

1 SHARON NOONAN KRAMER  
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5 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
6 **FOR THE COUNTY OF SAN DIEGO, NORTH DISTRICT**

7 Sharon Kramer

8 Petitioner

9 v.

10 BRUCE J. KELMAN

11 Respondent

**Case No. 37-2010-00061530-CU-DF-NC**

NOTICE THOMAS P. NUGENT LACKS JURISDICTION, IS  
TERRORIZING A WHISTLEBLOWER OF FRAUD IN US  
HEALTH POLICY OVER THE MOLD ISSUE and  
APPEARANCE UNDER DURESS BY DECLARATION OF  
SHARON KRAMER

CIVIL Contempt & OSC Hearings Date, June 22, 2012  
Thomas P. Nugent Presiding, Department 30

12 This submission of NOTICE and APPEARANCE UNDER DURESS BY DECLARATION OF SHARON  
13 KRAMER **does not give this Court jurisdiction**. It may be read online at ContemptOfCourtFor.Me  
14 <http://wp.me/p20mAH-hS> (links open slowly)

15 **I.**

16 **COURT HAS FAILED TO ESTABLISH JURISDICTION**

17 *Stuck v. Medical Examiners*, 94 Ca 2d 751, 211 P2d 389 **"Once challenged, jurisdiction cannot be**  
18 **assumed, it must be proved to exist"**. This entire case is founded upon a three page judgment document  
19 from a prior case, KELMAN & GLOBALTOX v. KRAMER Case No. GIN044539 North San Diego Superior  
20 Court. It was submitted to this Court by Respondent Bruce "KELMAN"'s attorney, Keith "SCHEUER", with the  
21 original complaint of this case, November 4, 2010. It is known to this Court to be void because of falsification of  
22 dates, stated prevailing parties, interest accruing lien before costs were submitted, ante-dated alterations, and  
lack of notices of its inception and changes with appellate review, remittitur & computer falsifications.

23 (Attached hereto as **EXHIBIT 11**, is the judgment document from KELMAN & GLOBALTOX v. KRAMER  
24 submitted as the foundation by SCHEUER 11/04/10, abstract/lien recorded by Scheuer 12/31/08/, costs  
25 submitted by SCHEUER 10/14/08 & remittitur 12/20/10 concealing ex-Deputy Director CDC/NIOSH is party.)<sup>2</sup>

26  
27  
28 <sup>1</sup> Nov 4, 2010 False jdgmt, costs, abstract, lien, remittitur <http://freepdfhosting.com/0c76fee3e7.pdf>

<sup>2</sup> June 7, 2012 SCHEUER's trial readiness states uncontested as accurate. <http://freepdfhosting.com/eee00cea65.pdf>

1 (Attached hereto collectively as **EXHIBIT 2<sup>3</sup>** is Kramer's September 2011 MOTION TO NULLIFY VOID  
2 TEMPORARY INJUNCTIVE RELIEF ORDER challenging jurisdiction, her April 12, 2008 telling Court to cease  
3 and desist because of lack of jurisdiction, her May 25, 2012 MOTION TO DISQUALIFY THOMAS P. NUGENT  
4 "INSTANT JUDGE citing codes regarding his lack of jurisdiction and this Court's June 4, 2012 ORDER TO  
5 STRIKE Kramer's MOTION FOR DISQUALIFICATION – again suppressing the evidence this Court's  
6 jurisdiction has been challenged many times by Kramer and simply ignored).

7 In the prior case, the sole claim was that Kramer's use of the phrase; "**altered his under oath**  
8 **statements**" was a false accusation of Kelman committing perjury when testifying as an expert defense witness  
9 in an Oregon mold trial.<sup>4</sup> This second case has been used to try to stop Kramer from writing of what occurred in  
10 the first case. By this Court enjoining her from writing "**altered his under oath statements**" she is stopped from  
11 writing of the entire case. If one cannot write the sole cause of action of a case they also cannot write of the  
12 judicial, clerk, attorney and plaintiff misconduct of the case and its continued adverse impact on Kramer's  
13 credibility and the public.

14 In a nutshell, in March of 2005, Kramer was the first to write of how it became a fraudulent concept in  
15 policy that it was scientifically proven moldy buildings do not harm with KELMAN being a central figure.<sup>5</sup> She  
16 named names of those involved and how they marketed false science into policy for the purpose of misleading  
17 US courts. The courts, particularly the Appellate Court, made Kramer's writing appear to make a libelously false  
18 accusation that KELMAN "altered his under oath statements" while lying about being paid to edit a medical  
19 association paper. The writing made no such accusation. They suppressed the evidence that KELMAN  
20 committed perjury to establish false theme for Kramer's alleged malice in the 2006 anti-SLAPP opinion and then  
21 concealed it on review in 2010.

22 This Court, in a second case, then gagged Kramer from being able to write of the less than stellar  
23 behavior of its peers while knowing the judgment document from the prior case, which is the sole foundation for  
24 this case, is fraudulent and thus this Court knows it lacks jurisdiction to stop Kramer from writing anything,  
25 including what occurred in the prior case that has now aided to defraud the public over the mold issue for over  
26 seven years..

27 In March of 2012, this Court incarcerated Kramer for refusing to be coerced into signing a document  
28 which states she apologizes, under oath, to KELMAN for being framed for libel by the prior courts and states

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<sup>3</sup> Exhibit 2 Court suppresses jurisdiction challenged. <http://freepdfhosting.com/df49e8cb65.pdf>

<sup>4</sup> May 6, 2005 KELMAN's Complaint for "altered his under oath statements, (pg 4) <http://freepdfhosting.com/c65a79dec5.pdf>

<sup>5</sup> March 9, 2005 Kramer's "Press Release" exposing fraud <http://freepdfhosting.com/24c5a37926.pdf>

1 **"I do not believe Dr. Kelman committed perjury."** The evidence KELMAN committed perjury to establish  
2 needed theme in the prior case for Kramer have malice for him, personally, is extensive in the file of this case.

3 In April of 2012, this Court then falsified Kramer's Sheriff Department record to conceal that she was  
4 incarcerated for refusing to be coerced into perjury - even attaching and sending as false evidence to the Sheriff  
5 Department a different document than the one Kramer refused to sign.

6 This Court, with no jurisdiction, is trying to stop Kramer from bringing it to public light that the courts have  
7 been aiding to defraud the public by framing a defendant for libel while suppressing the evidence the plaintiff  
8 committed perjury in a litigation over a writing impacting public health policy and toxic torts, nationwide. The  
9 courts have been caught red handed, unlawfully practicing politics from the bench – not law. They continue to  
10 harass Kramer to try to conceal it. .

11 The foundational judgment document of this case is known to this Court to be fraudulent and void. It is  
12 inconsistent with the August 2008 jury verdict of KELMAN & GLOBALTOX v. KRAMER. It does not  
13 acknowledge that Kramer prevailed in trial over GlobalTox, Inc. (now known as "VERITOX" Inc.). It is known by  
14 this Court to not have been properly noticed by the trial court under CCP 664.5(b) to prevailing Pro Per, Kramer,  
15 after trial. There is no evidence of a Notice of Entry of Judgment from the court or from SCHEUER to Kramer on  
16 the date the judge signed it, September 24, 2008. There is no Notice of Entry from the court to Kramer when  
costs were awarded to KELMAN in mid October 2008.

