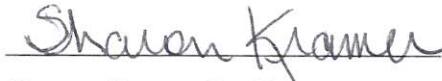


1 Plaintiff Bruce ("KELMAN"); vi.) the records on file herein in KELMAN V KRAMER and KELMAN &  
2 GLOBALTOX V KRAMER under Government Codes 550 & 6200; Codes of Civil Procedures 664 & 664.5(b),  
3 Business & Professions Code 6068, vii.) and on all oral or documentary evidence presented at the hearing of  
4 this motion.

5 September 22, 2011

  
Sharon Kramer, Pro Per

## 6 MEMORANDUM OF POINTS & AUTHORITIES

### 7 I. 8 Background

9 1. The GAG ORDER of May 2, 2011 is founded solely on the void three page Amended Entry of Judgment  
10 Document ("FAKE JUDGMENT DOCUMENT") from KELMAN & GLOBALTOX v. KRAMER, submitted to this  
11 court on November 4, 2010 by Plaintiff Bruce ("KELMAN") and his counsel, Keith ("SCHEUER") as a  
12 legitimate entered and noticed judgment document.

13 2. The FAKE JUDGMENT DOCUMENT is dated as originally being entered, noticed and awarding costs to  
14 KELMAN on September 24, 2008 in the amount of \$7,252.65 (plus \$1). The judgment was purportedly  
15 amended on December 18, 2008, with nothing amended and the only addition being "*mgarland 12/18/08*" next  
16 to the dollar amount of \$7,252.65. ("GARLAND") was the ("CLERK") of the Court for the Trial Judge Lisa  
17 ("SCHALL") in 2008 .

18 3. What is fueling the confusion about the FAKE JUDGMENT DOCUMENT and why so many dates do  
19 not add up of when judgments were entered, when filings were due, etc; is that in October of 2008, GARLAND  
20 made an alteration to the FAKE JUDGMENT DOCUMENT after KELMAN submitted costs on October 14,  
21 2008. He did this without dating or initialing the change. He filled in the dollar amount of \$7,252.65 on its third  
22 page.without dating the change to the legal document. This made the judgment document appear that  
23 \$7,252.65 was awarded to KELMAN on September 24, 2008. Instead of acknowledging the error and drafting  
24 a new entry of judgment document, he later added "*mgarland 12/18/08*" next to the dollar amount. This then  
25 made it appear these costs were first added on the FAKE JUDGMENT DOCUMENT on December 18, 2008.



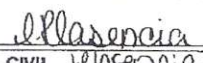
26 4. The August 2008 jury found that KRAMER prevailed over ("GLOBALTOX") Inc.; and after false hearsay  
27 emails got into the jury room causing needed votes, the jury found that KELMAN prevailed over KRAMER. It is  
28

not reflected that KRAMER was a prevailing party on the judgment entered on September 24, 2008 or the amended judgment purportedly entered on December 18, 2008, after oral argument of December 12, 2008 – even though the Minute Order acknowledges KRAMER as a prevailing party.

5. KRAMER did not receive the September 24, 2008 judgment until SCHEUER noticed her on October 14, 2008 when he submitted his costs to the court. This caused prevailing party, KRAMER, not to be able to enter costs until the judgment was already entered containing KELMAN's costs ( and with no dating or initialing by the CLERK of when the dollar amount awarding KELMAN \$7,252.65 was added to the judgment document.)

6. On January 20, 2009, KELMAN and SCHEUER placed a ("LIEN") on KRAMER's home and recorded it with the County Recorder knowing it was fraudulent in the date of entry of judgment in violation of Code of Civil Procedure 664 & 664.5(b). They knew it was fraudulent in the awarding of interest accruing costs to KELMAN beginning on September 24, 2008 on the ("ABSTRACT") of Judgment. They knew that SCHEUER had submitted costs purportedly as KELMAN's that were actually incurred by losing party, GLOBALTOX.

7. On December 31, 2008 an ABSTRACT was entered based on documents submitted to the court by SCHEUER on December 22, 2008, upon which the LIEN is based. Consistent with how the judgment falsely appeared in the ("CASE FILE") after GARLAND made the undated alteration; the LIEN and the ABSTRACT state there was a judgment entered awarding costs to KELMAN of \$7,252.65 (plus \$1) on September 24, 2008, (with interest on that amount accruing from that date):

