4 Q. Okay. And what is your current
5 job?

6 A. I'm currently running a team to
7 provide training data for the ByteDance
8 self-developed LLM, large language model.

9 Q. Okay. And that is sometimes
10 known colloquially as AI, or artificial
11 intelligence?

12 A. LLM is kind of AI, yes, but it
13 belongs to that category.

14 Q. Okay. But you are an employee
15 of ByteDance.

16 Correct?

17 A. Yes, correct.

18 Q. And ByteDance also owns and
19 operates the TikTok platform?

20 A. Just -- well, I think it really
21 involves some kind of, like, entity
22 structure, corporate structure kind of stuff.
23 I -- in layman's term, it's like I also read
24 from the news reports is that TikTok belongs
25 to ByteDance, but specifically how does that

1 work, legally what structure, sorry, I don't
2 have visibility or clarity about that.

3 Q. No worries.

4 But at some point in your
5 career, you have worked on the TikTok product
6 for ByteDance.

7 Correct?

8 A. Yes. I have worked on TikTok
9 products, yes.

10 Q. Okay. So I want to go over
11 some basics.

12 Have you had your deposition
13 taken before?

14 A. Sorry, I probably need to
15 understand the question a bit better.

16 Q. Of course, yes.

17 Have you ever been in this type
18 of situation where you're sitting under oath,
19 where someone is asking you questions and
20 you're giving answers under oath?

21 A. No. It's my first deposition,
22 yes.

23 Q. Okay. So you understand that
24 you swore to tell the truth today.

25 Correct?

1 certain content in internal employee groups.

2 Do you recall any of the
3 content that was discussed?

4 MS. KAJAN: Objection. Asked
5 and answered. Object to form.

6 THE WITNESS: No, because all I
7 see is the link, and I couldn't click
8 the link. And also, I -- just by
9 looking at the link, I cannot recall
10 anything. It's just a link.

11 QUESTIONS BY MS. CRAICK:

12 Q. I understand.

13 A. Yeah.

14 Q. All right. Did you create --
15 or take any notes during any of the meetings
16 with your attorneys?

17 A. No.

18 Q. Okay. And did you bring
19 anything with you today to help you testify?

20 A. No. Only myself.

21 (Fu Exhibits 1 and 2 marked for
22 identification.)

23 QUESTIONS BY MS. CRAICK:

24 Q. Okay. I would like to pull up
25 Tab 1, and I'm going to mark that as

1 Exhibit 1, and also Tab 2 and Exhibit 2.

2 A. Thank you.

3 Q. And we're handing you what has
4 been marked as Exhibit 1 and Exhibit 2. This
5 is a copy of your LinkedIn profile, and
6 your -- a copy of your résumé will be
7 Exhibit 2.

8 I will represent to you that
9 when you print out a LinkedIn profile, it
10 looks like Exhibit 1 with this -- they do
11 different formatting than how you view it on
12 the web.

13 If you look at the information
14 on Exhibit 1, does that look like the
15 information from your LinkedIn profile?

16 A. Yes, I think so. Yes.

17 Q. Okay. And do you have any
18 changes or corrections to your LinkedIn
19 profile?

20 A. No, not at this point of time.

21 Q. Okay. It's accurate?

22 A. Yes, I believe so.

23 Q. Okay. And same question for
24 Exhibit 2, which is your résumé.

25 Do you have any changes or

1 corrections to your résumé?

2 A. By looking at it, I think there
3 are translation mistakes, but I think the
4 essence probably is correct.

5 Q. Okay. What do you mean by
6 "translation mistakes"?

7 A. For example, there's a company,
8 it's like in the experience here, it's like
9 Bytehopper. It's actually ByteDance.

10 Q. Okay. Is this résumé up to
11 date?

12 A. No. It didn't capture my
13 recent experience with ByteDance.

14 Yes, I rejoined ByteDance, so
15 it was not shown here.

16 Q. Okay. And did you prepare this
17 résumé?

18 A. The original version, I did,
19 but not the English version.

20 Q. Oh, okay.

21 A. The other version was in
22 Mandarin. I prepared that.

23 Q. Understood.

24 Do you know who prepared the
25 English version?

1 A. I don't know specifically whom.
2 I handed it over to our lawyers, and then,
3 yeah.

4 Q. Okay. Understood. Thank you.
5 So you have a degree in
6 economics from Beijing University.

7 Is that accurate?

8 A. Yes. Usually the university is
9 called Peking University. Yes, I do have
10 bachelor degrees from both Japanese language
11 and also economics.

12 Q. Yeah.
13 And your LinkedIn profile uses
14 the name Peking University, right?

15 A. Yes, correct.

16 Q. Okay. But it's the same
17 school; it's not two different schools.

18 Correct?

19 A. Yes, it's the same school.

20 Q. Okay. You also have a master
21 of business administration from MIT.

22 Is that right?

23 A. Yes. Correct. Yes.

24 Q. Okay. And a master's of public
25 administration from Harvard.

1 Correct?

2 A. Yes, correct.

3 Q. And for those two universities,
4 for MIT and Harvard, you did your coursework
5 in English.

6 Correct?

7 A. Yes, correct.

8 Q. And at the bottom of your
9 résumé, you note that you're fluent in
10 English and Japanese.

11 Right?

12 A. Yes, for business or for daily
13 conversations, but I -- I'm not sure if I can
14 fully understand all the legal terms.

