

July 10, 2013
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By FAX to twenty-five United States Senators, one U.S. Congressman & one CA Senator:

U.S. Senators Dianne Feinstein (D-CA); Barbara Boxer (D-CA); Tom Harkin (D-IA)
Chair of Senate Health, Education, Labor and Pension (HELP); Lamar Alexander (R-TN)
Ranking Member Senate HELP; U.S. Senators who are committee members of HELP:

Barbara A. Mikulski (MD)	Patty Murray (WA)
Bernard Sanders (I) (VT)	Robert P. Casey, Jr. (PA)
Kay R. Hagan (NC)	Al Franken (MN)
Michael F. Bennet (CO)	Sheldon Whitehouse (RI)
Tammy Baldwin (WI)	Christopher S. Murphy (CT)
Elizabeth Warren (MA)	Lamar Alexander (TN)
Michael B. Enzi (WY)	Richard Burr (NC)
Johnny Isakson (GA)	Rand Paul (KY)
Orrin G. Hatch (UT)	Pat Roberts (KS)
Lisa Murkowski (AK)	Mark Kirk (IL)
	Tim Scott (SC)
U.S. Congressman Darryl Issa (R-CA) North San Diego County	California Senator Mark Wyland (R) San Diego North County

Honorable United States Senate HELP members, Senator Feinstein, Senator Boxer,
Congressman Issa and CA Senator Wyland,

Re: Notice to legislators of Complaint to CA Commission on Judicial Performance. The public and I need YOU to shut down a scientific fraud in policy and courts over the mold issue; and to punish US DOJ contractors who have promulgated scientific fraud along with officers of the CA courts who aid it to continue to harm thousands of U.S. citizens by **criminal means**. EIGHT YEARS harassment under the color of law for my telling the truth in the U.S.A. is ENOUGH!

I am an average American citizen (with a degree in marketing) who went above and beyond to try to remove a scientific fraud that was mass marketed into U.S. public health policy and to U.S. courts over the mold issue beginning in the early 2000's to the detriment of the United States public. Without you taking direct measures to stop it, it will continue to harm thousands for years to come. Those who caused, aided and abetted it to continue **by criminal means** will go unpunished should you choose to turn a blind eye.

The scientific fraud was penned for the U.S. Chamber of Commerce in 2003 by two well connected toxicologists who are expert defense witnesses for the U.S. Department of Justice (USDOJ), Bruce J. Kelman and Bryan D. Hardin of Veritox, Inc. It was falsely legitimized as true science by another federal contractor, the American College of Occupational and Environmental Medicine (ACOEM) in 2002 and 2011. The duo applied extrapolations to data taken from a single rodent, mechanistic study of mold and absurdly professed they had proven it was “junk science” that any individual could ever become ill from exposure to mold toxins in a water damaged building.

They were paid by the Manhattan Institute think-tank to write the “junk science” slur for the U.S. Chamber with U.S. Congressman Gary Miller (R-CA) being the “Congressional Mold Workgroup” member who publicly endorsed the scientific fraud of USDOJ contractors, Veritox, on July 17, 2003. According to one of the stated authors of the U.S. Chamber’s “A Scientific View of the Health Effects of Mold”, Dr. Andrew Saxon of UCLA, he did not co-author this policy paper with Mr. Kelman and Mr. Hardin, but the esteemed imprimatur of the University of California is on the paid for hire, scientific fraud, never the less via Dr. Saxon being listed as a co-author. The contract, billing records and cancelled checks from the Manhattan Institute to Veritox (formerly known as GlobalTox, Inc.) indicate that only Mr. Kelman and Mr. Hardin authored and were paid to author commerce’s phony “Scientific View” for the purpose of misleading U.S. court to deny liability for causation of illness.