3. Judgment creditor (name and address): Bruce Kelman c/o Veritox, Inc., 18372 Redmond-Fall City Rd Redmond, Washington 98052 Date: December 22, 2008 Keith Scheuer, Esq. (TYPE OR PRINT NAME)		5. <input type="checkbox"/> Original abstract recorded in this county: a. Date: b. Instrument No.:  (SIGNATURE OF APPLICANT OR ATTORNEY)
6. Total amount of judgment as entered or last renewed: \$7,253.65		10. <input type="checkbox"/> An <input type="checkbox"/> execution lien <input type="checkbox"/> attachment lien is endorsed on the judgment as follows: a. Amount: \$ b. In favor of (name and address):
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. <input type="checkbox"/> This judgment is an installment judgment.		11. A stay of enforcement has a. <input checked="" type="checkbox"/> not been ordered by the court. b. <input type="checkbox"/> been ordered by the court effective until (date):
	12. a. <input checked="" type="checkbox"/> I certify that this is a true and correct abstract of the judgment entered in this action. b. <input type="checkbox"/> A certified copy of the judgment is attached.	
	Clerk, by  , Deputy Page 1 of 2	
Form Adopted for Mandatory Use Judicial Council of California www.EJ-001 (Rev. January 1, 2008) ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS Code of Civil Procedure, §§ 488.480, 674, 700.190		



(Attached hereto as **EXHIBIT 1**, is the December 31, 2008 ABSTRACT/January 20, 2009 LIEN)

8. It is not possible that the ABSTRACT OF JUDGMENT is correct when awarding interest accruing cost to KELMAN as of September 24, 2008. The CASE FILE evidences that the court did not receive SCHEUER's submission of KELMAN's costs until October 20, 2008. (noticed to KRAMER on October 14, 2008 along with the Notice of Entry of Judgment from SCHEUER in violation of CCP 664.5(b)).

TOTAL COSTS .....	\$ 7,252.65
-------------------	-------------

I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

Date: October 14, 2008

Keith Scheuer, Esq.

(TYPE OR PRINT NAME)

(Proof of service on reverse)

(SIGNATURE)

Form Approved for Optional Use  
Judicial Council of California  
MC-019 (Rev. June 1, 1999)

**MEMORANDUM OF COSTS (SUMMARY)**

Code of Civil Procedure,  
§§ 1032, 1033.5

(Attached hereto collectively as **EXHIBIT 2** is SCHEUER's submission of KELMAN's costs and his Notice of Entry of Judgment to KRAMER dated October 14, 2008)

9. The costs SCHEUER submitted on October 14, 2008 included costs incurred by SCHEUER's trial losing client, GLOBALTOX. This is evidenced by the CASE FILE and the cost of deposition SCHEUER submitted. KRAMER was only deposed once and on video. The cost for this is approximately \$4000.00. Since SCHEUER had two clients, the cost submitted should have been halved. In violation of Business and Professions Code 6068, they were not halved. SCHEUER submitted costs that KELMAN did not incur. He then placed a LIEN on KRAMER's home for this amount. Not a quiet LIEN, he failed to notice KRAMER of it. As taken from SCHEUER's submission of costs:

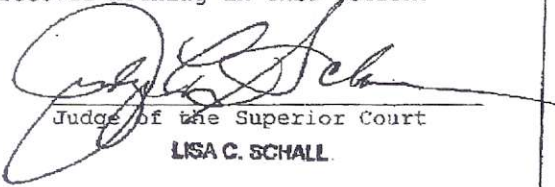
4. Deposition costs .....	4. \$ 3,895.25
---------------------------	----------------

(Attached hereto collectively as **EXHIBIT 3**, is an excerpt of KRAMER's December 22, 2008 submitted Motion for Reconsideration that was not heard based on a purported date of entry of amended judgment "mgarland 12/18/08" and evidencing that SCHEUER submitted costs incurred by GLOBALTOX & email from SCHEUER in the summer of 2009 informing her of the LIEN with the COUNTY RECORDER)

1 10. Contrary to the ABSTRACT and LIEN, on September 24, 2008 when Judge Schall last signed the  
2 judgment document, no costs had been awarded. Prevailing Pro Per KRAMER was not noticed of this  
3 judgment by the court or SCHEUER, in violation of Code of Civil Procedure 664 and 664.5(b), additionally  
4 making it the FAKE JUDGMENT DOCUMENT and resultant GAG ORDER, both void.

5  
6 1 Kramer, and costs in the amount of \$ \_\_\_\_\_, and that  
7 2 Plaintiff GlobalTox, Inc. recover nothing in this action.