17 It is known by this Court to be inconsistent with the Abstract of Judgment/Lien obtained by SCHEUER in  
18 which interest accruing costs incur from the date of September 24, 2008, when SCHEUER did not submit costs  
19 until October 16, 2008. The judgment as submitted to this Court by the same attorney, SCHEUER, states costs  
20 were first awarded to KELMAN by judgment on December 18, 2008, not September 24, 2008.

21 It is known to this Court that the Abstract/Lien are also fraudulent. In addition to interest accruing from  
22 three weeks before KELMAN's costs were submitted on October 16, 2008, when SCHEUER submitted  
23 KELMAN's costs, he commingled his clients' funds and submitted interest accruing costs incurred by his loser  
24 client, VERITOX, as being KELMAN's. He then obtained a fraudulent Abstract of Judgment on December 31,  
2008 and recorded a fraudulent lien on Kramer's property on behalf of KELMAN, January 20, 2009.

25 The reason for the Abstract/Lien stating interest accruing costs were awarded on September 24, 2008 is  
26 because in mid October 2008 when SCHEUER submitted costs; the clerk of the court filled in the dollar amount  
27 on the judgment document "\$7,252.65" without dating or initialing the alteration to the legal document and  
28 making it appear costs were awarded to KELMAN on September 24, 2008.

1 Sometime after December 31, 2008 when the Abstract was recorded based upon a judgment that  
2 appeared \$7,252.65 (plus \$1) was awarded to Kelman on September 24, 2008; the clerk then added his name  
3 and date of December 18, 2008 next to the dollar amount he had filled in earlier ,"\$7,252.65 MGarland  
4 12/18/08"

5 It was then claimed to have been an amended judgment as of December 18, 2008 after post trial  
6 motions were heard on December 12, 2008, with the lower court then claiming loss of jurisdiction on January7,  
7 2009, and unable to hear Kramer's timely filed Motion for Reconsideration of December 22, 2008. This caused  
8 Kramer to have to file an appeal with ambiguity of what court held jurisdiction.

9 The Appellate Court accepted the notice to appeal as valid in January 2009. The lower court made a  
10 ruling and awarded of costs to Kramer in April of 2009. The judgment was never amended to reflect the April  
11 2009 ruling.

12 Because the judgment document is inconsistent with the jury verdict and Abstract/Lien; was ante-dated  
13 twice by the Clerk of the Court and because of the lacking of court Notice of Entry of Judgment to a prevailing  
14 Pro Per litigant, Kramer, after trial under CCP664.5(b), who is not acknowledged to be a trial prevailing party on  
15 the fraudulent judgment document submitted to this Court as the case foundation; **the judgment is void to be  
used for any purpose. Thus this Court lacks jurisdiction.**

16 "For example, courts have held that the 'document entitled 'Notice of Entry' mentioned in the rule must  
17 bear precisely that title, and the 'file stamped copy of the judgment [] must truly be file stamped.'" (Id. At p. 903,  
18 quoting rule 8.104(a)(1).)" *Citizen for Civic Accountability v. Town of Danville (2008) 167 Cal.App.4th 1162.*

19 Code of Civil Procedure 664 states, "When a trial by jury has been had, judgment must be entered by the  
20 clerk, **in conformity to the verdict...in no case is a judgment effectual for any purpose until entered.**"  
21 CCP664.5(b) states, **"Promptly upon the entry of judgment in a contested action...in which a prevailing  
22 party is not represented by counsel, the clerk of the court shall mail notice of entry of judgment to all  
23 parties who have appeared in the action...and shall execute a certificate of such mailing and place it in  
24 the court's file of the case."** None of the above ever happened, making the judgment document void and  
25 invalid to be used for any purpose.

26 The Minute Order of December 12, 2008 from KELMAN & GLOBALTOX v. KRAMER provides the direct  
27 evidence of lack of proper notification and that the judgment document submitted by SCHEUER to this Court on  
28 November 4, 2010 (and falsely stated as undisputed as accurate on June 7, 2012 in his pretrial filing), is  
fraudulent and void.

1 Tellingly, the December 12, 2008 Minute Order misstates the law: "Notice of Entry of Judgment was  
2 properly served on Defendant Sharon Kramer **by Counsel for Plaintiff** under Rule 3.1700(a) – not by the  
3 clerk of the court, as required under CCP664.5(b) when a prevailing party is Pro Per. It states Kramer was first  
4 noticed on October 16, 2008, when the document shows it was signed by the judge on September 24, 2008.  
5 Minute Order of December 12, 2008 from KELMAN & GLOBALTOX v. KRAMER. This is six days before costs  
6 were allegedly entered on the judgment document that is the sole foundation for this case.

7 On October 16, 2008, pursuant to California Rules of Court, Rule 3.1700(a), Notice of Entry of Judgment  
8 was properly served on Defendant Sharon Kramer by Counsel for Plaintiff.

9 Plaintiff Bruce J. Kelman as the prevailing party against Defendant Sharon Kramer is entitled to an  
10 award of costs against Sharon Kramer. Plaintiff Kelman timely filed his Memorandum of Costs on  
11 October 15, 2008. As the prevailing party against Defendant Sharon Kramer, Plaintiff Bruce J. Kelman is  
12 entitled to his costs as set forth in his Memorandum of Costs in the amount of \$7,252.65.

13 Defendant Sharon Kramer may be entitled to an award of costs as prevailing party against Plaintiff  
14 Globaltox, Inc. Defendant Sharon Kramer filed her Memorandum of Costs on December 5, 2008.  
15 Defendant Kramer's Memorandum of Costs was untimely filed. The Court finds that Because Defendant  
16 Kramer is under the mistaken belief that she had to be served with Notice of Entry of Judgment by the  
17 Clerk of the Court in order to trigger the 15 day time limit within which to file a cost bill, pursuant to CCP  
18 Section 473(b), the Court hereby deems Defendants Kramer's Memorandum of Costs filed on December  
19 5, 2008. Plaintiff has the statutory time period to bring a Motion to Strike and/or Tax Costs, to be heard  
20 on March 6, 2009, at 1:30 pm, in Department 31. Papers to be filed pursuant to statute.

21 Kramer was never noticed by the court or plaintiff counsel that there was a judgment signed by the  
22 judge on September 24, 2008 - making it impossible for her to have known to submit costs incurred until after  
23 costs were awarded only to KELMAN by the court in mid October 2008. The judgment document as submitted  
24 by SCHEUER to this Court, provides no evidence prevailing Pro Per Kramer was noticed of its entry by the  
25 courts on September 24, 2008 before SCHEUER submitted costs or after he submitted on October 16, 2008.

