

The Superior Court  
OF THE  
State of California

SAN DIEGO

Chambers of  
**KEVIN A. ENRIGHT**  
Presiding Judge

Mailing Address  
P.O. Box 122724  
San Diego, CA 92112-2724

October 5, 2011

Ms. Sharon Noonan Kramer  
2031 Arborwood Place  
Escondido, CA 92029

**Re: Kelman & GlobalTox v. Kramer, Case No. GIN044539**

Dear Ms. Kramer:

I am in receipt of your September 28, 2011 letter to me, Michael Roddy, Nancy Eberhardt, and Holly Riel concerning the above-referenced case. I also received your September 11, 2011 letter. As indicated in Mr. Roddy's September 21, 2011 letter to you, he is having staff look into the questions you raised about your case file and will respond to those. I would like to address the issue raised in both letters concerning your request to be provided with a copy of the "Case History" portion of the Court Case Management System ("CCMS") related to your case.

The judicial records that are open to the public are defined in California Code of Civil Procedure Section 1904 as "the record or official entry of the proceedings in a Court of justice, or of the official act of a judicial officer, in an action or special proceeding." Included in this definition are official court minutes, written orders and dispositions, documents filed in or received by the court, evidence admitted in court proceedings, and the master calendar. Similarly, with respect to electronic records, the "court record" is defined as "any document, paper, or exhibit filed by the parties to an action or proceeding; any order or judgment of the court; and any item listed in Government Code section 68151(a) [excluding certain reporter's transcripts]." California Rules of Court, rule 2.502(a). Government Code section 68151(a) in turn defines "court record" to include filed papers and documents, depositions, paper exhibits, transcripts, including preliminary hearing transcripts, and recordings of electronically recorded proceedings in the case. The "Case History" portion of CCMS is not a judicial record or court record as defined in those authorities that is available for viewing by the parties or the public. The official record in your case is the paper file, which contains the filed papers and documents in your case and is available for viewing at the courthouse under established procedures.

Very Truly Yours,



**KEVIN A. ENRIGHT**  
Presiding Judge

KAE/pr

Cc: Michael Roddy