



and AOEC often work jointly, and advance policy recommendations that go into government proposals and health directives.<sup>112,115,177</sup>

Because of concern about conflicts of interests, AOEC sought to develop a position on ethical conduct. It is a disappointment that AOEC turned to the International Commission on Occupational Health (ICOH) for a code of ethics to emulate. The AOEC board of directors in 1996 recommended that the organization adopt the ICOH International Code of Ethics, one noted for its entirely voluntary and unenforceable provisions.<sup>115,118</sup> Goodman had warned that, "A bad or shallow code is worse than none at all."<sup>114</sup> Goodman's warning went unheeded. Many of the same people who met on behalf of AOEC later met again, this time representing ACOEM, and followed the ICOH precedent since it had served their purposes before.<sup>112</sup> The ICOH is widely recognized for its support of industry.<sup>153,178</sup> ICOH committees have advanced the interests of asbestos mining and manufacture, chemicals, and pesticides.<sup>179-182</sup> The ICOH membership and activities are similar to those of ACOEM, only conducted on a global scale. ACOEM and ICOH conduct joint meetings and share common philosophies and practices.<sup>183</sup>

## STATEMENT ON MOLD

The ACOEM Statement on Mold was introduced in 2002 as an evidence-based statement and published in JOEM.<sup>184</sup> The policy statement by ACOEM is that mold exposure in an indoor environment could not plausibly reach a level of exposure to cause toxic health effects. Reported to be a review of scientific literature on the subject of illnesses caused by molds and the toxins they may produce, ACOEM concluded that,

Levels of exposure in the indoor environment, dose-response data in animals, and dose-rate considerations suggest that delivery by the inhalation route of a toxic dose of mycotoxins in the indoor environment is highly unlikely at best, even for the hypothetically most vulnerable subpopulations.

However, none of the references cited in the JOEM paper and in the ACOEM Statement on Mold arrive at this conclusion.<sup>185,186</sup> To form this conclusion, the authors made their own calculations from a single rodent study conducted by other investigators.

The matter of ACOEM conflicts of interest was detailed in a front page *Wall Street Journal* article, January 9, 2007, "Court of Opinion Amid Suits Over Mold, Experts Wear Two Hats: Authors of Science Paper Often Cited by Defense Also Help in Litigation."<sup>187</sup> The result of a six-month investigation, the *Wall Street Journal* article outlined how three authors who frequently testified in mold lawsuits as experts for the defense were specifically selected by ACOEM to write the ACOEM position statement on mold. One of the three,

Bryan Hardin, had recently retired from NIOSH. The *Wall Street Journal* quoted a senior toxicologist for the Washington State Department of Health, "They [the ACOEM authors] took hypothetical exposure and hypothetical toxicity and jumped to the conclusion there is nothing there." ACOEM predictably defended its message and the authors, stating that it was not alone in its interpretation of the evidence.<sup>188</sup>

The issue that ACOEM refused to address was that the ACOEM Statement on Mold was written with no apparent effort to determine the conflicts of interest among the authors. One of the authors had published a review article on mold in 2000 stating that there were no health effects.<sup>189</sup> The authors had extensive experience as consultants to many industries and as defense witnesses in court cases. Authorship of the ACOEM Statement on Mold advanced the interests of industry and advanced the reputations with industry of the authors, who went on to aid the industry in defending against claims.

Jonathan Borak, in charge of the peer review of the ACOEM Statement on Mold, reported to the ACOEM officers and executive director in 2002,

I am having quite a challenge in finding an acceptable path for the proposed position paper on mold. Even though a great deal of work has gone into it, it seems difficult to satisfy a sufficient spectrum of the College, or at least those concerned enough to voice their views. I have received several sets of comments that find the current version, much revised, to still be a defense argument. On the other hand, Bryan Hardin and his colleagues are not willing to further dilute the paper. They have done a lot, and I am concerned that we will soon have to either endorse it or let it go. I do not want to go to the Board of Directors and then be rejected. That would be an important violation of Bryan. I have assured him that if we do not use it he can freely make whatever other uses he might want to make. If we "officially" reject it, then we turn his efforts into garbage.<sup>190</sup>

In the spring of 2003, Veritox, a risk-management company that provides defense testimony in mold litigation, and of which two of the authors of the JOEM article are principals, was paid \$40,000 by the Manhattan Institute to convert the ACOEM Statement on Mold into a "lay translation" to be shared through the United States Chamber of Commerce with stakeholder industries—real estate, mortgage, construction, and insurance. The authors unfairly presented the essence of the mold controversy as, "Thus the notion that 'toxic mold' is an insidious secret 'killer' as so many media reports and trial lawyers would claim is 'junk science' unsupported by actual scientific study." The Chamber of Commerce presents the benign Veritox interpretation of mold as,

Hardin and his team of scientists provide a detailed primer on mold in A Scientific View of the Health



# American College of Occupational and Environmental Medicine (ACOEM):

## A Professional Association in Service to Industry

JOSEPH LADOU, MD, DANIEL T. TEITELBAUM, MD, DAVID S. EGILMAN, MD, MPH,  
ARTHUR L. FRANK, MD, PHD, SHARON N. KRAMER, JAMES HUFF, PHD

The American College of Occupational and Environmental Medicine (ACOEM) is a professional association that represents the interests of its company-employed physician members. Fifty years ago the ACOEM began to assert itself in the legislative arena as an advocate of limited regulation and enforcement of occupational health and safety standards and laws, and environmental protection. Today the ACOEM provides a legitimizing professional association for company doctors, and continues to provide a vehicle to advance the agendas of their corporate sponsors. Company doctors in ACOEM recently blocked attempts to have the organization take a stand on global warming. Company doctors employed by the petrochemical industry even blocked the ACOEM from taking a position on particulate air pollution. Industry money and influence pervade every aspect of occupational and environmental medicine. The controlling influence of industry over the ACOEM physicians should cease. The conflict of interests inherent in the practice of occupational and environmental medicine is not resolved by the ineffectual efforts of the ACOEM to establish a pretentious code of conduct. The conflicted interests within the ACOEM have become too deeply embedded to be resolved by merely a self-governing code of conduct. The specialty practice of occupational and environmental medicine has the opportunity and obligation to join the public health movement. If it does, the ACOEM will have no further purpose as it exists, and specialists in occupational and environmental medicine will meet with and be represented by public health associations. This paper chronicles the history of occupational medicine and industry physicians as influenced and even controlled by corporate leaders. *Key words:* American College of Occupational and Environmental Medicine; industry influence; public health; policy; conflicts of interest.

INT J OCCUP ENVIRON HEALTH 2007;13:404-426

Address correspondence and reprint requests to: Joseph LaDou, MD, Division of Occupational and Environmental Medicine, University of California School of Medicine, San Francisco, CA 94143-0924, U.S.A.

With the passage of the Occupational Safety and Health Act in 1970 we came under public scrutiny as never before, as to how we practice occupational medicine. "Whose agent is the occupational physician—the employer's or the employee's?" The workers are the company—what's best for them is best for the enterprise.—IRVING R. TABERSHAW, MD, delivered the C. O. Sappington Memorial Lecture entitled "The Health of the Enterprise" to the annual meeting in 1977.<sup>1</sup>

The American Association of Industrial Physicians and Surgeons was organized in 1915 as a professional association of physicians concerned with health hazards in the workplace.<sup>2</sup> As a result of the positive image industrial medicine projected during the First World War, the new specialty was guardedly embraced by organized medicine.<sup>3</sup> Again during the Second World War, because of their contribution to wartime industry, physicians working in the war effort enjoyed a high level of esteem.<sup>4</sup> Moreover, industrial medicine was viewed as an attractive opportunity by military physicians returning to civilian life.<sup>5</sup> The transition of so many physicians to company employment was met with surprising endorsements. The AMA Council on Medical Education ventured that, "given proper compensation, professional experience should be as stimulating and attractive in industrial medicine as in other medical specialties."<sup>6</sup>

By 1959, renamed the Industrial Medical Association (IMA), the association had a membership of 4,000 physicians, almost as large as the American College of Occupational and Environmental Medicine (ACOEM) of today. Then, as now, the majority of IMA members practiced occupational medicine on less than a full-time basis. Only a small percentage of the members had any formal training or board certification in occupational medicine. On the other hand, most officers and Directors of the IMA and its successors were an elite group of full-time medical directors of major industrial corporations.<sup>7,8</sup>





From: SNK1955@aol.com  
To: cheryl\_ali@health.com  
Sent: 12/8/2010 11:45:35 A.M. Pacific Standard Time  
Subj: Re: From Sharon Kramer Please confirm you received this and my last email Tha...

