

1 VISTA, CALIFORNIA, THURSDAY, 1-5-2012; 9:00 A.M.

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

4 THE COURT: LET'S HEAR THE SCHEDULED EX-PARTE OF
5 KELMAN VERSUS KRAMER.

6 DO WE HAVE A TELEPHONIC ON THAT, AL?

7 THE CLERK: NO, YOUR HONOR.

8 THE COURT: GOOD MORNING.

9 MRS. KRAMER: YOU UNDERSTAND IN THE CASE OF
10 KELMAN AND GLOBALTOX VERSUS KRAMER THE SOLE CAUSE OF 09:16AM
11 ACTION WAS THE CASE OF -- THE CASE WAS FIVE WORDS
12 "ALTERED HIS UNDER OATH STATEMENTS."

13 THE COURT: WE'RE NOT GOING TO RETRY THAT.

14 MRS. KRAMER: NO. NO. I'M JUST ASKING --

15 THE COURT: BEEN THERE, DONE THAT. KNOW YOUR
16 CASE, KNOW THE PROBLEMS.

17 KNOW THIS: TOMORROW WE HAVE, AS YOU KNOW,
18 A SCHEDULED HEARING. ANY CHALLENGE TO THAT HEARING
19 MUST BE MADE AT THAT HEARING, NOT IN AN EX-PARTE.
20 EX-PARTE ISN'T DESIGNED TO COME IN AND LET'S TALK 09:16AM
21 ABOUT SUBSTANTIVE ISSUES. IT'S AT THE HEARING WE
22 DEAL WITH THAT.

23 MRS. KRAMER: I DON'T THINK THAT YOU HAVE
24 JURISDICTION TO HOLD THAT HEARING, YOUR HONOR.

25 THE COURT: YOU CAN SAY THAT.

26 MRS. KRAMER: I CAN SAY THAT TODAY OR TOMORROW?

27 THE COURT: TOMORROW. IT WON'T OFFEND ME.

28 MRS. KRAMER: YOU KNOW, I'M SCARED TO DEATH.

1 THAT STATEMENT I JUST MADE IS A MATTER OF PUBLIC
2 RECORD.

3 THE COURT: WELL, THE EASIEST WAY TO GET
4 UNSCARED IS TO STOP REPUBLISHING THE DEFAMATORY
5 MATERIAL.

6 MRS. KRAMER: THERE'S NOTHING DEFAMATORY ABOUT
7 STATING A MATTER OF PUBLIC RECORD.

8 THE COURT: I KNOW THAT'S WHAT YOU THINK. WE'VE
9 BEEN OVER THIS. THERE WAS A JUDGMENT RENDERED
10 AGAINST YOU, APPEALED, CONFIRMED, AND NOW WE HAVE 09:17AM
11 TOLD YOU YOU CAN'T KEEP DOING THAT, AND YOU SAY I
12 DON'T AGREE WITH YOU. THAT'S OKAY. THIS IS
13 AMERICA. I DON'T GET OFFENDED, BUT I HAVE TO DO MY
14 JOB.

15 MY JOB IS TO CONSIDER ALL THE ISSUES AT THE
16 HEARING TOMORROW, WHICH I'LL DO, INCLUDING MY
17 JURISDICTION. BUT THAT'S WHEN. NOT TODAY.
18 EX-PARTE ISN'T JUST WHEN SOMEONE WANTS TO COME IN
19 AND TALK ABOUT A SUBSTANTIVE ISSUE IN THEIR CASE,
20 PARTICULARLY SOMETHING LIKE JURISDICTION. 09:17AM

21 MRS. KRAMER: WELL, OKAY, I DID A LITTLE READING
22 ON IT, AND I THOUGHT THAT YOU COULD STOP THE
23 HEARING.

24 THE COURT: TOMORROW WE COULD CONSIDER THAT.

25 MRS. KRAMER: OKAY.

26 THE COURT: AND I WILL AT THE HEARING. I'LL
27 CONSIDER EVERYTHING THERE IS TO CONSIDER, THE ISSUES
28 THAT ARE FRAMED BY THE PROCEEDING. BUT THAT'S THE