15 Q. Understood.

16 And you also -- your native
17 language is Mandarin.

18 Is that right?

19 A. Yes, correct.

20 Q. Okay. So just briefly talking
21 about your work history, after college, you
22 started working at the Boston Consulting
23 Group.

24 Is that correct?

25 A. Yes, that's right, in the Tokyo

1 office.

2 Q. Okay. In Japan?

3 A. Yes.

4 Q. And you worked there for about
5 three years.

6 Is that right?

7 A. Yes. Three years.

8 Q. Okay. And it looks like you
9 did a number of different kinds of
10 interesting work.

11 You worked on sales strategy
12 for a fresh food company, helping them to
13 make about an additional \$6 million.

14 Is that right?

15 A. Yes. Correct.

16 Q. And you worked on the
17 acquisition of a major Japanese commercial
18 insurance company.

19 Correct?

20 A. Yes, I did.

21 Q. And helped provide sales
22 training to more than 200 sales managers for
23 a pharmaceutical company.

24 Correct?

25 A. Yes, correct.

1 Q. Okay. And then you worked
2 at -- the next company, is it Tencent?

3 A. Yeah, it's Tencent. Correct.

4 Q. Tencent. Okay.

5 And you were the associate
6 director of strategic development.

7 Is that correct?

8 A. Yes. We also sometimes call
9 it, it's like deputy director of strategic
10 development, yes.

11 Q. Okay. And you were working in
12 China at that time.

13 Correct?

14 A. Yes, correct, in Guangzhou
15 city.

16 Q. Okay. And Tencent is a
17 technology company.

18 Is that right?

19 A. Yes, it's also in the tech
20 industry.

21 Q. Okay. And they make products
22 like WeChat, which is a messaging app.

23 Right?

24 A. Yes, correct.

25 Q. And they're also, I saw,

1 involved in video games like Fortnite.

2 Is that right?

3 A. Well, it's like Tencent was --
4 is still a very big company. It has
5 different products. WeChat was -- is one of
6 them.

7 The business unit I was serving
8 was enter -- interactive entertainment group,
9 gaming, comics, like animations, and also
10 filming. So it's like film industry is also
11 part of its business as well.

12 The majority of my work is
13 actually on comics animations and also on
14 filming, making movies and also TV series.

15 Some of my projects is about
16 gaming, for example, producing some of the IP
17 work for the -- some of the games produced by
18 Tencent. That's it.

19 Q. Okay.

20 A. It's only supported part of the
21 Tencent business instead of --

22 Q. Okay. And were any of the
23 games or movies you worked on, do you know if
24 they were available in America or in English
25 language?

1 A. I'm not sure. I think in
2 English language, but I'm not -- because even
3 though I get involved in some of the -- a
4 very few number of the gaming products, it
5 was mainly for China markets. The purpose of
6 those projects was not international
7 expansion or going to other markets.

8 But whether the game itself is
9 offered in other markets or not, I'm not
10 clearly aware of that because that was not
11 part of the scope of my job.

12 Q. Okay. And you mentioned you
13 worked in the entertainment group and on
14 gaming and films.

15 Could you talk just briefly
16 about what your day-to-day role was there?

17 A. Sure.

18 A lot of the work is by
19 project. A lot of work is about, for
20 example, introducing comics in Japan to
21 China. So it's like we go to publishers in
22 Japan, negotiate with them, if they're happy
23 with the terms, and then introduce them to
24 China.

25 And also, a part of my job is

1 because in the training of producing a TV
2 series or movie, there are -- we need to
3 secure resources like the directors, the
4 actors, the actresses, and also, very
5 importantly, the screenwriters, so those who
6 are writing play scripts.

7 And, you know, our strategic
8 findings, we find that all of the resources
9 of directors, actors, actresses, actually are
10 very much secured by other players, more
11 traditional players, in the market. But
12 those who are writing screenplays are still a
13 space that we can go in and secure some of
14 the, you know, good stories.

15 So part of my job is talking to
16 those new and young potential screenwriters
17 and sign contract with them, and to see if we
18 can secure some of their productions and
19 authorize some of the productions to Tencent
20 so Tencent can later make stories -- make
21 movies or TV series out of those stories.
22 That's the majority of my work.

23 Q. Okay. So essentially -- and I
24 don't mean to simplify it too much. But you
25 were working to find -- work with

1 screenwriters, help buy the rights to various
2 stories to create new content for Tencent.

3 Is that right?

4 A. Yes, and also buying -- or
5 negotiating with Japanese publishers to
6 introduce the comics to China, yes.

7 Q. Okay. Thank you for that.

8 And then you started working
9 for ByteDance in 2018.

10 Is that right?

11 A. Yes, correct.

12 Q. Okay. And you became the
13 global head of trust and safety.

14 Is that right?

15 A. Yes, but it took some time. So
16 I wasn't hired as the trust and safety guy
17 for TikTok at the very beginning. I was
18 hired for more on the operations side, more
19 for the community. So it's like how to
20 engage our users, et cetera.

21 And also, I think it was
22 starting from late Sep -- September or
23 October -- I couldn't recall the exact month,
24 but it was some month later I get involved in
25 the trust and safety relevant work. And then

1 I think it was in 2019-ish I become the head
2 of trust and safety.

3 So it's like wasn't hired for
4 that. Took some of the tasks, getting some
5 of the programs, understanding the challenges
6 we were facing, understanding the context,
7 understanding the industry, and then I took
8 the hat role. So it was a journey.