26 Because of the falsification of the sole foundational document to this case, **Kramer has challenged**  
27 **this Court's jurisdiction numerous times while providing the direct evidence of the fraud in the**  
28 **foundational document of this case. This Court consistently suppresses the evidence of the challenged**  
**jurisdiction while providing no explanation of what gives this Court jurisdiction.**

Silence is not a defense. Here, we have a judge who simply chooses to suppress the evidence when  
issuing orders, rulings and judgments that his jurisdiction has been challenged and suppresses the evidence he  
"understands" he does not have jurisdiction. (Attached hereto collectively as **EXHIBIT 3<sup>6</sup>** is this Court stating on  
the record on April 12, 2012 **"I understand"** **"I understand"** when Kramer stated **"You have no jurisdiction"**;  
and on April 24, 2012 refusing to answer Kramer's direct "Yes" or "No" question if this Court has jurisdiction – as  
he rescheduled a trial date and second contempt of court hearing date.

<sup>6</sup> April 12, 2012 Transcript <http://freepdfhosting.com/f03b5ee338.pdf>

April 12, 2012 North San Diego County Superior Court Department 30

Mrs. Kramer: ....you failed to establish you have jurisdiction over this case. The sole document this case is founded upon is a three-page judgment document from the last case that you and I both know is fraudulent. It doesn't match with the abstract the same attorney recorded. It doesn't match with the lien the same attorney recorded. The appellate court made it look like I had been awarded costs by judgment [*sic in the fraudulent September 2010 Appellate Opinion*]. But you and I both know that Judge Maas had to amend that document after the appellate court was finished with it to acknowledge I was a prevailing party in trial. So your whole case is relying upon a fraudulent judgment document submitted to by the other side. You've been suppressing the evidence they committed perjury to establish malice. You incarcerated me for refusing to sign a lie under penalty of perjury that would aid this to continue, and all the while thousands of lives are being devastated. My writing was the first to expose how it became a fraud in policy moldy buildings don't harm, and you and I both know the appellate court made it look like I falsely accused Mr. Kelman of lying about being paid to author the ACOEM mold statement when you can't get around it. My writing is one hundred percent accurate. The money was for the US Chamber paper. So I want the sheriff department record amended. I want restitution for being unlawfully incarcerated for refusing to commit perjury. I want the \$19,000 back. That there's no – and I'm not show up in your court tomorrow. You don't have jurisdiction over this case.

.....  
Mrs. Kramer: ....I'm not showing up in your court tomorrow. You have no jurisdiction.

Judge Thomas Nugent: I understand.

Mrs. Kramer: Thank you, your Honor.

Judge Thomas Nugent: I understand.

April 24, 2012 <sup>7</sup> North San Diego County Superior Court, Department 30

Mrs. Kramer: ...Your Honor, I'd like it on the record that you declined to answer whether you have jurisdiction or not.

.....  
Mrs. Kramer:..I just want it on the record that you didn't answer yes or no to that question.

Judge Nugent: Fine

*Joyce v. US 474 F2d 215.* "There is no discretion to ignore that lack of jurisdiction." By law, this Court is forbidden to make any rulings, orders or judgments or to hold hearings when this Court knows it does not have jurisdiction or the discretion to ignore that fact. Here, we simply have a man who is not above the laws that govern any other man who acts outside the law to conceal past, present and future unlawful misconduct that is being used to terrorize, libel, cause bodily harm and character assassinate a US citizen while aiding the continuance of the defrauding the US public and US courts over the mold issue; and while US lives continue to be devastated daily by the unlawful actions.

<sup>7</sup> April 24- 2012 Transcript, Court will not answer regarding jurisdiction <http://freepdfhosting.com/a435d8028c.pdf>

II

**COURT WITH NO JURISDICTION DESPERATE TO KEEP CONTROL TO CONCEAL HE  
INCARCERATED A DEFENDANT FOR REFUSING COERCION INTO PERJURY & FALSIFIED  
SHERIFF RECORD TO CONCEAL THE COURTS HAVE SUPPRESSED EVIDENCE THE  
PLAINTIFF COMMITTED PERJURY**

On March 9, 2012, Sharon Kramer was order to jail by this Court for refusing to be coerced to sign a document under oath which states, "I do not believe Dr. Kelman committed perjury." So a defendant was sent to jail for refusing to be coerced to state the plaintiff did not commit perjury. The evidence is undeniable. The plaintiff did commit perjury to establish false reason for malice. The plaintiff has never been sent to jail for committing perjury. Instead the defendant was sent to jail for refusing to commit perjury.

*Ryan v. Commission on Judicial Performance (1988) 45 Cal.3d 518, 533 states, **"Before sending a person to jail for contempt or imposing a fine, judges are required to provide due process of law, including strict adherence to the procedural requirements contained in the Code of Civil Procedure.*** Ignorance of these procedures is not a mitigating but an aggravating factor".

April 5, 2012, this judge then committed another crime under Government Codes 6200(a)(c)<sup>8</sup> and 6203(a)<sup>9</sup> by doing a bait and switch of the Sheriff Department record of what the citizen allegedly did to warrant an alleged lawful incarceration. This Court attached to the April 5, 2012 Minute Order and falsely stated on the Order that was sent to the Sheriff Department that Kramer was incarcerated for violating the January 19, 2012 CIVIL CONTEMPT ORDER AND JUDGMENT, concealing Kramer was really sent to jail by this Court for refusing to be coerced into perjury and sign the February 10, 2012 RETRACTION of SHARON KRAMER.

(Attached hereto as **EXHIBIT 4**<sup>10</sup> are several pieces of evidence that **this Court knows Kramer wholeheartedly believes Dr. Kelman DID commit perjury to establish false theme for her alleged malice and it has aided massive fraud to continue in US courts and policy.** Notice that they are bate stamped, meaning the Appellate Court also suppressed the evidence of KELMAN's perjury to establish malice.

<sup>8</sup> GC 6200(a)(c) Every officer having the custody of any record.. or of any paper or proceeding of any court, filed or deposited in any public office... is punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for two, three, or four years if, as to the whole or any part of the record,...paper, or proceeding, the officer willfully does or permits any other person to do any of the following: **(a)..secrete (c) Alter or falsify**

<sup>9</sup> GC 6203(a) **Every officer authorized by law to make or give any certificate or other writing is guilty of a misdemeanor if he or she makes and delivers as true any certificate or writing containing statements which he or she knows to be false.**

<sup>10</sup> Suppressed evidence of KELMAN'S perjury: <http://freepdfhosting.com/066df133b3.pdf>



1 This evidence **proves** Kelman did commit perjury to establish malice, SCHEUER suborned it, all courts  
2 suppressed the evidence and that this Court deemed the judicial, plaintiff and attorney criminal misconduct of  
3 the prior case to be "frivolous" on July 15, 2011).

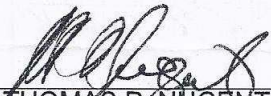
4 (Attached hereto as **EXHIBIT 5**<sup>11</sup>, is the February 10, 2012 proposed RETRACTION OF SHARON  
5 KRAMER crafted by SCHEUER, falsely stating "I do not believe Dr. Kelman committed perjury" that Kramer  
6 was order to jail on March 9, 2012, by Judge Thomas P. Nugent for refusing to be coerced to sign under oath).