8 Dated: 9/24/08

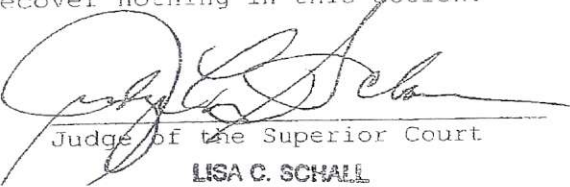
9  
10  
11   
12 Judge of the Superior Court  
13 LISA C. SCHALL

14 (Attached hereto as **EXHIBIT 4** is what the judgment document looked like on September 24, 2008)

15 11 In violation of Government Code 6200, that after GARLAND received SCHEUER's submission of costs  
16 on October 20, 2008 he added the dollar amount on the third page of the judgment document without dating  
17 or initialing. This made it appear that \$7,252.65 was awarded to KELMAN on September 24, 2008 as is  
18 evidenced by the ABSTRACT and LIEN entered. (KRAMER is reproducing what the FAKE JUDGMENT  
19 DOCUMENT looked like sometime after October 20, 2008, as it is no longer in the CASE FILE in this form.  
20 This alteration of the judgment document without dating or initialing was discussed in oral argument before the  
21 Appellate Court on June 17, 2010. KRAMER has the audio.)

22 Kramer, and costs in the amount of \$ 7,252.65, and that  
23 Plaintiff GlobalTox, Inc. recover nothing in this action.

24 Dated: 9/24/08

25   
26 Judge of the Superior Court  
27 LISA C. SCHALL

28 (Attached hereto as **EXHIBIT 5**, is KRAMER's statements before the Appellate Court regarding the undated  
change to the legal document, oral argument June 17, 2010)

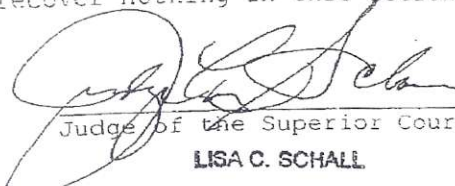


12. There are four entries removed from the Register of Action (ROA) between October 23<sup>rd</sup> and October 27<sup>th</sup>, 2008, the timeframe when the undated alteration to the judgment document took place..(Attached hereto as **EXHIBIT 6** are pages 30 & 31 of the ROA)

13. The only thing amended on FAKE JUDGEMENT DOCUMENT after Post Trial Oral Arguments of December 12, 2008 (with the Minute Order mailed to Kramer on December 16, 2008 after the judge took matters under submission) was the hand written addition of "mgarland 12/18/08" next to a dollar amount, \$7,252.65 that had been previously added to the FAKE JUDGMENT DOCUMENT after KELMAN and SCHEUER, submitted costs on October 14, 2008; and deemed this date to be the date of Notice of Entry of Judgment to prevailing Pro Per KRAMER.

Kramer, and costs in the amount of \$7,252.65, and that  
Plaintiff GlobalTox, Inc. recover nothing in this action.

Dated: 9/24/08

  
Judge of the Superior Court  
LISA C. SCHALL

*mgarland 12/18/08*

14. In oral argument and on the Minute Order mailed on December 16, 2008, it states.  
The Record in this case reflects that Plaintiff Bruce J. Kelman is the prevailing party solely as against Defendant Sharon Kramer. Defendant Sharon Kramer is the prevailing party solely as against Defendant Globaltox, Inc.

They made no edits to the amended judgment acknowledging KRAMER was a prevailing party and re-entered the flawed judgment that said she was not.

15. The FAKE JUDGMENT DOCUMENT with its "mgarland 12/18/08" addition as the date of amended entry of judgment was then used to deny KRAMER's December 22, 2008, timely filed Motion for Reconsideration. December 22, 2008 is the same day that SCHEUER submitted documents for an ABSTRACT with the still false appearance in the CASE FILE and CCMS that KELMAN had been awarded costs of \$7,252.65 on September 24, 2008 – not December 18, 2008; and that he was the only prevailing party.

1 16. The lower court, on January 7, 2009, then claimed loss of jurisdiction as of December 18, 2008. But on  
2 December 18, 2008 there was no such amended judgment in the CASE FILE or the CCMS. If there was, the  
3 document stating such would have been submitted by SCHEUER for the ABSTRACT, been consistent with  
4 the CCMS and the accruing interest on \$7,252.65 would have been noted to begin on December 18, 2008.

5 17. Evidence indicates this hand written addition was not actually made on the FAKE JUDGMENT  
6 DOCUMENT until January 9, 2009. KRAMER is aware the stealth ("CASE HISTORY") indicates a time this  
7 entry was purportedly made on 12/18/08. KRAMER is also aware that many entries made in this case's CCMS  
8 were hand entered with several entries in the CASE HISTORY not showing up on the ROA. Why would an  
9 Entry of Amended Judgment not show on an ROA? Answer: because it would have had to show as  
10 being entered out of sequential numbering not on the date it was supposedly entered.

11 18 What is also adding to the confusion is the date on the Minute Order after post trial oral arguments of  
12 December 12, 2008 and the date on its Proof of Service. Contrary to the Appellate CCMS, and inferred in the  
13 2010 Appellate Opinion, and added to the lower court ROA on December 23, 2010 after the Remittitur issued;  
14 there was no judgment entered on December 12, 2008. GLOBALTOX was not a prevailing party as falsely  
15 entered in the ROA on December 23, 2010.

