

1 VISTA, CALIFORNIA, FRIDAY, 8-31-2011; 1:30 P.M.

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3 (THE FOLLOWING PROCEEDINGS WERE HELD IN OPEN COURT.)

4 THE COURT: LET'S NOW HEAR KELMAN VERSUS KRAMER.

5 MR. SCHEUER: GOOD AFTERNOON, YOUR HONOR. KEITH
6 SCHEUER FOR PLAINTIFF.

7 THE COURT: GOOD AFTERNOON.

8 MR. SCHEUER: GOOD AFTERNOON.

9 SHARON KRAMER: GOOD AFTERNOON, YOUR HONOR.

10 SHARON KRAMER UNDER DURESS BECAUSE THE COURT'S 01:49PM
11 FAILED TO ESTABLISH SUBJECT MATTER JURISDICTION.

12 THE COURT: I'M SORRY?

13 SHARON KRAMER: I'M APPEARING UNDER DURESS
14 BECAUSE THE COURT HAS NOT ESTABLISHED SUBJECT MATTER
15 JURISDICTION.

16 THE COURT: DO YOU WISH TO BE HEARD ON THE
17 TENTATIVE?

18 SHARON KRAMER: FIRST OF ALL, MR. SCHEUER'S
19 OPPOSITION WAS UNTIMELY FILED. I DIDN'T -- HE
20 MAILED IT LAST FRIDAY, SO I DIDN'T HAVE AN 01:50PM
21 OPPORTUNITY TO RESPOND. SO I ASKED AL IF I COULD
22 SUBMIT A DOCUMENT TO YOU THIS MORNING, AND HE SAID
23 THAT I WOULD HAVE TO GET YOUR APPROVAL.

24 THE COURT: NO. WE DON'T FILE THINGS DURING A
25 MOTION. YOU CAN FILE SOMETHING DOWNSTAIRS ANY TIME
26 IN THE BUSINESS OFFICE.

27 SHARON KRAMER: I DIDN'T HAVE AN OPPORTUNITY TO
28 RESPOND TO HIS UNTIMELY FILED OPPOSITION. SO HOW

1 DOES THAT WORK? WHATEVER HE SAYS IS NOT RELEVANT?

2 THE COURT: JUST CONTINUE TO MAKE YOUR ARGUMENT.
3 TELL ME WHAT IT IS YOU HAVE TO SAY.

4 SHARON KRAMER: WELL, YOU ISSUED A TENTATIVE
5 RULING THAT SAYS DEFENDANT'S MOTION TO VACATE
6 JUDGMENT IS DENIED. I DIDN'T MAKE A MOTION TO
7 VACATE JUDGMENT. I MADE A MOTION TO VACATE VOID
8 CORUM NON JUDICE, JUDGMENT AND ORDER FOR CIVIL
9 CONTEMPT, AND PERMANENT INJUNCTION IN CRIMINAL
10 VIOLATION OF CCP1209(B).

01:51PM

11 SO, YOU KNOW, THAT'S ALL THAT YOUR
12 TENTATIVE SAID: DEFENDANT'S MOTION TO VACATE
13 JUDGMENT IS DENIED. THERE'S NO -- YOU DON'T GIVE
14 ANY LEGAL JUSTIFICATION, YOU DON'T TELL ME WHAT --
15 WHY YOU'VE DENIED A MOTION YOU HAVEN'T EVEN STATED I
16 SUBMITTED. SO HOW -- I GUESS MY QUESTION IS: WHY
17 DID YOU DENY MY MOTION WITHOUT EVEN STATING I
18 SUBMITTED THAT MOTION?

19 THE COURT: THIS ISN'T A TIME FOR QUESTIONS AND
20 ANSWERS. IT'S A TIME FOR YOU TO ADDRESS THE COURT
21 ON THE BASIS UPON WHICH YOU BROUGHT YOUR MOTION. I
22 HAVE RULED TENTATIVELY, YOU'RE HERE TO CHALLENGE
23 THAT. PLEASE TELL ME WHAT THE BASIS OF YOUR
24 CHALLENGE IS, AND THEN COUNSEL WILL MAKE WHATEVER
25 POSITION HE WANTS TO MAKE. I WILL MAKE A DECISION.

