Subj: Re: Kelman v. Kramer

Date: 5/9/2012 11:52:10 A.M. Pacific Daylight Time

From: SNK1955@aol.com
To: kscheuer@aol.com

Mr. Scheuer,

I have asked you repeatedly to stop harassing me. CEASE and DESIST. The Court has acknowledged, on the record, that he understands he does not have jurisdiction.

If you contact me one more time, I am going to be filing for a long overdue restraining order against you and your clients.

Mrs. Kramer.

In a message dated 5/9/2012 11:44:49 A.M. Pacific Daylight Time, kscheuer@aol.com writes:

Ms. Kramer--

It has recently come to my attention that you have filed papers with the Court in the above-referenced matter without serving me with copies of what you have filed. This is improper. By law, you are not to file anything unless you have served me with a copy. See, for example, C.C.P. sections 1010 et seq. Please try to conform your behavior to what the law requires.

Keith Scheuer SCHEUER & GILLETT, APC 4640 Admiralty Way, Suite 402 Marina Del Rey, CA 90292

Tel.: 310 577-1170 Fax: 310 301-0035

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Sharon Noonan Kramer 2031 Arborwood Place Escondido, CA 92029 (760) 746-8026 Clerk of the Superior Court

APR 27 2012

BY: A. LUM

SUPERIOR COURT FOR THE STATE OF CALIFORNIA FOR THE COUNTY OF SAN DIEGO, NORTH DISTRICT

6		
7	SHARON KRAMER,	CASE NO. 37-2010-00061530-CU-DF-NC
8 9	Petitioner	NOTICE TO COURT, ADMINISTRATION OF COURT & SUPERIOR COURT PRESIDING
10	v .	JUDGE THAT SHARON KRAMER REQUIRES MEDICAL TREATMENT RESULTANT FROM
11	BRUCE J. KELMAN,	UNLAWFULY INCARCERATION, HARASSMENT & LIBELING BY THIS COURT WITH NO PROVEN
3	Respondent	JURISDICTION
4		Submitted to Court, Mr. Roddy & Judge Enright: April 27, 2012
5		Thomas P. Nugent Presiding
6		Department 30:

- 1. COMES NOW, Sharon Noonan Kramer, a woman, a natural -born citizen, herself, in forma pauperis, neither corporation nor business entity, as a member of the People proclaimed in the United States Constitution, afforded all rights and defense therein, having waived none of them, acting as [h]er own agent (hereinafter "Kramer"), and files this Continuing Notice of Special Appearance in response to improper hearings illegally scheduled at North San Diego County Superior Court.
- 2. Kramer presents this notice, only under special visitation on the grounds that she has a security interest in the subject matter of the above-styled cause that supersedes the unsupported and fraudulent claims of the other party.
- 3. Kramer DOES NOT submit to this court's jurisdiction, in the above-styled cause, nor to ANY reference thereto, in other cases relating/pending to the relevant issues of this case, where there are facts (in equity) that remain in controversy.

NOTICE TO COURT, ADMINISTRATION OF COURT & SUPERIOR COURT PRESIDING JUDGE THAT SHARON KRAMER REQUIRES MEDICAL TREATMENT RESULTANT FROM UNLAWFULY INCARCERATION, HARASSMENT & LIBELING BY THIS COURT WITH NO PROVEN JURISDICTION