16 19. Oral arguments concluded at 3:31 on December 12, 2008. SCHEUER and KRAMER both stayed and  
17 spoke with GARLAND and SCHALL for several minutes. The Minute Order states it was entered at 3:55 on  
18 December 12, 2008. The Proof of Service is dated December 12, 2008 The Minute Order was greatly  
19 changed from the Tentative Ruling. The ROA shows the Minute Order was finalized on December 15, 2008. It  
20 was mailed to Kramer on December 16, 2008 after matters were taken under submission, with the direction  
21 she mail it to KELMAN.

22 20. Had KRAMER not submitted the December 16, 2008 postal stamped envelop back to the court on  
23 December 19, 2008; it would have appeared in the CASE FILE that the Minute Order was finalized and mailed  
24 on December 12, 2008.

25 21. There is no mention of any judgment entered on December 12, 2008 until the lower court ROA was  
26 edited on December 23, 2010 to match the false entries in the Appellate CCMS stating a judgment was  
27  
28



1 entered on December 12, 2008. (Attached hereto as **EXHIBIT 7** are pages 34 and 43 of the lower court ROA  
2 & the Appellate Docket falsely stating date of entry of judgment of December 12, 2008).

3 22. What Judge SCHALL and GARLAND did in the Minute Order dated December 12, 2008, was fail to  
4 acknowledge the CLERK GARLAND had not properly noticed KRAMER under CCP 664.5(b) of the  
5 September 24, 2008 acceptance of SCHEUER's proposed judgment. What this also did, was cause  
6 KRAMER not to be able to submit costs until after the judgment awarding costs to KELMAN was entered  
7 October 20, 2008, when KRAMER was noticed by SCHEUER in violation of CCP 664.5(b). (Attached hereto  
8 collectively as **EXHIBIT 8**, are the Tentative Ruling, the Minute Order, its Proof of Service, page 35 of the  
9 ROA showing finalized on December 15, 2008, (the envelop of December 16, 2008 is in the Case File); and  
10 **KRAMER evidencing for Schall that she had not properly noticed KRAMER of the September 24, 2008**  
11 **entry of judgment, additionally making the FAKE JUDGMENT DOCUMENT void under CCP 664.5(b)**

12 23. On November 4, 2010 when filing the COMPLAINT, KELMAN submitted a proposed temporary  
13 Injunctive Relief Order of KRAMER by this lawsuit. This court originally granted it in a Temporary Ruling. As  
14 this court is aware, the proposed GAG ORDER contained many sentences for which KRAMER was not even  
15 sued from her writing. As is in her writing, KRAMER has given speeches about the exchange of money for the  
16 US Chamber mold paper while being so closely tied to ACOEM's in setting policy, has aided massive amounts  
17 of insurer fraud over this issue. To gag KRAMER from writing those sentences would have aided to conceal  
18 that the **APPELATE COURT FRAMED KRAMER FOR LIBEL IN THEIR 2006 anti SLAPP OPINION AND**  
19 **THEN COVER FOR THEIR ACTION IN THE 2010 APPELLATE OPINION.** (Attached hereto as **EXHIBIT 9** is  
20 the proposed GAG ORDER which states)

21  
22 *"Upon viewing documents presented by the Hayne's attorney of Kelman's prior testimony from a case*  
23 *in Arizona, Dr. Kelman altered his under oath statements on the witness stand. He admitted the*  
24 *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."*

25 24. In their unpublished anti-SLAPP Opinion of November 2006, the Appellate Panel of McConnell, Aaron  
26 and McDonald, made it appear that KRAMER had accused KELMAN of getting caught on the witness stand  
27 lying about being paid by the Manhattan Institute think-tank to author a position statement for a medical trade  
28 association, ACOEM: To quote from the 2006 anti-SLAPP Appellate Opinion:



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

9       KRAMER made no such accusation. Her purportedly libelous writing accurately states the exchange of  
10       money from the Manhattan Institute think-tank was for the US Chamber's mold statement, ACOEM's was a  
11       version of the "Manhattan Institute commissioned piece". From the purportedly libelous writing stating the  
12       think-tank money was for the Chamber paper:

13       *"He [Kelman] admitted the Manhattan Institute, a national political think-tank, paid GlobalTox \$40,000*  
14       *to write a position paper regarding the potential health risks of toxic mold exposure.....In 2003, with*  
15       *the involvement of the US Chamber of Commerce and ex-developer, US Congressman Gary Miller*  
16       *(R-CA), the GlobalTox paper was disseminated to the real estate, mortgage and building industries'*  
17       *associations. A version of the Manhattan Institute commissioned piece may also be found as a*  
18       *position statement on the website of a United States medical policy-writing body, the American*  
19       *College of Occupational and Environmental Medicine."*

