- 6. Although not found on record in the IT Court Case Management System "CCMS"; on January 18, 2012, KRAMER submitted an objection to the January 17, 2012 amended ORDER, including objections to omissions and misstatements of facts on record and procedural errors. KRAMER"S January 18, 2012 Notice to the Court not found in the CCMS may be read online at: <a href="http://freepdfhosting.com/38b82349b6.pdf">http://freepdfhosting.com/38b82349b6.pdf</a> The omission of this court filing in the CCMS may be viewed at: <a href="http://freepdfhosting.com/196437f8ce.pdf">http://freepdfhosting.com/196437f8ce.pdf</a>
  - 7. To reiterate a few of the procedural errors and misstatements of facts/omissions in the ORDER:
    - i.). The ORDER fails to state this is Civil Contempt of Court not criminal contempt. As stated by the Court on December 7, 2011 and read online at: <a href="http://freepdfhosting.com/aef24c874b.pdf">http://freepdfhosting.com/aef24c874b.pdf</a>

Defendant's request for a jury trial in the civil contempt matter is denied. There is no constitutional right to a jury trial in civil contempt proceedings in civil contempt proceedings in which the sentence imposed does not exceed six months' imprisonment. Codispoti v. Pennsylvania (1974) 418 US 506, 512; Mitchell v. Superior Court (1989) 49 Cal. 3d 1230, 1244. Defendant has not been charged with a criminal contempt. See Penal Code §166(a)(4) and Mitchell, supra, at 1240.

- ii.) The ORDER falsely states Tracy "SANG", Esq., is KRAMER's counsel. SANG has never been KRAMER's counsel. KRAMER has always represented herself, Pro Per. SANG "works for the courts" in criminal contempt cases not civil.
- iii.) KRAMER lawfully appeared on her own behalf at contempt trial of January 6, 2012 via affidavit. KRAMER'S appearance stating reason she did not appear in person because of fear for her safety caused by all the uncontroverted evidence of the case that this Court is suppressing may be read online at: <a href="http://freepdfhosting.com/d4be0bd127.pdf">http://freepdfhosting.com/d4be0bd127.pdf</a>
- iv.) Contrary to what the transcript of the trial shows, KRAMER is not charged with a misdemeanor or criminal contempt of court and she is not mentally incompetent. The transcript of the January 6, 2012 trial may be read online at: <a href="http://freepdfhosting.com/6bf98fa946.pdf">http://freepdfhosting.com/6bf98fa946.pdf</a>
- v.) Contrary to the direction the Court, court employee SANG and plaintiff counsel SCHEUER appear to attempt to be headed according to the trial transcript, KRAMER is mentally competent. (Attached Hereto As **EXHIBIT 1**, is the mental status evaluation of KRAMER by Dr. Lorna Swartz, January 12, 2012) Kramer was forced to spend \$600 she does not have for the evaluation and the mental status report after statements made by SANG and the Court in the trial inferring they, SCHEUER and KELMAN would like KRAMER to be found guilty of Criminal Contempt and deemed mentally incompetent. Dr. Swartz' January 12, 2012 evaluation of KRAMER may be read online at: http://freepdfhosting.com/54eaa3ce20.pdf
- vi.) Contrary to the ORDER, SANG is not KRAMER's counsel or a mental health professional. She did not represent KRAMER in trial and was never sworn in as a witness. Evidence of the Court trying to force SANG, who "works for the courts" on KRAMER as her counsel with the assistance of the Administration of the Courts "AOC", on October 21, 2012 for alleged indirect civil contempt, made be read online at: <a href="http://freepdfhosting.com/d4673d19e7.pdf">http://freepdfhosting.com/d4673d19e7.pdf</a>
- vii.) The ORDER fails to state the reason for the \$19,343.95 awarded to KELMAN, The Court did not state why in trial or at anytime put an explanation in writing. Putative damages cannot be awarded without stated reason. The court must find several elements to hold an action frivolous or in bad faith: (1) The action must be determined to be without merit; (2) the action is prosecuted for an improper motive, including harassment or delay; or (3) the action indisputably has no merit, where any

reasonable attorney would agree that the action is totally and completely without merit. Winick Corp. v County Sanitation Dist. No. 2 (1986) 185 CA3d 1170, 1176, 230 CR 289. A motion to void an order which aids the Court to unlawfully gag a party from writing of prior courts framing a defendant for libel while suppressing the evidence the plaintiff committed perjury to establish malice, with numerous court documents falsified, is not frivolous by any stretch of the imagination.

- viii.) CCMS was falsified to state that a Tentative Ruling was issued on October 20, 2011 regarding the Motion of KRAMER's for which KELMAN for some unstated reason -was awarded \$19,343.95 for KRAMER's alleged contempt of court. There was no such Tentative Ruling ever issued. The falsification of CCMS regarding the Tentative Ruling that was never issued involving the \$19,343.95 may be read online at: <a href="http://freepdfhosting.com/c8f6cf3647.pdf">http://freepdfhosting.com/c8f6cf3647.pdf</a> The actual non-Tentative issued may be read online at: <a href="http://freepdfhosting.com/43d7b93b80.pdf">http://freepdfhosting.com/43d7b93b80.pdf</a>
- ix.) The Court failed to establish that KRAMER violated a <u>lawful</u> court order one that <u>precludes</u> <u>her ability to write five words for which the Court's case file undeniably provide direct evidence KRAMER was framed for libel with actual malice by prior courts; with numerous court documents and CCMS entries falsified of judgments never entered, lien placed on KRAMER's property, who prevailed in trial, who was awarded costs, etc. in KELMAN & GLOBALTOX v. KRAMER. KRAMER's Declaration in support of MOTION TO NULLIFY VOID ORDER may be read online at: <a href="http://freepdfhosting.com/8db56e704d.pdf">http://freepdfhosting.com/8db56e704d.pdf</a> Two examples of falsified court documents from the prior case as found and suppressed in this Court's case file may be read online at: <a href="http://freepdfhosting.com/44d413025b.pdf">http://freepdfhosting.com/44d413025b.pdf</a> and <a href="http://freepdfhosting.com/12a0b4f0c3.pdf">http://freepdfhosting.com/44d413025b.pdf</a> and <a href="http://freepdfhosting.com/12a0b4f0c3.pdf">http://freepdfhosting.com/12a0b4f0c3.pdf</a></u>
- x.) The Court failed to address prior to trial, KRAMER's evidence that she had not violated a <u>lawful</u> court order establishing that the Court had jurisdiction to hold the December 6, 2012 Contempt of Court hearing. KRAMER'S ExParte Motion to stop the trial and oral arguments of December 5, 2012 with this Court stating that this would be addressed the next day before trial, may be read online at: <a href="http://freepdfhosting.com/b8f3113096.pdf">http://freepdfhosting.com/b8f3113096.pdf</a> and <a href="http://freepdfhosting.com/78510c742a.pdf">http://freepdfhosting.com/b8f3113096.pdf</a> and <a href="http://freepdfhosting.com/78510c742a.pdf">http://freepdfhosting.com/78510c742a.pdf</a>
- 8. With regard to KRAMER's impending incarceration for inability to perform tasks stipulated in the unlawful REVISED ORDER & JUDGMENT FOR CONTEMPT it states in relevant parts: "In the courts of the proceedings in the case of Kelman v. Kramer, 37-2010-00061530-CU-DF-NC, this Court issued a preliminary injunction, filed on May 2, 2011, enjoining Defendant and Contemner Sharon Kramer from republishing a statement that had been found to be libelous in an action title Kelman v. Kramer, San Diego Superior Court case no. GIN044539. In relevant part, the preliminary injunction provided:

IT IS HEREBY ORDER that, during the pendency of this action, defendant Sharon Kramer is enjoined and restrained from stating, repeating or publishing by any means whatsoever, the following statement: 'Dr. Kelman altered his under oath statements on the witness stand' while he testified as an [ sic, professional toxic tort defense] witness in a trial in Oregon.'

Contemner, with full knowledge of the preliminary injunction, republished the defamatory statement by posting it [sic letters sent to the Chief Justice and Judicial Council Members on September 11, 2011 seeking help to stop court, SCHEUER and KELMAN harassment <a href="http://freepdfhosting.com/65495fd522.pdf">http://freepdfhosting.com/65495fd522.pdf</a>] on the Internet (i) on the Katy's Exposure website on September 13, 2011[sic KRAMER's direct evidence that was sent to the Chief Justice of the California Supreme Court, et. al., and placed on the Internet of who, how and why within the CA courts framed a defendant for libel with actual malice for the statement, suppressed the evidence that the plaintiff committed perjury to establish reason for malice; falsified court documents, falsified CCMS

entries along with its continued adverse impact on public health <a href="http://wp.me/plYPz-3aV">http://wp.me/plYPz-3aV</a>]; (ii) on the Yahoo Groups "Sickbuildings" chatroom on November 3, 2011 [sic, not a post made by KRAMER <a href="http://freepdfhosting.com/db99aa4548.pdf">http://freepdfhosting.com/db99aa4548.pdf</a>]; which linked to an article on the Katy's Exposure website dated November 3, 2011 [sic 11/03 by European time zone and about this Court's swov suppression of evidence concealing the framing of a defendant for libel with actual malice by prior courts <a href="http://wp.me/plYPz-3dY">http://wp.me/plYPz-3dY</a>]; (iii) on Katy's Exposure website on November 4, 2011 [sic\_again of this Court's suppression of evidence & harassment <a href="http://wp.me/plYPz-3et">http://wp.me/plYPz-3et</a>] and (iv) on the Yahoo Group "Sickbuildings" chatroom on November 5, 2011, which linked to an article, also dated November 5, 2011, on the Katy's Exposure website.[sic, there was <a href="http://freepdfhosting.com/68d9ce0aaa.pdf">http://freepdfhosting.com/68d9ce0aaa.pdf</a>] ...(c) That the <a href="mailto:contemner">contemner</a> is sentenced to spend a total of <a href="mailto:five days in the San Diego County jail">five days in the San Diego County jail</a> pursuant to the C.C.P. section 1218(a), which shall be suspended upon the condition that, prior to February 6, 2012, <a href="mailto:contemner publish a retraction">contemner publish a retraction</a> on the Katy's Exposure website and on the Yahoo Group "Sickbuildings" chatroom of the defamatory statement set for in the preliminary injunction...."

## 10

1112

13

14

1516

17

18

19

20

2122

23

2425

26

2728

### II KRAMER DOES NOT OWN KATY'S EXPOSURE BLOG

- 1. As the Court, KELMAN, SCHEUER and SANG are aware, KRAMER is not the owner of "KATY'S EXPOSURE". All are aware that Crystal "STUCKEY" is the owner.
- 2. On May 6, 2011, after the Temporary Injunctive Relief Order "TIRO" issued by the COURT on May 2, 2011 which precluded KRAMER from republishing the five words for which she was framed for libel with actual malice by the Fourth District Division One Appellate Court; SCHEUER mailed a threat to STUCKEY not to republish the sole cause of action words of the litigation that is a matter of public record, "altered his under oath statements". [Threat: <a href="http://freepdfhosting.com/5a3c5a16c6.pdf">http://freepdfhosting.com/5a3c5a16c6.pdf</a> Sole cause of action words Pg 4, Line 5: <a href="http://freepdfhosting.com/ec62b54c79.pdf">http://freepdfhosting.com/ec62b54c79.pdf</a> In relevant part the interstate US Postal Service mailed threat to STUCKEY from SCHEUER on May 6, 2011, states:

VIA EMAIL AND US MAIL

May 6, 2011

Ms. Chrystal Stucky KATYSEXPOSURE 6010 Sandy Valley Drive Katy, TX 77449-6577

Re: KELMAN v. KRAMER
San Diego Superior Court case no. 37-2010-00061530-CU-DF-NC

Dear Ms. Stucky:

Please be advised that if you republish the defamatory matter, we will pursue you personally to the fullest extent permitted by law.

KS/sel Encs.

3. <u>STUCKEY</u> refuses to allow the posts of September 13, 2011, November 3, 2011 and November 4, 2011 containing the words, "altered his under oath statements" when discussing litigations that that are a matter of public record to be retracted from her blog, KATY'S EXPOSURE. There was no post made on KATY'S EXPOSURE on November 5, 2011 to be retracted.

- 4. (*Attached Hereto As EXHIBIT 2*, is the February 6, 2012 Declaration of Crystal Stuckey) It may be read online at: <a href="http://freepdfhosting.com/5534e07fdf.pdf">http://freepdfhosting.com/5534e07fdf.pdf</a>, & <a href="http://wp.me/plYPz-3id">http://wp.me/plYPz-3id</a> & <a href="https://www.facebook.com/#!/pages/Justice-for-Sharon-Noonan-Kramer/265403400200156">https://www.facebook.com/#!/pages/Justice-for-Sharon-Noonan-Kramer/265403400200156</a>).
  - 5. In relevant parts the STUCKEY Declaration states:

I am aware and have the direct evidence posted on Katy's Exposure that the Fourth District Division One Appellate Court issued a second opinion in September of 2010 in which they concealed they had crafted their 2006 anti-SLAPP opinion to make the false finding that Sharon Kramer was guilty of libel with actual malice and that all lower courts followed their lead, including the trial court when framing the scope of the trial and in post trial rulings.

