

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

RICHARD SHAPIRO,

Petitioner

v.

THE CITY OF CARLSBAD, et al.,

Respondent

CASE NO. 37-2010-00060267-CU-CR-NC

DECLARATION OF SHARON NOONAN
KRAMER IN SUPPORT OF PLAINTIFF RICHARD
SHAPIRO'S CLAIM OF JUDICIAL MISCONDUCT
& BIAS BY THOMAS P. NUGENT CAUSING
INABILITY TO ADMINISTER JUSTICE & NEED
FOR DISQUALIFICATION

Hon. Thomas P. Nugent Presiding, Dpmt. 30:

This Declaration in support of the need for Honorable Judge Nugent, "this Court" to recuse himself from "SHAPIRO V. CITY OF CARLSBAD"; the documents referenced; and exhibits attached may be read online at ContemptOfCourtFor.Me. Short link: <http://wp.me/p20mAH-gl> Links may open slowly.

Declaration of Sharon Noonan Kramer

I, Sharon Noonan Kramer, reside at 2031 Arborwood Place in Escondido, California. If called to witness in the matters of SHAPIRO v. CITY OF CARLSBAD¹ and/or "SHAPIRO v. SHAPIRO"², and/or Federal SHAPIRO v. CITY OF CARLSBAD, I could and would testify under oath as follows:

1. For good cause because of event that have occurred in Department 30 between March 9 and April 27, 2012; and in the Federal case of SHAPIRO v. CITY OF CARLSBAD on May 1, 2012³; I am concerned for the physical safety of Mr. Richard "Shapiro" should this Court keep jurisdiction of the above named Superior court cases, hereby collectively referred to as "SHAPIRO v. CITY OF CARLSBAD".

2. On March 9, 2012, when appearing before this Court on an entirely unrelated matter, "Kelman v. Kramer"⁴, this Court stated to me about a plaintiff in another case, Shapiro, "**NO MATTER WHAT, YOU DON'T WANT TO SPEND A LOT OF TIME WITH MR. SHAPIRO. HE'S DISTURBED...**"

¹ RICHARD SHAPIRO V. CITY OF CARLSBAD Case No. 37-2010-00060267-CU-CR-NC Hon. Thomas P. Nugent

² RICHARD SHAPIRO v. JUDY SHAPIRO Case No. 37-2009-00056400-CU-MC-NC Hon. Thomas P. Nugent

³ May 1, 2012, Federal SHAPIRO v. CITY of CARLSBAD et al, <http://freepdfhosting.com/e2fa0f1e0e.pdf>

⁴ Bruce J. Kelman v. Sharon Kramer, Case No. 37-2010-00061530-CU-DF-NC Hon. T. P. Nugent "presiding"

1 3. This Court then sentenced me to jail for refusing to be coerced into criminal perjury that would
2 aid to defraud the public of billions of dollars. My coerced signature on a fraudulent document would
3 have absolved seven years of judicial, clerk, attorney and plaintiff misconduct in a litigation impacting
4 public health policy and toxic torts nationwide. On April 5, 2012, this Court then falsified my Sheriff
5 Department record to state I was lawfully incarcerated under CCP1218(a) to conceal this Court had
6 me incarcerated for refusal of coercion into perjury which would aid to defraud the public. Needless to
7 say, I quickly surmised that it is not Shapiro who is "disturbed".

8 4. Since my introduction to Shapiro by this Court on March 9, 2012, we have spoken well over a
9 dozen times. We share a common interest with many other United States citizens of defending the
10 First Amendment of the Constitution and the right to speak the truth without retaliation.

11 5. Colorful in his vernacular and a local semi-public figure for his defense of the First Amendment
12 in conjunction with the ACLU⁵,⁶ I can attest that Shapiro is not the one with whom people should not
13 to want to spend a lot of time; nor the one who is "disturbed";⁷, nor the one who is a physical threat to
14 his fellowman, nor a threat to the intent of the Constitution.⁸ Yet, I am witnessing he is currently being
15 made out to be via character assassination by this Court and the attorneys for the CITY OF
16 CARLSBAD et al., to conceal judicial misconduct and judicial bias.

17 6. I am a purported Pro Per defendant in Kelman v. Kramer (2010 to present), which is a case
18 based solely on events that occurred in a prior case (2005 to 2011), KELMAN & GLOBALTOX v.
19 KRAMER⁹ in which the judgment document and remittitur are fraudulent and thus void for any further
20 use under CCP 664 & GC 6200. (Attached hereto as **Exhibit 1**, is a Brief History¹⁰ of the two cases)
21

22
23 ⁵ April 19, 2011 ACLU to City of Carlsbad <http://www.aclu.org/free-speech/aclu-carlsbad-allow-free-speech-even-if-crude>

24 ⁶ Transcript March 9, 2012, SHAPIRO v. CITY OF CARLSBAD <http://freepdfhosting.com/6a66a48c75.pdf>

25 ⁷ Transcript March 9, 2012, Kelman v. Kramer <http://freepdfhosting.com/ad81c75481.pdf>

26 ⁸ Transcript March 14, 2012 Kelman v. Kramer <http://freepdfhosting.com/8413b355a9.pdf>

27 ⁹ BRUCE J. KELMAN & GLOBALTOX, INC., v. SHARON KRAMER Case No.GIN044539, Five superior
28 court judges and six appellate court judges presiding 2005 to 2011 <http://freepdfhosting.com/99805ff490.pdf>

¹⁰ History KELMAN & GLOBALTOX v. KRAMER/Kelman v. Kramer <http://freepdfhosting.com/801d14ecd7.pdf>

1 7. On April 12, 2012¹¹ in Kelman v. Kramer, this Court acknowledged on the record, with Shapiro
2 present and approximately nine court watchers, that this Court understands he has no jurisdiction.
3 (Attached hereto as **Exhibit 2**, is the April 12, 2012 exchange between this Court and myself that
4 Shapiro witnessed).

5 8. On April 13, 2012¹² this Court proceeded to set a trial & second contempt of court hearing date
6 – with no established jurisdiction. On April 24, 2012¹³, this Court refused to answer the direct “yes” or
7 “no” question if this Court has jurisdiction as this Court rescheduled the trial and contempt hearing
8 dates – with no established jurisdiction. (Attached hereto as **Exhibit 3** is the transcript of April 24,
9 2012)

10 9. I am aware that this Court is aware that Shapiro witnessed this Court’s acknowledgment on
11 April 12, 2012 that this Court understands he does not have jurisdiction in Kelman v. Kramer, along
12 with many other statements made that show this Court has been acting outside of the law, while
13 knowingly aiding billions in fraud to continue to harm the lives of thousands and concealing much
14 judicial, clerk, attorney and plaintiff misconduct.

15 10. I am aware that Shapiro has submitted the March 9, 2012 transcript from Kelman v. Kramer,
16 with this Court’s disturbed comment made the same day the transcript shows this Court had me
17 unlawfully incarcerated for refusing to commit perjury. Shapiro’s submission of this transcript was
18 exhibit of why this Court should recuse himself from SHAPIRO v. CITY OF CARLSBAD for blatant
19 bias and disrespect of a litigant(s). (Attached hereto as **Exhibit 4** fn 7 is the March 9, 2012 transcript
20 of Kelman v. Kramer)
21

22 11. I am aware that *If* this Court is disqualified from SHAPIRO v. CITY OF CARLSBAD for the
23 blatant bias of the March 9, 2012 comment to me regarding Shapiro of **“NO MATTER WHAT, YOU DON’T**
24 **WANT TO SPEND A LOT OF TIME WITH MR. SHAPIRO. HE’S DISTURBED...”** - that this Court made on the
25

26
27 ¹¹ Transcript April 12, 2012 Kelman v. Kramer <http://freepdfhosting.com/5fa4f17110.pdf>

28 ¹² Transcript April 13, 2012 Kelman v. Kramer <http://freepdfhosting.com/4e28aab707.pdf>

¹³ Transcript April 24, 2012 Kelman v. Kramer <http://freepdfhosting.com/d6d94f411f.pdf>

1 record the same day this Court unlawfully incarcerated me for refusing coercion into criminal perjury -
2 even greater misconduct by this Court et al., will come to public and to Commission on Judicial
3 Performance's mandated attention.¹⁴

4 12. This and other events that have occurred since March 9, 2012 make Shapiro a vulnerable
5 witness of this Court's et al., unlawful actions aiding to defraud the public in Kelman v. Kramer and
6 KELMAN & GLOBALTOX v KRAMER while retaliating on behalf of commerce to silence, discredit
7 and punish a whistleblower; thus making Shapiro also at risk for retaliation, character assassination
8 and false imprisonment by this Court to conceal the judicial misconduct - should this Court keep
9 jurisdiction of SHAPIRO v. CITY OF CARLSBAD.

10 13. I am additionally concerned for Shapiro's physical safety should this Court keep jurisdiction
11 over SHAPIRO v. CITY OF CARLSBAD because of what Shapiro has witnessed in Kelman v. Kramer
12 regarding the libelously false Sheriff Department record given to me by this Court on March 26,
13 2012¹⁵ (while removing the false Criminal Contempt record under PC166); this Court's refusal to
14 remove the libel of CCP1218(a) on April 3, 2012¹⁶; and libeling me again on April 5, 2012¹⁷ to make it
15 appear that this Court lawfully incarcerated me under CCP1218(a) for violating a Civil Contempt of
16 Court Order of January 19, 2012¹⁸. In reality, this Court incarcerated me for refusing to be coerced
17 into criminal perjury on March 9, 2012^{19 20} - with no jurisdiction and while aiding to defraud the public.

18
19
20 ¹⁴ March 2012, over 100 calling for CJP investigation [http://contemptofcourtfor.me/2012/03/03/to-the-](http://contemptofcourtfor.me/2012/03/03/to-the-california-commission-on-judicial-performance-investigate-for-unlawful-judicial-misconduct-defrauding-us-public/)
21 [california-commission-on-judicial-performance-investigate-for-unlawful-judicial-misconduct-defrauding-us-](http://contemptofcourtfor.me/2012/03/03/to-the-california-commission-on-judicial-performance-investigate-for-unlawful-judicial-misconduct-defrauding-us-public/)
22 [public/](http://contemptofcourtfor.me/2012/03/03/to-the-california-commission-on-judicial-performance-investigate-for-unlawful-judicial-misconduct-defrauding-us-public/)

23 ¹⁵ Minute Order, March 26, 2012 K v K, Libelous Sheriff Record <http://freepdfhosting.com/23a12212f4.pdf>

24 ¹⁶ Minute Order, April 3, 2012, K v K Court Refuses 2 Remove Libel
25 <http://freepdfhosting.com/9d527e8d41.pdf>

26 ¹⁷ Minute Order, April 5, 2012 K v K, 3rd Libelous Sheriff Record <http://freepdfhosting.com/a5173baa13.pdf>

27 ¹⁸ February 10, 2012 Kramer Notice Of Inability To Comply w/Unlawful Contempt Order
28 <http://freepdfhosting.com/f483cd3981.pdf>

¹⁹ February 10, 2012 Kelman's Proposed Retraction & Why I Could Not Sign w/o Defrauding Public.
<http://freepdfhosting.com/ce5fe87905.pdf>

²⁰ Minute Order, March 9, 2012 Kelman.v Kramer, Order To Jail For Refusing To Sign Fraud
<http://freepdfhosting.com/ff3c5d5b9c.pdf>

1 14. I am gravely concerned for Shapiro's safety because of what I witnessed on April 27,
2 2012 in SHAPIRO v. CITY OF CARLSBAD. This Court appeared to be literally "setting the stage" to
3 have Shapiro deemed a threat to society to conceal that in reality, this Court is the threat with
4 much unlawful misconduct to hide.