20       26. When rendering their 2010 APPELLATE OPINION, Justices Richard Huffman, Patricia Benke and  
21       Joann Irion concealed that in the 2006 anti-SLAPP APPELLATE OPINION, Justices McConnell, Aaron and  
22       McDonald framed a defendant for libel over a matter of public health. From the 2010 APPELLATE OPINION  
23       covering for their justice peers:

24       *"In a prior opinion, a previous panel of this court affirmed an order denying Kramer's motion*  
25       *to strike under the anti-SLAPP statute. In doing so, we largely resolved the issues Kramer*  
26       *now raises on appeal. In our prior opinion, we found sufficient evidence Kramer's Internet*  
27       *post was false and defamatory as well as sufficient evidence the post was published with*  
28       *constitutional malice."*

29       27. Blatant in the gag of KRAMER from writing of what the courts have done to aid fraud by framing a  
30       whistle blower for libel, this court changed the GAG ORDER to be not even a sentence in KRAMER's writing.

31       *"Dr. Kelman altered his under oath statements on the witness stand while he testified as a witness in*  
32       *an Oregon trial."*



**SUPERIOR COURT OF CALIFORNIA,**

COUNTY OF SAN DIEGO

SOUTH BUILDING

TENTATIVE RULINGS - October 14, 2011

EVENT DATE: 10/21/2011

EVENT TIME: 01:30:00 PM

DEPT.: N-30

JUDICIAL OFFICER: Thomas P. Nugent

CASE NO.: 37-2010-00061530-CU-DF-NC

CASE TITLE: KELMAN VS. KRAMER

CASE CATEGORY: Civil - Unlimited

CASE TYPE: Defamation

EVENT TYPE: Motion Hearing (Civil)

CAUSAL DOCUMENT/DATE FILED:

---

No tentative ruling is being issued.

**Case Header**

Case Number: 37-2010-00061530-CU-DF-NC

Case Title: Bruce J Kelman vs. Sharon Kramer

Filing Date: 11/04/2010

Case Status: Pending

Case Category: Civil - Unlimited

Case Type: Defamation

Location: North County

Case Age: 498 days

Next Event Type:

Judicial Officer: Thomas P. Nugent

Department:

Next Event Date:

**Register of Actions Notice**

ROA#	Entry Date	Short/Long Entry	Filed By
65	10/19/2011	Ex Parte scheduled for 10/21/2011 at 01:30:00 PM at North County in N-30 Thomas P. Nugent.	
66	10/20/2011	Tentative Ruling for Motion Hearing (Civil) published.	
67	10/21/2011	Minutes finalized for Motion Hearing (Civil) heard 10/21/2011 01:30:00 PM.	
68	10/26/2011	Order to Appear scheduled for 11/14/2011 at 10:00:00 AM at North County in N-30 Thomas P. Nugent.	
69	10/28/2011	Ex Parte scheduled for 11/10/2011 at 09:00:00 AM at North County in N-30 Thomas P. Nugent.	
70	11/09/2011	Ex Parte Application - Other and Supporting Documents (CONTEMPT HEARING) filed by Kramer, Sharon. Refers to:	Kramer, Sharon (Defendant)

This printout does not constitute a Register of Actions



1           **THE DEFENDANT:** OKAY. THE UNCONTROVERTED EVIDENCE ON  
2 RECORD IN THIS CASE IS THAT IN MARCH 2005, I WAS THE FIRST  
3 TO PUBLICLY WRITE OF HOW IT BECAME A FRAUD MASS MARKETED  
4 INTO U.S. PUBLIC HEALTH POLICY, AND BEFORE U.S. COURTS  
5 THAT IT WAS SCIENTIFICALLY PROVEN MOLDY BUILDINGS DO NOT  
6 HARM PEOPLE, WHILE I NAMED THE NAMES OF THOSE INVOLVED:  
7 BRUCE KELMAN, GLOBALTOX, INC., NOW KNOWN AS VERITOX, INC.,  
8 THE MANHATTAN INSTITUTE THINK-TANK, THE U.S. CHAMBER OF  
9 COMMERCE, THE AMERICAN COLLEGE OF OCCUPATIONAL, AND  
10 ENVIRONMENTAL MEDICINE, AND U.S. CONGRESSMAN GARY MILLER.