I am aware and have the direct evidence posted on Katy's Exposure that numerous court documents and computer entries were falsified in the case of judgments that were never entered and concealing who were the actual parties to the litigation, with Bryan Hardin who is a retired Deputy Director of NIOSH and co-owner of Veritox being an undisclosed party to the litigation.

I am aware that this court is suppressing the uncontroverted evidence in its case file that Bruce Kelman committed perjury to establish malice and Keith Scheuer repeatedly suborned it. I am aware and have the evidence on Katy's Exposure that on July 15, 2011, this court deemed it "frivolous" that all prior courts suppressed the evidence of plaintiff's perjury and threatened to sanction Sharon Kramer when she asked that the plaintiff attorney be made to corroborate reason given for malice in a libel litigation.

I am aware that if the court would acknowledge Sharon Kramer's uncontroverted evidence in its case file that the prior courts framed her for libel for the words, "altered his under oath statements", suppressed the evidence that Bruce Kelman (author of mold policy for ACOEM and the US Chamber) committed perjury to establish reason for malice, falsified court documents and computer entries; and then in a second case gagged her from being able to write the exact words for which she was framed; the deceptive marketing campaign of the US Chamber of Commerce that all claims of illness from WDB are only being made because of "trial lawyers, media and Junk Science" would immediately vanish from policy and courtrooms throughout the United States.

As the owner of Katy's Exposure I do not give Sharon Kramer permission to retract the truthful and well evidenced post of September 13, 2011 from Katy's Exposure, "Is The California Court Case Management System (CCMS) Being Misused For Politics In Policy & Litigation.....And The Fleecing Of The California Taxpayer Over The Mold Issue?" Based on the evidence I have posted on Katy's Exposure, the answer appears to be a resounding "Yes".

The posts of November 3 & 4 on Katy's Exposure are titled respectively "Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many children abused by their actions" and "Texas Judge Won't Be Charged With "Beating Into Submission"

<u>To Stop Internet Use. Will California's Leading Judiciaries Ever Be Charged For Collectively Trying To Do The Same To Whistle Blowing Bloggers?"</u>

As the owner of Katy's Exposure, I do not give Sharon Kramer permission to retract these truthful posts of November 3, 2011 and November 4, 2011 from my blog, Katy's Exposure. There is no post dated November 5, 2011 on Katy's Exposure Blog to be retracted, nor was there ever.

## III KRAMER DOES NOT OWN SICKBUILDINGS SUPPORT GROUP

1. Kevin "CARSTENS" is the owner of "SICKBUILDINGS" online support group of approximate 2800 members. Most have been injured by biocontaminants that are often found in water damaged buildings. (Attached Hereto As **EXHIBIT 3** is the Declaration of Kevin Carstens. It may be read online at:

http://freepdfhosting.com/33b2d76d81.pdf ,& http://wp.me/pIYPz-3is &

https://www.facebook.com/#!/pages/Justice-for-Sharon-Noonan-Kramer/265403400200156)

2. CARSTENS refuses to retract the post of November 3, 2011 made by Sickbuildings member Karen Dean, **not by KRAMER**, which states,

repost and repost Lets post these words everywhere, on every facebook and blog site, over and over "In the matter of Kelman & GlobalTox v. Kramer, Bruce Kelman and GlobalTox, Inc., sued Sharon Kramer for the words, Dr. Kelman `altered his under oath statements on the witness stand"?

3. CARSTENS states that KRAMER does not have the ability to retract her posts or anyone else's from SICKBUILDINGS. In relevant part the CARSTENS Declaration states:

I respectfully decline to retract the reply post made by Karen Dean on November 3, 2011, which accurately states the sole cause of action of Kelman & GlobalTox v. Kramer is over five words, "altered his under oath statements". This is a matter of public record.

As the owner and moderator of Sickbuildings, I respectfully decline to retract the posts made by Sharon Kramer on November 2 and November 5, 2011.

There is no post made by Sharon Kramer on this subject on November 3, 2011. The November 5, 2011 Sickbuildings post by Sharon Kramer does not link to a November 5, 2011 post on Katy's Exposure because there was no post made on Katy's Exposure on November 5, 2011.

I am aware and have the direct evidence posted on Sickbuildings that on May 2, 2011 in a second case, this case, Sharon Kramer was <u>enjoined by Temporary Injunctive Relief Order from republishing the sole cause of action phrase from the prior case, "altered his under oath statements", the phrase for which the courts had framed her for libel with actual malice in the <u>first case.</u></u>

I am aware and have the direct evidence posted on Sickbuildings that the California Fourth District Division One Appellate Court issued an anti-SLAPP opinion in November of 2006 in which they falsely made Sharon Kramer's writing appear to be a libelous accusation that Bruce. Kelman lied on a witness stand about being paid by the Manhanttan Institute think-tank to make edits to ACOEM's mold

position statement of 2002, "Adverse Human Health Effects Associated With Molds In The Indoor Environment."

I am aware and have the direct evidence posted on Sickbuildings that <u>Sharon Kramer's writing</u> accurately states the exchange of think-tank money was for the US Chamber of Commerce's mold position statement, "A Scientific View of the Health Effects of Mold".

I am aware and have the direct evidence posted on Sickbuildings that the Fourth District Division One Appellate Court issued a <u>second opinion in September of 2010 in which they concealed they had crafted their 2006 anti-SLAPP opinion to make the false finding that Sharon Kramer was guilty of libel with actual malice.</u>

I am aware and have the direct evidence posted on Sickbuildings that <u>numerous court documents</u> and computer entries were falsified in the case of judgments that were never entered and concealing who were the actual parties to the litigation, with Bryan Hardin who is a retired Deputy Director of NIOSH and co-owner of Veritox being the undisclosed party.

If this court would like to post an explanation of why it is sentencing Sharon Kramer to jail for republishing the phrase the prior courts are evidenced in this court's case file to have framed her for libel with actual malice and with one post for which she is to be jailed not even being made by her, I will share the court's post with the 2800 members of Sickbuildings.

If Bruce. Kelman would like to post the direct evidence corroborating the statements he made under penalty of perjury in declarations of why Sharon Kramer would have reason to harbor malice for him, I will share the post with the 2800 members of Sickbuildings.

If the Fourth District Division One Appellate justices would like to post an explanation to the 2800 members of Sickbuildings of why they crafted their Appellate opinions in 2006 and 2010 to make the false finding of libel with actual malice and suppressed the evidence that Bruce Kelman committed perjury to establish needed reason for malice, while knowing they were aiding the marketing campaign of the US Chamber of Commerce to remain in US policy and US courts, I will share the post with the 2800 members of Sickbuildings.