7 (Attached hereto as **EXHIBIT 6**<sup>12</sup>, is the April 5, 2012 Minute Order and falsification of Kramer's Sheriff  
8 Department record signed by Judge Thomas P. Nugent. It falsely states Kramer was incarcerated for violating  
9 the January 19, 2012 Civil Contempt of Court Order – *not* for refusing to be coerced to sign the fraudulent  
10 February 10, 2012 RETRACTION OF SHARON KRAMER.) Had this Court been successful with the coercion of  
11 Kramer, her signature on the RETRACTION would have absolved seven years of judiciary, clerk, attorney, and  
12 plaintiff misconduct of malicious litigations used to discredit Kramer to defraud the public over the mold issue.

13 The San Diego County Sheriff's Department is directed to correct its record as to Sharron Noonan  
14 Kramer in conjunction with case no. 37-2010-0061530-CU-DF-NC, Kelman v. Kramer to reflect that  
15 Defendant Kramer was sentenced to five days of incarceration for a civil contempt pursuant to Cal. Code  
16 of Civil Procedure § 1218(a), and not a criminal contempt pursuant to Penal Code § 166. See Order and  
17 Judgment of Contempt entered January 19, 2012, a copy of which is attached hereto.

18 The judgment of contempt entered here under Cal. Code of Civil Procedure § 1218(a) constitutes neither  
19 a misdemeanor nor a felony conviction and Defendant's record should be corrected forthwith.

20 Dated: April 5, 2012

21   
22 THOMAS P. NUGENT  
23 Judge of the Superior Court

### 24 III

#### 25 **KELMAN'S PERJURY & SCHEUER'S SUBORNING TO ESTABLISH FALSE THEME OF KRAMER'S 26 MALICE, SUPPRESSED BY ALL COURTS INCLUDING THIS COURT**

27 KELMAN committed perjury in KELMAN & GLOBALTOX v. KRAMER to establish false theme for  
28 Kramer's alleged malice. Contrary to the false theme for malice as orchestrated by SCHEUER and promoted  
by the courts, there was zero evidence ever presented that Kramer was even remotely unhappy, let alone  
maliciously mad, with KELMAN's involvement in Kramer's litigation with her homeowner insurer of long ago,

<sup>11</sup> February 10, 2012 KELMAN's Proposed RETRACTION <http://freepdfhosting.com/e3c9d6c4c7.pdf>

<sup>12</sup> April 5, 2012 This Court's falsification of Sheriff Dept record <http://freepdfhosting.com/8ff0f52400.pdf>



1 KELMAN never even gave the below alleged malice causing testimony in Kramer's litigation with Mercury  
2 Casualty (2002-2003). The Kramers did not claim to have acquired life threatening illness as falsely claimed to  
3 inflame in KELMAN's declarations submitted three times in KELMAN & GLOBALTOX v.KRAMER

4 "I first learned of Defendant Sharon Kramer in mid-2003, when I was retained as an expert in a lawsuit  
5 between her, her homeowner's insurer and other parties regarding alleged mold contamination in her  
6 house. She apparently felt that the remediation work had been inadequately done, and that she and her  
7 daughter had suffered life-threatening diseases as a result. I testified that the type and amount of mold  
8 in the Kramer house could not have caused the life-threatening illnesses that she claimed."

9 SCHEUER's suborning of KELMAN's perjury in his briefs in KELMAN & GLOBALTOX v. KRAMER  
10 to deflect that Kramer's writing was exposing science fraud in the courts to sell doubt of causation of injury.

11 Dr. Kelman testified the types and amounts of mold in the Kramer house could not have caused the  
12 life-threatening illness she claimed. Apparently furious that the science conflicted with her dreams of a  
13 remodeled home, Kramer launched into an obsessive campaign to destroy the reputations of Dr.  
14 Kelman and GlobalTox.

15 "Defendants, in their zeal to present a portrait of plaintiff that would enhance their position, made  
16 reference to a multitude of cases which were inappropriate for consideration by the trial court. The presentation  
17 of such matter, if designedly done, is certainly to be discouraged. One might mistake it for an attempt to inflame  
18 the court against a party to the action." *Roston v. Edwards (1982) 127 Cal.App.3d 842 [179 Cal.Rptr. 830]*  
19 **SCHEUER was Edwards' inflaming attorney. Kramers received settlement of approx \$500K in Mercury.**

20 *Gonzalez v. Commission on Judicial Performance, (1983) 33 Cal.3d 359, 371,374 states, "Acts in*  
21 **excess of judicial authority constitutes misconduct, particularly where a judge deliberately disregards**  
22 **the requirements of fairness and due process.**" Here we have a judge who is suppressing the evidence that  
23 all his peers suppressed the evidence of plaintiff perjury, plaintiff counsel suborning of perjury, and many  
24 falsified court documents which establish his lack of jurisdiction. This goes far beyond acts in mere excess of  
25 judicial authority and into the realm of criminal conspiracy to defraud the public while causing terror, financial  
26 ruin, reputation assassination and bodily harm to a whistle blower of the courts' colluding with the plaintiff  
27 and plaintiff counsel to defraud the public over mold issue.  
28

III

**KRAMER IS PRECLUDED FROM APPEALING TO STOP HARASSMENT, THE APPELLATE COURT FRAMED HER FOR LIBEL WITH ACTUAL MALICE OVER A WRITING IMPACTING PUBLIC HEALTH & CLERK FALSIFIED REMITTITUR & COMPUTER ENTRIES AIDING TO DEFRAUD PUBLIC**

KELMAN and co-owner of VERITOX, Bryan HARDIN, applied math extrapolations to data taken from a researcher's high dose, acute instilled mold in a few rats. They professed their calculations scientifically proved no one could ever be made ill from the multiple toxins of mold that are found in water damaged buildings. A medical trade organization legitimized the fraud. A think-tank paid them to spin it further for the US Chamber as proof that all claims of illness/death from toxic mold are only being made because of "trial lawyers, media and Junk Science"; and the US Chamber then mass marketed it to the courts making it harder for the sick and dying to receive medical help and/or restitution.

In May of 2005<sup>13</sup> KELMAN and VERITOX (GlobalTox) sued Kramer for the phrase **"altered his under oath statements"** in the March 2005 writing exposing the fraud and claiming the five words were a maliciously false accusation by Kramer of perjury on the part of KELMAN. In seven years time, **"altered his under oath statements"** are the only words of Kramer's for which she has been sued. In seven years time no one can even state what Kramer allegedly accused KELMAN of perjuring himself of by the use of those words. The unimpeached evidence was suppressed that Kramer was writing of Kelman altering and flip flopping back and forth when forced to discuss the close relationship of two mold position papers, one for a medical association and one for commerce by a prior testimony coming into the proceedings. He was trying to say they were not connected while having to admit they were. **"altered his under oath statements"** was the sole cause of action of the first case. **What occurred to cause the false finding of libel with actual malice is what the second case has attempted to stop Kramer from being able to write and its continued adverse impact on the public - even jailing her to try to stop her from exposing what the courts did and continue to do to aid the fraud of KELMAN's science to be used in the courts and policy.**

Between September of 2005 to present, all courts to oversee the case of KELMAN & GLOBALTOX v. KRAMER suppressed the evidence that KELMAN committed perjury to establish false theme for Kramer's malice and suppressed the evidence SCHEUER suborned it.