Wonderful. Please let me know what you hear back and any info you are able to obtain on these guys.

I know this is a really bizarre statement, but many lives are on the line if they are able to use this fraudulent website to obtain a court order that I must shut up of a fraud in US health policy..and shut up of ten San Diego judiciaries (including the Chair of the California Comm on Judicial Performance) turning a blind eye to evidence of criminal perjury by a US Chamber author while strategically litigating to silence me.

Its REALLY BAD! Some of the politicians involved are the late Senator Kennedy, Henry Waxman, Barbara Boxer, and Governor Schwarzenegger who have aided the deceit of the US Chamber et al, to become policy and continue as policy. This Healthstip.Com is just one more spindle in the web of deceit.

A video of how the scam works..while we taxpayers fund it.  
[WATCHDOG ON SCIENCE: Corrupt Doctors: The Untold MOLD Story](#)

Sharon

In a message dated 12/8/2010 11:25:10 A.M. Pacific Standard Time, cheryl\_ali@health.com writes:

Hi Sharon,

I did receive your e-mail. I forwarded a copy to Dave Watt, our Publisher; as I wanted him to see it.

I will keep you posted.

Thanks,

Cheryl

**From:** SNK1955@aol.com [mailto:SNK1955@aol.com]  
**Sent:** Wednesday, December 08, 2010 1:29 PM  
**To:** Ali, Cheryl - Health Advertising <cheryl\_ali@health.com>; SNK1955@aol.com  
**Subject:** From Sharon Kramer Please confirm you received this and my last email Thank You

## Reverse IP

Enter the IP address or hostname of a webserver

**IP Address/Hostname:** askfamilyls.cor IP Search

Examples: 127.% or 127.0.0.1

Upgrade to Silver Membership to raise your limit to 150 or

Upgrade to Gold Membership to raise your limit to 1,000.

Search Results for 208.109.186.82 [reverse DNS - ip-208-109-186-82.ip.secureserver.net]

19 Results for 208.109.186.82 (Askfamilyls.com)

Search Results for 208.109.186.82 [reverse DNS - ip-208-109-186-82.ip.secureserver.net]

19 Results for 208.109.186.82

	Website	DMOZ	Wikipedia	Yahoo
1.	<a href="http://2handautos.com">2handautos.com</a>	0 listings	0 listings	0 listings
2.	<a href="http://Articleyoube.com">Articleyoube.com</a>	0 listings	0 listings	0 listings
3.	<a href="http://Askfamilyls.com">Askfamilyls.com</a>	0 listings	0 listings	0 listings
4.	<a href="http://Askfortax.com">Askfortax.com</a>	0 listings	0 listings	0 listings
5.	<a href="http://Asksprice.com">Asksprice.com</a>	0 listings	0 listings	0 listings
6.	<a href="http://Auto2trade.com">Auto2trade.com</a>	0 listings	0 listings	0 listings
7.	<a href="http://Babysthing.com">Babysthing.com</a>	0 listings	0 listings	0 listings
8.	<a href="http://Collegevery.com">Collegevery.com</a>	0 listings	0 listings	0 listings
9.	<a href="http://Eduagain.com">Eduagain.com</a>	0 listings	0 listings	0 listings
10.	<a href="http://Fereals.com">Fereals.com</a>	0 listings	0 listings	0 listings
11.	<a href="http://Findyoucar.com">Findyoucar.com</a>	0 listings	0 listings	0 listings
12.	<a href="http://Fitnessitip.com">Fitnessitip.com</a>	0 listings	0 listings	0 listings
13.	<a href="http://Healthfyou.com">Healthfyou.com</a>	0 listings	0 listings	0 listings
14.	<a href="http://Healthstip.com">Healthstip.com</a>	0 listings	0 listings	0 listings
15.	<a href="http://Hostsbuys.com">Hostsbuys.com</a>	0 listings	0 listings	0 listings
16.	<a href="http://Hostsguider.com">Hostsguider.com</a>	0 listings	0 listings	0 listings
17.	<a href="http://Jogjainsurance.info">Jogjainsurance.info</a>	0 listings	0 listings	0 listings
18.	<a href="http://Pcorlaptop.com">Pcorlaptop.com</a>	0 listings	0 listings	0 listings
19.	<a href="http://Uscarinfos.com">Uscarinfos.com</a>	0 listings	0 listings	0 listings

	Website	DMOZ	Wikipedia	Yahoo
1.	<a href="http://2handautos.com">2handautos.com</a>	0 listings	0 listings	0 listings
2.	<a href="http://Articleyoube.com">Articleyoube.com</a>	0 listings	0 listings	0 listings
3.	<a href="http://Askfamilyls.com">Askfamilyls.com</a>	0 listings	0 listings	0 listings
4.	<a href="http://Askfortax.com">Askfortax.com</a>	0 listings	0 listings	0 listings
5.	<a href="http://Asksprice.com">Asksprice.com</a>	0 listings	0 listings	0 listings
6.	<a href="http://Auto2trade.com">Auto2trade.com</a>	0 listings	0 listings	0 listings
7.	<a href="http://Babysthing.com">Babysthing.com</a>	0 listings	0 listings	0 listings
8.	<a href="http://Collegevery.com">Collegevery.com</a>	0 listings	0 listings	0 listings
9.	<a href="http://Eduagain.com">Eduagain.com</a>	0 listings	0 listings	0 listings
10.	<a href="http://Fereals.com">Fereals.com</a>	0 listings	0 listings	0 listings
11.	<a href="http://Findyoucar.com">Findyoucar.com</a>	0 listings	0 listings	0 listings
12.	<a href="http://Fitnessitip.com">Fitnessitip.com</a>	0 listings	0 listings	0 listings
13.	<a href="http://Healthfyou.com">Healthfyou.com</a>	0 listings	0 listings	0 listings



14. <a href="#">Healthstip.com</a>	0 listings	0 listings	0 listings
15. <a href="#">Hostsbuys.com</a>	0 listings	0 listings	0 listings
16. <a href="#">Hostsguider.com</a>	0 listings	0 listings	0 listings
17. <a href="#">Jogjainsurance.info</a>	0 listings	0 listings	0 listings
18. <a href="#">Pcorlaptop.com</a>	0 listings	0 listings	0 listings
<a href="#">Uscarinfos.com</a>			

Search Results for 208.109.186.82 [reverse  
DNS - ip-208-109-186-82.ip.secureserver.net]

19 Results for 208.109.186.82

Website	DMOZ	Wikipedia	Yahoo
1. <a href="#">2handautos.com</a>	0 listings	0 listings	0 listings
2. <a href="#">Articleyoube.com</a>	0 listings	0 listings	0 listings
3. <a href="#">Askfamilys.com</a>	0 listings	0 listings	0 listings
4. <a href="#">Askfortax.com</a>	0 listings	0 listings	0 listings
5. <a href="#">Asksprice.com</a>	0 listings	0 listings	0 listings
6. <a href="#">Auto2trade.com</a>	0 listings	0 listings	0 listings
7. <a href="#">Babysthing.com</a>	0 listings	0 listings	0 listings
19. 8. <a href="#">Collegevery.com</a>	0 listings	0 listings	0 listings
9. <a href="#">Eduagain.com</a>	0 listings	0 listings	0 listings
10. <a href="#">Fereals.com</a>	0 listings	0 listings	0 listings
11. <a href="#">Findyoucar.com</a>	0 listings	0 listings	0 listings
12. <a href="#">Fitnessitip.com</a>	0 listings	0 listings	0 listings
13. <a href="#">Healthfyou.com</a>	0 listings	0 listings	0 listings
14. <a href="#">Healthstip.com</a>	0 listings	0 listings	0 listings
15. <a href="#">Hostsbuys.com</a>	0 listings	0 listings	0 listings
16. <a href="#">Hostsguider.com</a>	0 listings	0 listings	0 listings
17. <a href="#">Jogjainsurance.info</a>	0 listings	0 listings	0 listings
18. <a href="#">Pcorlaptop.com</a>	0 listings	0 listings	0 listings
19. <a href="#">Uscarinfos.com</a>	0	0 listings	0

Subj: **From Sharon Kramer Regarding Healthstip.Com et al**  
Date: 12/8/2010 9:27:31 A.M. Pacific Standard Time  
From:  
To:

Dear Cheryl,

As promised, I am sending you what I have found about Healthstip.Com and some sister sites. Will try to explain and evidence this a briefly as possible. Please let me know what your legal department find out about these guys. It is very important to me and to US public health policy as a whole.