5 15. With no explanation given and in front of a packed captive audience on April 27, 2012, I
6 witnessed this Court tell Shapiro that there was a Sheriff detective in the courtroom who this Court
7 had arranged to speak to Shapiro. The scripted, ambiguous inference given to the audience members
8 was that an ignorant Pro Per had done something bordering on unlawful; and that the kind, wise, old
9 judge was going to give him a second chance by having the Sheriff detective explain it to him and the
10 need to stop whatever was teetering on unlawful.

11 16. Having superior knowledge of what is going on behind the scenes, I recognized the theatrics
12 as a public character assassination of Shapiro to discredit him and as a thinly veiled threat of unlawful
13 incarceration from the not so kind or wise old judge, who desires to keep jurisdiction of SHAPIRO v.
14 CITY OF CARLSBAD for ulterior motivation of concealing judicial misconduct in more than one case.

15 17. The theatrics I witnessed in Department 30 on April 27, 2012 transpired *after* Shapiro had
16 submitted the evidence that he was aware that this Court stated to me on the record of Kelman v.
17 Karmer, March 9, 2012, "NO MATTER WHAT, YOU DON'T WANT TO SPEND A LOT OF TIME WITH MR.
18 SHAPIRO. HE'S DISTURBED..." as a reason this Court should be disqualified from SHAPIRO v. CITY OF
19 CARLSBAD; and *after* this Court saw Shapiro witness on April 12, 2012 this Court state
20 understanding of lack of jurisdiction in Kelman v. Kramer - a case where this Court- with no
21 jurisdiction - had recently incarcerated a US citizen for refusing to commit perjury; and then falsified
22 the citizen's Sheriff Department record to conceal the unlawful judicial misconduct..

23 18. I am gravely concerned for Shapiro's safety should this Court keep jurisdiction of SHAPIRO v.
24 CITY OF CARLSBAD because I am aware that the attorneys for the CITY OF CARLSBAD et.al., who
25 are aware of this Court's "disturbed" statement to me, have submitted this Court's theatrical antics of
26 April 27, 2012 into the related Federal case of SHAPIRO v. CITY OF CARLSBAD to further the false
27 light concept that it is Shapiro, not this Court, who is "disturbed" and not one desirable with which to
28 associate.

1 19. On May 1, 2012 in team playing furtherance of this Court's disturbing character assassination
2 of Shapiro on April 27, 2012; to conceal that this Court erred greatly by telling me on March 9, 2012
3 that Shapiro was "disturbed" while this Court sentenced me to jail for refusing to be coerced into
4 perjury; the CITY OF CARLSBAD attorneys submitted the following character assassinating, false
5 portrait of Shapiro in Federal SHAPIRO v CITY OF CARLSBAD (See fn 3):

6 At the outset of the Superior Court's April 27, 2012 motions hearings, Judge Thomas Nugent
7 advised plaintiff that in response to comments by plaintiff at a previous discovery hearing and
8 statements made in plaintiff's recently filed motions to remove/disqualify Judge Nugent, the
9 court had requested the presence of deputy sheriffs and a sheriff's detective in the courtroom"

10 **! ON MARCH 9, 2012 THIS COURT TOLD ME THAT PLAINTIFF SHAPIRO IS**
11 **"DISTURBED" AND I SHOULD STAY AWAY FROM HIM; THEN THIS**
12 **COURT PROCEEDED TO INCARCERATE ME FOR REFUSING TO**
13 **COMMIT PERJURY TO DEFRAUD THE PUBLIC**

14 1. On the afternoon of March 9, 2012, I witnessed a motion being heard in SHAPIRO V. CITY OF
15 CARLSBAD. Prior to that date, I had never met Shapiro.

16 2. In relevant parts, I witnessed the following exchange between this Court and Shapiro on March
17 9, 2012 (See fn 6).

18 MR. SHAPIRO: I HAVE ZERO RESPECT FOR THIS COURT SYSTEM IN CALIFORNIA, THE PEOPLE THAT
19 RUN IT. IT'S DESPICABLE.

20 THE COURT: I WANT TO TALK ABOUT THE MERITS OF THE MOTION. I DON'T NEED A LECTURE.
21 [OVERLAPPING SPEECH.]

22 MR. SHAPIRO: I'M JUST ANSWERING YOUR THINGS.

23 THE COURT: NO, I DON'T NEED A LECTURE. THAT'S OVER. THAT'S NOT A DISCUSSION. WE'RE NOT
24 GOING TO HAVE A DEBATE ABOUT HOW YOU ADDRESS THE COURT.

25 MR. SHAPIRO: I DON'T KNOW HOW YOU'RE TALKING. I DON'T KNOW WHAT YOU MEAN.

26 THE COURT: YOU DON'T KNOW WHAT THE ISSUES ARE THAT YOU'RE HERE FOR.

27 MR. SHAPIRO: I DON'T KNOW THE ISSUES THAT YOU'RE GIVING ME SOME ADMONISHMENT ABOUT --

28 THE COURT: YOU DON'T.

MR. SHAPIRO: **I'M SPEAKING MY MIND WHERE MY EX-WIFE CAME IN AN DID A PERJURY, AND SHE**
WAS PROTECTED TO WHERE THE ATTORNEY'S PROBABLY GOING TO GET \$40,000 IN SLAPP

1 **MOTION FEES** WHEN I COME IN HERE AND SAY EXACTLY WHAT I MEAN AND THE WORDS THAT I
2 DEEPLY AND NEED AND IS NECESSARY TO SPEAK THE TRUTH. AND YOU TAKE IT AS INSULT. YOU
3 CAN SAY ANYTHING YOU WANT TO ME. HE CAN SAY ANYTHING HE WANTS TO ME. THE SHERIFF,
ANYBODY CAN SAY, AND IT DOESN'T PHASE ME IN THE SLIGHTEST. **TRUTH IS THE ONLY THING**
THAT NEEDS TO BE RESPECTED. PERIOD.

4 THE COURT: YOU WANT TO TALK ABOUT THE ISSUES OF THIS CASE, IF YOU DO, NOW IS THE HOUR
5 FOR A FEW MINUTES.

6 MR. SHAPIRO: SURE. **THIS GOES TO THE HEART OF WHETHER OR NOT WE HAVE FREE SPEECH IN**
THIS COUNTRY. IF THERE ARE CERTAIN WORDS THAT ARE ILLEGAL, LET'S STAMP THEM ILLEGAL.
7 **I'M SICK AND TIRED OF A COURT SYSTEM AND A GOVERNMENT THAT PROFFESSES THAT WE ARE**
THE BEST FREEST COUNTRY IN THE WORLD AND WE CAN'T EVEN SPEAK OUR MINDS.

8
9 SHAPIRO:....SO THIS IS WHAT THIS IS ABOUT IN THE CITY COUNSEL. DO I HAVE A RIGHT TO GO
10 THERE, SPEAK WITHIN THE JURISDICTION MATTER OF THE CITY, NOT BE REPETITIOUS AND NOT BE
-- OR NOT BE REDUNDANT, AND WHAT WAS THE OTHER THING, AND LEAVE WITH MY THREE
11 MINUTES. **THERE'S NOT A SINGLE TIME EVER IN SEVEN YEARS THEY CAN POINT. THEY LIE, THEY**
DISTORT. IT'S ENDLESS. AND YOU'LL RULE THAT, OH, MR. SHAPIRO WAS RUDE, YOU'LL PUT IT IN
12 **YOUR OWN WORDS, I'M SURE.** BUT I JUST WANTED THE ANSWER FROM THE HORSE'S MOUTH, SO
YOU RULE THE WAY YOU WANT TO, AND WE'LL GET DOWN TO BRASS TACKS **WHAT FREE SPEECH**
13 **REALLY MEANS IN THIS COUNTRY, BECAUSE AS FAR AS I KNOW, IT DOESN'T MEAN DIDDLY SQUAT**
OTHER THAN AT JULY 4TH...

14 3. On March 9, 2012, directly after SHAPIRO V. CITY OF CARLSBAD was heard, the matter of
15 Kelman v. Kramer was heard. This Court sentenced me, a never impeached United States citizen
16 who this Court knows has been instrumental in reshaping US public health policy²¹, to jail for refusing
17 coercion to sign a fraudulent document under penalty of perjury that was presented to the Court on
18 February 10, 2012 by Atty Scheuer.(See fn 19) In relevant parts of the March 9, 2012 exchange
19 between this Court and myself: (See Exhibit 4 pg 8-10, fn 7)

20 THE COURT: ...AND AT OUR LAST HEARING I WAS IMPRESSED WITH WHAT IS CHARACTERIZED AS A
21 RETRACTION BY SHARON KRAMER, A VERY BRIEF TWO-PAGE DOCUMENT, WHICH WILLBE FILED
WITH THE COURT, INVITING YOU TO SIMPLY SAY IT WAS NOT YOUR INTENTION IN WRITING THE
22 PRESS RELEASE TO STATE OR IMPLY THAT DR. KELMAN HAD COMMITTED PERJURY. IT GOES ON "I
DO NOT BELIEVE THAT DR. KELMAN COMMITTED PERJURY. I APOLOGIZE TO DR. KELMAN AND HIS
23 **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."
24 **ALL THAT WAS NECESSARY WAS FOR YOU TO AGREE TO THAT AND WE WOULDN'T BE HERE**
TODAY. BUT YOU CHOSE NOT TO, AND THAT'S YOUR RIGHT, CERTAINLY YOUR RIGHT, BUT YOU
25 LEAVE ME WITH ABSOLUTELY NO ALTERNATIVE, AND I THINK YOU KNOW THAT; AND SO
26 THEREFORE, I WILL BE REMANDING YOU TO THE CUSTODY OF THE SHERIFF FOR FIVE DAYS
TODAY.

27
28
²¹ "Surviving Mold" by Dr. Shoemaker RE: Sharon Kramer <http://freepdfhosting.com/9488eba0e8.pdf>

1 MS. KRAMER: I CAN'T AGREE TO THIS. THAT WOULD BE LIKE AGREEING TO THAT WOULD BE LIKE
2 AGREEING TO GIVE UP WHAT I -- THAT WOULD BE EVERYTHING THAT I'VE DONE TO CHANGE THE
3 POLICY.

4 THE COURT: I RESPECT YOUR STANDING ON YOUR PRINCIPLES AND YOUR BELIEFS.

5 MS. KRAMER: IT'S NOT MY PRINCIPLES, YOUR HONOR. IT'S KIND OF LIKE THIS GUY, THE GUY [sic
6 Richard Shapiro] THAT WAS HERE BEFORE ONLY I'M NOT QUITE AS BAD.

7 THE COURT: YOU'RE NOT EVEN CLOSE. BUT THAT'S NOT THE QUESTION THE ONLY QUESTION,
8 DOES TODAY WORK FOR YOU? ARE YOU READY TO START DOING THAT FIVE DAYS BECAUSE
9 THAT'S WHAT'S GOING TO HAPPEN?

10 MS. KRAMER: WELL, WE HAVE ANOTHER PROBLEM, YOUR HONOR; BY LAW, YOU CAN'T ORDER ME
11 TO JAIL FOR SOMETHING THAT I CAN'T DO. YOU'VE GOT ME SENTENCED TO FIVE DAYS IN JAIL FOR
12 THESE POSTS.... AND YOU'RE TELLING ME, THE COURT ORDER SAYS I HAVE TO RETRACT THESE
13 STATEMENTS FROM THESE TWO WEBSITES. BOTH OF THE WEBSITE OWNERS SUBMITTED
14 DECLARATIONS TO YOU SAYING NO, THEY'RE NOT TAKING THEM DOWN [sic see declarations of
15 Internet site owners submitted to this Court on February 10, 2012 .²²]

16 THE COURT: OR YOU COULD SIMPLY AGREE TO THIS.

17 MS. KRAMER: IT'S NOT LAWFUL FOR YOU TO DO THAT.

18 THE COURT: I GUESS THE ANSWER IS AS GOOD AS ANY OTHER DAY.

19 MS. KRAMER: I JUST WANT TO MAKE SURE YOU UNDERSTAND. YOU'RE SENDING A NEVER
20 IMPEACHED US CITIZEN WHO CHANGED US PUBLIC HEALTH POLICY AND WAS FRAMED FOR LIBEL
21 BY THIS MAN TO JAIL FOR FIVE DAYS. AND YOU UNDERSTAND NOBODY CAN EVEN SAY WHAT I
22 ACCUSED MR. KELMAN OF LYING ABOUT WITH THE PHRASE ALTERED. IF THAT'S NOT A TRAVESTY
23 OF THE FIRST AMENDMENT, I'M GOING TO PULL THAT OTHER GUY [sic, Richard Shapiro] BACK
24 HERE AND GET HIM TO START YELLING.