Additionally, the courts framed Kramer for libel. The Fourth District Division One Appellate Court, twice – anti-SLAPP Opinion of November 2006 & reviewing Opinion of September 2010 – falsely made Kramer's

<sup>13</sup> May 6, 2005 KELMAN's Complaint for "altered his under oath statements, (pg 4) <http://freepdfhosting.com/c65a79dec5.pdf>

1 accurate writing appear to make a false accusation of KELMAN getting caught on a witness stand altering his  
2 under oath statements and lying about being paid to make edits in a medical association mold policy paper.

3 November 16, 2006 Appellate Court anti-SLAPP Opinion in KELMAN & GLOBALTOX v KRAMER

4 This testimony supports a conclusion Kelman did not deny he had been paid by the  
5 Manhattan Institute to write a paper, but only denied being paid by the Manhattan Institute to  
6 make revisions in the paper issued by ACOEM. He admitted being paid by the Manhattan  
7 Institute to write a lay translation. The fact that Kelman did not clarify that he received  
8 payment from the Manhattan Institute until after being confronted with the Kilian deposition  
9 testimony could be viewed by a reasonable jury as resulting from the poor phrasing of the  
10 question rather from an attempt to deny payment. In sum, Kelman and GlobalTox presented  
11 sufficient evidence to satisfy a prima facie showing that the statement in the press release  
12 was false.” [sic “altered his under oath statements”]

13 Kramer’s writing accurately states VERITOX was paid by the think-tank to author the US Chamber’s mold  
14 position statement – *not* paid to make edits to ACOEM’s. March 9, 2005, Kramer’s writing:

15 “Upon viewing documents presented by the Hayne’s attorney of Kelman’s prior testimony  
16 from a case in Arizona, Dr. Kelman altered his under oath statements on the witness stand.  
17 He admitted the Manhattan Institute, a national political think-tank, paid GlobalTox \$40,000 to  
18 write a position paper regarding the potential health risks of toxic mold exposure.....In 2003,  
19 with the involvement of the US Chamber of Commerce and exdeveloper, US Congressman  
20 Gary Miller (R-CA), the GlobalTox paper was disseminated to the real estate, mortgage and  
21 building industries’ associations. A version of the Manhattan Institute commissioned piece  
22 may also be found as a position statement on the website of a United States medical policy-  
23 writing body, the American College of Occupational and Environmental Medicine.”

24 **As hard as the courts may try to conceal it, they cannot get around the direct evidence that they**  
25 **framed a defendant for libel and suppressed the evidence the plaintiff committed perjury to establish**  
26 **false theme for malice – while aiding to defraud the public.** In KELMAN & GLOBALTOX v. KRAMER, the  
27 Presiding Justice of the Fourth District Division One Appellate Court who: i.) wrote the framing 2006 anti-SLAPP  
28 opinion, ii.) suppressed the evidence of KELMAN’s perjury, iii.) suppressed the evidence of SCHEUER’s  
suborning of perjury, iv.) suppressed the evidence that KELMAN and HARDIN’s modeling theory had been  
deemed to be a “huge leap” by a Sacramento judge; and v.) suppressed the evidence a retired CDC/NIOSH  
Deputy Director, HARDIN, was an undisclosed party to the litigation; vi.) accepted appellate jurisdiction again in  
2009. This was while knowing the judgment document from the August 2008 trial was incomplete in the lower  
court, not consistent with the jury verdict, ante-dated, not properly noticed and thus void for any purpose.

29 In September of 2010 her justice peers wrote a reviewing opinion in which they suppressed the evidence  
30 of what she, her fellow justices and the lower courts had done to frame a defendant for libel while suppressing

the evidence a plaintiff committed perjury, etc., and while knowing they were aiding the continued defrauding of the public. September 13, 2010, Appellate Reviewing Opinion in KELMAN & GLOBALTOX v. KRAMER


"In a prior opinion, a previous panel of this court affirmed an order denying Kramer's motion to strike under the anti-SLAPP statute. In doing so, we largely resolved the issues Kramer now raises on appeal. In our prior opinion, we found sufficient evidence Kramer's Internet post was false and defamatory as well as sufficient evidence the post was published with constitutional malice"

## APPELLATE COURT FALSELY STATED JUDGMENT ENTERED AWARDING COSTS TO KRAMER

As this Court is aware, the justices flat out lied in the 2010 Appellate Opinion to state that a judgment had been entered in Kramer's favor and she had been awarded costs. This was to conceal that they knew the judgment document on record (the sole foundation for this case) was fraudulent. Thus they had no jurisdiction to rule on anything other than send it back to the lower court to enter a proper judgment. Pg 1 of 2010 Appellate Opinion in KELMAN & GLOBALTOX v. KRAMER, lying about what judgment was on record:

: "The jury found that Kramer did not libel GlobalTox and a judgment against GlobalTox was entered. The trial court awarded Kramer \$2, 545.28 in costs against GlobalTox".

On October 28, 2011, over one year after the Appellate Court wrote a known falsehood of what judgment had been entered, superior court Judge Maas, amended the judgment document to add that Kramer was a prevailing party entitled to costs. He refused to address that the Abstract/Lien was inconsistent with the judgment or the ante-dating of the judgment, leaving both the judgment and Abstract/lien still void to be used for any purpose. Fraudulent Abstract & Lien recorded with county by SCHEUER stating KELMAN was awarded interest accruing costs on September 24, 2008, three weeks before SCHEUER even submitted costs, December 16<sup>th</sup>..

<p>3. Judgment creditor (name and address): Bruce Kelman c/o Veritox, Inc., 18372 Redmond-Fall City Rd Redmond, Washington 98052 Date: December 22, 2008 Keith Scheuer, Esq. (TYPE OR PRINT NAME)</p> <p>6. Total amount of judgment as entered or last renewed: \$7,253.65</p> <p>7. All judgment creditors and debtors are listed on this abstract.</p> <p>8. a. Judgment entered on (date): September 24, 2008 b. Renewal entered on (date):</p> <p>9. <input type="checkbox"/> This judgment is an installment judgment.</p>	<p>5. <input type="checkbox"/> Original abstract recorded in this county: a. Date: b. Instrument No:</p> <p>10. <input type="checkbox"/> An <input type="checkbox"/> execution lien <input type="checkbox"/> attachment lien is endorsed on the judgment as follows: a. Amount: \$ b. In favor of (name and address):</p> <p>11. A stay of enforcement has a. <input checked="" type="checkbox"/> not been ordered by the court. b. <input type="checkbox"/> been ordered by the court effective until (date):</p> <p>12. a. <input checked="" type="checkbox"/> I certify that this is a true and correct abstract of the judgment entered in this action. b. <input type="checkbox"/> A certified copy of the judgment is attached.</p>
<p>(SEAL)  Form Adopted for Mandatory Use Judicial Council of California www.EJ-001 (Rev. January 1, 2008)</p>	<p>This abstract issued on (date): <b>DEC 31 2008</b></p> <p>ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS</p> <p>Clerk, by <u>Alasencia</u>, Deputy</p> <p>Page 1 of 2 Code of Civil Procedure, §§ 438.480, 674, 700.190</p>

Judgment as amended, October 28, 2011, by lower court after Appellate Court falsification.