If the clerks of the court would like to post an explanation to the 2800 members of Sickbuildings of why they falsified court documents and computer entries of judgments never entered and concealed who were the true parties to the litigation\_of Kelman & GlobalTox v. Kramer, I will share the post with our 2800 members.

If Mr. Kelman's attorney, Keith Scheuer, or the clerks of the court or judiciary would like to post an explanation of how and why Sharon Kramer has an interest accruing lien on her property for costs incurred by Mr. Scheuer's trial losing client, Veritox, with interest accruing from a date of three weeks before he even submitted costs, I will share the post with our 2800 members.

If the Chief Justice of the California Supreme Court, Tani Cantil-Sayauke, would like to post an explanation of why Sharon Kramer is to be incarcerated for placing the direct evidence on the Internet, September 13, 2011, November 2, 2011 and November 5, 2011 that the Chief Justice is aware of the illegalities of these two cases by officers of her courts and its continued adverse impact on the 2800 members of Sickbuildings, I will share the post with our members.

Until the California judicial system, Mr. Kelman and Mr. Scheuer provide an explanation of why the courts framed a defendant for libel, suppressed the evidence the plaintiff committed perjury, falsified court documents and computer entries, gagged the defendant from republishing the words for which she is evidenced to have been framed by the courts, and is

now going to be incarcerate her for refusing silence of how the courts' actions continue to harm the 2800 members of Sickbuildings; no posts of Sharon Kramer's or any other member of Sickbuildings regarding this matter will be retracted.

#### I۷

#### KRAMER IS UNABLE TO COMPLY WITH UNLAWFUL COURT ORDER & JUDGMENT

- 1. Again, the ORDER states, "That the <u>contemner is sentenced to spend a total of five days in the San Diego County jail</u> pursuant to the C.C.P. section 1218(a), <u>which shall be suspended upon the condition that</u>, <u>prior to February 6, 2012, contemner publish a retraction on the Katy's Exposure website and on the Yahoo Group "Sickbuildings"</u> chatroom of the defamatory statement set for in the preliminary injunction....".
- 2. C.C.P 1209(b)states, "A speech or publication reflecting upon or concerning a court or an officer thereof shall not be treated or punished as a contempt of the court unless made in the immediate presence of the court while in session and in such a manner as to actually interfere with its proceedings"
- 3. Without being able to state there is anything untruthful or inaccurate in the posts, the three posts by KRAMER that the Court want removed from the Internet by Court order are titled:
  - "Is The California Court Case Management System (CCMS) Being Misused For Politics In Policy & Litigation.....And The Fleecing Of The California Taxpayer Over The Mold Issue?"
  - "Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many children abused by their actions" and
  - "Texas Judge Won't Be Charged With "Beating Into Submission" To Stop Internet Use. Will California's Leading Judiciaries Ever Be Charged For Collectively Trying To Do The Same To Whistle Blowing Bloggers?"
- 4. The fourth post the Court wants removed by court order was not made by KRAMER. It was made by Karen Dean and states states,
  - repost and repost Lets post these words everywhere, on every facebook and blog site, over and over "In the matter of Kelman & GlobalTox v. Kramer, Bruce Kelman and GlobalTox, Inc., sued Sharon Kramer for the words, Dr. Kelman `altered his under oath statements on the witness stand"?
- EXAMER does not have the ability to comply with the ORDER to avoid incarceration. C.C.P 1211.5. states, "At all stages of all proceedings, the affidavit or statement of facts, as the case may be, required by Section 1211 shall be construed, amended, and reviewed according to the followings rules: (b)...No order or judgment of conviction of contempt shall be set aside, nor new trial granted, for any error as to any matter of

pleading in such affidavit or statement, <u>unless</u>, <u>after an examination of the entire cause</u>, <u>including the evidence</u>, the court shall be of the opinion that the error complained of has resulted in a miscarriage of justice.

- 6. Civil Contempt of Court is the charge. The purpose of indirect civil contempt is to coerce compliance with an order by imprisoning the contemner until performance of an act he or she has the power to perform. CCP §1219(a) states. "The 'coercive' imprisonment must end when the contemner no longer has the power to comply."
- 7. The Court does not have legal authority to incarcerate a *never legally impeached US citizen*, KRAMER, for failure to comply with a court order for which KRAMER cannot comply; and for truthful speech or publication made regarding judicial officers in cases that are a matter of public record. Additionally, one day of the jail sentence is for a post KRAMER did not even make. One is for a nonexistent post on KATY'S EXPOSURE and one is for a post on SICKBUILDINGS supposedly linking to the non-existent post on KATY'S EXPOSURE.
- 8. An adjudication for indirect contempt requires that the facts show the contemper's willful and contemptuous refusal to obey a valid order of the court. In re Cassil (1995) 37 CA4th 1081, 1087–1088, 44 CR2d 267 (accused does not have burden of proving inability to comply with order).

V.

#### SUPPORT LEGISLATION IMPACTING THE COURT'S FINANCES....GO TO JAIL?????

- 1. On February 3, 2012, SCHEUER submitted a FOURTH SUPPLEMENTAL DECLARATION OF KEITH SCHEUER IN SUPPORT OF PLAINTIFF'S APPLICATION FOR HOLDING DEFENDANT IN CONTEMPT. It may be read online at: http://freepdfhosting.com/b50a2861b8.pdf
- 2. Attached as exhibit were new posts made by KRAMER regarding the need for passage of AB1208 to remove control of the California courts' coffers from those judicial branch leaders that KRAMER can and has provided uncontroverted and direct evidence are ethically challenged.
- 3. Nowhere in the posts of January 29<sup>th</sup> <a href="http://wp.me/plYPz-3ga">http://wp.me/plYPz-3h0</a> and February 1<sup>st</sup> <a href="http://wp.me/plYPz-3hk">http://wp.me/plYPz-3hk</a> were the five words for which KRAMER is gagged by this Court from republishing, "altered his under oath statements" written in the posts or in KRAMER'S letters to California Assemblymen, Senators.
- 4. As illustrated by SCHEUER's exhibits, KRAMER stated in letter to Judicial Council member and Assemblyman Mike Feuer that she was being held in contempt and to be incarcerated already for sending him a letter seeking his help on September 11, 2011; and that she could not republish the sole cause of action

words from KELMAN & GLOBALTOX v. KRAMER again without risk of more incarceration and sanctions. Specifically on page 3 of SCHEUER's newest complaint it quotes KRAMER as writing:

"In order to seek your help, I had to violate a COURT ORDER that precludes me from using words for which the courts framed me for libel with actual malice in one case and then gagged me from writing of their actions in another. I would write the five words here as I again seek your help. However if I do, that could be five more days in jail for me and several thousands of dollars more in sanctions.