## 1. Who I Am

The way that I came to this information is that I am a whistle blower of a deceit in US public health policy over illnesses caused by water damaged buildings. Seems no one wants to hear the whistle when the US Chamber is involved. It's really bad. A multibillion dollar scam of cost shifting off of workers comp insurers onto the taxpayers via social disability programs written into US public health policy. I was the first to write of who was involved in the massive scam in 2005 including the US Chamber. The authors of the fraud in health policy sued me for libel for the word "altered", claiming it was a maliciously false accusation of perjury. So far, ten San Diego judges and justices have ignored the uncontroverted evidence they have: a.) been using perjury to establish a false reason for my purported malice, b.) ignored that there is no evidence I have been impeached as to the belief in my words, c.) and ignored the evidence that a retired high level CDC/NIOSH employee - who co-authored the "environmental" science for the US Chamber is an unnamed party to the litigation.

It has cost me everything I own to defend the truth of my words for the public good. A few million. But I refuse to be silenced. There latest attack is to claim I reposted my purportedly libelous writing on

Thursday, March 03, 2011 AOL: SNK 1955



"AskFamyls.Com". This is one of the sister sites to "Healthstip.Com". They are trying to get the newest judge to order that I can not use the net to communicate the deceit in policy, in the libel case and in complaints. They are using these fraudulent sites to assist them.

A brief video of Nov 2010 and a WorkCompCentral article of what is at stake for the public, if the are able to shut me up:

Video:

Evidence of the Corrupt Courts in San Diego:

## **2. A Web of Fake Websites**

AskFamyls, where I purportedly reposted my writing of 2005 according to the new demur, seems to be down for good, but her sister site, Healthstip (domain name registered to same anonymous owner), appears to come and go at different times of the day.

## **3. Right now, I can link to this post on Healthstip that is made to look like I did it this past week:**

From: googlealerts-noreply@google.com

To: snk1955@aol.com

Sent: 12/5/2010 6:00:53 P.M. Pacific Standard Time

Subj: Google Alert - Sharon Kramer

Thursday, March 03, 2011 AOL: SNK 1955

**Blogs****1 new result for Sharon Kramer**

Contact: **Sharon Kramer** Mycotic Disease Awareness 760-822-8026. Author Information **Sharon Kramer** MYCOTIC DISEASE AWARENESS. Under remo bramanti painting December 5th, 2010. We will keep You Updated... Sign up to receive breaking news ...

## **4. From Healthstip.Com made to look like they are you**

Healthstip.com Customer Service

For information about your subscription, or to renew or buy a gift subscription visit our page, or call 833-274-2566. (this appears to be a fake number)

healthstip.com is pleased to offer custom solutions tailored to meet your specific brand needs. Advertiser opportunities include media placement, sponsored programs, branded content integration, and interactive tools. healthstip.com also offers various levels of exclusivity. Please contact:

Dave Wata  
Publisher

Rana Tulenko  
Associate Publisher



Cher Ali  
Executive Assistant  
cher\_ali@healthstip.com

Shannon Delage  
Executive Director, Marketing & Sales Development

Michel Ashline  
Marketing & Sales Development Coordinator  
michel\_ashline@healthstip.com

Customer Service & Subscription Information  
1-833-274-2566

Public Relations Contacts for Healthstip.com and healthstip.com

Debra Richman  
VP Publ

## **5. From your legit org that Healthstip.Com is copycatting:**

Health.com is pleased to offer custom solutions tailored to meet your specific brand needs. Advertiser opportunities include media placement, sponsored programs, branded content integration, and interactive tools. Health.com also offers various levels of exclusivity. Please contact:

Dave Watt  
Publisher

Renee Tulenko

Thursday, March 03, 2011 AOL: SNK 1955

Associate Publisher

Cheryl Ali  
Executive Assistant  
212-522-9721  
[cheryl.ali@health.com](mailto:cheryl.ali@health.com)

**6. WHOIS Underlying Registry Data for AskFamillys.Com. They have about 19 names, including Healthstip.Com, all registered in the spring of 2010 as near as I can tell (haven't checked all):**

Domain Name: ASKFAMILY.S.COM  
Registrar: GODADDY.COM, INC.  
Whois Server: whois.godaddy.com  
Referral URL: http://registrar.godaddy.com  
Name Server: NS07.DOMAINCONTROL.COM  
Name Server: NS08.DOMAINCONTROL.COM  
Status: clientDeleteProhibited  
Status: clientRenewProhibited  
Status: clientTransferProhibited  
Status: clientUpdateProhibited  
Updated Date: 26-mar-2010  
Creation Date: 26-mar-2010  
Expiration Date: 26-mar-2011

Enter the IP address or hostname of a webserver

Thursday, March 03, 2011 AOL: SNK 1955



IP Address/Hostname: askfamilyys.com

IP Search

Search Results for 208.109.186.82 [reverse DNS - ip-208-109-186-82.ip.secureserver.net]

19 Results for 208.109.186.82 (Askfamilyys.com)

Search Results for 208.109.186.82 [reverse DNS - ip-208-109-186-82.ip.secureserver.net]

19 Results for 208.109.186.82

Website	DMOZ	Wikipedia	Yahoo
1.	0 listings	0 listings	0 listings
2.	0 listings	0 listings	0 listings
3.	0 listings	0 listings	0 listings
4.	0 listings	0 listings	0 listings
5.	0 listings	0 listings	0 listings
6.	0 listings	0 listings	0 listings
7.	0 listings	0 listings	0 listings
8.	0 listings	0 listings	0 listings
9.	0 listings	0 listings	0 listings
10.	0 listings	0 listings	0 listings
11.	0 listings	0 listings	0 listings
12.	0 listings	0 listings	0 listings
13.	0 listings	0 listings	0 listings
14.	0 listings	0 listings	0 listings
15.	0 listings	0 listings	0 listings
16.	0 listings	0 listings	0 listings
17.	0 listings	0 listings	0 listings
18.	0 listings	0 listings	0 listings
19.	0 listings		

## 7. ISSA.ORG keeps coming up when I have

Thursday, March 03, 2011 AOL: SNK 1955

been searching this stuff. Not sure if this is connected, but their name keeps popping up as I am searching.

"Issa.org is the 593,014th most visited site on the internet. The top incoming anchor texts for issa.org are **Information Systems Security Association (ISSA)** International Conference, Atlanta, When Does Electronic Espionage or a Cyber Attack become an "Act of War?", and ISSA International Conference. There are 8 homepages that a page on issa.org. The homepage of issa.org to 1 other website. The website's IP address is

- Issa.org attempts to set 2 cookies named PHPSESSID and cookiecheck. Issa.org gets about 1,845 page views per day, and earns an estimated \$5.54 daily. The server location of issa.org is Scottsdale, AZ, United States (US )." (AskFamily.com & Healthstip.com **208.109.186.82**, also in **Scottsdale**)

8. Every time we post something on Katy's Exposure about VeriTox, or US Chamber or ACOEM and the insurer fraud in health policy they have aided, this is who is immediately on the website, typically from their Seattle location (where VeriTox is),

in a message dated 12/7/2010 9:32:24 P.M. Pacific Standard Time, s.katysexposure@gmail.com writes:

64.242.225.235 Washington DC Apco 12/2

Country

United States

Thursday, March 03, 2011 AOL: SNK 1955

Region

District Of Columbia

City

Washington

ISP

Apco Worldwide (dc Hq)