- 4. Any assertion to the contrary is patently false and specifically denied as Kramer **DEMANDS** through statutory mandates that this court arrange payment for required medical diagnostics and treatments for injury brought about by deliberate indifference of this Court with no proven jurisdiction who has been harassing her for refusing silence of prior courts libeling her to conceal they have conspired to defraud the public as they framed Kramer for libel and suppressed the evidence the plaintiff, Bruce "Kelman", committed perjury to establish a manufactured theme for malice. Additionally attempting to conceal that many court documents and computer entries have been falsified, altered and anti-dated, including the three page judgment document from the prior case that is the sole foundation document for this case.
- 5. This court with no established jurisdiction to do anything to Kramer is aware that Kramer is suffering from Generalized Anxiety Disorder from being subject to libel and aliened by the courts for now seven years, with it costing her and her family all she owns for daring to speak the truth for the public good. (Attached hereto as **Exhibit 1**, is the mental status evaluation of Kramer January 21, 2012, stating she is more than competent & under extreme stress).
- 6. On March 9, 2012, under the pretense that Kramer violated the Civil Contempt of Court Order of January 19, 2012, CCP1218(a), this Court sentenced Kramer to the Las Colinas Women's Detention Center beginning on March 12, 2012 for refusing to sign a fraudulent document under penalty of perjury that had not even been presented to this Court with the contempt order was issued. The document was crafted by Kelman's attorney, Keith "Scheuer" and presented to the court on February 10, 2012.
- 7. Kramer has been physically ill, fearful of this Court and experiencing pain/discomfort ever since her unlawful incarceration among a segment of the population known to be at high risk for bacterial, fungal, viral and infectious diseases. i.e. tweekers, prostitutes and heroine addicts.
- 8. On March 9, 2012, with a sheriff threateningly positioned behind her as she spoke, this Court demanded Kramer sign the document crafted by Scheuer or go to jail. In relevant part, it states,

"It was not my intention in writing the press release to state or imply that Dr. Kelman had committed perjury."

- 9. This Court is aware that Kramer did not accuse Kelman of committing perjury in her writing. The Appellate Court, with the aid of Scheuer, made her accurate writing appear that she had falsely accused Kelman of lying about being paid by a think-tank to author the ACOEM Mold Statement and was therefore guilty of libeling Kelman. This Court knows Kramer's writing made no such accusation.
- 10. The fraudulent document Kramer was being coerced by this court to sign to avoid incarceration goes on to state,
 - "I do not believe that Dr. Kelman committed perjury. I apologize to Dr. Kelman and this colleagues at Veritox, Inc. for all statements that I have made that stated or implied otherwise. I sincerely regret any harm or damage that I may have caused. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct."
- 10. (Attached hereto collectively as **Exhibit 2** is the fraudulent retraction crafted by Scheuer, the transcript of March 9th ordering Kramer to sign it, the Minute Order of March 9, 2012 stating she was incarcerated for refusing to sign it, and Kramer's appearance at the January 6, 2012 contempt of court hearing by declaration because of fear for her physical safety from this Court with no jurisdiction.)
 - 11. The March 9, 2012, Minute Order states,

Court addresses Ms. Kramer re: proposed retraction order. Ms. Kramer indicates that she will not sign the proposed retraction. Court finds Ms. Kramer in contempt and sentences her to five consecutive days in custody and directs her to report to the Las Colinas Detention Facility at 9:00 am, March 12, 2012. Court denies Atty Scheuer's request that Ms. Kramer be remanded to the custody of the Sheriff forthwith.

- 12. Kramer's appearance by declaration at the January 6, 2012 Contempt of Court hearing states in relevant part:
 - 1. I am not physically appearing before any judge with unbridled Contempt of Court and incarceration power, who is i.) suppressing the uncontroverted evidence in his case file that all prior courts suppressed the evidence the plaintiff committed perjury in a prior case to establish needed reason for malice, ii.) is suppressing the evidence that the plaintiff's attorney repeatedly suborned the perjury, and iii.) is suppressing the evidence that the prior courts in the prior case, KELMAN & GLOBALTOX v. KRAMER, framed me for libel over a writing impacting public health and safety. This court's Temporary Injunctive Relief

Order (TIRO), is precluding me from writing and evidencing the corruption of prior courts by stopping me from writing the exact words for which I was framed for libel in the prior case, "altered his under oath statements".