# VI. CONCLUSION

As illustrated by SCHEUER's exhibits; he, KELMAN and this Court know KRAMER does not have the ability to remove posts from SICKBUILDINGS or KATY'S EXPOSURE to avoid incarceration by this Court because the Internet site owners control post retractions and are refusing to remove.

As illustrated by SCHEUER trying to use this case to silence KRAMER of politics in the courts aiding himself and his clients, by attaching posts of KRAMER's that do not even contain the five words, "altered his under oath statements", this harassment by SCHEUER and KELMAN aided by this Court must stop, NOW!

KRAMER respectfully requests that this Court stop aiding to harass her and others for exposing on the Internet that there are severe ethics problems within the judicial branch of California and that these ethics problems are egregiously adverse to the public's best interest, health and safety.

We will not be silenced. There are thousands of lives that are continuing to be adversely impacted by the courts' numerous misdeeds in KELMAN & GLOBALTOX v. KRAMER and in KELMAN v. KRAMER. To take it to the level of incarceration of KRAMER to conceal judicial misdeeds, past and present, is taking the matter into a whole new realm of criminality by members of the California judicial system.

February 10, 2012	
•	Sharon Kramer, Pro Per

#### **DECLARATION OF SHARON KRAMER**

Honorable Thomas Nugent, please stop abusing your position of authority as a Constitutional officer of the court. What you are doing is unlawful harassment, intimidation and threat to block my movement to conceal unlawful and criminal actions by leaders of the Judicial Branch of California.

You now have a pony in the race to see me incarcerated and silenced for exposing not only their actions, but your actions. For nearly one year, you have willfully gagged me from writing the exact words for which you case file provides the direct evidence you know the prior courts framed me for libel with actual malice while they falsified court documents and CCMS computer records.

You have suppressed this evidence in this case including the fact that you know the continued adverse impact on public health causing harm to thousands directly because of your current unlawful actions.

You must know by now I am not going to be silenced and neither are others whose numbers and understanding of this case for its impact on thousands, are growing by the day.

With the passage of AB1208 in the Assembly, you must know by now that Speak With One Voice is rapidly leaving the California judicial system for the sake of the preservation of the Constitution you are here to protect and uphold.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and executed by me this 10<sup>th</sup> day of February in Escondido, California.

Sharon Kramer in Properia Persona

### LORNA SWARTZ MD 3252 HOLIDAY COURT STE 108 LA JOLLA CA 92037 PHONE 858 254 3749

January 12, 2012

DATE OF REPORT:

1/15/2012

NAME: Sharon Kramer

Age 56

Date of Birth 10/28/1955

REASON FOR REFERRAL: Mental Status examination.

#### MENTAL STATUS EXAMINATION:

Health is good. No known allergies. Has smoked for past 35 years. She uses no illegal substances. The patient arrived on time for her appointment. She was groomed, friendly and cooperative. She was alert ant oriented. Her gait was normal and coordinated. She was attentive and responsive. Her vocabulary was good as were her social interactive skills.

Previous testing had revealed her to have extremely well developed problem solving skills and it appears that this ability continues. Her thinking was organized. Her judgment was intact. There was no atypical behavior, no impulsive acting out. Her memory appeared to be intact for both recent and past memories. Her speech is articulate, coherent and direct, good rhythm, no apraxia. Patient denies hallucinations visual and auditory and denies delusions. No suicidal or homicidal ideations. No abnormal thought process or content. No neuro-vegetative signs of depression. No mood swings. By report the patient is anxious and under enormous stress. She appears to be above average in intelligence and competence.

#### PAST PSYCHIATRIC HISTORY:

In the past she has been evaluated with extensive neuropsychological testing. The ultimate results revealed her to be smart, intelligent and competent.

#### **REVIEW OF RECORDS:**

Records of Dr Thomas Wegman from September 25, 2003.

#### **DIAGNOSIS:**

Axis 1 Generalized Anxiety Disorder

Axis 2 Deferred.

Axis 3 None

Axis 4 Hostile environment by being aligned and subject to libel -- 6

GAF 60. Axis 5

Signed

LORNA SWARTZ MD

Date

#### **CURRICULUM VITAE**

Lorna Swartz, M.D. 3252 Holiday Court ste 108 La Jolia CA.92037 (858) 254 -3749

#### **EDUCATIONAL QUALIFICATIONS:**

These were obtained in South Africa. On the left is the American Equivalent, on the right the degrees obtained.

#### **DEGREES**

1961	M.D.	(Medicine)	M.B.B.Ch. University of Witwatersrand, Johannesburg
1974			Completed requirements for B.A. Degree. University of South Africa
1975	M.A.	(Psychology)	B.A. (Hon) University of South Africa.
1979	Ph.D.	(Psychology)	M.A. (Psychology) Rand Afrikaans University, Johannesburg Thesis: The effect of a developmental Motor therapy program on children with learning disabilities.

#### **AMERICAN EXAMINATIONS PASSED:**

1981	E.C.F.M.G	
1982	F.L.E.X. (	Illinois)

#### **DIPLOMA**

Diploma In Learning Disabilities.

Glen Haven Center. Attached to University of North Colorado. Greeley, Colorado

#### **IN-SERVICE TRAINING:**

1971	Optometry as applied to learning. (Dr. G. Getman)
1972	Speech and Reading of the L.D. Child. (Dr. D. Johnson)
1978	Occupational Therapy applied to the exceptional child. (Dr. J. Ayres)
1978	Bobarth Therapy. (Stellenbosch University South Africa)

### LORNA SWARTZ, M.D. PAGE 2

#### **EMPLOYMENT HISTORY:**

#### June/1969 - October/1979

Director of Lorna Swartz Achievement Center, Johannesburg.

Responsibilities: The diagnosis and monthly home programming of exceptional children. The clinic served children, adolescents and adults.

#### January- December/ 1970

#### **Public School Consultant**

Responsibilities: Establish first experimental pilot class for children with learning problems in the public school system in South Africa. Appointed to organize class, choose children, train the teacher and recognize the school curriculum in a developmental orientation to include therapeutic learning. This still forms the basis of work done in the now 100 Aid classed for learning disabled children in South Africa. Instituted teacher curriculum, which now is the basis of the In-Service Teacher training course conducted by the Transvaal College of Education. (This is the largest teacher training college in South Africa.)

#### **January/1971 – November/ 1979**

Director of Private School- Johannesburg specializing in Attention Deficit Disorder.

Established a private school for exceptional children. The school was registered and recognized by the educational authorities. The school had over 70 pupils and a staff of fourteen teachers. The school population included a wide variety of learning disabilities and handicaps, and had a range of I.Q. from 40 to 160. Handicaps included cerebral palsy, blindness, and hard-of-hearing. Ages from five years to seventeen years. The average turnover of children leaving the school annually to return to "normal" school was approximately 35%.