Returning Visits

1

Visit Length

Multiple visits spread over more than one day

VISITOR SYSTEM SPECS

Browser

IE 8.0

Operating System

Win7

Resolution



Unknown

Disabled

Navigation Path

Date

Time

Type

WebPage

December 6th 2010

12:22:04 PM

Page View

No referring link  
[katse.poseure.wordpress.com/](http://katse.poseure.wordpress.com/)

December 6th 2010

12:30:54 PM

Page View

No referring link  
[kat.xposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/](http://kat.xposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/)

December 7th 2010

11:37:09 AM

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katysexpo. re.wordpress.com/

December 7th 2010

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December 7th 2010

11:45:48 AM

Page View

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kasexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-  
veritox-finds-nothing-wro. ng-with-weyerhaeuser-houses-quadrant-  
homeowners-headed-to-supreme-court-in-toxic-soup-case/

December 7th 2010

01:36:12 PM

Thursday, March 03, 2011 AOL: SNK 1955

Page View

No referring link

[kat.ysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/](http://kat.ysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/)

December 7th 2010

01:40:07 PM

Page View

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[katys.xposure.wordpress.com/](http://katys.xposure.wordpress.com/)

December 7th 2010

03:20:52 PM

Page View

No referring link

[katy.xposure.wordpress.com/](http://katy.xposure.wordpress.com/)

December 7th 2010

03:24:20 PM

Page View

No referring link



[katysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/](http://katysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/)

December 7th 2010

03:32:29 PM

Page View

No referring link

[katysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/](http://katysexposure.wordpress.com/2010/12/03/toxlaw-com-post-surprise-veritox-finds-nothing-wrong-with-weyerhaeuser-houses-quadrant-homeowners-headed-to-supreme-court-in-toxic-soup-case/)

**Pretty bizarre stuff. Any info Time finds that you could share with me about who Healthstip.Com really is, would be greatly appreciated.**

Sharon Kramer  
760-746-8026

(480) 505-8877

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Please note: the registrant of the domain name is specified in the "registrant" field. In most cases, GoDaddy.com, Inc. is not the registrant of domain names listed in this database.

Registrant:  
Domains by Proxy, Inc.

DomainsByProxy.com  
15111 N. Hayden Rd., Ste 160, PMB 353  
Scottsdale, Arizona 85260  
United States

Registered through: GoDaddy.com, Inc. (<http://www.godaddy.com>)  
Domain Name: ASKFAMILYS.COM  
Created on: 26-Mar-10  
Expires on: 26-Mar-11  
Last Updated on: 26-Mar-10

Administrative Contact:  
Private, Registration ASKFAMILYS.COM@domainsbyproxy.com  
Domains by Proxy, Inc.  
DomainsByProxy.com  
15111 N. Hayden Rd., Ste 160, PMB 353  
Scottsdale, Arizona 85260  
United States  
(480) 624-2599 Fax -- (480) 624-2598

Technical Contact:  
Private, Registration ASKFAMILYS.COM@domainsbyproxy.com  
Domains by Proxy, Inc.  
DomainsByProxy.com  
15111 N. Hayden Rd., Ste 160, PMB 353  
Scottsdale, Arizona 85260  
United States  
(480) 624-2599 Fax -- (480) 624-2598

Domain servers in listed order:  
NS07.DOMAINCONTROL.COM  
NS08.DOMAINCONTROL.COM

Registry Status: clientDeleteProhibited  
Registry Status: clientRenewProhibited  
Registry Status: clientTransferProhibited  
Registry Status: clientUpdateProhibited

## NameMatch Recommendations

### Domains available for new registration:

#### Alternate TLDs

askfamilyys.co	\$29.99/yr
askfamilyys.info	\$1.99*/yr
askfamilyys.net	\$9.99*/yr
askfamilyys.org	\$9.99*/yr
askfamilyys.us	\$3.99/yr
askfamilyys.ca	\$12.99/yr
askfamilyys.mobi	\$6.99*/yr
askfamilyys.biz	\$5.99*/yr

#### Similar Domains

theaskfamilyys.com	\$11.99*/yr
askfamilyysite.com	\$11.99*/yr
myaskfamilyys.com	\$11.99*/yr
askfamilyysonline.com	\$11.99*/yr
newaskfamilyys.com	\$11.99*/yr
askfamilyysstore.com	\$11.99*/yr
freeaskfamilyys.com	\$11.99*/yr
askfamilyysnow.com	\$11.99*/yr

#### Similar Premium Domains

Inquired.org	\$143.00*
HaveQuestions.com	\$8,000.00*
OrAsk.com	\$999.00*
FamilySeas.com	\$1,888.00*
FamilyShop.net	\$688.00*
FamilySize.com	\$2,388.00*

### Domains available at Go Daddy Auctions®:

\$1,488.00\*

\$688.00\*

\$2,888.00\*

\$888.00\*

\$1,188.00\*

\$688.00\*

Learn more about

Whois Search

## Whois Record For HealthsTip.com

Highest Rated LAP BAND Surgeons! Before & After Pics, Testimonials

Provides a slip resistant surface that protects workers and worksites

Learn to recognize if your symptoms are normal aging or Alzheimer's.

Get GHG & Testosterone Treatment w/ Doctor Supervision. Free Consult.

**Whois Record** Site Profile Registration Server Stats My Whois

No Screenshot Available

**HealthsTip.com is for sale**  
The owner of the domain you are researching has it listed for sale.

Reverse Whois:  
Registrar History:  
NS History: on 2 unique name servers over 1 year.  
IP History: on 5 unique name servers over 1 years.  
Whois History: have been archived since 2010-04-03.  
Dedicated Hosting: is hosted on a dedicated server.  
or to start monitoring this domain name

**DomainTools for Windows®**  
Now you can access domain ownership records anytime, anywhere...  
right from your own desktop!

Registrant:  
Li Mu  
Domain Name: HEALTHSTIP.COM  
Domain servers in listed order:  
NS07.DOMAINCONTROL.COM  
NS08.DOMAINCONTROL.COM  
For complete domain details go to:  
<http://who.godaddy.com/whoischeck.aspx?Domain=HEALTHSTIP.COM>

or to view the complete Whois record for this domain name.



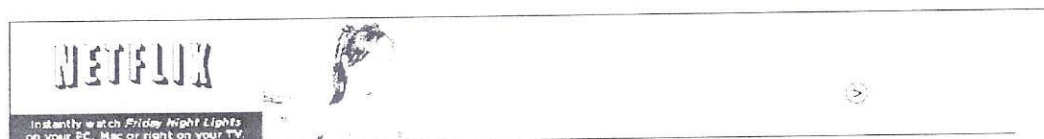
### Related Results

Download Audiobooks, iPod & Digital Audiobooks. Join As A Member

Securely organize personal info before your trip for easy access.

Treatment/Recovery is contingent upon Specific Intracellular Nutrition

Find Medical Near You With Local.com!





Whois Search ▾

Reverse Whois Lookup

Find every domain name ever owned by any specific company or individual. Just enter one or more unique identifiers (e.g., domain owner's name, email address, physical address, phone number) that appear in a Whois record, and we'll tell you all the domain names (current or historical) with Whois records containing those identifiers.

This product was previously known as

New Reverse Whois Lookup   Pricing   My Reverse Whois Reports

Historical Records

Current Domains   **308**

Historical Domains   **154**

Report Price   **\$896.00**

Historical report preview below

Current Records Only

Current Domains   **308**

Historical Domains   **Not Included**

Report Price   **\$299.00**

Actively monitor any domain owner and receive notification of all their ongoing activity.

Find the owner of a known domain name, including the owner's contact information.

Track the ownership history of any known domain name as far back as 1995.

View historical IP addresses, name servers, and registrars for any given domain name.

Historical Report Preview ("Li Mu")

#	Domain	Whois Record
1	0	
2	0	
3	0	
4	0	
5	0	
6	1	

- 
- 
- 
- 
- 

Search this Search

Medical treatment on site

## Health Problem?



- 
- 
- 
- 
- 
- 

A Clackamas County jury on Friday (March 4, 2005) held Adair Homes Inc. responsible for faulty construction practices that caused toxic mold to thrive inside Paul and Renee Haynes' new home in Sandy, Oregon. The jury also found Adair's negligence caused illness in Mrs. Haynes and the couple's two small children -- Michael, 6, and Liam, 4. The family experienced severe respiratory, digestive and cognitive impairment. One half of a million dollars was awarded to the injured family.