9 Q. Okay. So when you were hired,
10 you said you were on the operations side.
11 Could you talk a little bit more about that
12 role you were initially hired for?

13 A. Yes. So we -- ByteDance was
14 not a -- is not still, I think, not a company
15 big on title. So at that time I think we
16 were just started to expand globally for the
17 product of TikTok. So we need to understand,
18 you know, how to best locally service our
19 users and how to assemble, like, local teams
20 in order to better serve our users.

21 And if we have local teams, how
22 can we help local teams to understand the
23 product, because they're new hires --
24 right? -- understand the product, align on
25 business goals. Are there any practices or

1 SOPs that we can teach them so they can ramp
2 up the business quicker. Those are the work
3 that I was hired to do.

4 But of course learning period
5 for myself also is needed. So most of the
6 time, the first two or three months for me is
7 also learning, observing, as well.

8 Q. Okay. So you were learning
9 about ByteDance's business goals and about
10 how the company operated, those sorts of
11 things.

12 Is that right?

13 MS. KAJAN: Object to form.

14 And I'm just going to mention
15 just to slow down a little bit just to
16 make sure the court reporter can get
17 everything.

18 THE WITNESS: Oh, sure. Thank
19 you.

20 So let me -- yes. So I will
21 say, I'm trying to learn as part of
22 it, but not all of it. It's like
23 ByteDance is -- was and is still a
24 huge company. So for me, it is very
25 difficult to learn everything about

1 this company or the -- all of the
2 goals of it.

3 For me, I was more focused just
4 on TikTok at that point of time.

5 QUESTIONS BY MS. CRAICK:

6 Q. Got it.

7 So ByteDance has a number of
8 other products besides TikTok that it
9 operates.

10 Correct?

11 A. Yes. Yes.

12 Q. Okay. But you were trying
13 to learn the business goals and how the
14 TikTok business specifically operated.

15 Correct?

16 MS. KAJAN: Object to form.

17 THE WITNESS: More on the
18 latter. So more how the operation
19 works.

20 But on the specific business
21 goals, I think it's more like we need
22 to do our part of job first before
23 understanding the bigger picture. Or
24 the bigger picture is given to us, but
25 more as a context. And so

1 specifically we participating in
2 building that bigger goals or
3 strategic goals.

4 QUESTIONS BY MS. CRAICK:

5 Q. Okay. TikTok had core metrics
6 or various goals that it used to track
7 progress -- strike that.

8 TikTok had things it called
9 core metrics, correct?

10 A. I -- I am not sure if I
11 understand what core metrics are, but we do
12 use sometimes numbers to use to set up as
13 goals or track the business progresses.
14 Numbers involved, but I'm not sure if they
15 are describing the term core metrics.

16 Q. Okay. But, for example, TikTok
17 would track the number of DAU, or daily
18 active users.

19 Correct?

20 A. Yes, we do. We track, like, as
21 a business, track the DAUs, MAUs. Those are
22 numbers that we looked at.

23 Q. Okay. And MAU is monthly
24 active user.

25 Is that right?

1 A. Yes. Correct.

2 Q. Okay. And so daily active user
3 means someone who logs into TikTok and uses
4 the platform every day.

5 Is that right?

6 A. I'm not sure if I understand
7 your description, but not every day. Just
8 like on this specific -- on a specific day,
9 of course, how do we defined it because we
10 have a time zone here.

11 Q. Yeah.

12 A. But let's assume that we --
13 even if our definition of a day, it's on this
14 day, how many people logged in TikTok and
15 also used it. So that's what we called daily
16 active user.

17 Q. Understood.

18 So a daily active user --
19 strike that.

20 A count of the daily active
21 users would be the number of people that
22 logged in and used TikTok on, for example,
23 May 21, 2025.

24 Is that correct?

25 A. Yes, for that specific day.

1 Q. Okay. And then monthly active
2 users would be the number of people that
3 logged in and used TikTok over the course of
4 a month, for example, May 2025.

5 Is that right?

6 A. Yes. Yes.

7 Q. Okay.

8 A. But just a caveat. I'm not an
9 expert on how to calculate DAU/MAU. It was
10 more presented to me as the outcome of
11 numbers.

12 But I believe probably the data
13 analytics on the business side will have,
14 like, more specific measures. I don't know.
15 Maybe just login, not play for a while. It's
16 not -- there are details to it.

17 Sorry, I cannot provide
18 accurate information on that, but maybe
19 there's some ways to cancel the noises or to
20 calculate. I only know that those are the
21 two metrics and a very general definition of
22 them.

23 Q. Understood.

24 So you would see, you know,
25 documents, for example, that had the number

1 of DAU or MAU, but you didn't know exactly
2 how that was calculated.

3 Is that what you're saying?

4 A. Correct. I only know the
5 general idea. But specifically where do we
6 get the data, how do they process it, was it
7 accurate or not, are there any problems, no,
8 that was not part of my job, and I just take
9 that as a background information.

10 Q. Understood.

11 When you joined ByteDance in
12 2018, none of your previous roles were in
13 trust and safety departments at previous
14 companies.

15 Correct?

16 A. Yes. Correct. I think it was
17 because I never planned myself to be someone
18 who work in trust and safety. It's like no
19 matter when I graduated from schools or when
20 I did the consulting work, I never imagined
21 that. I'm pretty open-minded. But I think
22 if I look backwards, I think the dots are
23 connected.

24 So if I would just look at
25 forward-looking perspective, I don't think I

1 designed my career path toward that role, but
2 if I look backwards, I think it makes sense.