#### Responsibilities

- 1. Diagnosis, educational and therapeutic programming
- 2. Teacher Training.
- 3. Parent Counseling.
- 4. Conduct multidisciplinary in-service training and a demonstration unit for medical personnel. Also included were occupational and speech therapists and psychologists.

### LORNA SWARTZ, M.D. PAGE 3

#### July/1972 - November/ 1979

Executive member of Society for the Education for the Gifted Child.

#### Responsibilities:

- 1. Conducting courses for teachers in this area.
- 2. Executive Admissions Officer.

#### November/1979

Professor- Special Education, Chicago State University.

Responsibilities: Teaching undergraduate and graduate student teachers in special education courses including diagnosis and methodology for retarded, learning disabled and emotionally disturbed.

#### **December/ 1979 – July/ 1982**

Adjunct Professor - National College of Education.

Responsibilities: Teaching training courses as before. Elected to introduce special needs of exceptional children to instructors of vocational education.

#### **July/1982 – January /1983**

Medical and Psychiatric Internship. Cook County Hospital and Illinois State Psychiatric Institute.

#### January/1983 - January/1984

Psychiatric Residency. Illinois State Psychiatric Institute.

#### June/ 1985

Graduated University California San Diego with degree in Adult Psychiatry. Adult Psychiatry Training Completed.

#### LORNA SWARTZ, M.D. PAGE FOUR

#### June/ 1987

Completed Fellowship at University of California San Diego, in Child Psychiatry.

#### March /1987 - Present

Private Practice in San Diego, California.

### September/ 1988 - Present

Assistant Clinical Professor at University of California San Diego.

#### May/ 1992 - May /1993

Hosted radio program regarding mental health issues. Live call in program weekly. KFMB Radio Station, San Diego.

#### June/ 1993 - May/ 1993

Hosted radio program regarding mental health issues. Live call in program- one hour duration, weekly KSDO Radio Station, San Diego.

#### April/ 1996 - 2000

Weekly TV Consultant on Psychiatric matters. Morning news; to discuss current relevant news items. KUSI San Diego.

#### **PUBLICATIONS:**

The Role of Kinesthesia in Arousal and Learning Behavior. Perceptual and Motor Skills. 1978

## LORNA SWARTZ, M.D. PAGE 5

#### **INTERNATIONAL AND NATIONAL PRESENTATIONS**

Over 100 seminars, presentations and lectures on <u>Attention Deficit Disorder</u>, Learning Disabilities, Depression, Anxiety, Obsessive Compulsive Disorder, and Bipolar Disorder.

#### **ARTICLES SUBMITTED FOR PUBLICATION:**

- 1. Developmental Motor Training improves attention.
- 2. The Correlation between Alpha wave development and Piagetian stages of cognitive growth.

### **ASSOCIATIONS:**

California Medical Association Child and Adolescent Psychiatric Association

#### Katy's Exposure

Exposing Environmental Health Threats & Those Responsible

Monthly Archives: November 2011

# Texas Judge Won't Be Charged With "Beating Into Submission" To Stop Internet Use. Will California's Leading Judiciaries Ever Be Charged For Collectively Trying To Do The Same To Whistle Blowing Bloggers?

Posted on November 4, 2011

According to today's Huffington Post, Judge William Adams, a Family Court judge in Texas, will not be charged for abuse that was caught on video tape by his daughter seven years ago, with the video going viral on the ... Continue reading  $\rightarrow$ 

Posted in <u>Civil Justice</u>, <u>Environmental Health Threats</u>, <u>Health - Medical - Science</u> | Tagged <u>acoem</u>, <u>Bruce Kelman</u>, <u>California Judicial Council</u>, <u>Corrupt Family Courts</u>, <u>Judith McConnell</u>, <u>Keith Scheuer</u>, <u>Mold</u>, <u>Richard Huffman</u>, <u>Sharon Kramer</u>, <u>Texas Judge Abuse</u>, <u>Thomas Nugent</u>, <u>US Chamber</u>, <u>Veritox</u> | <u>Leave a comment</u> |

## Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many children abused by their actions

Posted on November 3, 2011

This is a VIDEO of a abusive Texas Family Law Judge beating his daughter for using the Internet. So offensively abusive, one must sign into YouTube and be over 18 to view. Our hearts go out to this ... Continue reading  $\rightarrow$ 

Posted in <u>Civil Justice</u>, <u>Environmental Health Threats</u>, <u>Temp</u> | Tagged <u>California Judicial Council</u>, <u>Justice Judith McConnell</u>, <u>Mold</u>, <u>Sharon Kramer</u>, <u>US Chamber</u>, <u>Veritox</u> | <u>1</u> Comment |

Katy's Exposure

Theme: Twenty Ten Blog at WordPress.com.

Declaration of Crystal Stuckey

marketing campaign by the US Chamber of Commerce that began in 2003 and in which it was mass

promoted to US physicians, insurers and the courts that it had been scientifically proven all claims of

illness and death from "toxic mold" were only being made because of "trial lawyers, media and Junk

25

26

27

28

Science".

- 3. I am aware and have the direct evidence posted on Katy's Exposure that the plaintiff in this case, Bruce J. Kelman, along with his business partner in the corporation of Veritox, Inc., Bryan Hardin, are the authors of those words that were mass marketed by the US Chamber of Commerce to US physicians, insurers and to courts. I am aware that Veritox was formerly known as GlobalTox, Inc.
- 4. I am aware and have the direct evidence posted on Katy's Exposure that the alleged contemner in this case, Sharon Kramer, was the first to publicly write in March of 2005, how the US Chamber of Commerce, Bruce J. Kelman, his company, Veritox, the Manhattan Institute think-tank, US Congressman Gary Miller and the occupational medical trade association, the American College of Occupational and Environmental Medicine (ACOEM) were connected in mass marketing the false concept that it had been scientifically proven people claiming injury from WDB were only doing so because of "trial lawyers, media and Junk Science".
- 5. I am aware and have the direct evidence posted on Katy's Exposure that Bruce Kelman and Veritox sued Sharon Kramer in May of 2005 for five words within the first public writing of how it became a false concept in US public health policy and in US courts that it was scientifically proven all claims of illness from WDB were only being made because of "trial lawyers, media and Junk Science". Those five words are "altered his under oath statements."
- 6. I am aware and have the direct evidence posted on Katy's Exposure that the California Fourth District Division One Appellate Court issued an anti-SLAPP opinion in November of 2006 in which they falsely made Sharon Kramer's writing appear to be a libelous accusation that Bruce. Kelman lied on a witness stand about being paid by the Manhanttan Institute think-tank to make edits to ACOEM's mold position statement of 2002, "Adverse Human Health Effects Associated With Molds In The Indoor Environment."
- 7. I am aware and have the direct evidence posted on Katy's Exposure that Sharon Kramer's writing accurately states the exchange of think-tank money to Veritox was for the US Chamber of Commerce's mold position statement of 2003, "A Scientific View of the Health Effects of Mold".