The case is a first in the Northwest to award damages for personal injury to a family exposed to mold in a newly built home. "This verdict is significant because it holds construction companies responsible when they negligently build sick buildings," said Kelly Vance, the family's attorney.

Adair Homes, Inc. which builds hundreds of residences each year in Oregon, Washington and Idaho, built the house on the Hayne's five acres in early 2002. Four months after moving in and becoming ill, the family discovered rampant mold growth inside the walls of their new home. Dry wall and insulation were installed while the frame was wet from recent heavy rains. Evidence presented during the trial proved there was standing water in the wall cavities and the crawl space long after the construction was completed. This led

to the growth of the toxigenic fungi. You couldn't have made the framing in that house more wet if you had sprayed it with a firehose," stated Vance.

By the time the Haynes discovered the mold, it was too late. Mrs. Haynes and the children were exhibiting neurologic and immune system damage. Paul Haynes reported the problem to Adair Homes, but the company refused to take responsibility. The family was forced to flee their new house in an effort to save the health of the mother and young sons.

Two separate medical evaluations substantiated that both Renee Haynes and her son, Michael, had mold antibodies in their blood, indicative of dangerous exposure levels to mold. Numerous experts, including a fungal immunologist, an occupational therapist and a neuropsychologist testified concerning the Haynes children's developmental and sensory integration disorders that began shortly after moving into the Adair built home. The family's treating physicians and therapists agreed that Liams and Michaels medical needs from the mold exposure will continue for several years to come. Michaels teacher testified that he was placed in a special disabled room at school and may need to remain there until at least junior high school. She expects Liam to suffer the same fate.

Amazingly, the Haynes family almost did not even get to tell their story to a jury. Adair, like many other commercial entities, utilizes an arbitration clause in its contract. That clause designates a specific preferred arbitration service. Adair uses Construction Arbitration Services, Inc., a company based far away from Adair's market, in Dallas, Texas. After the case was filed, Adair moved to stay the case pending arbitration and submitted an affidavit from the owner of the arbitration service, Marshall Lippman. The judge allowed the case to go to trial when the family's attorney showed that Lippman had submitted a false affidavit concealing the fact that he had been disbarred by the State of New York and Washington D.C. The disbarments occurred because Lippman had been found to have stolen funds from his clients.

Dr. Bruce Kelman of GlobalTox, Inc, a Washington based environmental risk management company, testified as an expert witness for the defense, as he does in mold cases throughout the country. Upon viewing documents presented by the Hayne's attorney of Kelman's prior testimony from a case in Arizona, Dr. Kelman altered his under oath statements on the witness stand. He admitted the Manhattan Institute, a national political think-tank, paid GlobalTox \$40,000 to write a position paper regarding the potential health risks of toxic mold exposure. Although much medical research finds otherwise, the controversial piece claims that it is not plausible the types of illnesses experienced by the Haynes family and reported by thousands from across the US, could be caused by "toxic mold" exposure in homes, schools or office buildings.

In 2003, with the involvement of the US Chamber of Commerce and ex-developer, US Congressman Gary Miller (R-CA), the GlobalTox paper was disseminated to the real estate, mortgage and building industries' associations. A version of the Manhattan Institute commissioned piece may also be found as a position statement on the website of a United States medical policy-writing body, the American College of Occupational and



3. Nowhere is UC name or the UC physician, Andrew Saxon MD, who purportedly co-authored, found anywhere within the paper – except as being listed as an author.
4. No hours were billed in the creation of the Chamber paper, for anyone conferring with Saxon, the UC physician.
5. Saxon claims under oath he had no knowledge he was named as authoring the US Chamber publication and had not even read it as late as 3 years after its publication.
6. One Veritox owner, Kelman, has stated under oath that they were hired by the Manhattan Institute to write something for judges.
7. Another Veritox owner, Hardin, has stated under oath that the Chamber paper he co-authored with Kelman was a lobbying piece.
8. UC listed author, Saxon, was not paid, like Hardin and Kelman to author this fraud in health marketing.
9. No one claims authorship of the US Chamber publication on their CVs.
10. Saxon is the only physician and only non-Veritox owner listed as a purported co- author of the US Chamber paper– that falsely carries his and thus the UC name and bias the courts by lending false credibility to the US Chamber’s “environmental science”.
11. The Regents of the UC will take no action to have the UC name removed from the Chamber paper that is used to instill bias in the courts.
12. Neither will Saxon. He can’t without exposing his ACOEM mold statement co-authors, Hardin and Kelman, for putting his and the UC name of the US Chamber marketing piece, without his knowledge.
13. The University of California has generated much income via expert defense witness fees paid to the Regents when Saxon and other UC physicians use the Chamber et al’s, fraud in health marketing to bias the courts against injured workers and others.



**NDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

California Commission  
on Financial Performance  
155 Golden Gate Park  
San Francisco, California  
94102

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Bonnie*

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

*TORIVIA*

C. Date of Delivery

*4/30/10*

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

7009 2250 0000

**NDER: COMPLETE THIS SECTION**

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Article Addressed to:

RES. REGENTS UC  
EROLD SCHWARZENEGGER  
605 SPRING ST. 34167  
LOS ANGELES, CALIFORNIA  
90013

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Alex*

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

*4-29*

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

Transfer from service label)

*70*

7009 2250 0000 8411 3280

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**DER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

John Scherer #402  
40 Academy Way  
Covina, California  
91022

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Steve Springer*

☐ Agent  
☐ Addressee

B. Received by (Printed Name)

*STEVE SPRINGER*

C. Date of Delivery

*4-29-10*

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

Article Number

Transfer from service label)

*70*

7009 2250 0000 8411 3136

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540



In a message dated 5/1/2010 9:34:10 A.M. Pacific Daylight Time,  
SNK1955@aol.com writes:

Dear Dr. Hardin,

Please see attached letters that went out to many this week via certified letter and the website where they are posted on the net. I am just sending the letter addressed to you via email.

Please look at the links of attached exhibits. If there is anything I have stated incorrectly regarding your role in the mold issue, will you please let me know?

We are cleaning up the links for the website and hope to have all completed by Monday morning.

My apologies. I repeatedly spelled your name as "Brian" within the letter that went to Andrew Saxon, UCLA (retired) . I can't change that because the letters have gone out notarized and certified.

Also, I didn't realize that we had met in person at the Surgeon General's Workshop in January of 2005 until I saw a picture of you. As you know, this was just a few months before Bruce and VeriTox sued me for libel for the first public writing in which I discussed the relationship of the US Chamber, Manhattan Institute and ACOEM over the mold issue and the impact they have on litigation.

You were sitting with Elana Page of NIOSH right behind Joel Segal (of Conyers' office) and me at the Surgeon General's Workshop. I thought you were someone else who was still an employee of CDC in 2005 as you were wearing your NIOSH uniform at the meeting and everyone there seemed to know you.

Small world! Anyway, I think it is time that the University of California imprimatur come off of the US Chamber of Commerce's "A Scientific View of the Health Effects of Mold" (2003), as it is clearly a document of political and sectarian influence that is in violation of the California Constitution Article IX, Section 9(f). Andrew Saxon claims he had no knowledge he was named as co-authoring this paper. Thus, the UC imprimatur is fraud in health marketing by the US Chamber et al. Don't you think it is time to correct this?

Thank you for your help with this gravely serious matter. Please let me know if you have any corrections for the website.

Sharon Kramer

CALIFORNIA JUDICIAL WHITE AFFIDAVIT STATEMENT

Witness Attached Document (Notary to cross out lines 1-6 below)

See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

State of California

County of San Diego

Subscribed and sworn to (or affirmed) before me on this

17 day of May, 2018, by

(1) Shirley Dwayne Krumm

Name of Signer

proved to me on the basis of satisfactory evidence  
to be the person who appeared before me ( ) ( )

(and

(2) \_\_\_\_\_

Name of Signer

proved to me on the basis of satisfactory evidence  
to be the person who appeared before me.)

