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ASSISTANT DISTRICT ATTORNEY

OFFICE OF  
**THE DISTRICT ATTORNEY**  
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October 19, 2012

Ms. Sharon Noonan Kramer  
2031 Arborwood Place  
Escondido, CA 92020  
(760) 746-8026

Re: Complaint re: Bruce J. Kelman, et. al.

Dear Ms. Kramer:

Our office has received numerous mailings and emails from you regarding your case Kramer v. Kelman and Kelman v. Kramer. It should be noted that you have previously requested assistance from our office by virtue of your conversations, emails, mailings and contacts with Deputy District Attorney James Koerber and District Attorney Investigator Virgil Hawkins. Mr. Koerber assures me that he has communicated to you in no uncertain terms that our office cannot assist with your case regarding Mr. Kelman and GlobalTox Incorporated.

Per your request, I have reviewed several materials associated with the Kelman case as the background to your request for an investigation and possible prosecution of Justices McConnell, McDonald and Aaron for committing a hate crime against you as an advocate for the environmentally disabled. In addition, you have requested our office investigate unknown individuals for posting anonymous posts in a toxlaw chat room as potential cyberstalking. Finally, you have stated repeatedly that you fear for your safety and that your life is endangered by these unknown individuals making the toxlaw posts and as well as by the San Diego Superior Court, its employees and the Appellate Courts. Repeatedly, we have stated to contact your local law enforcement if you have evidence of specific threats or if you feel your life is endangered. You have assured me that you will in fact do so if something occurs.

First, let me begin with your request for prosecution of Justice Judith McConnell and her subordinates in the Fourth District Division One Court of Appeal. As I stated previously during our conversation on September 26, 2012, the Judicial Branch of the State of California is a separate and equal branch of government. The Courts operate to fulfill their constitutional obligation to interpret the laws of the State of California.

The District Attorney's Office cannot prosecute judges and justices for the appropriate use of their discretion. The very nature of litigation means that one party will lose and another party will prevail. Unfortunately, your disagreement with the trial court, the appellate court and the California Supreme Court does not entitle you to request criminal charges against the Court because you disagree with the judges' interpretation of the facts and/or law against or for you.

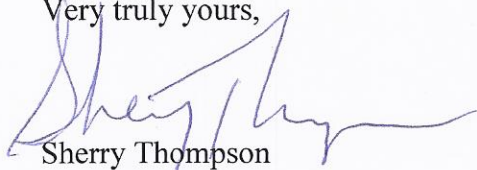
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Furthermore, it appears from my review of the records in your case, the Court focused on the very narrow issue of “did you libel, Dr. Kelman with use of the words *altered his under oath statement* in your article” and not the science or argument regarding the effects of mold in a structure. To that end, the District Attorney’s Office will also not be drawn into the scientific or legal debate over the effects of mold as it relates to your cases with Dr. Kelman. Simply put, you had a civil jury trial in which a jury awarded nominal damages of \$1 against you for libel against Dr. Kelman. You repeatedly appealed various arguments and the Court has ruled against you.

We have replied to your correspondence on several occasions including October 15, 2010, November 5, 2010, January 28, 2011, June 6, 2012 and September 17, 2012 and in all previous reviews of the facts and circumstances surrounding your case we have determined that there are no grounds for a criminal investigation. Our analysis remains the same, nor do we find Judge Nugent or any other judicial officer has committed a hate crime against you as an advocate for the environmentally disabled. In addition, the documents you provided as evidence of cyberstalking fail to demonstrate anything other than someone posting negative comments on a chat room and do not appear to reach the threshold of stalking cyber or otherwise.

**The District Attorney’s Office finds no grounds to pursue criminal charges** and will not continue to entertain the question of whether or not a criminal act was committed when the various Courts’ ruled against you. Thank you for contacting our office.

Very truly yours,



Sherry Thompson  
Deputy District Attorney  
Special Operations Division  
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