3 Q. Okay. You are familiar in
4 general with the structure of trust and
5 safety during the time that you were working
6 in trust and safety at ByteDance.

7 Is that accurate?

8 MS. KAJAN: Object to form.

9 THE WITNESS: Sorry, I probably
10 need your help to rephrase this
11 question so I can understand a little
12 bit better.

13 QUESTIONS BY MS. CRAICK:

14 Q. Sure.

15 I understand that TikTok and
16 ByteDance don't have formal organizational
17 charts.

18 Is that right?

19 A. At least not -- I can only tell
20 what I know. At least as an employee, as
21 myself, I don't have the full organizational
22 structure of this company.

23 Q. Okay. Did you receive any sort
24 of charts or information about the
25 organizational structure of the trust and

1 safety department, for example?

2 A. You mean now or when I was --

3 Q. When you -- oh, I'm sorry.

4 A. Sorry.

5 Q. When you were working there.

6 A. Yes, I do have them because I
7 was the head of trust and safety. I designed
8 the organization. So, yes, we do have that,
9 but it was more for organizational design
10 purposes.

11 Q. Okay. And when you say "we do
12 have that," what exactly are you referring
13 to?

14 A. You mean the organizational
15 chart, right?

16 Q. Right.

17 A. Yes, we do have that as a
18 blueprint as the organization.

19 Q. Okay. And in 2018 when you
20 started, TikTok and ByteDance did not have an
21 organization that was called trust and
22 safety.

23 Correct?

24 A. No. If -- name by name -- do
25 we have -- sorry. Excuse me. Do we have --

1 sorry, can I drink some water?

2 Q. Yes.

3 A. If you're asking, do we have an
4 exact organization called trust and safety,
5 no, we didn't have that in 2018.

6 Q. Okay. And you were leading a
7 department that was originally called global
8 community development strategy.

9 Is that right?

10 A. Yes, I was leading that.

11 Q. Okay. And you had four people
12 reporting to you.

13 Is that right?

14 A. Yes, I believe -- sorry, I
15 couldn't recall the exact numbers, but four
16 sounds, like, right because, yes, we -- when
17 we start at the team, it was really small.

18 Q. And one of them was [REDACTED]?

19 Is that right?

20 I might not be pronouncing her
21 name right. [REDACTED] --

22 MR. YANG: [REDACTED].

23 THE WITNESS: Ah, yes, correct.

24 One of them, yes, it was [REDACTED].

25

1 QUESTIONS BY MS. CRAICK:

2 Q. Okay. And then you started
3 hiring people and expanding the group.

4 Is that right?

5 A. Yes. Sorry, excuse me. Yes.
6 Correct.

7 Q. And you were -- one of the
8 things you were working on was setting
9 metrics for the moderation team?

10 A. Well, let me explain a little
11 bit better on that.

12 So in 2018, even though we
13 don't have a corporate name called trust and
14 safety, safety work and moderation work was
15 done for TikTok. But it was more like a
16 loose organization separated into two layers,
17 managed by different teams for the specific
18 moderation.

19 So at that time, my team was
20 tasked to understand the -- better
21 wholistically how the moderation work across
22 two different teams. And instead of saying,
23 like, we set the goal for the moderation
24 teams, it's like, we have all moderation, and
25 they have own leaders, right? Usually they

1 set the goals for themselves.

2 We're the ones try to help them
3 to build a more robust metrics system to
4 understand how moderation works, no matter
5 it's quality, efficiency, HT, service level,
6 et cetera, and then try to present those
7 metrics more -- it's like in a wholistic view
8 to the leadership so everyone understands
9 what is going on.

10 And from there we can discuss
11 what's the insight from those numbers, are
12 there any things that we can improve or get
13 better.

14 I think it's like we facilitate
15 the goal setting, but do we say that we, as a
16 team, single-handily decide what the
17 moderation team should do? I think that was
18 not the very accurate description.

19 (Fu Exhibit 3 marked for
20 identification.)

21 QUESTIONS BY MS. CRAICK:

22 Q. Okay. Can we look at Tab 3 and
23 introduce that as Exhibit 3?

24 I've handed you what's been
25 marked as Exhibit 3. This is a Lark chat

1 So I would like to start off
2 with some of that basic history, and I'm
3 going to pull up Tab 4, which is going to be
4 Exhibit 4, to help us with that.

5 A. Okay.

6 Q. So I've handed you what's been
7 marked as Exhibit 4, and this is a document,
8 and the first line is "The Success of
9 ByteDance's Recommendation Engine."

10 Do you see that?

11 A. "The Success of ByteDance
12 Recommendation Engine." Yes, correct, that's
13 from the document.

14 Q. Okay. And then I'll give you a
15 chance to read it in just a moment, but if
16 you turn to the last -- or the second to last
17 page, do you see on the -- it says -- the
18 second comment up from above says, "Thanks,
19 Yuyi."

20 Do you see that?

21 MS. KAJAN: Sorry, Felicia,
22 what's the Bates?

23 MS. CRAICK: 2918.

24 THE WITNESS: Oh, I see.
25

1 QUESTIONS BY MS. CRAICK:

2 Q. It's also up on the screen for
3 you.

4 A. Oh, thank you.

5 Q. Do you see where it says
6 "Thanks, Yuyi"?

7 A. Yes. Correct. I see that from
8 this document, yes.

9 Q. Okay.

10 A. It's from the document.

11 Q. And then if you'll turn to the
12 next page on the document, do you see that --
13 well, strike that.

14 We're going to be looking at
15 sheets like this throughout the deposition.
16 This is information that ByteDance and TikTok
17 produced to us, and it provides information.
18 For example, it says, "Custodian, Yuyi Fu."