2. The direct evidence in this court's case file is that the Fourth District Division One Appellate Court framed me for libel in their 2006 anti-SLAPP AppellateOpinion to make my writing appear false. Then in their 2010 Appellate Opinion suppressed the evidence of what they had done in 2006. In their unpublished anti-SLAPP Opinion of November 2006, made it appear that I had accused Kelman of getting caught on the witness stand lying about being paid by the Manhattan Institute think-tank to make edits to a position statement for a medical trade association, the American College of Occupational and Environmental Medicine, ACOEM: To quote from the 2006 anti-SLAPP Appellate Opinion.

This testimony supports a conclusion Kelman did not deny he had been paid by the Manhattan Institute to write a paper, but only denied being paid by the Manhattan Institute to make revisions in the paper issued by ACOEM. He admitted being paid by the Manhattan Institute to write a lay translation. The fact that Kelman did not clarify that he received payment from the Manhattan Institute until after being confronted with the Kilian deposition testimony could be viewed by a reasonable jury as resulting from the poor phrasing of the question rather from an attempt to deny payment. In sum, Kelman and GlobalTox presented sufficient evidence to satisfy a prima facie showing that the statement in the press release was false."

From my writing of March 2005 accurately stating the Manhattan Institute think-tank money was for the US Chamber's mold position statement – not ACOEM's.

"Upon viewing documents presented by the Hayne's attorney of Kelman's prior testimony from a case in Arizona, Dr. Kelman altered his under oath statements on the witness stand. He admitted the Manhattan Institute, a national political think-tank, paid GlobalTox \$40,000 to write a position paper regarding the potential health risks of toxic mold exposure.....In 2003, with the involvement of the US Chamber of Commerce and exdeveloper, US Congressman Gary Miller (R-CA), the GlobalTox paper was disseminated to the real estate, mortgage and building industries' associations. A version of the Manhattan Institute commissioned piece may also be found as a position statement on the website of a United States medical policy-writing body, the American College of Occupational and Environmental Medicine."

From the Appellate Opinion of September 2010, suppressing the evidence that they had framed me for libel in their 2006 Appellate Opinion.

"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."

3. Should the Honorable Thomas Nugent proceed with a Contempt of Court hearing on January 6, 2012, with no proof of a lawful Temporary Injunctive Relief Order, no proven jurisdiction to hold a contempt hearing, no proof of a properly served OSC or affidavit; and

while continuing to suppress my uncontroverted evidence in his case file that the Appellate Court framed me for libel and suppressed the evidence that Bruce Kelman committed perjury to establish malice in KELMAN & GLOBALTOX v. KRAMER, I am fearful for my physical safety that this court will unlawfully incarcerate me, indefinitely, for contempt of court. This, under the false pretense that I violated a lawful court order by republishing the words for which I am evidenced by uncontroverted evidence, public record and this court's case file to have been framed for libel by the Appellate Court in KELMAN & GLOBALTOX v. KRAMER, "altered his under oath statements".

13. On April 5, 2012, this court libeled Kramer on her Sheriff Department record to conceal what it had done to unlawfully incarcerate her for refusing coercion into perjury. While directing the Sheriff Department to remove the false misdemeanor that was place on her record on March 12, 2012; this Court deceptively wrote that Kramer was lawfully incarcerated under CCP1218(a) for violating the January 19, 2012 Contempt of Court Order and attached the Order sent to the Sheriff Department, inferring Kramer violated it. (Attached hereto as **Exhibit 3**, is this Court, with no proven jurisdiction, libeling Kramer on April 5, 2012) In relevant part the libel states,

The judgment of contempt entered here under Cal. Code of Civil Procedure § 1218(a) constitutes neither a misdemeanor nor a felony conviction and Defendant's record should be corrected forthwith.

