

1 VISTA, CALIFORNIA, TUESDAY, 4-24-2012; 9:00 A.M.

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

4 THE COURT: KELMAN VERSUS KRAMER.

5 MR. SCHEUER: GOOD MORNING, YOUR HONOR. KEITH
6 SCHEUER ON COURT CALL.

7 THE COURT: YES, SIR.

8 MS. KRAMER: GOOD MORNING, YOUR HONOR. SHARON
9 KRAMER BY SPECIAL APPEARANCE.

10 THE COURT: GOOD MORNING TO BOTH OF YOU. 09:03AM

11 THE APPLICATION BEFORE ME IS BY MR. SCHEUER
12 ON BEHALF OF MR. KELMAN TO CONTINUE THE PRESENTLY
13 SCHEDULED TRIAL DATE TO A DATE THAT IS A TIME WHEN
14 HIS CLIENT CAN PARTICIPATE. SEEMS REASONABLE TO ME.
15 THE PROPOSAL IS TO CONTINUE THE TRIAL THEREFORE TO
16 JUNE 25TH.

17 DO YOU WISH TO RESPOND TO THAT,
18 MRS. KRAMER?

19 MS. KRAMER: YES, I DO.

20 THE COURT: PLEASE DO. 09:04AM

21 MS. KRAMER: FIRST OF ALL, YOU TALK ABOUT THE
22 TRIAL, YOU ALSO HAVE A CONTEMPT-OF-COURT HEARING
23 SCHEDULED.

24 THE COURT: RIGHT.

25 MS. KRAMER: YOU DON'T STIPULATE. IS THAT CIVIL
26 CONTEMPT OR CRIMINAL?

27 THE COURT: CIVIL. JUST AS THE PREVIOUS ONE
28 WAS.

1 MS. KRAMER: OKAY.

2 AND IN THE MATTER OF KELMAN VERSUS KRAMER,
3 20 -- 37-2010-00061530-CU-DF-NC, DO YOU HAVE
4 JURISDICTION TO HOLD HEARINGS IN THIS CASE, YOUR
5 HONOR?

6 THE COURT: I THINK WE HAD THIS DISCUSSION
7 BEFORE, AND I'M GOING TO HAVE IT ONE LAST TIME WITH
8 YOU. THIS ISN'T AN OPPORTUNITY FOR YOU TO DISCUSS
9 YOUR THEORIES WITH ME. THIS ISN'T
10 QUESTION-AND-ANSWER TIME. YOU'RE HERE TO OPPOSE, IF 09:04AM
11 YOU WISH TO, OR TO PRESENT YOUR POSITION IN RESPONSE
12 TO THE APPLICATION BY MR. SCHEUER, WHICH I JUST
13 INDICATED WHAT IT WAS. WHAT IS YOUR POSITION IN
14 THAT REGARD?

15 MS. KRAMER: I'M ASKING YOU IF YOU HAVE
16 JURISDICTION. IT'S A YES-OR-NO QUESTION, AND THAT'S
17 MY POSITION.

18 THE COURT: OKAY. IF THAT'S ALL YOU HAVE, THEN,
19 MR. SCHEUER, DO YOU HAVE SOMETHING TO SAY?

20 MR. SCHEUER: YOUR HONOR, NO, JUST TO MAKE SURE 09:05AM
21 THAT BOTH THE TRIAL AND THE HEARING ON THE ORDER TO
22 SHOW CAUSE RE CONTEMPT BOTH BE CONTINUED TO THE
23 25TH.

24 THE COURT: RIGHT. AND THEY WILL BE AND HEREBY
25 ARE, AND THAT'S WHEN WE'LL NEXT MEET FOR THESE
26 PURPOSES.

27 THE CLERK: JUNE 22ND SHOULD BE THE DAY.

28 THE COURT: JUNE 22ND, MR. SCHEUER, AND,

1 MS. KRAMER, IS FRIDAY, OUR TRIAL-CALL DAY. THE 25TH
2 WOULD BE OF COURSE MONDAY THE TRIAL DATE.

3 MR. SCHEUER: AND THE HEARING ON THE OSC?

4 THE COURT: AND THE HEARING ON THE OSC, EXACTLY.
5 SURE.

6 MR. SCHEUER: OKAY.

7 MS. KRAMER: JUST FOR CLARIFICATION, YOUR HONOR,
8 I'D LIKE IT ON THE RECORD THAT YOU DECLINED TO
9 ANSWER WHETHER YOU HAVE JURISDICTION OR NOT.

10 THE COURT: THE RECORD IS BEING PREPARED BY A 09:05AM
11 VERY CAPABLE COURT REPORTER AND IT WILL REFLECT
12 EXACTLY WHAT GOES ON, WHAT IS SAID, WHAT IS NOT
13 SAID.

14 MS. KRAMER: OKAY. I JUST WANT IT ON THE RECORD
15 THAT YOU DIDN'T ANSWER YES OR NO TO THAT QUESTION.

16 THE COURT: FINE.

17 MS. KRAMER: THANK YOU, YOUR HONOR.

18 MR. SCHEUER: YOUR HONOR, ONE MORE THING. I
19 SUBMITTED A REVISED ORDER TO SHOW CAUSE THAT --

20 THE COURT: RIGHT. I'LL BE SIGNING THAT. 09:06AM

21 MR. SCHEUER: -- I WILL PERSONALLY SERVE ON
22 MRS. KRAMER.

23 THE COURT: GOOD. I WILL BE SIGNING THAT AND
24 CHERYL HAS ASKED ME TO COVER SOMETHING.

25 THE CLERK: ARE WE GOING TO CONTINUE THE TRIAL
26 READINESS CONFERENCE?

27 THE COURT: YOU WANT THE TRIAL READINESS
28 CONFERENCE CONTINUED AS WELL?

1 MR. SCHEUER: YES, I THINK THAT'S PROBABLY A
2 GOOD IDEA.

3 THE COURT: JUNE 8TH FOR THE TRIAL READINESS
4 CONFERENCE, THAT'S AT 10:00. THAT'S A FRIDAY.

5 MR. SCHEUER: YOU SAID JUNE 8TH AT 10:00?

6 THE COURT: I DID.

7 MR. SCHEUER: THANK YOU.

8 MS. KRAMER: I WILL NOT BE APPEARING FOR ANY OF
9 THESE UNTIL YOU ESTABLISH THAT YOU HAVE
10 JURISDICTION. DO YOU UNDERSTAND?

09:06AM

11 THE COURT: YOU'VE MADE YOUR RECORD.

12 MS. KRAMER: THANK YOU, YOUR HONOR.

13 THE COURT: OKAY.

14 (PROCEEDINGS ADJOURNED.)

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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

APRIL 24, 2012

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

1 APPEARANCES:

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3 FOR THE PLAINTIFF:

SCHEUER & GILLET
BY: *KEITH SCHEUER*
(*TELEPHONIC*)
4640 ADMIRALTY WAY
SUITE 402
MARINA DEL REY, CA 90292
310-577-1170

7 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;

10

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 27TH DAY OF APRIL, 2012, AT
20 VISTA, CALIFORNIA.

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23 LESLIE G. MAST CSR NO.3363

24 LESLIE G. MAST

25 OFFICIAL COURT REPORTER

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