23 NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that  
24 Plaintiff Bruce Kelman recover the sum of \$1.00 (one dollar  
25 and no cents) as nominal damages from Defendant Sharon  
26  
27  
2  
00000531  
Kramer, and costs in the amount of \$7,252.65 *mgarland niosh*, and that  
Plaintiff GlobalTox, Inc. recover nothing in this action.  
Dated: 9/24/08  
*[Signature]*  
Judge of the Superior Court  
LISA C. SCHALL  
OCT 28 2011 Defendant Kramer is the prevailing  
party as to Plaintiff GlobalTox, Inc. The judgment  
shall include costs of \$7,252.65 in favor of  
defendant Kramer and as against Plaintiff  
GlobalTox, Inc. *[Signature]*

**January 28, 2010 San Diego Fourth District Division One Appellate Court,**  
**Appellant Sharon Kramer's Reply To Court's Query In KELMAN & GLOBALTOX v. KRAMER**

**WHEN** this Reviewing Court acknowledges what legally cannot be denied: Kramer's overwhelming, uncontroverted and irrefutable evidence that seven judges and justices ignored Kramer's overwhelming, uncontroverted and irrefutable evidence of Kelman's perjury on the issue of malice and ignored Kramer's vast evidence of Scheuer's willful suborning of Kelman's criminal perjury; **THEN** seven years worth of scientific fraud perpetrated on US Courts over the mold issue by the US Chamber of Commerce et al, will immediately cease by the acknowledgment that their author of their scientific fraud [sic KELMAN] has no qualms about lying under oath and the other author does not disclose he is a party to the litigation.[sic Bryan HARDIN, undisclosed sixth owner of VERITOX and retired Deputy Director of CDC/NIOSH]

**March 9, 2012<sup>14</sup>, North San Diego County Superior Court, Department 30 in KELMAN v. KRAMER,**  
**Day this Court sentenced Kramer to jail for refusing coercion into perjury**

**Judge Thomas P. Nugent:** I was impressed with what is characterized as a retraction by Sharon Kramer, a very brief two page document, which will be filed with the court inviting **you to simply say.... "I do not believe that Dr. Kelman committed perjury."** I apologize to Dr. Kelman and his colleagues at Veritox, Inc., for all statements that I have made that stated or implied

<sup>14</sup> March 9, 2012 Transcript - sent to jail for refusing coercion into perjury to defraud the public by saying I "do not believe Dr. Kelman committed perjury". He did. to establish malice: <http://freepdfhosting.com/6234479c16.pdf>

1 otherwise. I sincerely regret any harm or damage that I may have caused.” **All that was**  
2 **necessary was for you to agree to that and we wouldn’t be here today. But you chose not**  
3 **to,** and that’s your right, certainly your right. But you leave me with absolutely no alternative, and  
4 I think you know that, and so **therefore I will be remanding you to the custody of the sheriff**  
5 **for five days.**

6 **March 14, 2012<sup>15</sup>, North San Diego County Superior Court, Department 30 in KELMAN v. KRAMER**

7 Judge Thomas P. Nugent:....More importantly, I would really strongly urge that you give every  
8 consideration to agreeing to that proposal that counsel [sic KELMAN’s attorney, Keith SCHEUER]  
9 made, which simply said “I did not mean that. I didn’t mean to suggest that.” I’m not saying you  
10 have to do that. I’m not. Don’t hear that from me. But you did hear the important thing from me.

11 Mrs. Kramer: No. I did not hear the important thing. I didn’t hear an apology that the courts framed  
12 me for libel seven years ago. I’m sitting here in handcuffs for speaking the truth about a fraud in  
13 policy. If you want to send me back to jail, fine. But I’m not signing an apology for the court doing  
14 that.

15 Mrs. Kramer: No. What you’re asking me to do is collude with fraud – with the court to defraud the  
16 public after seven years.

17 Judge Nugent: Right. But I’m not conditioning my decision this morning on that. That’s not a  
18 condition. It was merely a wish.

19 Mrs. Kramer: **This is a crime. You should be ashamed of yourself.**

20 As a result of the courts’ bad behavior, they have handed Kramer the key to stop some United States  
21 government agencies, state agencies, and private sector industries’<sup>16</sup> misapplying toxicity risk models to be  
22 used by themselves as false claimed proof of lack of causation of individuals’ environmental and chemical  
23 injury. **It is the toxicity risk model by KELMAN and HARDIN over the mold issue that is the root of all this**  
24 **fraud the courts overseeing these cases have unlawfully aided to continue to be able to be used to sell**  
25 **doubt of causation of numerous environmental and chemical illnesses and injuries.**<sup>17</sup>

26 What Kramer, who has a degree in marketing, exposed in her March 2005 writing is how the monotoxicity  
27 risk model by KELMAN and HARDIN was mass marketing into policy for the purpose of misleading the courts to  
28 deny liability for causation of individuals’ illnesses over the mold issue.

**On the witness stand, KELMAN testifies his risk model scientifically proves individual illnesses**  
**“Could not be” caused by mycotoxins in water damaged buildings. This is a fraud on the courts.**

<sup>15</sup> March 14, 2012 Transcript Judge says my perjury no longer required <http://freepdfhosting.com/ac93c87b77.pdf>

<sup>16</sup> 2012, US Navy’s private sector partner, Lincoln Military Housing, citing KELMAN’s & HARDIN’s monotoxicity model via  
ACOEM to deny liability for causation illness in military families. <http://freepdfhosting.com/d0dac3fb7d.pdf>

<sup>17</sup> KELMAN/HARDIN fraudulent toxicology aided to continue by this Court & Federal interagencies (Pg 15-17)  
<http://freepdfhosting.com/28609ff71e.pdf>

1 **Reference Manual on Scientific Evidence, Third Edition: “Models are idealized mathematical**  
2 **expressions of the relationship between two or more variables. They are usually derived from**  
3 **basic physical and chemical principles that are well established under idealized**  
4 **circumstances, but may not be validated under actual field conditions. Models thus cannot**  
5 **generate completely accurate predictions of chemical concentrations in the environment.”**

6 Because the seven years of bad behavior of the courts and clerks involved in KELMAN & GLOBALTOX  
7 v. KRAMER and KELMAN v. KRAMER has caused the fraud to continue to be able to be used to sell doubt; so  
8 will exposing their bad behavior immediately force the fraud on US courts to stop.

9 Obviously by the actions of this Court with no jurisdiction who incarcerated a US citizen for refusing to  
10 commit perjury and then falsified a sheriff record while libeling her to conceal it – it is easy to understand why  
11 the courts involved, KELMAN and SCHEUER desperately want Kramer silenced and discredited to conceal  
12 their and the clerks unlawful actions in aiding KELMAN et al., to defraud the public.