Signature

[Signature]  
\_\_\_\_\_  
Notary Public

Print Name and Address

*Though the information herein is not required by law, it may prove  
valuable to persons relying on the document and could prevent  
frustration, expense and waste of time in another document.*

Pl. See Page 1 (line 1) of any Attached Letter with

Title or Type of Document

Document Date

Number of Pages

Signer(s) Other Than Named Above

ALTERNATIVE METHOD  
OF SIGNATURE  
Top of thumb here

ALTERNATIVE METHOD  
OF SIGNATURE  
Top of thumb here

*Mrs. Sharon Noonan Kramer*  
*2031 Arborwood Place*  
*Escondido, California 92029*  
Tele:(760)746-8025 Fax:(760)746-7540 Email:SNK1955@aol.com

May 17, 2010

Justice Judith McConnell, Chair  
Judge Katherine Feinstein, Vice Chair  
Anthony Capozzi, Commissioner  
Bernadette M. Torvino  
California Commission on Judicial  
Performance  
455 Golden Gate Avenue Suite 14400  
San Francisco, California 94102-3660

Judge Kevin Enright  
Presiding Judge,  
San Diego Superior Court  
P.O. Box 122724  
San Diego, California 92112-2724

Re: Sharon Kramer letters sent to the Commissioners of Judicial Performance and San Diego Presiding Judge on April 28, 2010 and the replies received.

Honorable Commissioners, Judge Enright and Ms. Torvino,

Thank you for your prompt replies and your queries regarding my letters sent to the California Commissioners of Judicial Performance and Judge Enright (Judge So) on April 28<sup>th</sup>, 2010. My apologies extended. I must not have been clear that I was *not* filing a complaint or asking for anyone to intercede in my litigation at this time. (Case No. D054496, Fourth District, Division One, Court of Appeal, San Diego).

My letters were courtesy notices of what I am necessarily putting on the Internet about the case as I continue to speak out of a deception of dishonorable mass marketing that is adversely impacting US public health policy over the mold issue. Although I would certainly be well within my rights to complain of the bias in the San Diego courts to the Commission on Judicial Performance; the damage the bias has done to my family and to me personally; and the adverse impact it has had on US public health policy as a whole over the mold issue for the past five years; my letters were not complaints against any of the seven judiciaries to have overseen the now five year old libel litigation of Kelman and GlobalTox (VeriTox) vs Kramer.

Since you have asked, the sole claim of the case is that my use of the phrase "altered his under oath statements" in a March 2005 writing was a malicious and false accusation that the plaintiff, Bruce Kelman, would be one who commits criminal perjury. The irrefutable evidence of the libel case is that since September of 2005, I have been providing the San Diego courts with uncontroverted evidence



accuse him of criminal perjury? Nothing is hard to comprehend about this. However, with extreme bias intentionally instilled by being pre-marketed to the courts; rulings become based on who they believe is the most bedazzlingly credentialed party to the litigation, even when staring uncontroverted evidence of criminal perjury in the face that should tell them their perceptions are incorrect.

I have a degree in marketing. I am professionally trained to understand how concepts are promoted to cause certain actions in decision makers. That is why I have been an effective "crusader" able to help reshape public policy over the mold issue and why they hate me so much. (My apologies for my tone in this part of my letter while I am "crusading" to get through to the courts of explaining why I had to write of their judicial errors, publicly. It is difficult to write in a respectful tone when addressing brick walls of intentionally instilled bias and resultant disrespect for a litigant; and directly state and evidence the ugly truths that would cause a judiciary to derogatorily deem public participation speech of a deception in US health policy written for the public good, to be frivolously and maliciously "crusading". By law, respect and tone between judiciaries and litigants is two way street.)

The case of Kelman vs. Kramer has an outward horrid appearance of intentional judicial impropriety and of intentionally aiding and abetting the US Chamber of Commerce et al, to be able to continue to perpetrate an interstate fraud on the courts to the financial benefit of insurers, the State of California and the UC; by assisting to silence, demean, discredit and financially cripple a Whistleblower of the deception in health marketing; while repeatedly ignoring US Chamber/ACOEM author, Kelman's, criminal perjury for five years. But, I do not believe that this has been the intent of any of the judiciaries to have overseen this litigation. (At least I hope not!)

Judges are human, too, and are subject to influences of intentionally instilled bias that then impacts their perceptions and rulings. Most likely, this is what has occurred in this litigation and no amount of uncontroverted evidence or logic could overcome it, with the bias growing deeper with each new judge and justice relying on the incorrectly perceived notion of diligent, unbiased professionalism of prior judges' and justices' rulings.

Regardless of errors in the San Diego courts and the sheer Hell their biases have put my family through for five years, if laws are followed two things are soon to occur that will change the face of mold litigation and US public health policy once and for all; and will restore my undeserved, destroyed reputation that continues to cause me an inability to make a living as an honest real estate agent while a deception on the courts continues to flourish in some litigations.

1.) The University of California will force the US Chamber of Commerce to remove the UC imprimatur from "A Scientific View of the Health Effects of Mold". It is a violation of the California Constitution that the UC name be on the Chamber document of political and sectarian influence – particularly now that the Chamber publication is a legal document in an Arizona litigation being misused as a

purportedly scientific reason for the courts to consider of why they should deny insurer liability for the deaths of two newborn infants. (See prior attached letter to Andrew Saxon MD, UCLA with linked evidence on the Internet)

2.) The reviewing San Diego Appellate Court will acknowledge the undeniable evidence of the author of the Chamber's "Scientific View", Kelman's, unbridled criminal perjury and his attorney's willful suborning of it while strategically litigating for five years in the San Diego courts in the case of Kelman vs. Kramer.

Once it is acknowledged by the courts that the author of the Chamber's medico-legal publication, Kelman, has no qualms about lying under oath while strategically litigating by criminal means to silence a whistleblower - and it is acknowledged that the UC imprimatur is improperly applied on the political and sectarian US Chamber's "Scientific View" and must come off of the publication; any ounce of credibility of the Chamber publication and her ACOEM sister (both co-authored by Kelman and Hardin of Veritox) will be gone from the courts and from US public health policy. The absurd concept in health policy that Kelman and Hardin could apply math to data from a single rodent study and profess this scientifically proves that the toxins of mold are not toxic (in order to stave off liability for stakeholders of moldy buildings) will no longer carry any weight in the eyes of any courts or in any public health policy.

If at anytime in the past five years, even **ONE** San Diego judge or justice had acknowledged the uncontroverted and irrefutable evidence of Kelman's criminal perjury to create a fictional theme for my purported malice while strategically litigating to silence me, this deception on US courts and in US public health policy would have come to a screeching halt. The same hold true to this very day and I feel certain the Appellate reviewing panel understands this.

In order to help cause the above 1.) to happen, I had to write of errors of the above 2.); as my credibility has been ruined in circles where I am unknown, by errors of the San Diego courts legally deeming me to be malicious liar while ignoring the irrefutable evidence of Kelman's criminal perjury on the issue of malice for FIVE YEARS. I am forced to explain how this has occurred by errors of the courts when I write of the deceit in health marketing to decision makers in order to restore credibility to the validity of my words and my evidence of the deception in health marketing adversely impacting US public policy.

The Internet is the most cost effective way to communicate with many while providing the evidence in attached links rather than mountains of paper to be printed and mailed. My choice was to let the California Commission on Judicial Performance (mainly you, Chairwoman McConnell) and the Presiding Judge of the San Diego Courts here of the matter from someone else of what I am truthfully stating and evidencing on the Internet – or inform them directly. I chose to inform



directly. This was the purpose of my April 28<sup>th</sup> letters. A courtesy heads up if you will.

I do not know how to state this any other way than directly. The errors of that 2006 anti-SLAPP opinion with all lower courts following "their guidance" reflect quite poorly on the California judicial system as a whole given the anti-SLAPP opinion writer's position and stature as the Chair of the California Commission on Judicial Performance. I have to write about these errors - now - in order to restore my credibility, as policies are currently being cemented in the name of health care reform. Some of them are not good policies when it comes to determining who gets federally funded to decide what is "evidence based medicine" as it pertains to environmental illnesses in our nation's children.