11           TO QUOTE THE HATRED AND DISTRUST OF SICK-INSPIRING  
12 MARKETING CAMPAIGN THAT WAS WRITTEN BY BRUCE AND CO-OWNER  
13 OF VERITOX, BRYAN HARDIN, AND AS PENNED BY THE TWO PH.D.'S  
14 FOR THE U.S. CHAMBER OF COMMERCE, PAID FOR BY A  
15 THINK-TANK, THUS THE NOTION THAT TOXIC MOLD IS AN  
16 INSIDIOUS SECRET KILLER, AS SO MANY TRIAL LAWYERS AND  
17 MEDIA WOULD CLAIM, IS JUNK SCIENCE UNSUPPORTED BY ACTUAL  
18 SCIENTIFIC STUDY.

19           THE UNDISPUTED EVIDENCE ON THE RECORD OF THIS CASE IS  
20 THAT BRYAN HARDIN WAS AN UNDISCLOSED PARTY TO THE  
21 LITIGATION OF KELMAN VERSUS KRAMER AGAINST ME FOR SIX  
22 YEARS.

23           THE UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS  
24 THAT THE U.S. CHAMBER MOLD STATEMENT CITES FALSE PHYSICIAN  
25 AND INDUSTRIAL HYGIENIST AUTHOR. IT WAS ONLY AUTHORED BY  
26 BRUCE AND BRYAN. THEY WERE THE ONLY TWO WHO BILLED HOURS  
27 AND WERE PAID FROM THE U.S. CHAMBER'S "A SCIENTIFIC VIEW  
28 OF THE HEALTH EFFECTS OF MOLD."

1 THE UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS  
2 THAT BRUCE COMMITTED CRIMINAL PERJURY TO ESTABLISH A  
3 NEEDED THEME FOR MY MALICE OF BEING A SOUR GRAPES LITIGANT  
4 WHILE STRATEGICALLY LITIGATING TO SILENCE ME. HIS  
5 ATTORNEY, KEITH SCHEUER, REPEATEDLY SUBORNED BRUCE'S  
6 PERJURY TO INFLAME THE COURTS AND PORTRAY A FALSE PORTRAIT  
7 OF ME. PUBLISHED CALIFORNIA CASE LAW EVIDENCES THAT KEITH  
8 HAS A NO-LESS-THAN-30-YEAR HISTORY OF LITIGATING BY THESE  
9 MEANS IN THE STATE OF CALIFORNIA.

10 THE UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS  
11 THAT ALL COURTS TO OVERSEE KELMAN AND GLOBALTOX VERSUS  
12 KRAMER SUPPRESSED THE EVIDENCE OF KELMAN'S PERJURY WITH  
13 THE FOURTH DISTRICT DIVISION ONE APPELLATE COURT BEING  
14 DIRECTLY EVIDENCED OF WILLFULLY SUPPRESSING THIS EVIDENCE  
15 IN BOTH THEIR 2006 ANTI-SLAPP OPINION AND THEIR 2006  
16 PURPORTED REVIEW OF THE CASE.

17 THE UNDISPUTED EVIDENCE ON RECORD OF THIS CASE IS  
18 THAT IN THEIR 2006 ANTI-SLAPP OPINION, WRITTEN BY JUSTICE  
19 JUDITH MCCONNELL, CHAIR OF THE CALIFORNIA COMMISSION ON  
20 JUDICIAL PERFORMANCE, SHE FRAMED ME TO MAKE IT APPEAR I  
21 HAD ACCUSED BRUCE OF GETTING CAUGHT ON THE WITNESS STAND  
22 LYING ABOUT BEING PAID TO AUTHOR THE ACOEM MOLD STATEMENT.  
23 ABSOLUTELY UNDENIABLE AS RECORD IN THIS CASE, MY WRITING  
24 IS 100 PERCENT ACCURATE. THE THINK-TANK MONEY WAS FOR THE  
25 U.S. CHAMBER MOLD STATEMENT, ACOEM'S VERSION.

26 UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS IN  
27 THEIR 2010 APPELLATE OPINION, CONCURRED WITH BY JUSTICE  
28 RICHARD HUFFMAN, EX-CHAIR OF THE EXECUTIVE COMMITTEE OF



1 THE JUDICIAL COUNSEL, THEY SUPPRESSED THE EVIDENCE OF WHAT  
2 THEIR PEERS HAD DONE IN 2006 TO SUPPRESS THE EVIDENCE OF  
3 BRUCE'S PERJURY, HARDIN'S NONDISCLOSURE AS PARTY OF THE  
4 LITIGATION, AND THE FRAMING OF ME FOR LIBEL.

5 THE UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS  
6 THAT I HAVE NEVER REPUBLISHED THE PHRASE "ALTERED HIS  
7 UNDER-OATH STATEMENTS," THE ONLY PHRASE FOR WHICH I WAS  
8 SUED WITHOUT DISCLOSING IT WAS THE SUBJECT OF A LAWSUIT.