Veritox principals are prolific expert defense witnesses in toxic torts and have made handsome livings off of their scientific fraud becoming and remaining in policy in support of their bogus expert testimonies in mold litigations. They actually have the nerve to stand in court and state under oath as paid for hire defense witnesses that their extrapolations prove these illnesses “Could not be” caused by mycotoxins in water damaged buildings. They are also federal contractors for the EPA with their federal contracts being over \$1.3M in the past nine years. Mr. Hardin is a retired deputy director of CDC NIOSH and retired U.S. Assistant Surgeon General. Yet another federal contractor, Lincoln Military Housing, has been relying upon the scientific fraud of Veritox that was legitimized by ACOEM and the U.S. Chamber. They have been using it to deny liability for causation of illness from mold toxins in, disgustingly, children of our military men and women living in moldy military housing that Lincoln Military Housing has not properly maintained.

As Senate HELP has known since 2005, it is pure nonsense that such a conclusion of proof of lack of causation of illness could be formed on such limited data. As one more piece of proof that I am telling the God’s honest truth of mass marketed scientific fraud by the federal contractors; NIOSH/NTP in conjunction with NIOSH, now claim to have come up with a method that more accurately reflects mold exposure in water damaged buildings, via inhalation mechanistic research. Released by NIEHS, June 2013:

“With NTP support, NIOSH has developed a device known as an acoustical generator that can create and disperse molds for rodent studies that closely mimic real world human exposure. Until now, it has been extremely difficult to aerosolize dry mold for laboratory studies, so that the exposure is similar to what humans may experience.”

Possibly the new model will help shed light on the problem. But it is scientifically improbable that another mechanistic inhalation model will alone tell the whole story of chronic, systemic immune dysfunction caused by exposure to multiple biocontaminants found in water damaged buildings or will stop the scientific fraud of Veritox in policy, used extensively to sell doubt of liability for causation in the courts. People have been complaining to their elected officials for years that they are experiencing immunological complications far beyond the respiratory tract and are receiving no help, HELP.

Similar to how the federal employee deemed “Lyme Loonies” have been mistreated when experiencing long term debilitating illness; those experiencing chronic, systemic inflammatory responses, including cognitive dysfunction after exposure to the biotoxins in water damaged buildings, have been treated with complete lack of respect and great disdain by the U.S. medical community and the federal government.

Insult added to injury, the sick are often told their environmental illnesses are psychological in origin and their idiopathic, autoimmune type symptoms are imaginary -- based on the false concept that these illnesses are scientifically proven by VeriTox, Inc., and widely mass marketed by special interests, “Could not be”.

I personally know this is not news to our nation’s legislators. In October of 2006, the late Senator Edward Kennedy was the Democrat chairman of Senate HELP. He ordered a Federal Government Accountability Office (GAO) audit of the mold issue at my urging.

This is because I had sounded the alarm to Senate HELP of the mass marketing of scientific fraud in policy and courts claiming false scientific proof that these environmental illnesses were not occurring, and the harm it was doing to the public. As I am sure you can imagine, it was no small feat for a Plain Jane average citizen to walk into DC armed only with proof of scientific fraud marketed into policy, be able to moderate a Senate Staff Briefing with a panel of true scientists on the subject, and walk out of DC with a federal GAO audit.

Unfortunately, in February of 2007 the following was deleted from the scope of the GAO audit by Senate HELP which gutted the possibility of anyone being punished for their role in the mass marketed scientific fraud or it being shut down completely from policy and courts any time soon.

“What medical and scientific standards are used in determining the admissibility of evidence of both acute and persistent health consequences resulting from exposure to mold? Which individuals and organizations have promulgated these standards and what, if any, conflicts of interest exist regarding these standards?”

This deletion also left me vulnerable for horrific, relentless, politically motivated retaliation for exposing the mass fraud and its usage in U.S policy and courts. For my efforts to shed light upon and try to stop what must be one of the dirtiest tricks ever played on the American public, I have been framed for libel in California for the 100% accurate words, “altered his under oath statements” in the first public writing, mine in 2005, of how the scientific fraud became policy; driven to the brink of poverty; jailed for refusing to sign a false confession of being guilty of libel; caused bodily harm; terrorized with threat of more jailing and more bodily harm; character assassinated; given a false FBI record; and court ordered to commit criminal perjury on the Internet by publishing a false confession of libel for a sentence I never even wrote -- by a judge whose court had no subject matter jurisdiction.