01:52PM

26 SHARON KRAMER: OKAY. FIRST OF ALL, I'M AWARE
27 THAT IF YOU'RE GOING TO AWARD ATTORNEY FEES FOR
28 CONTEMPT CHARGES, THAT YOU HAVE TO STATE EXACTLY WHY

1 YOU AWARDED THEM IN WRITING.

2 SECOND OF ALL, YOU HAVEN'T ESTABLISHED THAT
3 YOU HAVE SUBJECT MATTER JURISDICTION IN THIS CASE,
4 BUT YOU HELD A TRIAL ON JUNE 25TH, YOU STRUCK THE
5 EVIDENCE THAT YOU DON'T HAVE SUBJECT MATTER
6 JURISDICTION, YOU HELD A TRIAL AND A CONTEMPT
7 HEARING, AND THEN I GOT NOTIFIED OF IT ON THE 28TH
8 THAT YOU WENT AHEAD WITH IT. SO I WAS NOT EVEN
9 NOTIFIED OF THAT.

10 BUT THE BIGGEST THING, YOUR HONOR, IS THIS 01:53PM
11 HAS TO STOP. I'M NOT GOING TO ISSUE A FALSE
12 CONFESSION OF BEING GUILTY OF LIBEL ON THE INTERNET
13 FOR THE SENTENCE: "DR. KELMAN ALTERED HIS UNDER
14 OATH STATEMENT FROM THE WITNESS STAND WHILE HE
15 TESTIFIED AS A WITNESS IN AN OREGON LAWSUIT," WHEN I
16 NEVER EVEN PUBLISHED THAT SENTENCE.

17 AND WHAT THIS CASE IS ALL ABOUT IS TRYING
18 TO CONCEAL THAT, IN THE PRIOR CASE OF KELMAN AND
19 GLOBAL TOX VERSUS KRAMER, MR. SCHEUER HERE AND THE
20 PRIOR COURTS FRAMED ME FOR LIBEL WITH ACTUAL MALICE. 01:53PM
21 UPON VIEWING DOCUMENTS PRESENTED BY THE HAINES
22 ATTORNEY OF KELMAN'S PRIOR TESTIMONY FROM THE CASE
23 IN ARIZONA: "DR. KELMAN ALTERED HIS UNDER OATH
24 STATEMENTS ON THE WITNESS STAND," HE ADMITTED THE
25 MANHATTAN INSTITUTE, A NATIONAL POLITICAL THINK
26 TANK, PAID GLOBAL TOX \$40,000 TO WRITE A POSITION
27 PAPER REGARDING THE POTENTIAL HEALTH RISK OF TOXIC
28 MOLD EXPOSURE, OR THE U.S. CHAMBER OF COMMERCE IS IN

1 MY WRITING.

2 MR. SCHEUER HERE AND THE COURTS FRAMED
3 ME FOR LIBEL TO MAKE IT APPEAR THAT I ACCUSED
4 MR. KELMAN OF LYING ABOUT ME BEING PAID TO AUTHOR
5 THE ACON MOLD STATEMENT. IT'S TAKEN SEVEN YEARS OF
6 MY LIFE, WHILE THE COURTS HAVE BEEN PRACTICING
7 POLITICS FROM THE BENCH. I'VE WATCHED THOUSANDS OF
8 LIVES BE DESTROYED DIRECTLY BECAUSE OF THIS CASE.
9 AND YOU'VE BEEN TRYING TO SILENCE ME OF IT.

10 THE BOTTOM LINE IS DR. KELMAN'S SCIENCE IS 01:54PM
11 GARBAGE IN THE COURTROOM. THE MAN STANDS UP, AND
12 BASED SOLELY ON EXTRAPOLATIONS APPLIED TO
13 MECHANISTIC RESEARCH, CLAIMS THAT HE HAS PROVEN
14 NOBODY CAN BE SICK FROM THE MOLD AND THE TOXINS AND
15 WATER DAMAGED BUILDINGS.