25 THE COURT: YOU DON'T WANT TO DO THAT. NO MATTER WHAT, YOU DON'T WANT TO SPEND A LOT
26 OF TIME WITH MR. SHAPIRO. HE' DISTURBED, IT SEEMS TO ME, AT THE WORLD. IT'S
27 UNFORTUNATE BUT THAT' THE WAY IT IS. SO I WISH YOU WELL. AND AS I'VE SAID TIME AND AGAIN,
28 I WISH IT WEREN'T, BUT THE JURY DECIDED WHAT IT IS THAT YOU'RE NOT PERMITTED TO SAY AND
YOU CONTINUED TO SAY IT. [sic, "altered his under oath statements"]

MS. KRAMER: THE JURY DOCUMENTS GOT INTO THE JURY ROOM THAT CAUSED THE VERDICT AND
THE FOURTH DISTRICT APPELLATE COURT -- [Omitted from transcript and paraphrased from memory,
"suppressed the evidence of that and much more as they framed me for libel over a writing impacting public
health. People are still dying because of it"]

THE COURT: IT'S OVER. BUT THAT'S OVER. IT CAN'T BE REARGUED HERE.

²² February 10, 2012 Declarations of Kevin Carstens, owner of Sickbuildings 2800 Member Support Group &
Crystal Stuckey, owner of Katy's Exposure Blog <http://freepdfhosting.com/cea5b7ed37.pdf>

1 MS. KRAMER: IF IT'S OVER, THEN, WHY ARE WE HERE, AND I'M BEING GAGGED OF WHAT
2 HAPPENED IN THAT CASE?

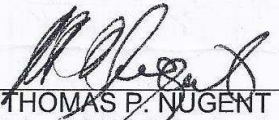
3 4. The Minute Order of March 9, 2012 (See fn 20) provides the direct evidence that this Court
4 incarcerated me for refusing to sign the fraudulent document crafted by Scheuer – not because I
5 violated the Civil Contempt Order under CCP1218(a). In relevant part the Minute Order states,

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

10 5. The April 5, 2012 fraudulent and libelous Sheriff Department Record by this Court to conceal
11 the above evidenced incarceration for refusal of coercion to sign the fraudulent retraction crafted
12 by Scheuer – not for violating the Contempt of Court Order under CCP1218(a), states: (See fn 17):

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

15 Dated: April 5, 2012

16 
17 THOMAS P. NUGENT
18 Judge of the Superior Court

19 6. My coerced signature on March 9, 2012 on the fraudulent document crafted by Scheuer would
20 aid the continuance of criminal actions by this Court because this Court is suppressing the evidence
21 that prior courts, particularly six justices of the Fourth District Division One Appellate Court, framed
22 me for libel in KELMAN & GLOBALTOX v KRAMER to make my accurate writing appear false. They
23 suppressed the evidence that Kelman, co-author of the science fraud in policy for the US Chamber
24 and ACOEM and prolific expert defense witness²³ in toxic torts; did indeed committed perjury²⁴, to
25 establish manufactured reason for my supposed malice. The court suppression of evidence of
26 Kelman's perjury aids the fraud in science, policy and toxic torts to continue to devastate thousands.

27 ²³ January 9, 2007 Wall Street Journal Re: the deceit of Kelman's "science" when marketed into policy:
28 http://drcraner.com/images/suits_over_mold_WSJ.pdf

²⁴ VIDEO of Kelman and of Kramer discussing Kelman's perjury to establish false theme for malice & the
damage done from Kelman's criminal perjury while strategically litigating against public participation.
<http://blip.tv/conflictedsciencemold/3-minute-video-of-perjury-attempted-coercion-into-silence-by-bruce-kelman-2073775>

II
**ON MARCH 14, 2012, THIS COURT STATED "RIGHT" I NO LONGER NEEDED TO
COLLUDE TO DEFRAUD FOR HIM TO RELEASE ME FROM JAIL, YET STILL
"STRONGLY URGED" I SIGN THE FRAUDULENT DOCUMENT CRAFTED BY SCHEUER**

1. On March 14, 2012, this Court had me brought before him and as a "courtesy" to Scheuer, in handcuffs, chains, prison garb, no make-up, unbrushed hair and little sleep for two nights. In relevant part the transcript from March 14, 2012 states: (See fn 8)

THE COURT:.... MORE IMPORTANTLY, **I WOULD REALLY STRONGLY URGE THAT YOU GIVE EVERY CONSIDERATION TO AGREEING TO THAT PROPOSAL THAT COUNSEL MADE,** WHICH SIMPLY SAID "I DID NOT MEAN THAT." I DIDN'T MEAN TO SUGGEST THAT. I'M NOT SAYING YOU HAVE TO DO THAT. I'M NOT. DON'T HEAR THAT FROM ME. BUT YOU DID HEAR THE IMPORTANT THING FROM ME.

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

THE COURT: OKAY. THAT'S NOT A CONDITION OF ANYTHING.

MS. KRAMER: NO, IT ISN'T.

THE COURT: IT WAS AN EXPRESSION OF MY WISH, THAT'S ALL I WAS INTENDING --

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

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

MS. KRAMER: **THIS IS A CRIME.** YOU SHOULD BE ASHAMED OF YOURSELF THAT I'M SITTING HERE LIKE THIS THIS MORNING.

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

MR. SCHEUER: NO, YOUR HONOR.

THE COURT: OKAY. WELL, I APPRECIATE YOU BEING HERE. AND **I HOPE THINGS GO WELL IN THE FUTURE AND BETTER, AND I HOPE WE DON'T HAVE TO REVISIT THE SITUATION.**

III.

ON APRIL 12, 2012 SHAPIRO WITNESSED THIS COURT ACKNOWLEDGE HE UNDERSTANDS HE HAS NO JURISDICTION IN KELMAN V. KRAMER

1. On April 12, 2012, Shapiro witnessed this Court acknowledge understanding that this Court has been unlawfully acting with no jurisdiction in Kelman v. Kramer. Shapiro and approximately nine court watchers witnessed the following exchange between this Court and myself. In relevant parts it states, (See Exhibit 2, fn 11)

MS. KRAMER: FIRST OF ALL, **I WANT TO THANK YOU FOR ALLOWING ME TO MAKE THE INTRODUCTION TO MR. SHAPIRO HERE** WHO I FIND TO BE A VERY DELIGHTFUL PERSON, VERY TRUTHFUL, VERY HONEST, AND **I WANTED TO LET YOU KNOW YOU'RE INCORRECT THAT HE'S DISTURBED AND SOMEONE NOT TO BE AFFILIATED WITH. HE DOES NOT MAKE OBSCENE AND VULGAR STATEMENTS** SUCH AS -FRIVOLOUS -[omitted and paraphrased from memory , "He does not make vulgar and obscene statements that it is 'frivolous' ten judges and justices suppressed the evidence that a plaintiff committed perjury to establish needed reason for malice while strategically litigating over a matter of public health")

MS. KRAMER: **SO ANYWAY, THE REASON I'M HERE BEFORE YOU TODAY IS BECAUSE YOU INCARCERATED ME FOR REFUSING TO SIGN A DOCUMENT, A FRAUDULENT DOCUMENT UNDER PENALTY OF PERJURY. WHEN -- I COULDN'T SIGN IT BECAUSE IT WAS -- YOU WERE ASKING ME TO COMMIT A CRIME.** THEN YOU SUBMITTED A FALSE SHERIFF'S DEPARTMENT RECORD THAT THE REASON YOU INCARCERATED ME WAS BECAUSE I VIOLATED THE CONTEMPT OF COURT ORDER OF JANUARY 19TH UNDER 1218(A), CCP. **THERE'S NO CCP 1218(A) THAT LAWFULLY SAYS SOMEBODY HAS TO COMMIT CRIMINAL PERJURY TO AVOID BEING INCARCERATED. SO NOT ONLY DID YOU UNLAWFULLY INCARCERATE ME, YOU LIBELLED ME ON THE SHERIFF DEPARTMENT RECORD. AND I'D LIKE THAT LIBEL CORRECTED, AND I'D LIKE RESTITUTION FOR BEING UNLAWFULLY INCARCERATED FOR REFUSING TO COMMIT PERJURY. THIS IS A MATTER OF PUBLIC HEALTH. IT'S BILLIONS OF DOLLARS. IT'S THOUSANDS OF LIVES. WHAT YOU ASKED ME TO DO WAS SIGN A RETRACTION THAT I DID NOT BELIEVE MR. KELMAN COMMITTED PERJURY WHEN WE BOTH KNOW IT'S ALL OVER YOUR CASE FILE IN THE PRIOR CASE HE COMMITTED PERJURY TO ESTABLISH REASON FOR MALICE.** SO I'D ALSO LIKE THE \$19,343.95 LIEN AND THE LAST THING IS YOU HAVE A TRIAL STATUS CONFERENCE SCHEDULED FOR TOMORROW, AND I'M NOT GOING TO BE APPEARING AT THAT TRIAL STATUS CONFERENCE BECAUSE **YOU FAILED TO ESTABLISH YOU HAVE JURISDICTION OVER THIS CASE. THE SOLE DOCUMENT THIS CASE IS FOUNDED UPON IS A THREE-PAGE JUDGMENT DOCUMENT FROM THE LAST CASE THAT YOU AND I BOTH KNOW IS FRAUDULENT. IT DOESN'T MATCH WITH THE ABSTRACT THE SAME ATTORNEY RECORDED, IT DOESN'T MATCH WITH THE LIEN THE SAME ATTORNEY RECORDED. THE APPELLATE COURT MADE IT LOOK LIKE I HAD BEEN AWARDED COSTS BY JUDGMENT, BUT YOU AND I BOTH KNOW THAT JUDGE MAAS HAD TO AMEND THAT DOCUMENT AFTER THE APPELLATE COURT WAS FINISHED WITH IT TO ACKNOWLEDGE I WAS A PREVAILING PARTY IN TRIAL. SO YOUR WHOLE CASE IS RELYING UPON A FRAUDULENT JUDGMENT DOCUMENT SUBMITTED TO YOU BY THE OTHER SIDE. YOU'VE BEEN SUPPRESSING THE EVIDENCE THEY COMMITTED PERJURY TO ESTABLISH MALICE. YOU INCARCERATED ME FOR REFUSING TO SIGN A LIE UNDER PENALTY OF PERJURY THAT WOULD AID THIS TO CONTINUE, AND ALL THE WHILE THOUSANDS OF LIVES ARE BEING DEVASTATED.** MY WRITING WAS THE FIRST TO EXPOSE HOWIT BECAME A FRAUD AND POLICY MOLDY BUILDINGS DON'T HARM, AND **YOU AND I BOTH KNOW THE APPELLATE**

1 COURT MADE IT LOOK LIKE I FALSELY ACCUSED MR. KELMAN OF LYING ABOUT BEING
2 PAID TO [sic, author] THE ACOEM MOLD STATEMENT WHEN YOU CAN'T GET AROUND IT.
3 MY WRITING IS ONE-HUNDRED PERCENT ACCURATE. THE MONEY WAS FOR THE U.S.
4 CHAMBER PAPER. SO I WANT THE SHERIFF DEPARTMENT RECORD AMENDED, I WANT
5 RESTITUTION FOR BEING UNLAWFULLY INCARCERATED FOR REFUSING TO COMMIT
6 PERJURY, I WANT THE \$19,000 BACK, THAT THERE'S NO -- **AND I'M NOT SHOWING UP IN**
7 **YOUR COURT TOMORROW. YOU DON'T HAVE JURISDICTION OVER THIS CASE.** SO NOW
8 WHAT DO YOU DO? (*emphasis added*, character assassinate and discredit witnesses to this
9 exchange?)