As was stated in my letters of April 28th, the entire matter made be read and is evidenced at "TRUTH OUT Sharon Kramer Letter To Andrew Saxon MOLD ISSUE" [<http://katysexposure.wordpress.com/2010/04/30/truth-out-sharon-kramer-letter-to-andrew-saxon-mold-issue/>] In relevant parts regarding the San Diego courts and what is on the Internet with linked evidence:

"Section 2, 4) It is this **US Chamber of Commerce's paper**, not Dr. Craner's, that is the one I have recently informed the San Diego courts in the Kelman Case is the one that cites false physician authorship and is a "nonscientific piece", (according to you). This US Chamber paper is the one that has been interjected into a legal proceeding purportedly as a credible scientific piece that you call a "nonscientific piece", of which I have recently informed the courts in the Kelman Case.

Section 6, 31) So you know, Brian, retired high level CDC/NIOSH employee, was **never disclosed to be an owner** of VeriTox or a party to the Kelman Case on the **Certificate of Interested Parties** submitted to the Appellate Court in 2006. When denying the anti-SLAPP motion, the current Chair of the California Commission on Judicial Performance, Justice Judith McConnell, wrote the **anti-SLAPP opinion** being **informed and evidenced**, yet **ignoring this fact**. The courts were also informed via irrefutable evidence, that undisclosed party, Brian's, business partner, Bruce, **committed perjury to establish a fictional reason** for my malice for him, personally - in a libel litigation where the sole claim of the case is that I maliciously accused Bruce of committing perjury by my use of the phrase "altered his under oath statements" that just happened to be in the same writing that was the first to publicly write of the deceit of the US Chamber paper.

32) It was a **unanimous, unpublished Appellate opinion** issued on November 16, 2006 with Justices Cynthia Aaron and Alex McDonald concurring - and **no one** acknowledged the evidence that Brian's name was oddly missing from the Certificate of Interested Parties or that his US Chamber co-author and business partner, Bruce, was committing perjury to establish a needed reason for personal malice.

33) I sure hope the Appellate panel **grasps the law** this time around, ie, that legally, one cannot use criminal perjury to prove they were falsely accused of criminal perjury - because four San Diego lower court **judges failed to**



**understand this** – just like the anti-SLAPP Appellate panel did in 2006. I have provided uncontroverted and irrefutable evidence of **Bruce's perjury to establish a needed libel law reason** for me to harbor malice for him personally, no less than **fifteen times** for the San Diego courts since September of 2005.

34) I do I do not even know Bruce personally, and I am pretty sure that citizens of the United States and of California are suppose to be able to speak out of a deceit in health marketing adversely impacting US public health policy (of which Bruce just happens to be one of many involved) without fear of retribution – no matter whose ox is getting properly gored, including the US Chamber of Commerce, the American College of Occupational & Environmental Medicine and the University of California. The only time I met him prior to researching conflicts of interest in health marketing was when **he testified in my own mold case** that my **home was an increased risk** for my daughter with Cystic Fibrosis after a botched remediation because the mold spore count was higher. As such, he helped my family receive approximate a half a million dollar settlement. Russ Hiles of the **Abad Case** can confirm this for you. **Stone & Hiles** was the law firm that hired Bruce as an expert witness in my family's mold litigation of long ago.

35) It has cost me literally millions to defend the **truth of my words** written in **March of 2005**, in the name of public health of the **scientific fraud of the US Chamber medico-legal paper** – with the UC imprimatur on it. It has been five years worth of unbridled strategic litigation. I have been called every name in the book by people like **Ron Gots** and political yellow journalists with the ability to publish nationally, Daniel Heimpel and Jill Stewart of **Village Voice Media** published a **false** – false light political hit piece three weeks **before the 2008 trial**. Heimpel was awarded political investigate reporter of the year by the **LA Press Club 2008**. However, LA Press Club board member and editor of Daniel Heimpel's work, **Jill Stewart, did not submit his yellow journalism** over the **modifications** in the body of work to be considered for this prestigious award in journalism. My husband and **children were even attacked** and held out in false light to try to intimidate and discredit me. Although this has caused an extreme hardship on my own family, **I will not be silenced** about a deeply seeded **scientific fraud in health marketing** by the US Chamber of Commerce et, al, that continues to adversely impact US policy and the health and safety of the American public to the financial benefit of US Chamber and affiliates.

36) **Keith** – who is also licensed to **practice law in the State of California** just like the **Abad Case** attorney Russ of **Stone & Hiles** is – can also verify for you that I have never submitted any document to the courts that states I "wrote the paper" that was authored solely by Dr. James Craner to the best of my knowledge for the **IJOEH in 2008.**"

If I was going to complain to the California Commission on Judicial Performance, it would be a whopper of a complaint and complete with supporting evidence. It would be for violations of Judicial Canons of Ethics of bias against a class of people, those injured by the contaminants found in water damaged buildings; along with bias against an individual, one of the injureds' most staunch, vocal and effective "crusading" advocates, me.

It would be for repeated failure to stop criminal activity of perjury and suborning of perjury in a libel litigation that has been strategically litigated and is causing a scientific fraud to continue, interstate, in some courts involving the US Chamber of Commerce and other influential entities, ie, That it is scientifically proven the toxins of mold are not toxic to humans by math added to data from one rodent study. All claims of illness and death are only being made because of "trial lawyers, media and Junk Science"...and of, course "crusaders".

It would be for court bias aiding to demean, denigrate, financially cripple and retaliate against a whistleblower of a fraud in US health policy to the benefit of the US Chamber, Department of Justice, et al., while the state of California generates income from the continued fraud in health marketing via their share of UC employee expert defense witness fees on behalf of insurers.

#### Canon 3 B. Adjudicative Responsibilities

(5) A judge shall perform judicial duties without bias or prejudice. A judge shall not, in the performance of judicial duties, engage in speech, gestures, or other conduct that would reasonably be perceived as (1) bias or prejudice...

#### Canon 3 C. Administrative Responsibilities

(1) A judge shall diligently discharge the judge's administrative responsibilities impartially, on the basis of merit, without bias or prejudice, free of conflict of interest, and in a manner that promotes public confidence in the integrity of the judiciary.

#### Canon 3 D. Disciplinary Responsibilities

(2) Whenever a judge has personal knowledge that a lawyer has violated any provision of the Rules of Professional Conduct, [sic, uncontroverted evidence of willful and repeated suborning of perjury to create a needed theme of personal malice for 5 years in the San Diego Court system] the judge shall take appropriate corrective action.

(4) Whenever a judge has reliable information that another judge has violated any provision of the Code of Judicial Ethics, the judge shall take or initiate appropriate corrective action, which may include reporting the violation to the appropriate authority.

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But I am *not* filing a complaint. I have faith that the reviewing Appellate Court will acknowledge what they must by law, I,e, the uncontroverted evidence of criminal perjury used to make up a reason why one would be accused of criminal perjury – with all courts turning a blind eye to the uncontroverted and irrefutable evidence of the criminal perjury as they piled on to errors of prior courts. I have faith that all rulings that were won by this unbridled fraud on the courts will be reversed in the litigation.





*no judgment entered*

Pressman (Judge Pressman) and the Honorable Judge William S. Dato (Judge Dato). (Vol.9 RT.597)

As it stands today, there is already a judgment entered that is not withstanding the verdict.(Vol.5 App.1080-1084)

Appellant is not recognized as a prevailing party in the judgment. Nor is there a judgment that reflects she was awarded costs in a post trial ruling. (Vol.V App.1234-1238)

Within the judgment that is entered, Respondent was awarded costs for both himself and the non-prevailing party, GlobalTox (Vol.9 RT.600-601) Appellant had to first motion to be recognized *as* a prevailing party and motion again to receive her costs, with the courts refunding Appellant \$120 for the additional motions required. (Vol.9 RT.605-606)

Although rulings reflect Appellant prevailed over Globaltox and was awarded costs, the judgment still does not reflect this. (Vol.V App.1234-1238)

On December 12, 2008, Judge Schall's last day to preside over Department 31, she made a ruling recognizing Appellant as prevailing party over GlobalTox, but denied Appellant's motion for judgment not withstanding the verdict. Judge Schall refused to even hear oral arguments on Appellant's motion for new trial and to strike costs of Respondent. The ruling was not mailed as final until December 16, 2008. (Vol.V App.1075-1077) (Vol.9 RT 575)

Appellant filed a motion for reconsideration of the rulings with Judge Pressman on December 22, 2008.(Vol.V App.1102-1120) On January 7,

2009, Judge Pressman declined to review, stating he had lost jurisdiction as a judgment had been entered on 12/18/08. (Vol.V App.1222-1223)

Appellant can find no record of a judgment entered on that date in the North County records files, nor was she ever noticed of this occurring.