16 BECAUSE OF THE MISHANDLING OF THIS CASE,
17 THAT FRAUD HAS BEEN ALLOWED TO CONTINUE IN U.S.
18 PUBLIC HEALTH POLICY AND U.S. COURTS. IT'S
19 BILLIONS. AND IF THIS COURT THINKS THAT I'M GOING
20 TO PUBLISH A FALSE CONFESSION ON THE INTERNET FOR 01:55PM
21 BEING GUILTY OF LIBEL FOR A SENTENCE I DIDN'T EVEN
22 WRITE BY A COURT WHO HAS NOT EVEN ESTABLISHED
23 SUBJECT MATTER JURISDICTION, BUT HAS ACTIVELY WORKED
24 TO CONCEAL WHAT PRIOR COURTS DID TO DEFRAUD THE
25 PUBLIC IN HATE CRIMES AGAINST THE ENVIRONMENTALLY
26 DISABLED AND ME, I'M NOT GOING TO DO IT.

27 I'M NOT GOING TO TAKE THE POSTS OFF THE
28 INTERNET THAT YOU AWARDED HIM ATTORNEY'S FEES FOR IN

1 VIOLATION OF CCP1209(B). I HAVE A RIGHT TO PUT IT
2 ON THE INTERNET. WHAT THE COURTS DID, I HAVE A
3 RIGHT TO PUT IT ON THE INTERNET THAT YOU
4 INCARCERATED ME IN MARCH FOR REFUSING TO SIGN A
5 FALSE CONFESSION, WHICH ALSO STATES I DO NOT BELIEVE
6 DR. KELMAN COMMITTED PERJURY WHEN EVERYONE KNOWS HE
7 DID TO ESTABLISH MALICE IN THE PRIOR CASE, AND
8 MR. SCHEUER REPEATEDLY SUBORNED IT.

9 SO YOU'VE GOT ME ORDERED TO JAIL FOR
10 PLACING EVIDENCE ON THE INTERNET OF WHAT THE COURTS 01:56PM
11 HAVE DONE TO DEFRAUD THE PUBLIC BY WHAT THEY HAVE
12 DONE TO ME. YOU'VE AWARDED HIM \$8,400 FOR -- I'M
13 SORRY, BUT IT'S ALL OUT CORRUPTION WHAT THIS MAN HAS
14 BEEN DOING AND YOU KNOW IT. I'M NOT -- I'M NOT
15 GOING TO POST A FALSE CONFESSION ON THE INTERNET.
16 THAT'S SUCH AN EGREGIOUS VIOLATION OF THE
17 CONSTITUTION AND MY FIRST AMENDMENT RIGHTS, WHEN YOU
18 SHOULD BE THANKING ME FOR EVERYTHING I'VE DONE TO
19 ADVANCE THE SCIENCE. I MEAN, GOD FORBID, ANY OF
20 YOUR CHILDREN SHOULD EVER BE EXPOSED IN A 01:57PM
21 WATER-DAMAGED BUILDING BECOME SERIOUSLY ILL AND TRY
22 TO GET HELP FROM THE MEDICAL COMMUNITY.

23 I'M DEMANDING, YOUR HONOR, THAT YOU VACATE
24 THE VOID CORUM NON JUDIS JUDGMENT ORDER FOR CIVIL
25 CONTEMPT AND PERMANENT INJUNCTION BECAUSE IT'S NOT
26 JUST UNLAWFUL, IT'S CRIMINAL.

27 AND I'M GOING TO CONTINUE TO WRITE ABOUT
28 WHAT IS HAPPENING IN THIS CASE UNTIL SOMEBODY DOES

1 SOMETHING ABOUT IT. SO I'M DEMANDING YOU DO IT,
2 YOUR HONOR. IT'S CRIMINAL. YOU CAN'T DO THAT TO
3 PEOPLE.

4 THE COURT: THANK YOU.

5 MR. SCHEUER, DO YOU WISH TO BE HEARD?

6 MR. SCHEUER: YES, YOUR HONOR. THANK YOU.

7 YOUR HONOR, I WOULD SUBMIT ON THE
8 TENTATIVE. I HAVE A QUESTION ABOUT THE JUDGMENT FOR
9 CONTEMPT OF COURT.

10 THE COURT: I KNOW YOU DO. I APPRECIATE THAT. 01:57PM
11 IT'S UNDER SUBMISSION AND I WILL RULE.

12 MR. SCHEUER: THANK YOU. THEN I HAVE NOTHING
13 FURTHER.

14 THE COURT: I THINK COUNSEL HAS CONCLUDED, SO
15 MS. KRAMER HAS THE RIGHT IF SHE WISHES.

16 SHARON KRAMER: I HAVE A QUESTION: HOW WAS
17 MR. SCHEUER ABLE TO SUBMIT A QUESTION TO YOU BUT I'M
18 NOT PERMITTED TO SUBMIT ANYTHING TO YOU?

