

Filed
9/14/10 Kelman v.Kramer CA4/1

NOT TO BE PUBLISHED IN OFFICIAL REPORTS

COURT OF APPEAL, FOURTH APPELLATE DISTRICT DIVISION ONE
STATE OF CALIFORNIA

BRUCE KELMAN et al.,

D054496

Plaintiffs and Respondents.

v.

SHARON KRAMER,

(Super. Ct. No. GIN044539)

Defendant and Appellant.

APPEAL from a judgment of the Superior Court of San Diego County, Lisa C. Schall Judge.

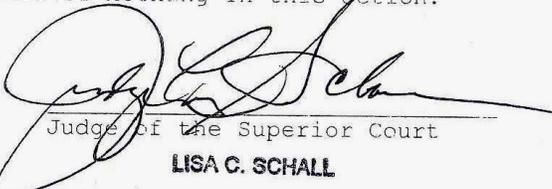
Affirmed.

In this defamation case, Sharon Kramer appeals from a judgment entered on a jury verdict finding she libeled Bruce Kelman. The jury awarded Kelman nominal damages of one dollar and the trial court awarded Kelman \$7,252.65 in costs. The jury found that Kramer did not libel GlobalTox and judgment against GlobalTox was entered. The trial court awarded Kramer \$2,545.28 in costs against GlobalTox.

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. We also found there was sufficient evidence to defeat Kramer's claim she was protected by the fair reporting privilege provided to journalists by Civil Code section 47, subdivision (d)(1). Under the doctrine of the law case, these determinations are binding on us and compel us to find there is sufficient evidence to support the jury's determination Kramer libeled Kelman and was not entitled to the fair reporting privilege.

We find no error in the trial court's award of costs.
Accordingly, we affirm the judgment.

The Appellate Court lied in their Opinion. The above is just one of many examples. There was no such judgment entered awarding Kramer her costs or recognizing her as a prevailing party in trial. The California Supreme Court refused to review. Kramer had to motion the lower court to amend the judgment after the Appellate Court refused to correct their false statement of judgments never entered. Over one year later on October 28, 2011, the judgment was amended to state:

1 Kramer, and costs in the amount of \$ 7,252.65 ^{mgarland 12/18/08.}, and that
 2 Plaintiff GlobalTox, Inc. recover nothing in this action.
 3
 4 Dated: 9/24/08 
 5 Judge of the Superior Court
 6 LISA C. SCHALL
 7 OCT 28 2011 Defendant Kramer is the prevailing
 8 party as to Plaintiff Globaltox, Inc. The judgment
 9 shall include costs of \$2,545.78 in favor of
 10 defendant Kramer and as against Plaintiff
 11 Globaltox, Inc. *Dietrich*
 12
 13

Its still a fraudulent judgment document on record in this case. Michael Garland, Clerk of the Trial Court did not fill in "\$7,252,65" on December 18, 2008. He filled the amount in earlier without initialing or dating, making it appear that Kelman had been awarded interest accruing costs on September 24, 2008. Kelman's attorney then filed for a falsified Abstract of Judgment, December 31, 2008 and placed a fraudulent lien on Kramer's property, January 20, 2009, with interest accruing from Sept 24, 2008.

3. Judgment creditor (name and address): Bruce Kelman 5. Original abstract recorded in this county:
 c/o Veritox, Inc., 18372 Redmond-Fall City Rd a. Date:
 Redmond, Washington 98052 b. Instrument No:
 Date: December 22, 2008 
 Keith Scheuer, Esq. (TYPE OR PRINT NAME) (SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed:
 \$7,253.65
 7. All judgment creditors and debtors are listed on this abstract.
 8. a. Judgment entered on (date): September 24, 2008
 b. Renewal entered on (date):
 9. This judgment is an installment judgment.
 10. An execution lien attachment lien
 is endorsed on the judgment as follows:
 a. Amount: \$
 b. In favor of (name and address):
 11. A stay of enforcement has
 a. not been ordered by the court.
 b. been ordered by the court effective until
 (date):
 12. a. I certify that this is a true and correct abstract of
 the judgment entered in this action.
 b. A certified copy of the judgment is attached.
 Clerk, by Wlasencia, Deputy
 (SEAL)  This abstract issued on (date):
 DEC 31 2008
 ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS
 Form Adopted for Mandatory Use Judicial Council of California Page 1 of 2
 www.EJ-001 (Rev. January 1, 2008) Code of Civil Procedure, §§ 488.480, 674, 700.190

The Appellate Court knew their Opinion was a fraud of what judgments were entered when they issued it in September of 2010. Kramer had provided the evidence of it in her Appellate Briefs:

Page 8 of Kramer’s Appellant Opening Brief of July 2009:

“As it stands today, there is already a judgment entered that is not withstanding the verdict.(Vol.5 App.1080-1084) Appellant is not recognized as a prevailing party in the judgment. Nor is there a judgment that reflects she was awarded costs in a post trial ruling. (Vol.V App.1234-1238) Within the judgment that is entered, Respondent was awarded costs for both himself and the non-prevailing party, GlobalTox. (Vol.9 RT.600-601)

Appellant had to first motion to be recognized as a prevailing party and motion again to receive her costs, with the courts refunding Appellant \$120 for the additional motions required. (Vol.9 RT.605-606) Although rulings reflect Appellant prevailed over Globaltox and was awarded costs, the judgment still does not reflect this. (Vol.V App.1234-1238)



The way the Court chose to conceal their fixing of the Appellate Opinion was to falsify the CCMS computer history of the case to state GlobalTox prevailed over Kramer in trial.

264 12/23/2010 Remittitur (Judgment of 12-12-08 is affirmed) filed by The Superior Court of San Diego.

268 12/23/2010 Judgment was entered as follows: Judgment entered for GLOBALTOX INC;KELMAN, BRUCE J and against KRAMER, SHARON for

The State Bar and the Commission on Judicial Performance will do nothing. With Kramer now going to jail to conceal the rampant fraud by the courts being known by the Chief Justice of California..

