

1 **SHARON KRAMER, PRO PER**
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6 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
7 **FOR THE COUNTY OF SAN DIEGO**

8 **BRUCE KELMAN, GLOBALTOX, INC.,**)

9 **Plaintiffs,**)

10 **v.**)

11 **SHARON KRAMER, and DOES 1 through**)
12 **20, inclusive,**)

13 **Defendants.**)
14)

Case No.: GIN 044539

DECLARATION OF SHELBY STUNTZ,
JUROR NUMBER 5

[Assigned for All Purposes To Hon.
Lisa C. Schall, Department 31]

Trial Date: August 18, 2008

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16 1. My name is Shelby Stuntz. I am an attorney licensed to practice law in the State of
17 California.

18 2. In August 2008, I served as a juror in the defamation case brought by Bruce Kelman and
19 Veritox, Inc. against Sharon Kramer (Case No. GIN044539).

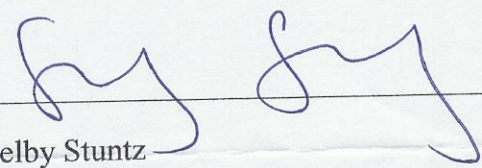
20 3. During deliberations Exhibit #53 was included in the evidence. As I recall, Exhibit #53
21 included the invoices submitted by Dr. Kelman for work on a paper titled "*A Scientific View Of*
22 *The Health Effects of Mold*" that his company was paid to do for the US Chamber of Commerce
23 and the Manhattan Institute.
24

1 4. A number of additional pages were attached to the invoices in Exhibit #53 that appeared
2 to be unrelated to the invoices and as I recall were never discussed in the trial proceedings.

3 5. Those additional pages were not introduced as evidence during the trial. They included
4 emails between a physician, Veritox employees, and Dr. Kelman. I recall one of the
5 communications described Ms. Kramer as a "cyberstalker". These emails were read aloud in the
6 jury room on the second day of deliberations.

7 6. It was not until these emails which described Ms. Kramer as a "cyberstalker" were read
8 aloud that the vote of the jurors changed from 8 to 4 (in favor of Dr. Kelman) to 10 to 2 (in favor
9 of Dr. Kelman). Up until that point, the jury spent a number of hours discussing whether Ms.
10 Kramer acted with malice. After the "cyberstalker" email was read, jurors #11 and #1 changed
11 their votes in favor of Dr. Kelman and Veritox. These two jurors both stated these emails
12 illustrated Ms. Kramer acted with malice.

13 I declare under penalty of perjury of the laws of the State of California that the foregoing
14 is true and correct and that this Declaration was executed by me on this 25th day of October,
15 2008 in Long Beach, California

16
17 
18 _____
19 Shelby Stuntz