1 TIME TO DO IT, NOT NOW.

2 MRS. KRAMER: OKAY.

3 THE COURT: SEE YOU TOMORROW.

4 MS. KRAMER: MAY I ASK YOU WHAT YOUR -- AND
5 TRACEY, THE PUBLIC DEFENDER THAT YOU ASSIGNED TO
6 HELP ME, ARE YOU INTENDING TO INCARCERATE ME FOR --

7 (OVERLAPPING)

8 THE COURT: I DON'T DECIDE IN ADVANCE WHAT MY
9 RULING'S GOING TO BE IN ANY KIND OF A SITUATION. I
10 HEAR THE EVIDENCE, BOTH SIDES, AND THEN I AM CALLED 09:18AM
11 UPON TO MAKE A DECISION THAT'S IN THE BEST INTEREST
12 OF THE CASE AND SOCIETY. THAT'S WHAT I DO. AND I
13 HAVEN'T BEGUN TO THINK ABOUT THAT. I HAVEN'T HEARD
14 ANYTHING. I'LL HEAR IT TOMORROW.

15 MRS. KRAMER: OKAY. ALL RIGHT.

16 THE COURT: ALL RIGHT.

17 MRS. KRAMER: THANK YOU, YOUR HONOR.

18 THE COURT: OKAY. WHAT TIME TOMORROW?

19 THE CLERK: 10:00 A.M.

20 MRS. KRAMER: IT SAYS 1:30 ON THE ORDER TO SHOW 09:19AM
21 CAUSE.

22 THE COURT: THAT'S WHY I WANTED TO BRING IT TO
23 YOUR ATTENTION.

24 THE CLERK: I HAVE IT AT 10:00 A.M.

25 MRS. KRAMER: I HAVE THE ORDER TO SHOW CAUSE
26 RIGHT HERE AND IT SAYS 1:30.

27 THE COURT: TAKE A LOOK AT THAT AND MAKE SURE WE
28 HAVE THAT ALL UNDERSTOOD. I DON'T WANT ANYBODY HERE

1 WHEN THEY DON'T HAVE TO BE HERE, AND I WANT
2 EVERYBODY HERE WHEN THEY DO HAVE TO BE HERE. JUST
3 WAIT FOR US A MOMENT.

4 (PROCEEDINGS ADJOURNED.)

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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

DEPARTMENT 30

HON. THOMAS P. NUGENT

BRUCE J. KELMAN,

PLAINTIFF,

VS.

SHARON KRAMER,

DEFENDANT.

CASE NO.

37-2010-61530-CU-DF-NC

REPORTER'S TRANSCRIPT

JANUARY 5, 2012

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

1 APPEARANCES:

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3 FOR THE DEFENDANT:

IN PROPRIA PERSONA

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN DIEGO) :

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4 I, *LESLIE G. MAST*, DO HEREBY CERTIFY:

5

6 THAT I AM A CERTIFIED SHORTHAND REPORTER,
7 CERTIFICATE NO. 3363, AN OFFICIAL COURT REPORTER OF
8 THE SUPERIOR COURT, NORTH COUNTY DIVISION, IN AND
9 FOR THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA;

10

11 THAT AS SUCH OFFICIAL COURT REPORTER, I
12 REPORTED IN SHORTHAND THE ORAL PROCEEDINGS IN THE
13 WITHIN CAUSE ON THE DATE INDICATED HEREINBEFORE; AND

14

15 THAT THE FOREGOING AND ATTACHED "REPORTER'S
16 TRANSCRIPT" IS A FULL, TRUE, AND CORRECT TRANSCRIPT
17 OF THE ORAL PROCEEDINGS HAD ON SAID DATE.

18

19 DATED THIS _____ DAY OF _____,
20 2012, AT VISTA, CALIFORNIA.

21

22

23 _____, CSR NO.3363

24

LESLIE G. MAST

25

OFFICIAL COURT REPORTER

26

27

28

I N V O I C E

JANUARY 9, 2012

FROM: LESLIE G. MAST "SKEETER"
SUPERIOR COURT REPORTER
325 SOUTH MELROSE
VISTA, CA 92081
760-201-8665

TO: MRS. KRAMER

IN RE: KELMAN V KRAMER

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

HEARING DATE: JANUARY 5 AND JANUARY 6, 2012

TOTAL DUE \$48.00

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