13 **Because Kramer has been handed the key to stop the science fraud in policy/US courts should**  
14 **the bad behavior of the CA courts come to public light; Kramer justifiably fears for her safety at the**  
15 **hand of the courts.**

16 This Court, KELMAN and SCHEUER are aware that although Kramer is typically healthy, she became  
17 environmentally hypersensitive after the botched remediation of her home in 2001 and spent over two years on  
18 anti-fungal medication to regain her health. This Court is aware that when it unlawfully incarcerated Kramer in  
19 March of 2012 and thus had her unlawfully strip searched; she was also forced to spend two nights in a  
20 communal setting with a segment of the population known to be at high risk for viral, bacterial and fungal  
21 conditions – tweakers, prostitutes and heroine addicts.

22 This Court knows that while Kramer was incarcerated, she was made to clean the bathroom used by  
23 approximately eighty of this high risk segment of the population. This Court knows Kramer became ill from the  
24 experience and is still sick. On April 27, 2012 Kramer submitted to this Court, NOTICE TO COURT,  
25 ADMINISTRATION OF COURT & SUPERIOR COURT PRESIDING JUDGE THAT SHARON KRAMER  
26 REQUIRES MEDICAL TREATMENT RESULTANT FROM UNLAWFUL INCARCERATION, HARASSMENT &  
27 LIBELING BY THIS COURT WITH NO PROVEN JURISDICTION.

28 Kramer was too sick to actually deliver the notice w/physician report to Clerk of Court Roddy & Presiding  
Judge Trentacosta <sup>18</sup>

<sup>18</sup> April 27, 2012 Kramer's notice to court that she is sick from jailing: <http://freepdfhosting.com/65bb56a563.pdf>





Kramer knows that this Court, KELMAN and SCHEUER know that all they have to do is unlawfully incarcerate her again in a filthy jail cell and she will become incapacitated and unable to continue to speak of the California courts overseeing the matters of KELMAN & GLOBALTOX v. KRAMER and KELMAN v. KRAMER aiding to defraud the

public over the mold issue by what they have unlawfully been doing to her for now over seven years.

(Attached hereto as **EXHIBIT 7**<sup>19</sup> is the October 5, 2011 follow up fax to Clerk of the Appellate Court after he called and politely threatened Kramer on October 5, 2011 of what would happen to her should she pursue legal actions for his falsifying court documents under seal of the State of California and falsifying the computer history "CCMS" of the case while aiding the judiciaries, KELMAN, VERITOX and SCHEUER to defraud the public)

June 21, 2012

Sharon Noonan Kramer

#### DECLARATION OF SHARON KRAMER SUBMITTED UNDER DURESS

I, Sharon Noonan Kramer, make this appearance by declaration under duress for this Court's June 22, 2012 CIVIL Contempt of Court hearing, trial and OSC to strike with threat of incarceration for non-appearance on June 8, 2012 in a court that consistently suppresses the evidence it has failed to established jurisdiction.

**My appearance by this declaration filed under duress cannot be interpreted as giving this Court jurisdiction. My appearance is only being made so this Court cannot feign legal right to put a bench warrant out for my arrest for failure to appear while again suppressing evidence of it's lack of jurisdiction.**

*"The accused must appear at the hearing because of the quasi-criminal nature of a civil contempt proceeding. The appearance may be in person, by an attorney, or by affidavit or declaration."* Farace v Superior Court, (1983) 148 CA3d at 917-918. (Attached hereto as **EXHIBIT 8**<sup>20</sup> is this Court stating on the record on April 24, 2012 that the charge is CIVIL contempt of court while refusing to answer "yes" or "no" if the Court has jurisdiction while setting this trial/hearing date.)

<sup>19</sup> October 5, 2011 Follow up fax to App Court. Clerk's threatening phone call: <http://freepdfhosting.com/8dc35da911.pdf>.

<sup>20</sup> April 24, 2012 Transcript states CIVIL contempt w/ no jurisdiction. <http://freepdfhosting.com/a435d8028c.pdf>

1           *Stuck v. Medical Examiners*, 94 Ca 2d 751, 211 P2d 389 “Once challenged, jurisdiction cannot be  
2 assumed, it must be proved to exist”. “There is no discretion to ignore that lack of jurisdiction.” *Joyce v. US* 474  
3 F2d 21 This Court does not have the discretion to obligate me to show cause for anything or abide by any  
4 rulings, orders or judgments of this Court. (Attached hereto as **EXHIBIT 9**<sup>21</sup>, is a court mailing of a notice of an  
5 alleged legal Order to Show Cause “OSC” to Strike). It is dated June 12, 2012 for a June 22, 2012 hearing, It  
6 was received by me by mail on June 18, 2012. No such OSC has ever been served on me, fourteen days  
7 before the stated scheduled hearing date or at any other time. Even if this Court had established jurisdiction,  
8 which it has not, I would not be legally obligated to appear before this Court based on the June 18, 2012  
9 received court mailing.

10           I did not appear at this Court’s trial readiness conference on June 8, 2012. On June 6, 2012 I filed a  
11 notice that I would not appear and stated why right in the title of the notice: “NOTICE TO COURT, I AM NOT  
12 APPEARING BEFORE YOU AGAIN. YOU ARE A CRIMINAL AND A LIAR AND I FEAR FOR MY LIFE  
13 BECAUSE OF IT.”<sup>22</sup> I provided the direct evidence that this Court suppressed the evidence in it’s June 4 and  
14 June 7, 2012 ORDERS TO STRIKE my May 25, 2012 MOTION TO DISQUALIFY INSTANT JUDGE and June  
15 4<sup>th</sup> SUPPLEMENT that it knows it does not have jurisdiction. I provided the evidence this Court knows it lacks  
16 jurisdiction because the sole foundational document of this case is known to this Court to be void under CCP  
17 664, 664.5(b) and GC 6200(a)(c). I provided evidence that this Court committed a crime when it falsified my  
18 Sheriff Record on April 5, 2012 under GC6200(a)(c) and GC 6203(a) after it committed a prior crime of  
19 incarcerating me for refusing to be coerced into perjury.

20           **This Court cannot proceed to enter a default judgment for KELMAN because “Once challenged,**  
21 **jurisdiction cannot be assumed, it must be proved to exist.”** This Court has failed to prove its jurisdiction  
22 exists, even stating on record, “I understand” when Kramer stated it does not exist on April 12, 2012; and  
23 refusing to answer if this Court has jurisdiction on April 24, 2012.

24           **ATTEMPT OF THIS COURT TO HAVE ME DEEMED MENTALLY INCOMPETENT TO CONCEAL JUDICIAL,**  
25           **CLERK, PLAINTIFF & PLAINTIFF COUNSEL MISCONDUCT AIDING**  
26           **TO DEFRAUD THE PUBLIC**

27           On October 21, 2011, Judge Nugent assigned public defender, Tracey “SANG” as a legal advisor under  
28 the false pretense she was to assist me in defense of civil contempt of court charges of October 2011 (for  
placing the evidence on the Internet that the leaders of Ca’s judicial branch know of the corruption of these

<sup>21</sup> June 12, 2012 OSC mailing, no OSC served . <http://freepdfhosting.com/0b5c3192c2.pdf>

<sup>22</sup> June 6, 2012 Notice Of Nonappearance <http://freepdfhosting.com/42e2432815.pdf>

1 cases and the continued adverse impact on the public). Should Judge Nugent have invited public defender,  
2 SANG to appear in this matter on June 22, 2012, I forbid SANG to state she is there on my behalf, as my legal  
3 advisor or in my best interest or that of the public's. **SANG IS IN NO WAY MY LEGAL ADVISOR OR**  
4 **COUNSEL OF RECORD**

5 At the Contempt of Court hearing on January 6, 2012, SANG attempted to aid this Court, KELMAN and  
6 SCHEUER to have me deemed a criminal and mentally incompetent. As a result of her unethical behavior, I  
7 was forced to spend \$600 I do not currently have to have a mental status evaluation performed of myself. This  
8 was necessary to thwart this Court's, KELMAN's and SCHEUER's only defense for their collective criminal  
9 behavior – that I must be libeled and discredited by being falsely labeled a criminally incompetent liar.