10 *****

11 MS. KRAMER: NO. MY SHERIFF DEPARTMENT RECORD IS FALSIFIED. YOU SUBMITTED --
12 WHEN YOU PUT IN THERE THAT I VIOLATED CCP1218(A), YOU ATTACHED THE JUDGMENT
13 DOCUMENT, ORDER DOCUMENT OF JANUARY 19TH TO MAKE IT APPEAR THAT I
14 VIOLATED THAT ORDER. BUT IN REALITY, WHAT YOU INCARCERATED ME FOR AND
15 FOUND ME IN CONTEMPT WAS FOR REFUSING TO SIGN A DOCUMENT THAT SAYS, AND I'M
16 QUOTING RIGHT FROM THE [sic, transcript] HERE OF THE 9TH, YOU WANTED ME TO SIGN:
17 "AT OUR LAST HEARING I WAS IMPRESSED WITH THE CHARACTERIZATION OF THE
18 RETRACTION BY SHARON KRAMER, A VERY BRIEF TWO-PAGE DOCUMENT, WHICH WILL
19 BE FILED WITH THE COURT INVITING YOU SIMPLY TO SAY IT WAS NOT YOUR INTENTION
20 IN WRITING A PRESS RELEASE TO STATE OR IMPLY THAT DR. KELMAN HAD COMMITTED
21 PERJURY." IT GOES ON, "I DO NOT BELIEVE THAT DR. KELMAN COMMITTED PERJURY. I
22 APOLOGIZE TO DR. KELMAN AND HIS COLLEAGUES AT VERITOX. I SINCERELY REGRET
23 ANY HARM OR DAMAGE I MAY HAVE CAUSED." **I DIDN'T ACCUSE HIM OF PERJURY IN MY**
24 **WRITING. I SAID HE ALTERED. I MEANT HE WAS. MY SHERIFF'S RECORD IS INCORRECT.**
25 **YOU MADE IT LOOK LIKE I VIOLATED A LAWFUL COURT ORDER WHEN I DID NOT. I**
26 **REFUSED TO SIGN A FRAUDULENT DOCUMENT UNDER PENALTY OF PERJURY. AND**
27 **THAT'S WHY YOU SENT ME TO JAIL.** I WOULD LIKE MY SHERIFF RECORD CORRECTED TO
28 PROPERLY STATE I WAS NOT INCARCERATED BECAUSE I VIOLATED THE CONTEMPT OF
COURT ORDER OF JANUARY 19TH.

THE COURT: OKAY. THANK YOU.

MS. KRAMER: WILL YOU DO THAT?

THE COURT: THIS ISN'T A DEBATE BETWEEN YOU AND I.

MS. KRAMER: WELL, I'M JUST ASKING.

THE COURT: THERE'S NO MORE TO TALK ABOUT.

MS. KRAMER: NO, THERE ISN'T. I'M NOT SHOWING UP IN YOUR COURT TOMORROW. **YOU**
HAVE NO JURISDICTION.

THE COURT: **I UNDERSTAND.**

MS. KRAMER: THANK YOU, YOUR HONOR.

THE COURT: **I UNDERSTAND.**

IV.
ON APRIL 24, 2012 THIS COURT REFUSED TO ANSWER THE DIRECT
YES OR NO QUESTION OF IF IT HAS JURSDICTION IN KELMAN V.
KRAMER, AND THEN PROCEEDED TO SET A NEW CONTEMPT OF
COURT HEARING DATE & TRIAL DATE

1. On April 24, 2012 there were approximately five court watchers in Department 30 to witness this exchange between this Court, Scheuer and myself in which this Court refused to answer the direct "yes" or "no" question of whether this Court has jurisdiction in Kelman v. Kramer. In relevant parts the exchange between this Court, Scheuer and myself states: (See Exhibit 4 fn 13)

THE COURT: KELMAN VERSUS KRAMER.

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

THE COURT: YES, SIR.

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

THE COURT: GOOD MORNING TO BOTH OF YOU. THE APPLICATION BEFORE ME IS BY MR. SCHEUER ON BEHALF OF MR. KELMAN TO CONTINUE THE PRESENTLY SCHEDULED TRIAL DATE TO A DATE THAT IS A TIME WHEN HIS CLIENT CAN PARTICIPATE. SEEMS REASONABLE TO ME. THE PROPOSAL IS TO CONTINUE THE TRIAL THEREFORE TO JUNE 25TH. DO YOU WISH TO RESPOND TO THAT, MRS. KRAMER?

MS. KRAMER: YES, I DO.

THE COURT: PLEASE DO.

MS. KRAMER: OKAY AND **IN THE MATTER OF KELMAN VERSUS KRAMER, ¶37-2010-00061530-CU-DF-NC, DO YOU HAVE JURISDICTION TO HOLD HEARINGS IN THIS CASE, YOUR HONOR?**

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

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

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

MR. SCHEUER: YOUR HONOR, NO, JUST TO MAKE SURE THAT BOTH THE TRIAL AND THE HEARING ON THE ORDER TO SHOW CAUSE RE CONTEMPTBOTH BE CONTINUED TO THE 25TH.

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

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

4 THE COURT: JUNE 22ND, MR. SCHEUER, AND, MS. KRAMER, IS FRIDAY, OUR TRIAL-CALL DAY. THE
5 25TH WOULD BE OF COURSE MONDAY THE TRIAL DATE.

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

7 THE COURT: AND THE HEARING ON THE OSC, EXACTLY. SURE.

8 MR. SCHEUER: OKAY.

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

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

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

14 THE COURT: FINE.

15 MS. KRAMER: THANK YOU, YOUR HONOR.

16 MR. SCHEUER: YOUR HONOR, ONE MORE THING. **I SUBMITTED A REVISED ORDER TO SHOW CAUSE
THAT –**

17 THE COURT: **RIGHT. I'LL BE SIGNING THAT.**

18 MR. SCHEUER: -- **I WILL PERSONALLY SERVE ON MRS. KRAMER.**

19 2. On April 10, 2012, Scheuer submitted a new Contempt of Court complaint under the premise
20 that I had again rewritten the words, "*altered his under oath statements*". Accepted by this Court as a
21 legitimate complaint of contempt, attached were my court filings that provide the direct evidence this
22 Court, with no jurisdiction, incarcerated me for refusing to be coerced into perjury to defraud the
23 public and then gave me a false Sheriff Department record to conceal the unlawful judicial
24 misconduct.²⁵

25
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27
28 ²⁵ April 10, 2012 Kelman's complaint for alleged Contempt of Court <http://freepdfhosting.com/d25bac26e7.pdf>
Exhibits attached to the complaint: <http://freepdfhosting.com/83abfb3864.pdf>

V.
**I WITNESSED COURT THEATRICALS ON APRIL 27, 2012 TO SET THE STAGE TO
DISCREDIT & UNLAWFULLY INCARCERATE SHAPIRO, COURT DOES NOT APPEAR TO
HAVE INTENT TO RECUSE FOR BLATANT BIAS**

1. On April 27, 2012, in SHAPIRO V CITY OF CARLSBAD, when discussing the postponing of a motion ruling because of Shapiro's filing of a request that this Court recuse himself from the case, I witnessed this Court state there was a sheriff detective in the courtroom who the Court had arranged to speak to Shapiro – without discussing why. I heard Shapiro ask why, but heard this Court offer no straight answer.

2. This Court's ambiguous script on April 27, 2012 gave the false impression to the captive audience members --who were unaware of this Court's prior disturbing statements, actions and suppression of evidence witnessed by and experienced by Shapiro -- that Shapiro had done something threateningly unlawful and that the kind, benevolent, wise, old judge was giving Shapiro a second chance to correct the error of his ways – *not* that this Court was threatening retaliation against Shapiro should he pursue the need for this Court to recuse himself from SHAPIRO V CITY OF CARLSBAD in the name of justice.

3. For good cause based on the evidence I possess, this April 27, 2012 theatricals by this Court appeared to me to be staged in furtherance of the false concept that it is Shapiro – not this Court – who is “**disturbed**” and in need of incarceration because it is Shapiro – not this Court – who is an unlawful, physical threat to those involved in litigations in Department 30 of the North San Diego Superior Court, and is a public menace to society and the Constitution of the United States.

4. The reason I was present on April 27, 2012 is because I was delivering a document to this Court titled, “NOTICE TO COURT, ADMINISTRATION OF COURT & SUPERIOR COURT PRESIDING JUDGE THAT SHARON KRAMER REQUIRES MEDICAL TREATMENT RESULTANT FROM UNLAWFUL INCARCERATION, HARASSMENT & LIBELING BY THIS COURT WITH NO PROVEN JURISDICTION”²⁶

²⁶ April 27, 2012, Notice Of Need Of Medical Attention <http://freepdfhosting.com/976a7ad8c6.pdf>

1 5. From what I know first hand of what this Court is capable of doing to conceal judicial
2 misconduct, even inflicting physical harm; the fact that this Court has entangled Shapiro in this web of
3 deceit of the Courts & US Chamber vs. the Constitution and Public Health by stating to me on March
4 9, 2012, "NO MATTER WHAT, YOU DON'T WANT TO SPEND A LOT OF TIME WITH MR. SHAPIRO. HE'S
5 DISTURBED..." and then staged a scripted play before a captive audience on April 27, 2012 to make it
6 appear that Shapiro – not this Court – is the threat and menace to society; the perverse situation
7 causes me great concern for Shapiro's future safety by the hand of this Court, should this
8 Court keep jurisdiction in the matters of SHAPIRO v. CITY OF CARLSBAD and SHAPIRO v.
9 SHAPIRO.

10 6. I am aware that under Code of Civil Procedure 170.1(a) (6) (A) (iii) "A judge shall be
11 disqualified if any one or more of the following are true: A person aware of the facts might
12 reasonably entertain a doubt that the judge would be able to be impartial".

13 For all the above stated reasons plus the CITY OF CARLSBAD attorneys on May 1, 2012
14 attempting to promote in the federal case that Shapiro is a disturbed threats; I am well aware of facts
15 that entertain beyond a reasonable doubt that Judge Thomas P. Nugent will not be able to be
16 impartial and unbiased in the best interest of justice and all parties to the litigations should he keep
17 jurisdiction of SHAPIRO v. CITY OF CARLSBAD and SHAPIRO v. SHAPIRO. For good cause, I
18 feel certain this Court will do everything possible to discredit and harass Mr. Richard Shapiro
19 should this Court keep jurisdiction of these two cases.

20 I declare under penalty of perjury under the laws of the State of California, that the foregoing is
21 true and correct, and as to matters stated on information and belief, I believe those matters to be true
22 with the evidence found extensively in this Court's case files and that this document was executed
23 this 4th day of May, 2012, at Escondido, California.

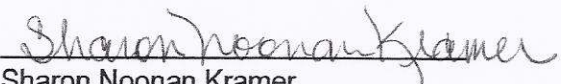
24
25 
26 Sharon Noonan Kramer
27
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Exhibit
1

!