19 Do you see that?

20 A. Yes, I see that from this
21 document.

22 Q. Okay. So this represents that
23 TikTok and ByteDance produced this document
24 to us out of your files.

25 Do you have any reason to

1 dispute that?

2 A. I don't know exactly how this
3 was produced, but if -- if it is produced
4 from my file folders, I think I have no
5 reasons to dispute that.

6 Q. Okay. If you need to take a
7 second to look at the document, you can do
8 so.

9 A. Yeah, thank you. Appreciate
10 it.

11 Okay. I think I roughly go
12 through it, but if you have specific
13 questions, please feel free to go ahead.

14 Q. Thank you.

15 Do you have any reason to
16 believe this document was altered in any way
17 from how it existed in your files?

18 A. I think it is a file from long
19 time ago, and I'm familiar with some of the
20 concepts it mentioned, but I -- I really
21 don't have any reasons to believe it is
22 altered or not altered.

23 So, yeah, I don't know. It's,
24 like, altered or not alters -- or altered, I
25 don't have any comments on that.

1 Q. Understood.

2 It's important for me to know
3 if you believe it has been altered. You
4 don't have any reason to believe it has been
5 altered.

6 Correct?

7 A. I don't have any reason to --

8 MS. KAJAN: Objection.

9 Mischaracterizes testimony.

10 THE WITNESS: I don't have any
11 reasons to believe it's not altered.
12 I don't have any reasons to believe it
13 is altered. It's just, like, neutral.

14 QUESTIONS BY MS. CRAICK:

15 Q. Okay. So this document starts
16 off in the first paragraph. It says,
17 "ByteDance is an innovative technology
18 company founded as a startup in 2012 by
19 Chinese entrepreneur Yiming Zhang
20 headquartered in China."

21 Do you see that?

22 A. Yes, correct. It's from this
23 document.

24 Q. Okay. Is that accurate to your
25 understanding?

1 A. Well, let me explain a little
2 bit about the context of this kind of
3 document.

4 So in ByteDance, we are very
5 big on documents, so we will receive
6 documents from different teams and ask us to
7 review. For this specific document, to be
8 honest, currently when I look at it, I
9 couldn't recall why those documents was
10 generated and for what kind of purposes. But
11 I believe I was asked to comment on part of
12 the documents which I have knowledge about.

13 So even though I -- I've read
14 this document and I've asked to comment on
15 this doesn't mean that I need to read the
16 parts or confirm the parts that I'm not
17 familiar with.

18 So on this document, I think
19 what I'm most familiar with is something
20 that's regarding specific TikTok and
21 algorithms that's -- my knowledge and
22 understanding. If it's algorithm outside of
23 my knowledge, I wouldn't understand it, and I
24 couldn't provide exact information.

25 So in this document, for

1 example, how ByteDance innovative technology
2 company, by Yiming Zhang headquartered in
3 China, or later it says the company
4 structures, et cetera, those are the parts I
5 don't feel like I have the knowledge or
6 understanding to comment specifically because
7 a lot of those are about company affairs,
8 company structures, that I don't have the
9 knowledge or understanding to comment on.

10 Q. Okay. But you said earlier
11 that you learned when you were working at
12 ByteDance --

13 A. Yeah.

14 Q. -- in general about the story
15 of ByteDance.

16 Correct?

17 A. Correct. That's true.

18 Q. So you know that ByteDance was
19 founded in 2020 {sic} by Yiming and it's
20 headquartered in China.

21 Correct?

22 A. So what I --

23 MS. KAJAN: Objection.

24 Mischaracterizes testimony and
25 document.

1 THE WITNESS: So what I
2 understand is ByteDance is an
3 innovative technology company. Yes,
4 that's what I understand.

5 Founded as a startup in 2012,
6 as far as I understand, correct.

7 By Chinese entrepreneur, Yiming
8 Zhang -- by Yiming Zhang. Yes, that
9 part I understand.

10 Headquartered in China, that
11 part I don't understand because it's a
12 corporate affair thing.

13 Where it is headquartered, I
14 only know they have presence and teams
15 in China, including myself for a
16 period of time worked in China as
17 well.

18 But it's like if you asked me,
19 like, legally is headquartered in
20 China, legally, Yiming Zhang is a
21 Chinese entrepreneur, that part I
22 really don't know.

23 QUESTIONS BY MS. CRAICK:

24 Q. Understood.

25 But you understand that the

1 company -- Yiming was in China when he
2 started the company.

3 Correct?

4 MS. KAJAN: Objection. Calls
5 for speculation.

6 THE WITNESS: I think the
7 location where Yiming founded the
8 company was in China.

9 QUESTIONS BY MS. CRAICK:

10 Q. Okay. And it also mentions in
11 the next sentence, "The company launched its
12 first flagship app."

13 Could you pronounce the name of
14 that?

15 A. Okay. Yes. It's Toutiao.

16 Q. Okay. And it says, "Toutiao is
17 a news and content aggregating app developed
18 for the Chinese market that uses a
19 proprietary recommendation algorithm {sic}
20 developed entirely in China by ByteDance's
21 team of elite engineers with advanced
22 training and expertise - and based upon
23 cutting-edge, machine-learning and artificial
24 intelligence technology - to create a
25 personalized content feed for each user."