10 The January 21, 2012 mental status evaluation by Dr. Lorna Schwarz finds me more than mentally  
11 competent, a superior problem solver; yet suffering from Generalize Anxiety Disorder from being in a **“hostile**  
12 **environment, aligned and subject to libel”** for now seven years at the hands of the courts, KELMAN and  
13 SCHEUER and now SANG.<sup>23</sup> (Attached hereto as **EXHIBIT 10** is the Dr. Schwarz mental status evaluation)

14 In April 2012. I spoke to self professed defender of the public, SANG She refused to answer my direct  
15 “yes” or “no” question if she was instructed to bring up Penal Code 1368 at the January 6, 2012 Civil Contempt  
16 hearing – an element required to put a mandatory psychological evaluation into play along with a charge of  
17 criminal – not civil contempt of court.

18 **January 6, 2012 North San Diego Superior Court, Department 30 KELMAN v. KRAMER, Contempt of**  
19 **Court Hearing**

20 Judge Thomas Nugent: [*sic to SANG*] ..I'm tell you if you have any influence with her [*sic, KRAMER*], I  
21 would do anything I could to get her examined, if I can, by the psychiatric unit downtown. I was  
22 prepared to see if I could get that done today. And you know people aren't suppose to participate in  
23 criminal proceedings if they're incompetent, and her competence, in my mind, is a serious question.

24 Tracey Sang: I, too, have given thought to this very issue, your Honor, and **Counsel [*sic* KELMAN's**  
25 **attorney, SCHEUER]: and I were discussing it before this hearing.** What I am as a criminal  
26 attorney [*sic, double entendre*] and the mechanism that I usually use in situations like this is a 1368.<sup>24</sup>

27 <sup>23</sup> January 6, 2012 Contempt hearing <http://freepdfhosting.com/77ef36c41c.pdf> & **Evaluation of Kramer by Dr.**  
28 **Schwarz:** <http://freepdfhosting.com/3ed5229597.pdf>

<sup>24</sup> 1368.(a) If, during the pendency of an action and prior to judgment, a doubt arises in the mind of the judge as to the  
mental competence of the defendant, he or she shall state that doubt in the record and inquire of the attorney for the  
defendant whether, in the opinion of the attorney, the defendant is mentally competent. If the defendant is not represented  
by counsel, the court shall appoint counsel. At the request of the defendant or his or her counsel or upon its own motion,  
the court shall recess the proceedings for as long as may be reasonably necessary to permit counsel to confer with the  
defendant and to form an opinion as to the mental competence of the defendant at that point in time.(b) If counsel informs  
the court that he or she believes the defendant is or may be mentally incompetent, the court shall order that the question

Judge Thomas Nugent: 1368. I know it well.

Tracey Sang: It's really the only thing that I believe **WE** have at our disposal.

Judge Nugent: **She's got to be charged with a misdemeanor...**

.....  
Judge Nugent: [*sic to SANG*] If you can think of a way to create that defense I think that it would be something that might be interesting. [*sic, **defense for whom and for actions?!***]

Based on KELMAN's and SCHEUER's newest COMPLAINT<sup>25</sup> for contempt of court of April 10, 2012, with exhibits being my court filings & declarations of website owners refusing to take the evidence of the courts' conspiring to defraud off of the Internet; this Court is obviously moving full speed ahead with unlawfully defrauding the public while harassing and terrorizing me in an effort to silence and ruin me.

Beside a judge with no jurisdiction issuing rulings, judgments, orders, incarcerating, intimidating, terrorizing, causing bodily harm, aiding to financially ruin, libeling, attempting to deem mentally incompetent and falsifying public records while knowingly aiding to defraud the public and endanger the safety of thousands – this latest attempt of KELMAN, SCHEUER and this Court to conceal misconduct in the courts via unlawful abuse of contempt of court power is egregious violation of CCP 1209(b) and of the Constitution.

It is an alarming red flag of the conditions of the California courts being hazardous to the future of freedom of speech for the good of the people in the United States of America, that this Court, with no jurisdiction, is confident it can get away with it. <sup>26</sup>.

This Court and all who got sucked into the "Speak With One Voice" superseding the Constitution on this one should be turning to Justice Judith McConnell to undo this escalating unlawful matter – not turning to me to conceal misconduct and the deliberate indifference of many aiding it to continue.

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of the defendant's mental competence is to be determined in a hearing which is held pursuant to Sections 1368.1 and 1369. If counsel informs the court that he or she believes the defendant is mentally competent, the court may nevertheless order a hearing. Any hearing shall be held in the superior court.

<sup>25</sup> Kelman April 10, 2012 Complaint for Contempt. Some of the exhibits are my court filings evidencing this Court jailed me for refusing perjury, falsified the Sheriff record to make it appear I violated a lawful court order with which this Court knew I could not comply <http://freepdfhosting.com/7896b883d9.pdf>  
Among exhibits of Scheuer's complaint for contempt of court are my Feb 10, 2012 Notice of Inability to Comply w/Contempt Order & Website owners declarations submitted to court refusing to remove evidence from the Internet.: <http://freepdfhosting.com/5002768ab6.pdf>

<sup>26</sup> CCP 1209(b) **"A speech or publication reflecting upon or concerning a court or an officer thereof shall not be treated or punished as a contempt of the court unless made in the immediate presence of the court while in session and in such a manner as to actually interfere with its proceedings."**

1 I tried to warn you, Judge Nugent, before you even made your first ruling that Justice McConnell was  
2 putting you in a compromised position. I tried to stay the case on both your and my behalf. You did not listen  
3 and attempted to conceal the direct evidence of your peers' unlawful misconduct aiding to defraud the public,  
4 now aided by your own misconduct and terrorizing of me.<sup>27</sup>

5 I can't help you now. You are in too deep. Game on, I guess. Just please do not do me anymore  
6 bodily harm or unlawfully lock me up again and libel me for telling the truth in America and refusing to  
7 be coerced to commit perjury by stating that "I do not believe Dr. Kelman committed perjury" to  
8 establish malice with the courts, including this Court, suppressing the evidence and while knowing by  
9 doing so they were/are aiding to defraud the public while continuing to terrorize me.

10 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and  
11 correct and executed by me this 21<sup>th</sup> day of June 2012 in Escondido, California.

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14 Sharon Noonan Kramer  
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<sup>27</sup> October 21, 2011 Transcript <http://freepdfhosting.com/fdc3d67b60.pdf>