

FILED UNDER SEAL

EXHIBIT 11

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT

)
STATE OF NEW MEXICO,)
EX REL., RAUL TORREZ,) No.
ATTORNEY GENERAL,) D-101-CV-2023-02838
)
Plaintiff,)
)
v.)
)
META PLATFORMS, INC.;)
INSTAGRAM, LLC; META)
PAYMENTS, INC.; and)
META PLATFORMS)
TECHNOLOGIES, LLC,)
)
Defendants.)

TUESDAY, OCTOBER 7, 2025

CONFIDENTIAL - ATTORNEYS' EYES ONLY -
PURSUANT TO PROTECTIVE ORDER

- - -

Remote videotaped deposition of
Nathan Novemsky, Ph.D., held at the location
of the witness in Washington, DC, commencing
at 9:09 a.m. Eastern Time, 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.

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1 something you requested.

2 Correct?

3 A. That's correct.

4 Q. Okay. That's material that was
5 provided to you by counsel.

6 Correct?

7 A. Correct.

8 Q. Okay. And I may have asked you
9 this earlier, but when did you review those
10 materials?

11 A. Yesterday.

12 Q. Strike that. I asked -- that's
13 not the question I meant to ask you,
14 Dr. Novemsky.

15 When did you receive those
16 materials, is what I meant to ask?

17 A. Same answer. Yesterday.

18 Q. Okay. Great.

19 Am I correct, Dr. Novemsky,
20 that you have not interviewed any residents
21 of the state of New Mexico?

22 A. You are correct.

23 Q. Okay. Am I correct that you
24 haven't interviewed any advertisers in the
25 state of New Mexico?

1 A. That's correct.

2 Q. Am I correct that you haven't
3 interviewed any families of minor children
4 from the state of New Mexico?

5 A. That's correct. I expected
6 that sort of analysis to be presented to me.
7 I didn't -- I was not asked to perform it,
8 and I didn't perform it.

9 Q. Okay. And you have not spoken
10 to any New Mexico resident who actually saw
11 any of the at-issue statements in this case.
12 Correct?

13 A. Again, that's part of a process
14 I didn't undertake. I expected to respond to
15 such a process.

16 Q. Am I correct you haven't
17 reviewed any consumer complaints submitted to
18 the defendant?

19 Is that correct?

20 A. I don't recall whether there
21 was a complaint in some of the materials that
22 I reviewed. I just don't recall sitting here
23 today. I'd have to look back.

24 Q. All right. But as you sit here
25 today, you don't have a specific recollection

1 of reviewing any consumer complaints
2 submitted to the defendant.

3 Is that correct?

4 A. That is correct.

5 Q. And you haven't asked for any
6 consumer complaints submitted to the
7 defendants.

8 Is that correct?

9 A. Yeah, that was not part of my
10 assignment. I did not ask for that.

11 Q. Did you ask the defendant how
12 many New Mexico users of their platform there
13 are?

14 A. I did not ask for that
15 information, no.

16 Q. Did you ask defendant whether
17 it has any internal analytics on how many New
18 Mexico users are on their platform?

19 A. I did not undertake a
20 quantitative analysis, so I didn't ask for
21 quantitative information from the defendant.
22 It wasn't part of my assignment.

23 Q. Did you ask defendant for any
24 internal data on user safety?

25 A. I did not ask the defendant for

1 half, but I don't have a specific number.

2 Q. Am I correct, Dr. Novemsky,
3 that you, as you sit there today, are not
4 able to say that there were no New Mexico
5 residents misled by any of the at-issue
6 statements?

7 A. I'm sorry, could you rephrase
8 that? I didn't follow.

9 Q. Sure.
10 Am I correct that as you sit
11 there today, you are unable to say that there
12 were no New Mexico residents who were misled
13 by the at-issue statements?

14 A. You are correct. I cannot
15 claim, based on my current analysis, that
16 there were no New Mexico residents misled by
17 the at-issue statements.

18 Q. And as you sit there today, is
19 it true that you cannot say that there were
20 no advertisers in New Mexico who were misled
21 by the at-issue statements?

22 A. That is correct.

23 Q. And am I correct that you are
24 unable to say that there were no advertisers
25 who relied on any of the at-issue statements