9 THE UNDISPUTED EVIDENCE ON RECORD IN THIS CASE IS  
10 THAT IF I CANNOT REPUBLISH THAT PHRASE, I ALSO CANNOT  
11 WRITE OR EVIDENCE OF WHAT THE SAN DIEGO COURTS HAVE DONE  
12 TO FRAME A WHISTLEBLOWER OF FRAUD IN POLICY, ME, FOR LIBEL  
13 WHILE SUPPRESSING EVIDENCE OF SOME OF THE MOST NOTORIOUS  
14 PRODUCT DEFENDERS IN THE MOLD ISSUE, VERITOX'S USE OF  
15 CRIMINAL PERJURY TO ESTABLISH NEEDED REASON FOR MALICE  
16 WHILE STRATEGICALLY LITIGATING. SO IN THE WORDS OF  
17 JONATHAN BORAK, OVERSEER OF THE SCIENTIFIC AFFAIRS FOR  
18 ACOEM, SAID THEIR GARBAGE SCIENCE MAY CONTINUE TO BE USED  
19 IN U.S. COURTS SO THEY CAN MAKE MONEY AS EXPERT WITNESSES  
20 WHILE SELLING DOUBT OF CAUSATION OF SERIOUS ILLNESS OF  
21 MOLDY BUILDINGS.

22 THE EVIDENCE ON RECORD IN THIS CASE IS THAT ON  
23 JULY 15, 2011, THIS COURT MADE A STATEMENT IN ORAL  
24 ARGUMENT THAT IT WAS FRIVOLOUS OF ME TO WANT BRUCE AND  
25 KEITH TO BE MADE TO CORROBORATE THEIR REASONS FOR MALICE  
26 IN THE PRIOR COURTS. THIS COURT THREATENED TO SANCTION ME  
27 FOR MY FRIVOLOUS REQUEST.

28 WITH ALL RESPECT DUE TO THIS COURT, THERE'S NOTHING

1 FRIVOLOUS ABOUT A BUNCH OF JUDGES SUPPRESSING EVIDENCE OF  
2 A PLAINTIFF'S CRIMINAL PERJURY AND HIS ATTORNEY'S REPEATED  
3 SUBORNING OF IT FOR SIX YEARS WITH THE APPELLATE COURT  
4 DIRECTLY EVIDENCED OF KNOWING BY DOING SO, THEY WERE  
5 AIDING THE INTERSTATE INSURER FRAUD IN THE QUOTES AND ITS  
6 POLICY OVER THE MOLD ISSUE.

7 I HAVE NOT AND I WILL NOT ADHERE TO ANY GAG ORDER  
8 THAT PRECLUDES ME FROM WRITING OF WHAT THE COMPROMISED  
9 JUSTICES OF THE FOURTH DISTRICT DIVISION ONE APPELLATE  
10 COURT HAVE DONE TO COLLUDE WITH VERITOX TO DEFRAUD THE  
11 PUBLIC FOR SIX YEARS.

12 I REFUSED TO BE VICTIMIZED BY COMPROMISED JUDICIARIES  
13 AND VICTIMIZED AGAIN BY BEING FORCED INTO SILENCE OF THE  
14 COURT'S SUPPRESSION OF EVIDENCE OF BRUCE'S CRIMINAL  
15 PERJURY FOR SIX YEARS, GAGGED FROM WRITING OF WHAT THEY --  
16 AND I'M SORRY, YOUR HONOR -- NOW THIS COURT HAVE DONE AND  
17 THEREBY BECOMES A FORCED ACCOMPLICE TO THE COMPROMISED SAN  
18 DIEGO COURTS AND VERITOX IN DEFRAUDING THE AMERICAN  
19 PUBLIC.

20 AS EVIDENCE FOR THIS COURT, DR. DAVID MICHAELS,  
21 DIRECTOR OF OSHA, HAS DEEMED VERITOX, THE PRODUCT  
22 DEFENDERS, WHOSE TIES ARE SO CLOSE TO INDUSTRY THEY HAVE  
23 NO BUSINESS INFLUENCING PUBLIC HEALTH POLICY. THIS IS  
24 WHAT THE COMPROMISED JUSTICES OF THE FOURTH ARE AIDING TO  
25 CONCEAL WHILE SUPPRESSING EVIDENCE FOR NOW SIX YEARS THAT  
26 BRUCE USED CRIMINAL PERJURY TO ESTABLISH A REASON FOR MY  
27 MALICE, BRYAN HAS BEEN AN UNDISCLOSED PARTY TO THE  
28 LITIGATION ALL ALONG, AND THEY FRAMED ME FOR LIBEL.