Appellant did, however, receive a yellow Post It from the new judge of the department, Judge Dato, clerk of the court, mailed on January 9, 2009. It was attached to the original judgment that had been entered on October 16, 2008. It still did not acknowledge Appellant as a prevailing party or being awarded cost. The only thing amended was that on page 2, it was initialed and dated “mg 12/18/08”. “mg” are the initials of Michael Garland, Judge Schall’s clerk of the court.(Vol.V App.1080-1084)

As such, one of the errors in need of correction is for Appellant to be recognized in a judgment as a cost awarded prevailing party over GlobalTox. GlobalTox is not appealing the jury verdict. Costs that were awarded to Respondent for the expenses incurred by the nonprevailing GlobalTox in the amount of \$3626.33 need to be stricken. (Vol. II App. 537-538)

In other words, Respondent Counsel, Keith Scheuer, (Scheuer) submitted costs for both his prevailing client and his losing client in the amount of \$7252.65. (Vol.II App.537-538) (Vol. 9 RT. 600-601) Judge Schall granted them. The court erred in not finding Appellant a prevailing party consistent with the portion of the verdict that no one is challenging. Appellant was not noticed of the September 24, 2008, ruling until the judgment was already entered on October 16, 2008. With Appellant becoming Properia Persona on September 15, 2008, and requiring different

rules of notice on rulings and judgments, it did not help with the confusion and stress of a court in transition.(Vol.V App.979)

## **II.**

### **STATEMENT OF APPEALABILITY**

This appeal is made from a ruling mailed on December 16, 2008, denying Appellant's motion for judgment notwithstanding the verdict, motion for new trial and motion to strike costs awarded to Respondent.(Vol.V App.1075-1077)

In addition it is made from a refusal for reconsideration by the Presiding Judge of the North County Superior Court, issued on January 7, 2009.(Vol.V App.1078-1079) This refusal to reconsider was based solely on a judgment filing date (12/18/08) that Appellant can find no record of its existence in the North County records files.

This appeal is for a different judgment than the one that was reportedly entered on "12/18/08" that is already notwithstanding the verdict and where Appellant is not recognized as a prevailing party over GlobalTox. Or at the very least, this appeal is for a new trial.

In addition, it is an appeal to strike costs of Respondent and the non-prevailing party, GlobalTox. These costs were awarded to Respondent by Judge Schall in the amount of \$7252.65. This appeal is authorized by the Code of Civil Procedures 904.2 subdivision(b)(e) and 906.



The Courts KNOW they aided w/ Criminal Perjury

3. From Kramer's Reply Brief of October 2009, while citing the fraud in Kelman's Brief of September 2009, of which this court must have overlooked that they were evidenced there is simply no evidence of Kramer ever being impeached as to the subjective belief in the truthfulness of her words *"altered his under oath statements on the witness stand"* in trial or any other time, or that her Press Release was maliciously motivated:

"(Respondent's Brief, Page 16) proves that Respondent knows he did not impeach Appellant as to the belief in her words. For Counsel to resort to the statement, *"And she flailed at trial when she tried to justify her willful refusal to heed Vance's warning. (Reporter's Transcript, 334:5-19)"* in which Appellant had mixed the word *"what"* with *"that"*, is an acknowledgement that Respondent and Counsel know they have never impeached Appellant as to the belief in her words." (Kramer's Reply Brief, pg 31)

4. Reporter Transcript, 334:5-19 of the trial states:

Mr. Scheuer: Why didn't you want to wait?

Mrs. Kramer: Because this – old news is no news, and this was a case of national significance. It was one the first in the northwest where a jury had found that children had suffered neurocognitive damage from the exposure to mold, and it was important to get it out.

"And the other reason I didn't want to wait is because I didn't want to see this spun by industry into, 'Some stupid jury found toxic mold did blah, blah, blah'. I have a degree in marketing, and I understand what time is important –"

Mr. Bandlow: "That timing"

Mr. Scheuer: I'm sorry.

Q. (by Mr. Scheuer) –"That timing is important when you are putting information out".

5. As shown above this court was informed and evidenced, "Reporter Transcript, 334:5-19", does not support the statement in Kelman & Scheuer's

1 brief of "And she flailed at trial when she tried to justify her willful refusal to heed  
2 Vance's warning. (Reporter's Transcript, 334:5-19.)" Its fraud in a brief to falsely  
3 portray impeachment and malice and this court was evidenced it was fraud.

4  
5 6. In Kelman's reply brief of September 9, 2009, on page 20 the following  
6 statements are made:

7 "Appellant virtually ignores this mountain of evidence of actual  
8 malice, and fixates instead on purported deposition testimony  
9 from her old lawsuit against Mercury Casualty (which settled long  
10 before the instant action commenced).

11 Appellant's theory apparently is that Dr. Kelman bamboozled  
12 several trial court judges and this Court about the substance of his  
13 testimony in her Mercury Casualty case, and that this  
14 bamboozlement irretrievably tainted this entire lawsuit – creating  
15 what Appellant calls "insurmountable judicial perception bias of the  
16 case." (Appellant's Errata Opening Brief, page 33.)

17 She claims that this bias "stopped Appellant from being able to  
18 discuss what she needed to in order to defend herself."  
19 (Appellant's Errata Opening Brief, page 35.)

20 "The judicial perception bias went from court to court, ruling to  
21 ruling causing a manifest destiny verdict that the press release  
22 was wrong and Appellant had maliciously lied with the use of the  
23 word 'altere.' (Appellant's Errata Opening Brief, page 45.)

24 There are many, many problems with Appellant's theory.  
25 First, it has no factual basis."

26  
27 7. This court must have missed the numerous times and numerous amounts  
28 of uncontroverted evidence Kramer provided that Kelman committed perjury  
in this litigation to establish false extenuating circumstances based on a  
testimony he is irrefutably evidenced to have never even given in Kramer's  
Mercury case of long ago - because the Opinion does not even mention any of  
the evidence of the fraud. Some of the bate stamped evidence from Kramer's



1 appendix, Vol. 4, 988 -1055) may be viewed online at  
2 <http://freepdfhosting.com/c35afb9c81.pdf> (huge pdf, takes a minute to open)

3  
4 8. The court must have missed the irrefutable evidence that Scheuer willfully  
5 suborned Kelman's perjury including in his reply brief, to inflame all courts to  
6 make Kramer's writing appear to be maliciously motivated from a lawsuit in  
7 which she received approximately one half of one million dollars in settlement.

8  
9 9. Kramer evidenced this to this court in her reply brief of October 5, 2009,  
10 but "*insurmountable judicial perception bias*" must have caused this court to not  
11 be able to understand that one cannot use perjury to make up a reason why  
12 someone would want to accuse them of perjury. This rule of law holds true,  
13 even if the Regents of the UC profit from the perjury in this strategic litigation  
14 and even if it benefits an insurer fraud that Governor Schwarzenegger signed  
15 into workers comp policy, while aiding to shift cost onto taxpayers.

16 10. From Kramer's Reply Brief of October 2009, page 8:

17 Beginning in September of 2005, Respondent and Counsel started  
18 submitting declarations to the courts providing a purported  
19 reason for Appellant's malice stemmed from a purported expert  
20 testimony Respondent claimed to have given in Appellant's  
21 personal mold litigation with Mercury Casualty, 2003. (Opening  
22 Brief. App.6-12)

23 In reality, Respondent never even gave the purported malice  
24 causing testimony that supposedly, in the words of Counsel,  
25 caused Appellant to be "*furious that the science conflicted with her*  
26 "*dreams of a remodeled home*". So she "*launched into an obsessive*  
27 "*campaign to destroy the reputations of Dr. Kelman and GlobalTox*".  
28 (Opening Brief App.8) Appellant's evidence, uncontroverted by  
Respondent's Brief, proves Respondent's declarations submitted  
to the courts under penalty of perjury established a false theme  
for Appellant's malice. It also proves Counsel has been willing to