**BACKGROUND OF THE SAGA OF BRUCE KELMAN, SHARON KRAMER & THE
COMPROMISED COURTS**

1. Bruce "Kelman" is the author of a scientific fraud that was legitimized as public health and workers comp policy by the American College of Occupational and Environmental Medicine "ACOEM" in 2002. He and his business partner, Bryan "Hardin", in the corporation of Veritox, Inc., formerly known as GlobalTox, Inc. applied math extrapolations to a single rodent study and professed they had scientifically proven, based solely on their calculations, that no one could be exposed to enough of the toxins of mold that are found in water damaged buildings to be made ill from the exposure. Their conclusion has never been duplicated and their methodology used to claim proof of lack of causation of illness has been discredited many times over.

2. Regardless of scant scientific foundation, in 2003, the Manhattan Institute think-tank paid Kelman and Hardin to spin the deceit further for the US Chamber of Commerce. Kelman comes to the mold issue from Big Tobacco, Hardin from the CDC. This time the two PhDs with no research background in mold, professed their extrapolations scientifically proved that all claims of illness from "toxic mold" were only being made because of "trial lawyers, media and Junk Science". Kelman admits under oath that they were paid to write that statement specifically so the US Chamber could share it with judges.

3. I have a degree in marketing. In March of 2005 I was the first to publicly write of how the science fraud being mass marketed into public health policy is used to mislead US courts and of the devastation this deception has caused to many. I wrote of how Kelman "*altered his under oath statements*" when obfuscating to hide the connection of himself, his company, ACOEM, the US Chamber and a US Congressman from California in mass marketing the fraud and when forced to discuss the two papers together in front of a jury. ACOEM's is held out as being unbiased science of an esteemed medical association. The other claiming scientific proof that trial lawyers and the media cause people to get sick and sometimes die from contaminants in water damaged buildings does not bode well for the unbiased science claim of ACOEM. They did not want it to come to public light that ACOEM's Mold Statement is neither unbiased nor science.

4. Kelman and Veritox sued me for the words, "*altered his under oath statements*" claiming it was a maliciously false accusation that Kelman had committed perjury. The Appellate Court, twice, made it appear in their opinions that I had falsely accused Kelman of getting caught on a witness stand lying about being paid to author the ACOEM Mold Statement. My writing accurately states he was paid to author the US Chamber's Mold Position Statement. In seven years time, no one can even state what I supposedly accused Kelman of committing perjury of with the use of my phrase, "*altered his under oath statements*"; and THAT and the deceit surrounding the matter and the continued adverse impact on the public because of it, is why I am being gagged from writing those words and being harassed by compromised courts and Kelman to try to silence and discredit me.

5. As this Court is well aware, they suppressed the evidence that Kelman committed perjury to establish a manufactured theme for my malice and his attorney repeatedly suborned it. I prevailed over Veritox in trial, but the judgment on record did not reflect this – another fact concealed by the appellate justices and this Court. A juror submitted an affidavit stating hearsay documents not discussed in trial, somehow got into the jury room and caused a verdict for Kelman. The abstract of judgment and lien on my property differ greatly from the sole foundation judgment on record in Kelman v. Kramer; with the abstract, lien and conflicting judgment being submitted by the same attorney, Scheuer. The lower court had to amend the judgment as late as October 28, 2011 – long after the fraudulent appellate opinion and falsified remittitur issued with the IT record made to match the fraudulent judgment that was on record. **This Court is well aware of the fraud it is aiding to continue.**

6. In other words, the courts framed the defendant for libel as they suppressed the evidence the plaintiff committed perjury, while knowing they were aiding a massive fraud to continue in US public health policy and US courts. Many court documents and computer entries were falsified and altered along the way, including but not limited to the judgment document from the case and the appellate remittitur.

7. In a second case that is founded solely upon the fraudulent judgment document and the fraudulent remittitur from the first case; this Court, Kelman & Scheuer tried to gag me and others¹ from writing the words for which I was framed, "*altered his under oath statements*", thereby making it impossible to write of what occurred at the hands of the compromised courts in the prior case that is continuing the defrauding of the public.


8. When I and others refused to be silenced, on March 9, 2012, this Court sentenced me to jail for refusing to be coerced to sign a fraudulent document under penalty of perjury which would have absolved all the wrong doing and that states,

It was not my intention in writing the press release to state or imply that Dr. Kelman had committed perjury. I do not believe that Dr. Kelman committed perjury. I apologize to Dr. Kelman and his colleagues at Veritox , Inc. for all the statements that I have made that state 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..."

9. Then, after I was unlawfully incarcerated and thus unlawfully strip searched and made ill from my stay in a communal setting with a high risk for disease segment of the population – tweakers, prostitutes and heroine addicts - this Court falsified my Sheriff Department record and libeled me, on April 5, 2012, to conceal what he had done and continues to do to me in an effort to character assassinate, defraud the public and conceal rampant corruption in the judicial branch occurring in San Diego. Latest libel (of which I am aware):

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

10. I was not incarcerated for violating the contempt of court order of January 19, 2012 under CCP1218(a). This Court was aware I could not comply with that order and thus under CCP1219(a), he could not incarcerate me for not doing something that was not in my power to do. I was

incarcerated for refusing to sign the fraudulent document under penalty of perjury that was submitted to this Court on February 10, 2012, by Kelman's attorney, Scheuer. There is no such animal as a CCP1218(a) that requires a person to commit criminal perjury or be incarcerated by a court.

11. I am unable to appeal because it is the appellate court justices (six of them) and their clerk who I can and have publicly evidenced have been literally criminal in their actions under several government codes and penal codes. For placing this evidence of this on the Internet on September 13, 2011, this Court found me in contempt, ultimately unlawfully incarcerated me for refusing to be coerced into the defrauding to avoid incarceration; and gave me a false, libelous and character assassinating Sheriff Department record that I was incarcerated for civil contempt of court.

12. I am published in medical journals regarding Kelman et al., conflicts of interest over the mold issue. I am frequently cited for news articles and radio interviews over the matter. I am widely recognized as the catalyst who caused a Federal Government Accountability Office Report which states these illnesses are indeed plausibly occurring.

13. In other words, while practicing politics from the bench, the courts backed the wrong horse when they should not have been betting at all. Now, by hook or by crook, they are desperately trying to conceal their collective unlawful misconduct by piling on more unlawful misconduct. Unfortunately, because this has continued for so long, there are MANY unclean hands along the way who have turned a blind eye to the deceit to the point that several attorneys are afraid to speak of what they know of Kelman v. Kramer for fear of judicial retribution coming from the highest levels of the California judicial branch and/or State Bar.

14. Regardless, all I have to do is keep stating and providing the direct evidence of the truth until some California or Federal government agency decides to do their job and jumps in here to stop is calamity.

15. At this point in time in the continuing saga, it is this Court who is evidenced to be so Machiavellian, well insulated, and obviously emotionally void of feeling for the devastation he causes to people's lives that he would feel safe enough to state to me, "NO MATTER WHAT, YOU

DON'T WANT TO SPEND A LOT OF TIME WITH MR. SHAPIRO. HE'S DISTURBED..."on the same day he sent me to jail for refusing to commit criminal perjury to defraud the public – then falsified my Sheriff Department record to conceal what he is doing.

16. Recent events and an established pattern indicate to me that this Court is intending to take similar action against Shapiro. This makes one question how long this Court has been getting away with this type of unlawful, judicial misconduct and how many other people have had their lives devastated by a judiciary in a judicial system who seems to forget there is something called the Constitution of the United States that they have taken an oath to uphold.

Exhibit

2

1 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 IN AND FOR THE COUNTY OF SAN DIEGO
3 DEPARTMENT 30 HON. THOMAS P. NUGENT

4
5 _____
6 BRUCE J. KELMAN,)
7 PLAINTIFF,)
8 VS.)
9 SHARON KRAMER,)
 DEFENDANT.)
10 _____

CASE NO.
37-2010-61530-CU-DF-NC

11 [REPORTER'S TRANSCRIPT
12 APRIL 12, 2012
13]

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

1 VISTA, CALIFORNIA, THURSDAY, 4-12-2012; 9:30 A.M.

2 -000-

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

4 THE COURT: THEN I THINK OUR FINAL MATTER IS
5 KELMAN VERSUS KRAMER.

6 MS. KRAMER: GOOD MORNING, JUDGE NUGENT. SHARON
7 KRAMER PRO PER.

8 THE COURT: YES, MA'AM.

9 MS. KRAMER: DO I LOOK A LITTLE DIFFERENT?

10 THE COURT: LONGER HAIR.

09:58AM

11 MS. KRAMER: NO HANDCUFFS, NO JAIL GARB, NO
12 CHAINS.

13 THE COURT: WOULD YOU RATHER HAVE THAT?

14 MS. KRAMER: NO, I WOULDN'T WANT TO HAVE THAT.

15 THE COURT: I DIDN'T THINK SO.

16 MS. KRAMER: FIRST OF ALL, I WANT TO THANK YOU
17 FOR ALLOWING ME TO MAKE THE INTRODUCTION TO
18 MR. SHAPIRO HERE WHO I FIND TO BE A VERY DELIGHTFUL
19 PERSON, VERY TRUTHFUL, VERY HONEST, AND I WANTED TO
20 LET YOU KNOW YOU'RE INCORRECT THAT HE'S DISTURBED
21 AND SOMEONE NOT TO BE AFFILIATED WITH. HE DOES NOT
22 MAKE OBSCENE AND VULGAR STATEMENTS SUCH AS
23 FRIVOLOUS --

09:59AM

24 [OVERLAPPING SPEECH.]

25 THE COURT: MS. KRAMER, I WANT YOU TO LIMIT YOUR
26 DISCUSSIONS. NO, YOU'RE NOT GOING TO TALK ABOUT
27 ANYTHING OTHER THAN YOUR CASE.

28 MS. KRAMER: OKAY, WELL, HE MAKES NO VULGAR

1 STATEMENTS THAT ARE --

2 THE COURT: GET BACK TO YOUR CASE OR WE'LL END
3 IT NOW.

4 [OVERLAPPING SPEECH.]

5 MS. KRAMER: SO ANYWAY, THE REASON I'M HERE
6 BEFORE YOU TODAY IS BECAUSE YOU INCARCERATED ME FOR
7 REFUSING TO SIGN A DOCUMENT, A FRAUDULENT DOCUMENT
8 UNDER PENALTY OF PERJURY. WHEN -- I COULDN'T SIGN
9 IT BECAUSE IT WAS -- YOU WERE ASKING ME TO COMMIT A
10 CRIME.

10:00AM

11 THEN YOU SUBMITTED A FALSE SHERIFF'S
12 DEPARTMENT RECORD THAT THE REASON YOU INCARCERATED
13 ME WAS BECAUSE I VIOLATED THE CONTEMPT OF COURT
14 ORDER OF JANUARY 19TH UNDER 1218(A), CCP. THERE'S
15 NO CCP 1218(A) THAT LAWFULLY SAYS SOMEBODY HAS TO
16 COMMIT CRIMINAL PERJURY TO AVOID BEING INCARCERATED.

17 SO NOT ONLY DID YOU UNLAWFULLY INCARCERATE
18 ME, YOU LIBELLED ME ON THE SHERIFF DEPARTMENT
19 RECORD. AND I'D LIKE THAT LIBEL CORRECTED, AND I'D
20 LIKE RESTITUTION FOR BEING UNLAWFULLY INCARCERATED

10:00AM

21 FOR REFUSING TO COMMIT PERJURY. THIS IS A MATTER OF
22 PUBLIC HEALTH. IT'S BILLIONS OF DOLLARS. IT'S
23 THOUSANDS OF LIVES. WHAT YOU ASKED ME TO DO WAS
24 SIGN A RETRACTION THAT I DID NOT BELIEVE MR. KELMAN
25 COMMITTED PERJURY WHEN WE BOTH KNOW IT'S ALL OVER
26 YOUR CASE FILE IN THE PRIOR CASE HE COMMITTED
27 PERJURY TO ESTABLISH REASON FOR MALICE.