1           THIS COURT'S DESIGNATED ROLE WAS OBVIOUSLY TO FINISH  
2   THE JOB AND SCARE ME WITH THE THREAT OF JAIL TIME IF I  
3   REFUSED TO BE SILENCED OF THE RAMPANT CORRUPTION IN THE  
4   FOURTH DISTRICT DIVISION ONE APPELLATE COURT COLLUDING  
5   WITH VERITOX TO DEFRAUD THE PUBLIC FOR NOW SIX YEARS.

6           IF IT IS CONTEMPT OF COURT THAT I REFUSE TO BE  
7   BULLIED, INTIMIDATED, THREATENED, AND FRAMED FOR LIBEL SO  
8   FRAUD AND COLLUSION MAY CONTINUE, THEN SO BE IT. I AM NOT  
9   GOING TO BE FORCED INTO SILENCE SO MONEY CAN BE MADE BY  
10  THE COMPROMISE WHILE LIVES ARE DESTROYED DIRECTLY BECAUSE  
11  OF CORRUPT JUSTICES IN THE SAN DIEGO APPELLATE COURT AND  
12  THIS COURT NOW AIDING TO CONCEAL IT.

13          THIS COURT DOES NOT EVEN HAVE JURISDICTION OVER THIS  
14  CASE TO GAG ME OF ANYTHING. AS EVIDENCE FOR THIS COURT BY  
15  THE ABSTRACT OF JUDGMENT BRUCE AND KEITH OBTAINED ON  
16  DECEMBER 31, 2008, AND THE LIEN THEY PLACED UPON MY  
17  PROPERTY ON JANUARY 20, 2009, ALONG WITH OTHER EVIDENCE,  
18  THE THREE-PAGE JUDGMENT DOCUMENT UPON WHICH THIS ENTIRE  
19  CASE IS FOUNDED IS FRAUDULENT AND VOID.

20          I THANK YOU SO MUCH, JUDGE NUGENT, FOR LETTING ME  
21  STATE THAT, AND THAT IS NOW PART OF A U.S. DEPARTMENT OF  
22  HEALTH ADVISORY.

23          **THE COURT:** WE'VE HAD THIS DISCUSSION BEFORE, AND YOU  
24  KNOW I THINK YOU'RE A NICE PERSON, AND I DON'T WANT TO  
25  HURT YOU. IT DOESN'T MATTER WHAT YOU THINK OF THIS COURT.

26          **THE DEFENDANT:** I THINK HIGHLY OF YOU, YOUR HONOR.

27          **THE COURT:** I'M NOT WORRIED ABOUT THAT.

28          **THE DEFENDANT:** OKAY.

1           **THE COURT:** BUT WE DON'T HAVE TO HEAR RESPONSIVE  
2 ARGUMENT TO THAT BECAUSE WE HAVE HEARD IT BEFORE.

3           THE MOTION TO NULLIFY IS DENIED. THE REQUEST TO SET  
4 A HEARING FOR CONTEMPT, WHICH WOULD BE JUST ABOUT THE LAST  
5 THING I WOULD LIKE TO FIND, WILL BE SET.

6           HOW SOON WOULD YOU LIKE TO HAVE THAT, COUNSEL?

7           **MR. SCHEUER:** YOUR HONOR, WITHIN 30 DAYS IF THAT  
8 WORKS FOR THE COURT'S CALENDAR.

9           **THE COURT:** WELL, THAT'S GOING TO DEPEND ON -- I'M  
10 GOING TO APPOINT YOU COUNSEL FROM THE ADMINISTRATIVE  
11 OFFICE OF THE COURTS.

12           **THE DEFENDANT:** I DON'T WANT ANYONE FROM THE  
13 ADMINISTRATIVE OFFICE OF THE COURTS. THAT WOULD BE THE  
14 LAST PERSON I WANT.

15           **THE COURT:** YOU'RE GOING TO HAVE ONE.

16           **THE DEFENDANT:** I REFUSE. I DON'T WANT IT.

17           **THE COURT:** YOU'RE NOT TALKING ANYMORE.

18           **THE DEFENDANT:** IF YOU WOULD LIKE TO --

19           **THE COURT:** MARK, YOU WANT TO GET BEHIND THAT YOUNG  
20 LADY.

21           **THE DEFENDANT:** -- DO IT TODAY.

22           **THE BAILIFF:** MA'AM, LISTEN TO THE JUDGE.

23           **THE COURT:** JUST SIT THERE AND BE QUIET.

24           WILL THE PERSON FROM THE AOC, PLEASE STAND. YES.  
25 PLEASE STAND AND ANNOUNCE YOUR NAME FOR THE RECORD.

26           **MS. SANG:** I'M TRACEY SANG FROM OFFICE OF ASSIGNED  
27 COUNSEL.

28           **THE COURT:** IT'S OFFICE -- OAC.