1 Do you see that in the
2 document?

3 A. Yes, it is from this document.

4 Q. Okay. In the second paragraph,
5 in the second sentence, it says, "The core
6 technology later used in several of
7 ByteDance's other apps drew heavily on the
8 recommendation engine ByteDance developed for
9 Toutiao."

10 Do you see that in the
11 document?

12 A. It is from this document.

13 Q. And it says, "For example, in
14 September 2016, ByteDance launched in China a
15 short entertainment video app called Douyin,
16 which incorporates a recommendation engine
17 heavily influenced by the Toutiao engine to
18 recommend videos to Douyin users."

19 Do you see that in the
20 document?

21 A. Yes, it's from the document.

22 Q. Okay. Are you aware of any of
23 that being incorrect or wrong?

24 MS. KAJAN: Objection to the
25 form.

1 MS. KAJAN: Object to form.

2 THE WITNESS: Sorry, my memory
3 couldn't serve me to confirm or deny
4 this.

5 QUESTIONS BY MS. CRAICK:

6 Q. Did TikTok or ByteDance ever
7 tell the public that TikTok could give users
8 anxiety?

9 MS. KAJAN: Object to form.

10 THE WITNESS: Sorry, my memory
11 couldn't serve me to confirm or deny.

12 (Fu Exhibit 34 marked for
13 identification.)

14 QUESTIONS BY MS. CRAICK:

15 Q. Okay. Let's look at Tab 34,
16 Exhibit 34.

17 I've handed you what's been
18 marked as Exhibit 34. This is an e-mail from
19 one of the ByteDance employees to a number of
20 people, including you.

21 Do you see that?

22 A. Yes, I see that, yes, from the
23 starting point of -- sorry, the starting
24 section of this e-mail.

25 Q. Okay. And do you have any

1 reason to believe -- strike that.

2 This was produced to us by
3 TikTok and ByteDance out of your files.

4 Do you have any reason to
5 dispute that?

6 A. No, I don't have any reason to.

7 Q. And do you have any reason to
8 believe it was altered in any way?

9 A. No, I don't have any reason to
10 believe it's altered or not altered.

11 Q. Okay. One of the other people
12 that this goes to is Alex Zhu.

13 Do you see that?

14 A. Let me -- let me read the whole
15 recipient list.

16 Yes, I notice his name is in
17 the cc column.

18 Q. Okay. And then towards the
19 bottom of that list, another of the
20 individuals that received this was Vanessa
21 Pappas.

22 Do you see that?

23 A. Yes, I also see her name in the
24 cc.

25 Q. And the date is March 17, 2019.

1 Is that right?

2 A. Yes, correct, the date is as
3 you just indicated.

4 Q. And there are a number of
5 comments in this e-mail, but number 3, do you
6 see where it says, "Can become too
7 addictive"?

8 A. Yes, you read as can be too
9 addictive, but I'm not sure if it is from --
10 a quote from [REDACTED] or it is a statement
11 from the sender.

12 Q. Okay. And it says, "A common
13 concern among parents is that their kids have
14 become addicted to TikTok."

15 Do you see that?

16 A. Yes, I see that as a part of
17 this e-mail. But again, I'm not sure if it's
18 just a quote from a lot of parents or it is
19 something else.

20 Q. Okay. And then it says, "Well,
21 this is a good thing for the platform, but
22 concerning as young minds can get affected."

23 Do you see that?

24 A. Yes, it is a part of this
25 e-mail, but I don't know what was the context

1 document.

2 Q. Okay. All right. Let's pull
3 up Tab 44, Exhibit 44.

4 MS. CRAICK: Actually, can we
5 go off the record just a second?

6 VIDEOGRAPHER: The time is
7 4:32 p.m. We are off the record.
8 (Off the record at 4:32 p.m.)

9 VIDEOGRAPHER: The time is
10 4:41 p.m. We are back on the record.
11 (Fu Exhibit 44 marked for
12 identification.)

13 QUESTIONS BY MS. CRAICK:

14 Q. All right. Let's actually do
15 Tab 45, which will be Exhibit 44.

16 I want to talk a little bit
17 about TikTok's core metrics.

18 Okay?

19 A. Metrics?

20 Q. Yes.

21 A. Okay.

22 Q. This is a document, and if you
23 look on the last page, kind of the only page,
24 you'll see that you are custodian of the
25 document.

1 Do you see that?

2 A. Yes, I see that.

3 Q. Okay. So this is a
4 spreadsheet. So you have a laptop, and you
5 can manipulate it if you want, but it will
6 also be up on the screen in front of you.

7 A. Okay. Thank you.

8 MS. CRAICK: Vince, can you
9 pull up the native version?

10 VINCE ROSICA: Yes.

11 QUESTIONS BY MS. CRAICK:

12 Q. This was produced to us by
13 TikTok and ByteDance out of your files.

14 Do you have any reason to
15 dispute that?

16 MS. KAJAN: Sorry, it's not
17 appearing. I'm not sure --

18 VINCE ROSICA: Refresh your
19 browser.

20 THE WITNESS: Oh, sorry about
21 that.

22 Yes. Okay. Thank you for
23 waiting.

24 QUESTIONS BY MS. CRAICK:

25 Q. Okay. So this was produced by

1 TikTok and ByteDance out of your files.

2 Do you have any reason to
3 dispute that?

4 A. No, I don't have any reasons to
5 dispute that.

6 Q. And do you have any reason to
7 believe it's been altered in any way?

8 A. No, I don't believe I have
9 reason to suggest it's altered or not altered
10 in any way.

11 Q. Okay. It has a category at the
12 top listed as top-level metric.

13 Do you see that?

14 A. Yes, I see that. But also, I
15 think according to metadata it's created in
16 2022, in July, when I am no longer with the
17 company. But, yeah.