19 THE COURT: WE WENT THROUGH THIS EARLIER. THIS
20 ISN'T TIME FOR QUESTIONS AND ANSWERS. TIME FOR YOUR 01:58PM
21 ARGUMENT, THAT'S ALL.

22 SHARON KRAMER: MR. SCHEUER JUST SUBMITTED A
23 DOCUMENT TO YOU.

24 THE COURT: IF THAT'S ALL YOU HAVE TO SAY, THEN
25 THAT CONCLUDES THE ARGUMENTS.

26 SHARON KRAMER: I DO HAVE ONE MORE THING TO SAY.

27 THE COURT: ALL RIGHT.

28 SHARON KRAMER: IF YOU'RE GOING TO ISSUE AN

1 UNLAWFUL BENCH WARRANT FOR MY ARREST BECAUSE I'M NOT
2 SHUTTING UP, I WOULD RESPECTFULLY REQUEST THAT YOU
3 WAIT UNTIL -- I'M DEALING WITH MY 91-YEAR-OLD MOTHER
4 WHO IS HAVING AN INFECTION PROBLEM, WE HAVE SURGERY
5 COMING UP, I'M HER PRIMARY CAREGIVER; IF YOU ARE
6 GOING TO ISSUE AN UNLAWFUL BENCH WARRANT FOR MY
7 ARREST, I WOULD RESPECTFULLY REQUEST THAT YOU TAKE
8 INTO CONSIDERATION A 91-YEAR-OLD WOMAN'S HEALTH AND
9 DON'T DO IT UNTIL AT LEAST MID-OCTOBER WHEN MY
10 SISTER IS BACK FROM EUROPE.

01:59PM

11 I'D ALSO REQUEST THAT YOU GIVE ME NOTICE IF
12 YOU'RE GOING TO DO IT SO I HAVE TIME TO MAKE
13 ARRANGEMENTS TO HAVE HER TAKEN CARE OF.

14 THE COURT: I UNDERSTAND. THANK YOU.

15 MR. SCHEUER: THANK YOU, YOUR HONOR.

16 THE COURT: OKAY.

17 (PROCEEDINGS ADJOURNED.)

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO
DEPARTMENT 30 HON. THOMAS P. NUGENT

_____)
BRUCE J. KELMAN,)
)
PLAINTIFF,)
)
VS.) CASE NO.
) 37-2010-61530-CU-DF-NC
SHARON KRAMER,)
)
DEFENDANT.)
_____)

REPORTER'S TRANSCRIPT
AUGUST 31, 2012

LESLIE G. MAST, CSR NO. 3363
OFFICIAL REPORTER
SAN DIEGO SUPERIOR COURT

1 APPEARANCES:

2

3 FOR THE PLAINTIFF:

SCHEUER & GILLETT
BY: *KEITH SCHEUER*
4640 ADMIRALTY WAY
SUITE 402
MARINA DEL REY, CA 90292
310-577-1170

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FOR THE DEFENDANT:

SHARON KRAMER
IN PROPRIA PERSONA

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN DIEGO) :

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I, *LESLIE G. MAST*, DO HEREBY CERTIFY:

THAT I AM A CERTIFIED SHORTHAND REPORTER,
CERTIFICATE NO. 3363, AN OFFICIAL COURT REPORTER OF
THE SUPERIOR COURT, NORTH COUNTY DIVISION, IN AND
FOR THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA;

THAT AS SUCH OFFICIAL COURT REPORTER, I
REPORTED IN SHORTHAND THE ORAL PROCEEDINGS IN THE
WITHIN CAUSE ON THE DATE INDICATED HEREINBEFORE; AND

THAT THE FOREGOING AND ATTACHED "REPORTER'S
TRANSCRIPT" IS A FULL, TRUE, AND CORRECT TRANSCRIPT
OF THE ORAL PROCEEDINGS HAD ON SAID DATE.

DATED THIS 5TH DAY OF SEPTEMBER,
2012, AT VISTA, CALIFORNIA.

LESLIE G. MAST
LESLIE G. MAST, CSR NO. 3363
OFFICIAL COURT REPORTER