- 8. I am aware and have the direct evidence posted on Katy's Exposure that in 2006, the Fourth District Division One Appellate Court suppressed the evidence that Bruce Kelman submitted a false declaration statement under penalty of perjury in September of 2005 to establish a fictitious theme of why Sharon Kramer would harbor malice for him. Bruce Kelman falsely claimed under penalty of perjury to have given an expert defense opinion of a nature in 2003 in Sharon Kramer's lawsuit with her homeowner insurer, Mercury Casualty, that caused her to be "apparently furious that the science conflicted with her dreams of a remodeled home. Kramer launch into an obsessive campaign to destroy the reputations of Dr. Kelman and GlobalTox."
- 9. I am aware there is no evidence to corroborate that this testimony in the Mercury case was ever given by Bruce Kelman or that there is any evidence Sharon Kramer had reason to, or did, harbor personal ill will for Bruce Kelman stemming from his involvement in the Mercury case.
- 10. I am aware and have the direct evidence posted on Katy's Exposure that the Fourth District Division One Appellate Court issued a second opinion in September of 2010 in which they concealed they had crafted their 2006 anti-SLAPP opinion to make the false finding that Sharon Kramer was guilty of libel with actual malice and that all lower courts followed their lead, including the trial court when framing the scope of the trial and in post trial rulings.
- 11. I am aware and have the direct evidence posted on Katy's Exposure that numerous court documents and computer entries were falsified in the case of judgments that were never entered and concealing who were the actual parties to the litigation, with Bryan Hardin who is a retired Deputy Director of NIOSH and co-owner of Veritox being an undisclosed party to the litigation.
- 12. I am aware and have the direct evidence posted on Katy's Exposure that on May 2, 2011 in a second case, this case, Sharon Kramer was enjoined by Temporary Injunctive Relief Order from republishing the sole cause of action phrase from the prior case, "altered his under oath statements", the phrase for which the courts had framed her for libel with actual malice in the first case. Then gagged her from writing of what they had done in the second by gagging her from writing the exact words for which she was framed by the courts for libel with actual malice.

- Bruce Kelman's attorney, Keith Scheuer. The threat was that if I republished the sole cause of action words of a case that is a matter of public record, "altered his under oath statements", Bruce Kelman would "pursue legal action against [me] to the fullest". (Attached Hereto As Exhibit 1 is the May 6, 2011 threat from Mr. Scheuer, providing the evidence he and the court know I am the owner of Katy's Exposure)
- 14. I am aware that this court is suppressing the uncontroverted evidence in its case file that Bruce Kelman committed perjury to establish malice and Keith Scheuer repeatedly suborned it. I am aware and have the evidence on Katy's Exposure that on July 15, 2011, this court deemed it "frivolous" that all prior courts suppressed the evidence of plaintiff's perjury and threatened to sanction Sharon Kramer when she asked that the plaintiff attorney be made to corroborate reason given for malice in a libel litigation.
- evidence in its case file that the prior courts framed her for libel for the words, "altered his under oath statements", suppressed the evidence that Bruce Kelman (author of mold policy for ACOEM and the US Chamber) committed perjury to establish reason for malice, falsified court documents and computer entries; and then in a second case gagged her from being able to write the exact words for which she was framed; the deceptive marketing campaign of the US Chamber of Commerce that all claims of illness from WDB are only being made because of "trial lawyers, media and Junk Science" would immediately vanish from policy and courtrooms throughout the United States.
- 16. I have read the judgment for Contempt of Court, signed by Judge Thomas Nugent on January 19, 2012. It states in relevant part:

"Comptemer, with full knowledge of the preliminary injunction, republished the defamatory statement [sic, "altered his under oath statements"] by posting it on the Internet (i) on the Katy's Exposure website on September 13, 2011...(ii.)...which linked to an article on Katy's Exposure website dated November 3, 2011...(iii) on the Katy's Exposure website dated November 4, 2011...(iv.) on the Yahoo Group "Sickbuildings" chatroom on November 5, 2011 which linked to an article, also dated November 5, 2011, on the Katy's Exposure website (c) That the contemner is sentenced to spend a total of five days in the San Diego County iail, pursuant to C.C.P. section 1218(a), which shall be suspended upon the condition that prior to February 6, 2012, contemner publish a retraction on the Katy's Exposure website and on the Yahoo Group "Sickbuildings" chatroom of the defamatory

statement set forth in the preliminary injunctions. Further, pursuant to C.C.P. section 1218(a), contemner is ordered to pay to Plaintiff the attorney's fees and costs incurred by Plaintiff in this action in the amount of \$19, 343.95"

- 17. I have reviewed the posts made by Sharon Kramer on Katy's Exposure on September 13, 2011 and the accompanying linked legal documents from the litigation of Kelman & GlobalTox v. Kramer, North San Diego Superior Court, Case No. GIN044539; along with the linked letters sent to members of California's Judicial Council on September 11, 2011, seeking their help to stop harassment by the courts to conceal their past and present misdeeds.
- 18. The September 13, 2011 post is titled, "Is The California Court Case Management System (CCMS) Being Misused For Politics In Policy & Litigation....And The Fleecing Of The California Taxpayer Over The Mold Issue?"
- 19. I find nothing inaccurate about this post. It provides the direct evidence that the Fourth District Division One Appellate Court crafted their 2006 and 2010 opinions to make the false finding of libel with actual malice for the words "altered his under oath statements", falsified court documents and computer entries with much the same occurring in the lower courts, and thereby aiding continued adverse impact on those injured by WDB, Katy's Exposure blog readers.
- 20. As the owner of Katy's Exposure I do not give Sharon Kramer permission to retract the truthful and well evidenced post of September 13, 2011 from Katy's Exposure, "Is The California Court Case Management System (CCMS) Being Misused For Politics In Policy & Litigation....And The Fleecing Of The California Taxpayer Over The Mold Issue?" Based on the evidence I have posted on Katy's Exposure, the answer appears to be a resounding "Yes".
- 21. The November 3, 2011 (November 2, 2011 PST) and November 4, 2011 posts are regarding how it continues to be a scientific fraud in public health policy that it is proven WDB do not harm because of the California courts' crafting opinions to the false finding of libel with actual malice and then gagging Sharon Kramer from writing of what they have done with the threat of litigation for me and incarceration for her.