18 Q. Okay. But you see it says
19 "top-level metric" at the top.

20 Right?

21 A. I can read from this document,
22 yes. There are called top-level metric in
23 this -- in the -- in the headline of this
24 table.

25 Q. So, for example, in the User

1 category, one of the top-level metrics is DAU
2 in millions.

3 Do you see that?

4 A. Yes. There is a cell says DAU
5 MM, minutes.

6 Q. And then next to that it says,
7 "Metric explanation."

8 Do you see that?

9 A. Daily active user, yes, I see
10 that.

11 Q. Okay. And you're ahead of me.
12 It says daily active user.

13 Correct?

14 A. Yes, correct.

15 Q. Okay. And then the next
16 top-level metric for users is stay duration
17 in minutes.

18 Do you see that?

19 A. Yes, correct.

20 Q. And then next to it it says,
21 "User's average stay duration time in TikTok
22 per day."

23 Do you see that?

24 A. Yes, I see that in this sheet.

25 Q. And then the third one is

1 THE WITNESS: If it is just
2 simply a math calculation, I think,
3 yes, 2 percent of a hundred is two
4 minutes. So a hundred minus 2 is
5 98 minutes.

6 (Fu Exhibit 46 marked for
7 identification.)

8 QUESTIONS BY MS. CRAICK:

9 Q. Okay. Let's pull up Tab 47.
10 This is Exhibit 46.

11 I'm handing you what's been
12 marked as Exhibit 46. This is a Lark chat
13 titled "Trust and safety product review
14 meeting."

15 Do you see that?

16 A. Yes, I see that as the title
17 and as the name of this group.

18 Q. Okay. And on the first page,
19 do you see your name, "Leave your comments,
20 and PM owner will answer @Yuyi"?

21 A. {Reading sotto voce.}

22 Yes, I see the sentence, "Leave
23 your comments, and PM owner will answer
24 @Yuyi." I see this from [REDACTED] s post.

25 Q. And then if you look at the

1 second page, there's another reference to
2 your name.

3 Do you see that? On the third
4 post down.

5 A. Yes, it was @Yuyi from [REDACTED]
6 [REDACTED]

7 Q. Okay. If you look at page 3,
8 there's a post titled "June 9th launch:
9 Screen time dashboard plus screen time
10 breaks."

11 Do you see that?

12 A. Sorry. Can you give me some
13 time to --

14 Q. Sure.

15 A. -- read through? Thank you.

16 Okay. I've finished reading
17 the message you're referring to. You're
18 referring to Jordan's message here.

19 Right?

20 Q. That's correct.

21 And so if you look at the next
22 page, there's a continuation of that message.
23 It reports results from an AB test, and it
24 says, "Expectations met."

25 Do you see that at the top?

1 A. "Expectations met." Yes,
2 correct, I see this.

3 Q. And it says -- and it says,
4 "Slight drop in stay duration minus
5 0.07 percent, as we expected, but no impact
6 to other core metrics, retention, publish,
7 active days."

8 Do you see that?

9 A. Yes, I see that.

10 Q. And this says, "This alliance
11 with guidance, one, to keep stay duration
12 impact within a reasonable threshold; and
13 two, no impact to retention."

14 Do you see that?

15 A. Yes, I see that in the post.

16 Q. And then it says, "This drop in
17 stay duration is correlated with L3 users and
18 medium to heavy users of the platform."

19 Do you see that?

20 A. Yes, I see that.

21 Q. And the next paragraph mentions
22 L1 and L2 users.

23 Do you see that?

24 A. {Reading sotto voce.} Yes, I
25 see that.

1 the e-commerce.

2 A lot of our focus was trying
3 to acquire more merchants, more
4 merchandise and more creators that
5 would be willing to represent --
6 represent the merchants to sell the
7 merchandise.

8 At that time, we are not yet at
9 a stage to earn a lot of money for
10 TikTok. And a lot of times our focus
11 is to get people on board. So the
12 making money efficiency is more
13 managed by the algorithm product team,
14 and I have very limited knowledge of
15 that.

16 QUESTIONS BY MS. CRAICK:

17 Q. Okay. Are you aware of
18 TikTok's daily average ads revenue?

19 A. I think I might have access to
20 that back when I was working for TikTok, but
21 that was not the focus. I couldn't recall
22 those numbers right now out of my mind.

23 (Fu Exhibit 48 marked for
24 identification.)
25

1 QUESTIONS BY MS. CRAICK:

2 Q. Okay. Let's look at Tab 51.

3 This is another Excel
4 spreadsheet, so it will be up in your
5 sheet -- Exhibit 48.

6 So I've handed you what's been
7 marked as Exhibit 48, and the paper copy just
8 has the metadata showing you are a custodian
9 of the document.