Dated: April 5, 2012

THOMAS P. NUGENT Judge of the Superior Court

14. The Sheriff Department has yet to remove the false misdemeanor from Kramer's record and her state justice department record. The false and libelous civil contempt remains with this Court refusing to remove it. (Attached hereto as **Exhibit 4**, is the transcript of April 12, 2012)

15. Before unlawfully incarcerating Kramer for refusing to commit perjury and libeling her yet again; this court with no proven jurisdiction, was aware Kramer could not comply with the January 19, 2012 Contempt of Court Order and of the stress it was placing on Kramer and the fear it was instilling in her by continuing to harass her to conceal prior courts framed her for libel, suppressed the evidence Kelman committed perjury - while adversely impacting her, her family and public health. (Attached hereto as **Exhibit 5**, is Kramer's February 10, 2012, Notice of Inability to Comply with

Unlawful Court Order & its exhibits of Declarations of Dr. Lorna Schwarz, Kevin Carstens and Crystal Stuckey).

- 16. This Court was aware under CCP1219(a), CCP 664, CCP664.5(b) and GC 6200 it was unlawfully incarcerating Kramer in retaliation for refusal of silence of the courts colluding to defraud and that she could not comply with the Contempt of Court Order of January 19, 2012.
- 17. On March 9, 2012, Scheuer requested and this Court assured that incarcerating Kramer would have a "prophylactic effect". (See exhibit 2c page 11). From the transcript of March 9, 2012:

MR. SCHEUER: I'M REALLY, I'M SYMPATHETIC TO HOW SYMPATHETIC YOU ARE TO MS. KRAMER. I'M A LOT LESS SYMPATHETIC. I HAVE A LOT MORE HISTORY THAN YOU DO WITH HER. SHE REPUBLISHED THIS LIBEL YESTERDAY MANY TIMES. SHE REPUBLISHED THIS LIBEL TWO DAYS AGO MANY TIMES. SHE'S GETTING AWAY WITH IT AGAIN. BETWEEN NOW AND MONDAY, I WILL BET YOU, WHATEVER I'M PERMITTED TO BET YOU, THAT THAT LIBEL GETS REPUBLISHED AGAIN.

THE COURT: AND IT MAY, BUT WHAT HAPPENS IN FIVE DAYS IF IT WERE TO START TODAY AND MS. KRAMER IS RELEASED, WHICH SHE WILL BE, AND SHE REPUBLISHES THEN?

MR. SCHEUER: THEN WE WILL BE BACK HERE AGAIN. BUT THE DIFFERENCE IS, I AM HOPEFUL, I AM HOPEFUL THAT A JAIL EXPERIENCE WILL HAVE SOME SORT OF PROPHYLACTIC EFFECT.

THE COURT: WHY DO YOU THINK I'M DOING THIS BECAUSE I LIKE IT?
THAT'S OF COURSE NOT MY REASON. [sic, by definition "prophylactic effect" 1]

MR. SCHEUER: UNDERSTOOD. BUT MY THINKING IS THE EARLIER SHE GOES, THE SOONER THE **PROPHYLACTIC SETS IN**.

18. From March 12th to March 14, Kramer was incarcerated in a dorm setting with approximately 40 tweekers, prostitutes, shop lifters and heroine addicts. As she was unlawfully incarcerated for refusing coercion into perjury, she was also unlawfully strip searched. She was forced to wear underwear worn by prior prisoners and sleep in a non-disinfected bed. On the evening of March 13, 2012, she was made to clean the bathroom that is used by approximately 80 women in two joined dorm settings - many of whom are among a high risk population for bacteria, viral, fungal conditions and infectious

a preventive

diseases. On the morning of March 14, 2012, Kramer was shackled to a drug addict for one hour in the dark for the bus ride from Las Colinas to the Vista Courthouse. There she was made to appear before the court in handcuffs, chains, prison garb, no make up and unbrushed hair. Scheuer was invited by this Court to view the continued prophylactic experience as a courtesy. Self professed public defender, Tracey Sang, who Kramer expressly terminated as a legal advisor who was forced upon Kramer by this Court and never Kramer's counsel of record was also invited to view the continued prophylactic experience of Kramer.