28 SO I'D ALSO LIKE THE \$19,343.95 LIEN

1 REMOVED FROM MY PROPERTY THAT YOU GAVE NO
2 EXPLANATION AS TO WHY YOU PLACED THAT LIEN ON MY
3 PROPERTY. THERE WAS NO TENTATIVE RULING ISSUED, YET
4 THE CCMS, THE CASE FILE STATES THERE WAS. YOU GAVE
5 NO JUSTIFICATION FOR REWARDING THAT COST IN WRITING
6 OR VERBALLY.

7 AND THE LAST THING IS YOU HAVE A TRIAL
8 STATUS CONFERENCE SCHEDULED FOR TOMORROW, AND I'M
9 NOT GOING TO BE APPEARING AT THAT TRIAL STATUS
10 CONFERENCE BECAUSE YOU FAILED TO ESTABLISH YOU HAVE 10:01AM
11 JURISDICTION OVER THIS CASE. THE SOLE DOCUMENT THIS
12 CASE IS FOUNDED UPON IS A THREE-PAGE JUDGMENT
13 DOCUMENT FROM THE LAST CASE THAT YOU AND I BOTH KNOW
14 IS FRAUDULENT. IT DOESN'T MATCH WITH THE ABSTRACT
15 THE SAME ATTORNEY RECORDED, IT DOESN'T MATCH WITH
16 THE LIEN THE SAME ATTORNEY RECORDED. THE APPELLATE
17 COURT MADE IT LOOK LIKE I HAD BEEN AWARDED COSTS BY
18 JUDGMENT, BUT YOU AND I BOTH KNOW THAT JUDGE MAAS
19 HAD TO AMEND THAT DOCUMENT AFTER THE APPELLATE COURT
20 WAS FINISHED WITH IT TO ACKNOWLEDGE I WAS A 10:02AM
21 PREVAILING PARTY IN TRIAL.

22 SO YOUR WHOLE CASE IS RELYING UPON A
23 FRAUDULENT JUDGMENT DOCUMENT SUBMITTED TO YOU BY THE
24 OTHER SIDE. YOU'VE BEEN SUPPRESSING THE EVIDENCE
25 THEY COMMITTED PERJURY TO ESTABLISH MALICE. YOU
26 INCARCERATED ME FOR REFUSING TO RESIGN A LIE UNDER
27 PENALTY OF PERJURY THAT WOULD AID THIS TO CONTINUE,
28 AND ALL THE WHILE THOUSANDS OF LIVES ARE BEING

1 DEVASTATED. MY WRITING WAS THE FIRST TO EXPOSE HOW
2 IT BECAME A FRAUD AND POLICY MOLDY BUILDINGS DON'T
3 HARM, AND YOU AND I BOTH KNOW THE APPELLATE COURT
4 MADE IT LOOK LIKE I FALSELY ACCUSED MR. KELMAN OF
5 LYING ABOUT BEING PAID TO ~~OFF~~ AUTHOR IN THE ACOM MOLD
6 STATEMENT WHEN YOU CAN'T GET AROUND IT. MY WRITING
7 IS ONE-HUNDRED PERCENT ACCURATE. THE MONEY WAS FOR
8 THE U.S. CHAMBER PAPER.

9 SO I WANT THE SHERIFF DEPARTMENT RECORD
10 AMENDED, I WANT RESTITUTION FOR BEING UNLAWFULLY 10:03AM
11 INCARCERATED FOR REFUSING TO COMMIT PERJURY, I WANT
12 THE \$19,000 BACK, THAT THERE'S NO -- AND I'M NOT
13 SHOWING UP IN YOUR COURT TOMORROW. YOU DON'T HAVE
14 JURISDICTION OVER THIS CASE.

15 SO NOW WHAT DO YOU DO?
16 THE COURT: I DON'T, OTHER THAN TO TELL YOU THAT
17 I'VE DONE EVERYTHING THAT I CAN THINK OF TO CORRECT
18 THE SHERIFF'S RECORDS, AND I THINK YOU GOT COPIES OF
19 MY RULINGS OR ORDERS IN THAT REGARD.

20 THE OTHER APPLICATIONS YOU MAKE ARE NOT 10:03AM
21 UNDER ANY CIRCUMSTANCES THE SUBJECT OF AN EX-PARTE
22 PROCEEDING, AND FOR THAT REASON ALONE WOULD BE
23 DENIED, AS I'VE TRIED TO TELL YOU TIME AND AGAIN.

24 THERE ARE MATTERS THAT CAN COME TO MY
25 ATTENTION IF THEY'RE DEALT WITH PROPERLY AND THAT
26 WOULD BE BY WAY OF NOTICED MOTION. SO YOU'RE
27 SEEKING REALLY TO HAVE, IT SOUNDS LIKE, A
28 RECONSIDERATION OF THOSE RULINGS THAT WERE

1 PREVIOUSLY MADE. THERE IS SUCH A MOTION, IT'S
2 CALLED A MOTION FOR RECONSIDERATION. IT'S DONE BY
3 NOTICE, IT'S DONE BY PLEADINGS. THE OTHER SIDE HAS
4 A CHANCE TO READ THE POSITION YOU TAKE AND THEN
5 RESPOND. JUST LIKE ANY OTHER MOTION. SO I DON'T
6 INVITE IT, I DON'T SUGGEST IT, BUT I DON'T DENY YOU
7 THE RIGHT TO DO IT.

8 MS. KRAMER: NO. MY SHERIFF DEPARTMENT RECORD
9 IS FALSIFIED. YOU SUBMITTED -- WHEN YOU PUT IN
10 THERE THAT I VIOLATED CCP1218(A), YOU ATTACHED THE 10:04AM
11 JUDGMENT DOCUMENT, ORDER DOCUMENT OF JANUARY 19TH TO
12 MAKE IT APPEAR THAT I VIOLATED THAT ORDER. BUT IN
13 REALITY, WHAT YOU INCARCERATED ME FOR AND FOUND ME
14 IN CONTEMPT WAS FOR REFUSING TO SIGN A DOCUMENT THAT
15 SAYS, AND I'M QUOTING RIGHT FROM THE MINUTE ORDER
16 HERE OF THE 9TH, YOU WANTED ME TO SIGN: "AT OUR
17 LAST HEARING I WAS IMPRESSED WITH THE CHARACTERIZATION
18 OF THE RETRACTION BY SHARON KRAMER, A VERY BRIEF
19 TWO-PAGE DOCUMENT, WHICH WILL BE FILED WITH THE
20 COURT INVITING YOU SIMPLY TO SAY IT WAS NOT YOUR 10:05AM
21 INTENTION IN WRITING A PRESS RELEASE TO STATE OR
22 IMPLY THAT DR. KELMAN HAD COMMITTED PERJURY." IT
23 GOES ON, "I DO NOT BELIEVE THAT DR. KELMAN COMMITTED
24 PERJURY. I APOLOGIZE TO DR. KELMAN AND HIS
25 COLLEAGUES AT VIRITOX. I SINCERELY REGRET ANY HARM
26 OR DAMAGE I MAY HAVE CAUSED."

27 I DIDN'T ACCUSE HIM OF PERJURY IN MY
28 WRITING. I SAID HE ALTERED. I MEANT HE WAS

1 FLIP-FLOPPING, OBFUSCATING. BUT MR. KELMAN DID
2 COMMIT PERJURY TO ESTABLISH MALICE IN THE PRIOR
3 CASE. AND WHAT YOU WERE ASKING ME TO SIGN WAS A
4 DOCUMENT SAYING HE DID NOT COMMIT PERJURY IN THE
5 PRIOR CASE, WHEN WE BOTH KNOW WHAT HE DID, AND ALL
6 COURTS SUPPRESSED THE EVIDENCE OF IT.

7 MY SHERIFF'S RECORD IS INCORRECT. YOU MADE
8 IT LOOK LIKE I VIOLATED A LAWFUL COURT ORDER WHEN I
9 DID NOT. I REFUSED TO SIGN A FRAUDULENT DOCUMENT
10 UNDER PENALTY OF PERJURY. AND THAT'S WHY YOU SENT 10:06AM
11 ME TO JAIL. I WOULD LIKE MY SHERIFF RECORD
12 CORRECTED TO PROPERLY STATE I WAS NOT INCARCERATED
13 BECAUSE I VIOLATED THE CONTEMPT OF COURT ORDER OF
14 JANUARY 19TH.

15 THE COURT: OKAY. THANK YOU.

16 MS. KRAMER: WILL YOU DO THAT?

17 THE COURT: THIS ISN'T A DEBATE BETWEEN YOU AND
18 I.

19 MS. KRAMER: WELL, I'M JUST ASKING.

20 THE COURT: THERE'S NO MORE TO TALK ABOUT. 10:06AM

21 MS. KRAMER: NO, THERE ISN'T. I'M NOT SHOWING
22 UP IN YOUR COURT TOMORROW. YOU HAVE NO
23 JURISDICTION.

24 THE COURT: I UNDERSTAND.

25 MS. KRAMER: THANK YOU, YOUR HONOR.

26 THE COURT: I UNDERSTAND.

27 (PROCEEDINGS ADJOURNED.)

28 * * *

1 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 IN AND FOR THE COUNTY OF SAN DIEGO
3 DEPARTMENT 30 HON. THOMAS P. NUGENT

4
5 BRUCE J. KELMAN,)
6 PLAINTIFF,)
7 VS.)
8 SHARON KRAMER,)
9 DEFENDANT.)
10

CASE NO.
37-2010-61530-CU-DF-NC

11 *REPORTER'S TRANSCRIPT*
12 *APRIL 24, 2012*
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27 LESLIE G. MAST, CSR NO. 3363
28 OFFICIAL REPORTER
 SAN DIEGO SUPERIOR COURT

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

2 -000-

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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Exhibit

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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.)	CASE NO.
)	37-2010-61530-CU-DF-NC
SHARON KRAMER,)	
)	
DEFENDANT.)	

REPORTER'S TRANSCRIPT
MARCH 9, 2012

1 VISTA, CALIFORNIA, FRIDAY, 3-9-2012; 1:30 P.M.

2 -000-

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

4 THE COURT: LET'S HEAR KELMAN VERSUS KRAMER.

5 APPEARANCE, PLEASE.

6 MR. SCHEUER: AFTERNOON, YOUR HONOR. KEITH
7 SCHEUER FOR PLAINTIFF.

8 MS. KRAMER: SHARON KRAMER PRO PER.

9 THE COURT: YES, MA'AM. WELL, HERE WE ARE. WE
10 HAVE TRAVELED QUITE A ROAD. I THINK THERE'S NO NEED 01:55PM
11 TO GO INTO IT AND I WON'T GO INTO DETAIL ON IT.
12 THERE WAS A JURY VERDICT WHICH INFORMED MS. KRAMER
13 THAT IT WAS DEFAMOUS FOR YOU TO SAY WORDS AS
14 FOLLOWS: "DR. KELMAN ALTERED HIS UNDER OATH
15 STATEMENTS ON THE WITNESS STAND WHILE HE TESTIFIED
16 IN AN OREGON LAWSUIT."

17 THAT LED TO AN APPEAL, WHICH AFFIRMED THE
18 RULINGS. THAT THEN LED TO THIS LAWSUIT WHICH SOUGHT
19 THE COURT'S INDULGENCE AND INTERVENTION TO ENJOIN
20 YOU FROM MAKING THOSE STATEMENTS CONTINUOUSLY, AND 01:55PM
21 THAT INJUNCTION WAS GRANTED AS THE LAW REQUIRES, ALL
22 OF THE TIME WITH THE COURT INVITING SOME APPROACH
23 OTHER THAN A CONTINUED FLAUNTING OF THE JURY
24 VERDICT'S FINDING. THAT DIDN'T HAPPEN.