I was also court ordered to chose between signing a paper which contains the sentence “I do not believe Dr. Kelman committed perjury” or go to jail. I went to jail rather than betray my fellow Americans. The suppressed evidence is undeniable. Mr. Kelman committed perjury to manufacture a reason for my alleged malicious reason for exposing fraud while strategically litigating to harass me in California Strategic Litigation Against Public Participation (SLAPP). I currently have tens of thousands of dollars of fraudulent and interest accruing liens on my property by those who “promulgated these standards” but were spared investigation in a federal GAO audit, USDOJ contractors Mr. Kelman, Mr. Hardin and their four co-principals of Veritox, Inc. The California courts have provably falsified documents to continue to harass me.

I am unable to work in my profession as a Rancho Santa Fe, CA, real estate agent as this profession requires a reputation of solid integrity. Being falsely deemed a malicious liar by the courts has ruined my career and livelihood. This, while I am forced to watch lives continue to be devastated to this very day from the “Lies Behind The Toxic Mold Issue” I first exposed in 2005 to Senate HELP and to Senator Barbara Boxer, remaining in policy and courts -- in large part because Senate HELP took direct measure to stop the GAO from shutting it down.

At the time of deleting the aspect from the GAO investigation, **“Which individuals and organizations have promulgated these standards and what, if any, conflicts of interest exist regarding these standards?”** Senate HELP knew of the SLAPP in California and that Mr. Kelman, an individual who “promulgated these standards”, committed perjury to manufacture a reason for my alleged personal malice. Check your

files. One month before the deletion, Mr. Kelman, Mr. Hardin and ACOEM were the subject of a front page, above the fold Wall Street Journal article titled, “Court of Opinion. Amid Suits Over Mold Experts Wear Two Hats. Authors of Science Papers Also Work For the Defense in Mold Litigation.”

Needless to say, it is now time for YOU, 25% of the United States Senate; my U.S. Congressman whose district includes Vista, CA where the majority of the retaliation has occurred with the aid of compromised judiciaries and clerks; and my U.S. and CA Senate representatives to acknowledge the direct evidence that those who promulgated the standards, Mr. Kelman and Mr. Hardin, have committed criminal acts while maliciously and strategically litigating to try to silence me of a massive defrauding of the public by federal contractors and their clients.

The evidence is undeniable. The US DOJ is contracting with criminals who have been shielded for the criminal acts by California judiciaries -- who know their acts of suborning perjury and falsifying court documents in SLAPP have aided the scientific fraud of Veritox and their clients, including the federal government, to continue to harm the lives of thousands; as has the deletion by Senate HELP of investigating for conflicts of interest from the Federal GAO audit of the mold issue.

On June 7, 2013, eighteen California judges and justices were asked to personally provide the direct evidence that they have not concealed that judiciaries suborned Mr. Kelman’s perjury and used fraudulent and void legal documents to try to intimidate me into silence of the collusion to defraud. Only one response was received. It came under the false pretense that it was from “The Court” and was a notice that no contradictory evidence to my very serious and well documented allegations would be forthcoming.

Again no “the Court” had subject matter jurisdiction to issue any such notice on behalf of a judge, Thomas P. Nugent, who personally refused to answer the direct questions to avoid being named in a federal lawsuit for stare decisis, criminal acts carried out coram non judice to defraud the United States public. (See attached complaint to the California Commission on Judicial Performance (CJP) and its attached Exhibits 1 & 2)

I am not even hopeful that the political appointees, the commissioners of the CJP, will adhere to their mandate under the California Constitution and discipline these 18 judiciaries (See Exhibit 1, page 1 for names) for conspiring to defraud the public with US DOJ contractors by criminal means. Their prior chairwoman, Justice Judith McConnell, has the easiest provable unclean hands in this fiasco. Practically half of the Judicial Council would need to be sent to jail for their roles in defrauding the public by rewarding perjury in SLAPP, etc, including the present and former Chief Justices of California/Chairs of the Judicial Council, Tani Cantil-Sayauke and Ronald George.