- 19. Kramer has been sick, fearful and in pain ever since the failed "prophylactic" efforts of this Court with no proven jurisdiction to silence her of the courts conspiring to defraud the public by unlawful means and of its actions more closely akin to gang rapers and Mafiosos than a court of law. (Attached hereto as Exhibit 6 is a picture of the painful skin condition Kramer acquired, unexplained bruising and a report from her doctor's office that this is shingles².)
- 20. The report notes Kramer has been nowhere to acquire a rash, other than Las Colinas. The report does not explain the bruising from the inside out where Kramer's kidneys are located, with that area being swollen along with the area where her liver is located.
- 21. Shingles is known to be a physical manifestation of stress from situations such as being "aligned and subject to libel" for seven years, financially ruined, unlawfully incarcerated, unlawfully strip searched, demeaned and denigrated, made to clean the bathroom of drug addicts & prostitutes while being given a frightening, filthy and "prophylactic" experience for refusing coercion into perjury to aid the courts to continue to defraud the public at the hand of a court with no proven jurisdiction.

² <u>Shingles</u> occurs when the virus that causes <u>chickenpox</u> starts up again in your body. After you get better from chickenpox, the virus "sleeps" (is dormant) in your nerve roots. In some people, it stays dormant forever. In others, the virus "wakes up" when disease, stress, or aging weakens the <u>immune system</u>. Some medicines may trigger the virus to wake up and cause a shingles rash. It is not clear why this happens. But after the virus becomes active again, it can only <u>cause shingles</u>, not chickenpox.

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22. Kramer needs medical attention to determine if she acquired a bacterial, viral and/or fungal condition that is causing her organs to swell, while unlawfully incarcerated by this court. Kramer needs continued counseling by Dr. Schwarz for her General Anxiety Disorder which is without doubt caused by being "aligned and subject to libel" by this and prior courts for now seven years to point this court even chose to unlawfully jeopardized her physical safety.

23. In case this court is viewing this as yet another opportunity to harass Kramer, she refuses a mental evaluation by the "psych unit downtown" who would surely deem her mentally incompetent in need of Sang to then become her legal voice. (Attached hereto as Exhibit 7 is the except of the Contempt of Court hearing in which this Court was conspiring with Sang to give Kramer a false criminal record to be able to then order a PC 13683 evaluation at the "psych unit downtown".) On April 23, 2012, Kramer asked Sang if she was directed to bring up the PC 1368 in the Contempt hearing. Sang refused to answer the yes or no question.

24. On April 12, 2012, this Court stated it "understood" that it has no jurisdiction. On April 24, 2012, this court refused to answer the direct "yes" or "no" question if it has jurisdiction. (Attached hereto as Exhibit 8 are the transcript of April 12, 2012 & April 24, 2012)

25. On April 24, 2012, this Court, who could not even answer whether it has jurisdiction, scheduled a new contempt of court hearing and trial for June 2012. (See April 24, 2012 transcript). Attached as exhibit to the new complaint filed by Scheuer, is Kramer's public record court pleadings and the evidence that this court unlawfully incarcerated Kramer for refusing to be coerced into perjury; along with the evidence that this court knew Kramer could not comply with the January 19, 2012 Contempt of

³ a) If, during the pendency of an action and prior to judgment, a doubt arises in the mind of the judge as to the mental competence of the defendant, he or she shall state that doubt in the record and inquire of the attorney for the defendant whether, in the opinion of the attorney, the defendant is mentally competent. If the defendant is not represented by counsel, the court shall appoint counsel. At the request of the defendant or his or her counsel or upon its own motion, the court shall recess the proceedings for as long as may be reasonably necessary to permit counsel to confer with the defendant and to form an opinion as to the mental competence of the defendant at that point in time.(b) If counsel informs the court that he or she believes the defendant is or may be mentally incompetent, the court shall order that the question of the defendant's mental competence is to be determined in a hearing which is held pursuant to Sections 1368.1 and 1369. If counsel informs the court that he or she believes the defendant is mentally competent, the court may nevertheless order a hearing. Any hearing shall be held in the superior court.