25 YOU CONTINUED TO MAKE THOSE STATEMENTS, AND
26 I BELIEVE YOU CONTINUE TO DO SO IN THE FACE OF WHAT
27 THIS COURT FOUND UNAVOIDABLE, AND THAT WAS THE ONLY
28 REMEDY THAT WAS LEFT, AND THAT WAS TO FIND THAT YOU

1 WERE IN CONTEMPT OF THE COURT'S ORDER TO CEASE AND
2 DESIST FROM MAKING THAT STATEMENT.

3 I THEN SENTENCED YOU AS YOU KNOW TO FIVE
4 DAYS BECAUSE I DIDN'T KNOW OF ANYTHING ELSE I COULD
5 DO. JUST DIDN'T. STILL DON'T.

6 AND AT OUR LAST HEARING I WAS IMPRESSED
7 WITH WHAT IS CHARACTERIZED AS A RETRACTION BY SHARON
8 KRAMER, A VERY BRIEF TWO-PAGE DOCUMENT, WHICH WILL
9 BE FILED WITH THE COURT, INVITING YOU TO SIMPLY SAY
10 IT WAS NOT YOUR INTENTION IN WRITING THE PRESS 01:57PM
11 RELEASE TO STATE OR IMPLY THAT DR. KELMAN HAD
12 COMMITTED PERJURY.

13 IT GOES ON "I DO NOT BELIEVE THAT DR.
14 KELMAN COMMITTED PERJURY. I APOLOGIZE TO DR. KELMAN
15 AND HIS COLLEAGUES AT VERITOX, INC. FOR ALL
16 STATEMENTS THAT I HAVE MADE THAT STATED OR IMPLIED
17 OTHERWISE. I SINCERELY REGRET ANY HARM OR DAMAGE
18 THAT I MAY HAVE CAUSED."

19 ALL THAT WAS NECESSARY WAS FOR YOU TO AGREE
20 TO THAT AND WE WOULDN'T BE HERE TODAY. BUT YOU 01:57PM

21 CHOSE NOT TO, AND THAT'S YOUR RIGHT, CERTAINLY YOUR
22 RIGHT, BUT YOU LEAVE ME WITH ABSOLUTELY NO
23 ALTERNATIVE, AND I THINK YOU KNOW THAT; AND SO
24 THEREFORE, I WILL BE REMANDING YOU TO THE CUSTODY OF
25 THE SHERIFF FOR FIVE DAYS TODAY.

26 AND YES, THE ANSWER IS YES, YOU MAY BE
27 HEARD. I DON'T WANT YOU TO STOP MS. KRAMER FROM
28 SPEAKING.

1 MS. KRAMER: YOUR HONOR, YOU'RE SKIPPING A KEY
2 POINT IN ALL OF THIS. I NEVER ACCUSED MR. KELMAN OF
3 COMMITTING PERJURY. MY WRITING IS 100 PERCENT
4 CORRECT. MR. SCHEUER AND THE COURTS MADE IT LOOK
5 LIKE MY WRITING FALSELY ACCUSED HIM OF LYING ABOUT
6 TAKING MONEY FOR THE ACOEM MOLD STATEMENT. MY
7 WRITING ACCURATELY STATES THE MONEY WAS FOR THE US
8 CHAMBER OF COMMERCE.

9 THE COURT: WE'RE NOT TALKING ABOUT THE MONEY.
10 WE'RE TALKING ABOUT THE STATEMENT I READ TO YOU 01:58PM
11 "ALTERED HIS STATEMENT UNDER OATH."

12 MS. KRAMER: RIGHT. AND THE COURT MADE IT LOOK
13 LIKE I COMMITTED PERJURY. I WAS TRYING TO THINK OF
14 AN ANALOGY I CAN EXPLAIN THIS TO YOU WHY I CAN'T
15 SIGN THAT DOCUMENT. THEY WANT ME TO SAY I'M SORRY,
16 I DIDN'T ACCUSE HIM OF PERJURY.

17 THAT WOULD BE LIKE IF MR. SCHEUER ROBBED A
18 BANK AND SOMEBODY SAID TO YOU, OKAY, NOW YOU HAVE TO
19 SIGN A PIECE OF PAPER SAYING YOU DIDN'T ROB A BANK
20 OR YOU'RE GOING TO JAIL. AND THAT'S WHY -- THAT'S 01:59PM
21 WHAT YOU'VE DONE TO ME BECAUSE I DIDN'T ACCUSE HIM
22 OF PERJURY, THEY FRAMED ME FOR IT. MR. SCHEUER,
23 WHAT HAPPENED WAS --

24 THE COURT: YOU DON'T BELIEVE THAT HE COMMITTED
25 PERJURY?

26 MS. KRAMER: I THINK THAT HE ALTERED HIS UNDER
27 OATH STATEMENTS, WHICH IS WHAT I'VE SAID ALL ALONG.
28 HE WAS FLIP-FLOPPING BACK AND FORTH.

1 THE COURT: OKAY. BUT I --

2 MS. KRAMER: MR. SCHEUER MADE IT LOOK LIKE --

3 THE COURT: I JUST WANT TO BE CLEAR. I'M NOT
4 GOING TO STOP YOU. AND YOU CONTINUE TO TAKE THE
5 POSITION THAT YOU BELIEVE HE ALTERED HIS STATEMENT
6 UNDER OATH --

7 MS. KRAMER: HE DID.

8 THE COURT: -- AND THAT YOU HAVE THE RIGHT TO
9 SAY THAT.

10 MS. KRAMER: BECAUSE THE COURTS MADE IT LOOK
11 LIKE MY PHRASE ALTERED WAS A FALSE ACCUSATION OF
12 PERJURY.

01:59PM

13 THE COURT: THAT'S JUST WHAT THE JURY FOUND.
14 THE JURY SAID YOU CAN'T DO THAT.

15 MS. KRAMER: THE DOCUMENTS GOT INTO THE JURY
16 ROOM. THE JURY INSTRUCTIONS WERE SPECIAL
17 INSTRUCTIONS.

18 THE OTHER THING I HAVE FOR TODAY, I CAN
19 TELL YOU DON'T WANT TO DISCUSS THIS ASPECT --

20 THE COURT: I DON'T WANT TO DISCUSS IT, BUT I
21 JUST WANT TO BE SURE YOU UNDERSTAND, AND I THINK YOU
22 DO.

01:59PM

23 MS. KRAMER: I DO UNDERSTAND COMPLETELY, YOUR
24 HONOR. YOU'RE ASKING ME TO APOLOGIZE FOR BEING
25 FRAMED FOR LIBEL AND SPENDING SEVEN YEARS DEFENDING
26 THE TRUTH OF MY WORDS. THIS MAN IS THE ONE WHO MADE
27 IT LOOK LIKE I ACCUSED MR. KELMAN OF COMMITTING
28 PERJURY IN HIS BRIEFS. WHAT HE DID WAS HE TOOK THE

1 WORDS OF KELLY VANCE, THE ATTORNEY WHO WAS
2 QUESTIONING KELMAN ON THE STAND, AND VANCE WASN'T
3 REAL CLEAR ABOUT THE MONEY FROM THE CHAMBER OR NOT.
4 SO THIS IS WHAT MR. SCHEUER HERE WROTE REPEATEDLY IN
5 HIS BRIEFS. RESPONDENTS BRIEF -- AND THIS IS ON THE
6 APPELLATE LEVEL THE SECOND TIME DESCRIBING
7 MR. VANCE'S ACTIONS.

8 DURING THE HAYNES TRIAL, THE HAYNES
9 COUNSEL, CALVIN KELLY VANCE, INSINUATED THAT
10 DR. KELMAN HAD ACCEPTED MONEY FROM THE MANHATTAN 02:00PM
11 INSTITUTE, AND IN RETURN HAD SKEWED THE CONTENT OF
12 THE ACOEM SCIENTIFIC STUDY. SO THEN HE TOOK IT AND
13 HE FLIPPED THAT TO MY WRITING AND SAID, IN HER PRESS
14 RELEASE, APPELLATE STATES UPON VIEWING DOCUMENTS
15 PRESENTED BY THE HAYNES ATTORNEY OF KELMAN'S PRIOR
16 TESTIMONY IN THE CASE IN ARIZONA, DR. KELMAN ALTERED
17 HIS UNDER OATH STATEMENTS ON THE WITNESS STAND. HE
18 ADMITTED THE MANHATTAN INSTITUTE, A NATIONAL
19 POLITICAL THINK TANK, PAID GLOBALTOX \$40,000 TO
20 WRITE A POSITION PAPER. 02:01PM

21 OKAY, HE STOPS THERE AND LEAVES OUT THE
22 PART, WHERE I SAY "YEAH, PAID HIM TO AUTHOR A
23 POSITION PAPER FOR THE US CHAMBER OF COMMERCE. THIS
24 MAN MADE IT LOOK LIKE I ACCUSED MR. KELMAN OF
25 PERJURY.

26 AND THEN THE APPELLATE COURT ACTUALLY WROTE
27 IT IN THEIR'S THAT DR. KELMAN DID NOT --
28 DR. KELMAN DID NOT DENY BEING PAID FOR THE MANHATTAN

1 INSTITUTE -- BY THE MANHATTAN INSTITUTE. HE ONLY
2 DENIED BEING PAID FOR IT TO WRITE THE ACOEM PAPER.

3 THAT'S EXACTLY WHAT MY WRITING SAID. HE
4 WAS PAID BY THE MANHATTAN INSTITUTE TO WRITE THE US
5 CHAMBER OF COMMERCE PAPER. THE ACOEM PAPER WAS JUST
6 A VERSION.

7 SO I'M NOT THE ONE THAT ACCUSED MR. KELMAN
8 OF PERJURY. MR. SCHEUER HERE IS THE ONE FOR SEVEN
9 YEARS WHO CRAFTED THE THING TO MAKE IT LOOK LIKE I'D
10 ACCUSED HIS CLIENT OF THAT, AND THE REASON BEING IS, 02:02PM
11 SEVEN YEARS AGO TODAY, THE VERY DAY, I WAS THE FIRST
12 PERSON TO PUBLICALLY WRITE OF HOW IT BECAME A FALSE
13 CONCEPT IN US PUBLIC HEALTH POLICY THAT MOLDY
14 BUILDINGS DON'T HARM. I NAMED THE NAMES OF THOSE IN
15 BOLD: US CHAMBER OF COMMERCE, HIS CLIENT, ACOEM,
16 CONGRESSMAN GARY MILLER, THE MANHATTAN INSTITUTE
17 THINK TANK.

18 I'VE SAVED THOUSANDS OF LIVES FROM THIS
19 PAPER. I'LL ALWAYS BE PROUD OF THIS PAPER YOU'RE
20 GOING TO PUT ME IN JAIL FOR. IT WAS THE CATALYST 02:02PM
21 THAT CAUSED CHANGE. BECAUSE I HAVE TO AGREE TO
22 MARKETING, I BROUGHT IT TO LIGHT HOW THIS FALSE
23 CONCEPT MARKETED INTO POLICY WAS HARMING SO MANY
24 PEOPLE. FROM THEIR THE WALL STREET JOURNAL WENT ON
25 AND WROTE ABOUT IT. FROM THERE I WAS ABLE TO GET A
26 FEDERAL GOVERNMENT ACCOUNTABILITY OFFICE AUDIT THAT
27 KNOCKED HIS CLIENTS RIGHT OUT OF FEDERAL POLICY.
28 HIS CLIENT TELLS IN THE COURT THAT IT'S

1 SCIENTIFICALLY PROVEN THESE ILLNESSES COULD NOT BE.

2 SO I GOT A FEDERAL AUDIT, AND IT ALL
3 STARTED FROM THIS PAPER THAT YOU'RE GOING TO PUT ME
4 IN JAIL FOR THAT HAS TAKEN SEVEN YEARS OF MY LIFE TO
5 BE FRAMED FOR LIBEL; IT'S COST MY FAMILY EVERYTHING.