10 Do you see that?

11 A. Yes, I see that I'm on the list
12 of custodian, yes.

13 Q. Okay. And so we can pull up
14 the native version and take a look at that.

15 Let me know when you're ready.

16 A. Okay. Just give me one second.

17 Okay. Yes, I saw this document
18 right now.

19 Q. Okay.

20 A. Yeah.

21 Q. And do you have any reason to
22 believe this was altered in any way?

23 A. I don't have any reason to
24 believe that it's altered or not altered in
25 any way.

1 Q. Okay. And do you see the top
2 row says, "Daily average ads revenue"?

3 A. Yes, I saw there is a cell B3,
4 daily average ads revenue.

5 Q. Okay. And next to it there are
6 Chinese characters.

7 Correct?

8 A. Yes, there are.

9 Q. And is that just the
10 translation in Chinese?

11 A. As far as I recognize, they are
12 equivalent.

13 Q. Okay. And it says under TikTok
14 US, it says the daily average ads revenue is
15 about \$11.5 million.

16 Do you see that?

17 A. Yes, I see that number here on
18 this table. And actually, I'm a little bit
19 surprised that I have access to this number
20 because it was 22nd -- the year of 2022, May.
21 At that time I was working for e-commerce,
22 and e-commerce is a different department from
23 ads. That's a two different department.

24 I was surprised that I have
25 access to this data.

1 Q. Okay. But it says here the
2 average daily ads revenue in the US is about
3 11.5 million.

4 Correct?

5 A. Yes, correct, based on this
6 document.

7 Q. And just doing some math, I'll
8 represent to you that 11.5 times 365 is
9 4.2 billion.

10 Do you have any reason to
11 disagree with me there?

12 A. I think if it is simply math --
13 it's a simple math calculation, I don't have
14 any concern regarding that.

15 However, if you are using that
16 to approximate -- am I saying right,
17 approximate? -- approximate what is the
18 annual revenue, I think we need to consider
19 if there is a seasonality or there is
20 different trends that might happen across
21 different period of this year.

22 Q. Okay. There is also on this
23 sheet ARPU.

24 Do you see that?

25 A. ARPU. Yes, okay, I see that.

1 MS. KAJAN: Object to form.

2 THE WITNESS: Based on this
3 number here presented on table, if we
4 do a calculation, yes, it's five times
5 more in the US than in the average
6 global.

7 (Fu Exhibit 49 marked for
8 identification.)

9 QUESTIONS BY MS. CRAICK:

10 Q. Okay. Let's go to Tab 48.
11 This will be Exhibit 49.

12 So again, this is a
13 spreadsheet. I'm handing you what's been
14 marked as Exhibit 49.

15 On the last page, do you see
16 you're a custodian?

17 A. Yes, I see myself as one of the
18 custodians.

19 Q. Okay. And let me know when you
20 have the file up and you're ready for
21 questions.

22 A. Sure.

23 It's 49, right? Okay. 49.
24 Just one second.

25 Yes, I see this document right

1 now.

2 Q. Okay. And the first category
3 listed is DAU and engagement.

4 Do you see that?

5 A. Yes, I see that from this
6 document.

7 Q. And DAU is daily active users.
8 Correct?

9 A. Correct, if it does not refer
10 to any other specific terms. Because, again,
11 this is a document after I left trust and
12 safety, so I can only assume based on my
13 common sense.

14 Q. Okay. Have you ever heard DAU
15 used to refer to anything other than daily
16 active users at TikTok?

17 A. Not -- not -- not really. Not
18 out of my memory.

19 Q. Okay. And the metrics are DAU
20 and average time spent.

21 Do you see that?

22 A. Yes, I see that from this
23 document.

24 Q. And then next to average time
25 spent, it has Chinese characters, and that's

1 average time per person.

2 Right?

3 A. Average time per person, yes,
4 correct.

5 Q. Okay. And it's measured in
6 minutes.

7 Right?

8 A. Correct, yes.

9 Q. And in 2022 it says,
10 "Year-to-date, 85."

11 Right?

12 A. Yes. According to the
13 document, correct.

14 Q. So that would be 85 minutes per
15 person on average on TikTok every day.

16 Right?

17 A. Yes, according to this table.

18 Q. And the 2022 target is
19 90 minutes.

20 Correct?

21 A. According to this table. Even
22 though I don't understand what does that M7
23 version means.

24 Q. Okay. And that would be
25 90 minutes per person on average on TikTok

1 CERTIFICATE

2 I, CARRIE A. CAMPBELL, Registered
3 Diplomate Reporter, Certified Realtime
4 Reporter and Certified Shorthand Reporter, do
5 hereby certify that prior to the commencement
6 of the examination, Yue Fu, was duly sworn by
7 me to testify to the truth, the whole truth
8 and nothing but the truth.

9 I DO FURTHER CERTIFY that the
10 foregoing is a verbatim transcript of the
11 testimony as taken stenographically by and
12 before me at the time, place and on the date
13 hereinbefore set forth, to the best of my
14 ability.

15 I DO FURTHER CERTIFY that I am
16 neither a relative nor employee nor attorney
17 nor counsel of any of the parties to this
18 action, and that I am neither a relative nor
19 employee of such attorney or counsel, and
20 that I am not financially interested in the
21 action.

22 <%31964,Signature%>

23 CARRIE A. CAMPBELL,
24 NCRA Registered Diplomate Reporter
25 Certified Realtime Reporter
California Certified Shorthand
Reporter #13921
Missouri Certified Court Reporter #859
Illinois Certified Shorthand Reporter
#084-004229
Texas Certified Shorthand Reporter #9328
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New Jersey Certified Court Reporter
#30XI00242600
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#2021012
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