Court order at the time of its coercive, unlawful and prophylactic incarceration of her. (Attached hereto as **Exhibit 9** is Scheuer's newest complaint with the evidence attached as exhibit of this court harassing Kramer by unlawful means to the point it has jeopardized her physical well being.)

DECLARATION OF SHARON KRAMER

I am sick. I will deliver Exhibits 1-5 and 7-9 on Monday, which the Court already possesses.

Attached is Exhibit 6 of the evidence of physical manifestation of illness at the hand of this Court.

I need medical attention directly because of the unlawful incarceration in a filthy communal setting with a high risk segment of the population and the continued threat and libeling by this Court.

My organs are swollen; I am fearful of a powerful court who has no problem bending the law and I am in pain & discomfort and have been for over one month. I need to understand if this physical manifestation of serious symptoms is caused by exposure to bacterial, fungal or viral while unlawfully incarcerated by this Court; or if it is a result of the shingles from stress of being subject to libel by this Court and all its predecessors for now seven years.

I no longer have insurance and cannot afford medical diagnostics/treatment directly because of what the courts have been doing to me for now seven years to conceal they framed me for libel, and suppressed the evidence that Kelman committed perjury while willfully defrauding the public.

I do not want this Court to abuse my need for medical care and view it as opportunity to subject me to physicians of its choosing to the benefit of the courts. I need to see physicians of my own choosing with the court paying for the treatments and diagnostics.

I declare under penalty of perjury under the laws of the State of California, that the foregoing is true and correct, and as to matters stated on information and belief, I believe those matters to be true with the evidence found extensively in this Court's case file and repeatedly suppressed by this Court, and that this document was executed this 27th day of April, at Escondido, California.

Sharon Noonan Kramer



Gravbill Medical Group

ESS. POSTS

225 East Second Avenue Escondido CA 920254249 (866)228-2236

PATIENT:

Sharon Kramer

DATE OF BIRTH:

10/28/1955

DATF.

04/25/2012 10:15 AM

VISIT TYPE:

Acute Office Visit

AGF:

56 Years

16

PROVIDER ID:

Thao Dinh PAC

ACCOUNT ID:

64514

Nursing Comments

Pt here c/o rash on lower back x1mo

Time

Pulse Pattern Resp 10:18 AM 104/60 88

Temp F O2 Sat Wt Lb Wt Oz Wt Kg Ht Ft Ht In BMI

193 00

Measured By

Esmeralda Estrada, MA

Allergies:

Description Penicillins

Unknown

Comments: Penicillin

Meds, allergies reviewed by:Esmeralda Estrada, MA

56 y/o female patient here concerned about a rash on right lower back X1 month. She noticed the rash shortly after she was in a woman's detention center for 2 days. No URI sxs. No change in soap, detergent, lotion. Pt. denies being out in the woods. She used OTC anti-fungal cream for 1 week without much improvement. Rash does't itch and isn't painful. Pt. reports pain around the rash in the lower back, hip area and RLQ prior to notidcing the rash in lower back. Pain improving now

Objective

Well developed, well nourished 56 y/o female patient. VS noted. No distress.

Skin: patch of erythematous papular lesions in right lower back. Some of the lesions are drying out. No discharge. No surrounding erythema.

Assessment/ Plan

Shingles rash (ICD-9 Code: 0539)

- 1. Reassurance givent hat it will take some time to completely resolve
- 2 FU w/PCP if sxs. don't resolve or worsens

Thao Dinh PAC

Pt. seen under supervision of Loan Dao MD