6 I'LL ALWAYS BE PROUD OF THIS PAPER, AND I'LL GO TO
7 JAIL FOR IT IF YOU WANT ME TO, BUT I'M NOT THE ONE
8 WHO ACCUSED MR. KELMAN OF PERJURY. MR. SCHEUER MADE
9 IT LOOK THAT WAY, AND THE COURT WROTE THAT I HAD
10 ACCUSED HIM OF LYING ABOUT BEING PAID FOR THE ACOEM 02:03PM
11 PAPER, WHEN I DIDN'T.

12 THE COURT: YOU AND I BOTH KNOW I DON'T WANT YOU
13 TO GO TO JAIL. HOW MANY TIMES HAVE I SAID THAT AND
14 YOU ACKNOWLEDGED IT. BUT HERE'S THE ONLY QUESTION
15 THAT I'M AFRAID THAT WE'RE LEFT WITH. IS TODAY
16 CONVENIENT?

17 MS. KRAMER: WELL, WE HAVE ANOTHER PROBLEM, YOUR
18 HONOR; BY LAW, YOU CAN'T ORDER ME TO JAIL FOR
19 SOMETHING THAT I CAN'T DO. YOU'VE GOT ME SENTENCED
20 TO FIVE DAYS IN JAIL FOR THESE POSTS. ONE POST IS 02:04PM
21 NOT EVEN MINE. THAT'S KAREN GAINES.

22 ANOTHER POST IS NOVEMBER 5TH ON KATIE'S
23 EXPOSURE. THERE IS NO POST OF THAT. AND YOU'RE
24 TELLING ME, THE COURT ORDER SAYS I HAVE TO RETRACT
25 THESE STATEMENTS FROM THESE TWO WEBSITES. BOTH OF
26 THE WEBSITE OWNERS SUBMITTED DECLARATIONS TO YOU
27 SAYING NO, THEY'RE NOT TAKING THEM DOWN.

28 THE COURT: OR YOU COULD SIMPLY AGREE TO THIS.

1 MS. KRAMER: PARDON ME?

2 THE COURT: OR YOU COULD SIMPLY AGREE TO THIS.

3 MS. KRAMER: I CAN'T AGREE TO THIS. THAT WOULD
4 BE LIKE AGREEING TO -- THAT WOULD BE LIKE AGREEING
5 TO GIVE UP WHAT I -- THAT WOULD BE EVERYTHING THAT
6 I'VE DONE TO CHANGE THE POLICY.

7 THE COURT: I RESPECT YOUR STANDING ON YOUR
8 PRINCIPLES AND YOUR BELIEFS.

9 MS. KRAMER: IT'S NOT MY PRINCIPLES, YOUR HONOR.
10 * IT'S KIND OF LIKE THIS GUY, THE GUY THAT WAS HERE
11 BEFORE ONLY I'M NOT QUITE AS BAD. *

02:05PM

12 THE COURT: YOU'RE NOT EVEN CLOSE. BUT THAT'S
13 NOT THE QUESTION. THE ONLY QUESTION, DOES TODAY
14 WORK FOR YOU? ARE YOU READY TO START DOING THAT
15 FIVE DAYS BECAUSE THAT'S WHAT'S GOING TO HAPPEN?

16 [MS. KRAMER: IT'S NOT LAWFUL FOR YOU TO DO THAT.]

17 THE COURT: I GUESS THE ANSWER IS AS GOOD AS ANY
18 OTHER DAY.

19 MS. KRAMER: WHAT DAY? NO. ACTUALLY, I WOULD
20 LIKE ANOTHER DAY OR WHAT DAY -- I DON'T KNOW HOW IT 02:05PM
21 WORKS WHEN YOU GO TO JAIL.

22 THE COURT: IT WORKS ANY WAY YOU AND I MAKE IT
23 WORK.

24 MS. KRAMER: I WOULD PREFER IT NOT BE TODAY,
25 THEN.

26 THE COURT: HOW ABOUT MONDAY?

27 MS. KRAMER: MONDAY. WHERE DO I GO?

28 THE COURT: I'LL TELL YOU.

1 MS. KRAMER: OKAY.

2 THE COURT: MONDAY ALL RIGHT.

3 MS. KRAMER: MONDAY IS AS GOOD AS ANY DAY TO GO
4 TO JAIL FOR TELLING THE TRUTH.

5 THE COURT: NONE OF THE DAYS ARE ANY GOOD, I'M
6 SURE, BUT I WANT TO ACCOMMODATE YOU TO THE EXTENT I
7 CAN, AND I'M QUITE PREPARED TO LET YOU REPORT
8 DIRECTLY YOURSELF TO THE LAS COLINAS FACILITY.

9 MONDAY AT WHAT TIME, AL, DO YOU KNOW THAT.

10 THE CLERK: 9:00 A.M.

02:06PM

11 THE COURT: 9:00 A.M. AND WE'LL PREPARE AN
12 ORDER REFLECTING THAT, AND YOU'LL HAVE THE ADDRESS
13 ON THE ORDER. SO PLEASE WAIT FOR THAT. PICK IT UP
14 AND PLEASE REPORT TO THAT FACILITY ON MONDAY. THEY
15 WILL HAVE A COPY OF THE ORDER AS WELL.

16 MS. KRAMER: I JUST WANT TO MAKE SURE YOU
17 UNDERSTAND. YOU'RE SENDING A NEVER IMPEACHED US
18 CITIZEN WHO CHANGED US PUBLIC HEALTH POLICY AND WAS
19 FRAMED FOR LIBEL BY THIS MAN TO JAIL FOR FIVE DAYS.
20 AND YOU UNDERSTAND NOBODY CAN EVEN SAY WHAT I
21 ACCUSED MR. KELMAN OF LYING ABOUT WITH THE PHRASE
22 ALTERED. IF THAT'S NOT A TRAVESTY OF THE FIRST
23 AMENDMENT, I'M GOING TO PULL THAT OTHER GUY BACK
24 HERE AND GET HIM TO START YELLING. *

02:06PM

25 * THE COURT: YOU DON'T WANT TO DO THAT. NO
26 MATTER WHAT, YOU DON'T WANT TO SPEND A LOT OF TIME
27 WITH MR. SHAPIRO. HE'S DISTURBED, IT SEEMS TO ME,
28 AT THE WORLD. IT'S UNFORTUNATE BUT THAT'S THE WAY *

1 IT IS.

2 SO I WISH YOU WELL. AND AS I'VE SAID TIME
3 AND AGAIN, I WISH IT WEREN'T, BUT THE JURY DECIDED
4 WHAT IT IS THAT YOU'RE NOT PERMITTED TO SAY AND YOU
5 CONTINUED TO SAY IT.

6 MS. KRAMER: THE JURY DOCUMENTS GOT INTO THE
7 JURY ROOM THAT CAUSED THE VERDICT AND THE FOURTH
8 DISTRICT APPELLATE COURT --

9 THE COURT: IT'S OVER. BUT THAT'S OVER. IT
10 CAN'T BE REARGUED HERE.

02:07PM

11 MS. KRAMER: IF IT'S OVER, THEN, WHY ARE WE
12 HERE, AND I'M BEING GAGGED OF WHAT HAPPENED IN THAT
13 CASE?

14 THE COURT: BECAUSE YOU'RE CONTINUING TO DO WHAT
15 A JURY FOUND YOU SHOULD NOT, COULD NOT DO.

16 MS. KRAMER: I'VE NEVER PUBLISHED MY PRESS
17 RELEASE WITHOUT DISCUSSING IT IN CONJUNCTION OF WHAT
18 HAPPENED IN THAT CASE.

19 THE COURT: THIS PROCEEDING IS CONCLUDED.

20 MONDAY 9:00, LAS COLINAS, WAIT AND GET THE ORDER.

02:07PM

21 MS. KRAMER: WHAT DO YOU TAKE? I MEAN, ARE
22 THERE INSTRUCTIONS OF HOW YOU GO TO JAIL?

23 THE COURT: YOU JUST SHOW UP AND THEY TAKE IT
24 FROM THERE.

25 MS. KRAMER: DO YOU BRING YOUR TOILETRIES OR
26 WHAT?

27 THE COURT: I HAVEN'T DONE ANY TIME IN JAIL. I
28 CAN'T HONESTLY TELL YOU AND I HOPE I DON'T. THEN

1 ONE NEVER KNOWS.

2 MS. KRAMER: ONE NEVER KNOWS.

3 MR. SCHEUER: YOUR HONOR, MAY I BE HEARD JUST
4 FOR A SECOND HERE?

5 THE COURT: OF COURSE. I DIDN'T MEAN TO IGNORE
6 YOU.

7 MR. SCHEUER: I'M REALLY, I'M SYMPATHETIC TO HOW
8 SYMPATHETIC YOU ARE TO MS. KRAMER. I'M A LOT LESS
9 SYMPATHETIC. I HAVE A LOT MORE HISTORY THAN YOU DO
10 WITH HER. SHE REPUBLISHED THIS LIBEL YESTERDAY MANY 02:08PM
11 TIMES. SHE REPUBLISHED THIS LIBEL TWO DAYS AGO MANY
12 TIMES. SHE'S GETTING AWAY WITH IT AGAIN. BETWEEN
13 NOW AND MONDAY, I WILL BET YOU, WHATEVER I'M
14 PERMITTED TO BET YOU, THAT THAT LIBEL GETS
15 REPUBLISHED AGAIN.

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

20 MR. SCHEUER: THEN WE WILL BE BACK HERE AGAIN. 02:09PM
21 BUT THE DIFFERENCE IS, I AM HOPEFUL, I AM HOPEFUL
22 THAT A JAIL EXPERIENCE WILL HAVE SOME SORT OF
23 PROPHYLACTIC EFFECT.

24 THE COURT: *WHY DO YOU THINK I'M DOING THIS*
25 BECAUSE I LIKE IT? THAT'S OF COURSE NOT MY REASON.

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

1 THE COURT: AND THAT MAY BE, BUT I DON'T SEE A
2 DIFFERENCE BETWEEN TODAY AND MONDAY.

3 MS. KRAMER: YOUR HONOR, I NEVER REPUBLISHED
4 THOSE WORDS AGAIN UNTIL MR. SCHEUER SUBMITTED A
5 DOCUMENT WHERE THEY WEREN'T EVEN PART OF IT.

6 THE COURT: WE'RE NOT GOING THERE.

7 MR. SCHEUER: ONE MORE QUESTION, YOUR HONOR,
8 JUST SO WE'RE ALL CLEAR. SHE IS ORDERED TO SHOW UP
9 AT THE JAIL AT 9:00?

10 THE COURT: THAT'S RIGHT.

02:09PM

11 YOU UNDERSTOOD THAT?

12 MS. KRAMER: WHERE IS IT?

13 THE COURT: YOU DO UNDERSTAND, THOUGH, THAT THIS
14 IS AN ORDER OF THE COURT AND YOU'RE REQUIRED --

15 MS. KRAMER: YES, I UNDERSTAND. I DON'T AGREE
16 WITH YOU, BUT IF YOU TELL ME 9:00, I'LL BE THERE.

17 THE COURT: THAT'S WHAT IT IS. LAS COLINAS.
18 AND MR. LUM, WITH THE ASSISTANCE OF THE SHERIFF'S
19 DEPARTMENT HERE, WILL MAKE SURE YOU UNDERSTAND
20 WHATEVER IT IS PEOPLE NEED TO UNDERSTAND, INCLUDING 02:10PM
21 WHERE IT IS AND HOW TO GET THERE. OKAY.

22 MR. SCHEUER: THANK YOU, YOUR HONOR.

23 THE CLERK: JUST HAVE A SEAT, MS. KRAMER, AND
24 I'LL HAVE THE PAPERS FOR YOU.

25 (PROCEEDINGS ADJOURNED.)

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