

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.

SHARON KRAMER,

DEFENDANT.

CASE NO.

37-2010-61530-CU-DF-NC

REPORTER'S TRANSCRIPT

MARCH 14, 2012

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

1 VISTA, CALIFORNIA, WEDNESDAY, 3-14-2012; 9:18 A.M.

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

4 THE COURT: AL.

5 THE CLERK: BRUCE J. KELMAN, PLAINTIFF, VERSUS
6 SHARON KRAMER, DEFENDANT. 37-2010-00061530.

7 THE COURT: GOOD MORNING.

8 MR. SCHEUER: GOOD MORNING, YOUR HONOR.

9 MS. KRAMER: GOOD MORNING, YOUR HONOR.

10 THE COURT: WE ALL KNOW I CALLED THIS MEETING 09:18AM
11 FOR US BECAUSE OF THE DECISION THAT I MADE, AS I
12 REFLECTED ON ALL OF THE CIRCUMSTANCES SURROUNDING
13 THIS CASE, [THAT YOU SHOULD BE RELEASED AT THIS TIME,
14 AND THAT WILL BE THE ORDER OF THIS COURT.]

15 [I INVITED COUNSEL TO BE HERE OUT OF
16 COURTESY.] THIS IS ULTIMATELY MY CALL AND THAT IS MY
17 CALL.

18 AND, HOPEFULLY, YOU'LL BE RELEASED
19 FORTHWITH. [I KNOW YOU'LL BE TAKEN BACK TO WHERE YOU
20 JUST CAME FROM, AND I UNDERSTAND THE ARRANGEMENTS 09:18AM
21 HAVE BEEN MADE THAT YOU'LL BE RELEASED AT THAT TIME.]

22 YOU KNOW WHAT MY HOPE IS -- AND I'M NOT
23 ASKING YOU TO RESPOND. I'M NOT ASKING YOU TO SAY
24 ANYTHING. -- BUT THAT IS, IT SEEMED TO ME IN OUR
25 LAST MEETING [I RECALLED YOU EVEN SAID THAT IT WASN'T
26 YOU WHO HAD ACCUSED THE GENTLEMAN OF PERJURY OR OF
27 ALTERING HIS TESTIMONY, [IT WAS RATHER COUNSEL'S
28 EFFORTS TO TRY TO MAKE IT SOUND THAT WAY. I DON'T

1 [KNOW IF I REMEMBERED IT RIGHT OR NOT.] IF YOU DID
2 SAY THAT OR IF THAT'S HOW YOU FEEL, MORE
3 IMPORTANTLY, [I WOULD REALLY STRONGLY URGE THAT YOU
4 GIVE EVERY CONSIDERATION TO AGREEING TO THAT
5 PROPOSAL THAT COUNSEL MADE,] WHICH SIMPLY SAID "I DID
6 NOT MEAN THAT." I DIDN'T MEAN TO SUGGEST THAT. [I'M
7 NOT SAYING YOU HAVE TO DO THAT. I'M NOT. DON'T
8 HEAR THAT FROM ME. BUT YOU DID HEAR THE IMPORTANT
9 THING FROM ME.]

10 MS. KRAMER: [NO, I DID NOT HEAR THE IMPORTANT 09:19AM
11 THING. I DIDN'T HEAR AN APOLOGY THAT THE COURT'S
12 FRAMED ME FOR LIBEL SEVEN YEARS AGO. I'M SITTING
13 HERE IN HANDCUFFS FOR SPEAKING THE TRUTH ABOUT A
14 FRAUD AND POLICY. IF YOU WANT TO SEND ME BACK TO
15 JAIL, FINE, BUT I'M NOT SIGNING AN APOLOGY FOR THE
16 COURT DOING THAT.]

17 THE COURT: [OKAY. THAT'S NOT A CONDITION OF
18 ANYTHING.]

19 MS. KRAMER: NO, IT ISN'T.

20 THE COURT: [IT WAS AN EXPRESSION OF MY WISH,] 09:20AM
21 THAT'S ALL I WAS INTENDING --

22 MS. KRAMER: [NO. WHAT YOU'RE ASKING ME TO DO IS
23 COLLUDE WITH THE FRAUD -- WITH THE COURT TO DEFRAUD
24 THE PUBLIC AFTER SEVEN YEARS.]

25 THE COURT: [RIGHT.] BUT I'M NOT CONDITIONING MY
26 DECISION THIS MORNING ON THAT. THAT'S NOT A
27 CONDITION. [IT WAS MERELY A WISH.]

28 MS. KRAMER: [THIS IS A CRIME.] YOU SHOULD BE

1 ASHAMED OF YOURSELF THAT I'M SITTING HERE LIKE THIS
2 THIS MORNING.

3 THE COURT: [COUNSEL, DO HAVE ANYTHING YOU WISH
4 TO SAY AT THIS POINT?]

5 MR. SCHEUER: NO, YOUR HONOR.

6 THE COURT: OKAY. WELL, I APPRECIATE YOU BEING
7 HERE.

8 [AND I HOPE THINGS GO WELL IN THE FUTURE AND
9 BETTER, AND I HOPE WE DON'T HAVE TO REVISIT THE
10 SITUATION.]

09:20AM

11 BUT THAT WILL BE THE ORDER OF THE COURT.

12 (PROCEEDINGS ADJOURNED.)

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1 APPEARANCES:

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3 FOR THE PLAINTIFF:

SCHEUER & GILLET
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FOR THE DEFENDANT:

IN PROPRIA PERSONA

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

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

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

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

14

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

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19 DATED THIS 16TH DAY OF MARCH, 2012, AT
20 VISTA, CALIFORNIA.

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23 *LESLIE G. MAST* CSR NO.3363

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LESLIE G. MAST

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OFFICIAL COURT REPORTER

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