- 22. The posts of November 3 & 4 on Katy's Exposure are titled respectively "Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many children abused by their actions" and "Texas Judge Won't Be Charged With "Beating Into Submission" To Stop Internet Use. Will California's Leading Judiciaries Ever Be Charged For Collectively Trying To Do The Same To Whistle Blowing Bloggers?"
- 23. I have reviewed the posts of November 3, 2011 and November 4, 2011 and the accompanying linked evidence. I find nothing inaccurate or untruthful in the posts. All statements appear to be well supported by corroborating evidence and discussing litigations that are a matter of public record, including that the sole cause of action of Kelman & Globaltox v. Kramer is the phrase, "altered his under oath statements".
  - 24. In relevant part, the November 3, 2011 post on my blog states, ne sole claim of the first case was that Sharon Kramer's use of the p

The sole claim of the first case was that Sharon Kramer's use of the phrase, "altered his under oath statements" in a March 2005 Internet posting was a maliciously false accusation that Bruce Kelman, author of environmental policy for the US Chamber, committed perjury on the witness stand in an Oregon trial in February of 2005. The phrase was used by Sharon in the sentence, "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." The threat to Katy's and to Sharon is that they are not to republish, "Dr. Kelman altered his under oath statements' when he testified on the witness stand in an Oregon trial", even when discussing it in the context of a court case that is a matter of public record. We have never republished the phrase for which Sharon was sued, "altered his under oath statements" without discussing it in the context of the case — that is a matter of public record.

Is it just us, or is no one in the United States permitted to write, "In the matter of <u>Kelman & GlobalTox v. Kramer</u>, Bruce Kelman and GlobalTox, Inc., sued Sharon Kramer for the words, Dr. Kelman 'altered his under oath statements' on the witness stand"?

25. In relevant part, the November 4, 2011 post on my blog accurately states,

By precluding us from writing the phrase "altered his under oath statements", the words that are the sole cause of action of the case; the courts are essentially taking a case that is a matter of public record and deceptively making it a sealed case where we cannot write of how the courts framed a US citizen for libel while aiding a multi-billion dollar fraud to continue in public health and workers' comp policies. We cannot publicly evidence what the courts did to frame a US citizen for libel and are now harassing and threatening to block the citizen's movement (incarceration for Contempt of Court) to keep their misdeeds from coming to greater public light.

- 25. As the owner of Katy's Exposure, I do not give Sharon Kramer permission to retract these truthful posts of November 3, 2011 and November 4, 2011 from my blog, Katy's Exposure. The posts provide direct evidence via linked legal documents of why the California courts want Sharon Kramer and I silenced of how they framed a defendant for libel with actual malice for a writing impacting public health. Contrary to the courts' attempting to deceptively stop public light on what occurred in the cases and continues to occur, these cases are a matter of public record as are the linked legal documents from the cases.
- There is no post dated November 5, 2011 on Katy's Exposure Blog to be retracted, nor was there ever. The next post made after November 4, 2011, was made on December 9, 2012 and is titled, "MOLD ISSUE: Scientists, Physicians & Citizens Request Joint US Federal Agency Public Health Advisory" (Attached Hereto As Exhibit 2, is the November 2011 Achieve of Katy's Exposure showing no post was made on November 5, 2011)
- 27. On April 30, 2010, I posted a blog on Katy's Exposure titled, "Truth Out Sharon Kramer Letter To Andrew Saxon MOLD ISSUE". An extensive post with many linked documents, it may be read online at the short link of http://wp.me/plYPz-25q
- 28. The post details the State of California's involvement in the mass promotion of the false concept that it has been scientifically proven moldy buildings do not harm. This would include the Regents of the University of California permitting their name to be used on the US Chamber of Commerce's, "A Scientific View of the Health Effects of Mold", while knowing the paper cites false UCLA physician authorship, Dr. Andrew Saxon; and knowing it has been submitted into mold litigations in support of Bruce Kelman's (the true author) expert defense witness opinion.
- 29. Beginning in May of 2010, Katy's Exposure began to be visited frequently by several from the California judicial branch and the Office of the Regents of the University of California.
- 30. Occurring at the same time, my Blackberry was hacked and my computer invaded to the point that I have had difficulty ever since posting to my own blog. I have difficulty getting direct Internet access if I try to make connections from my home. My searches are continually re-routed.

#### SCHEUER & GILLETT

a law corporation
4640 Admiralty Way, Suite 402
Marina Del Rey, California 90292
Tel.: (310) 577-1170
Fax: (310) 301-0035
email: Kscheuer@aol.com

VIA EMAIL AND US MAIL

May 6, 2011

Ms. Chrystal Stucky KATYSEXPOSURE 6010 Sandy Valley Drive Katy, TX 77449-6577

Re: KELMAN v. KRAMER
San Diego Superior Court case no. 37-2010-00061530-CU-DF-NC

Dear Ms. Stucky:

This firm represents Dr. Bruce Kelman in the above-referenced lawsuit. As I suspect you are aware, Dr. Kelman obtained a judgment for libel against Sharon Kramer after a trial in 2008, and recently obtained a preliminary injunction against her in the above referenced action. Copies of the judgment and preliminary injunction are attached for your reference.

Please be advised that if you republish the defamatory matter, we will pursue you personally to the fullest extent permitted by law.

Keith Scheuer

KS/sel Encs.

1 SHARON NOONAN KRAMER, PRO PER 2031 Arborwood Place 2 Escondido, CA 92029 (760) 746-8026 3 4 5 SUPERIOR COURT FOR THE STATE OF CALIFORNIA 6 FOR THE COUNTY OF SAN DIEGO, NORTH DISTRICT 7 8 CASE NO. 37-2010-00061530-CU-DF-9 BRUCE J. KELMAN, NC 10 **Plaintiff** Declaration of Kevin Carstens, Owner & 11 Moderator of Sickbuildings Support v. Group 12 13 SHARON KRAMER, [Assigned for All Purposes To Hon. 14 Thomas Nugent Defendant. 15 **Contempt of Court Sentencing Date** 16 February 10, 2012, 1:30PM 17 **Declaration of Kevin Carstens** 18 I, Kevin Carstens, hereby declare as follows: 19 1. I am the owner and moderator of a twenty-eight hundred member online support group 20 for those injured by biological contaminants found in water damaged buildings (WDB), 21 Sickbuildings. The web address is: http://health.groups.yahoo.com/group/sickbuildings/ I reside in 22 Cornelia, Georgia and have personal knowledge of the facts set forth herein. If sworn as a witness I 23 could and would testify competently thereto. 24 Many of our members have difficulty obtaining medical treatment for their injuries 2. 25 because of a marketing campaign by the US Chamber of Commerce that began in 2003 and in which 26 it was mass promoted to US physicians, insurers and the courts that it had been scientifically proven 27 all claims of illness and death from "toxic mold" were only being made because of "trial lawyers, 28 media and Junk Science".

Declaration of Kevin Carstens

- 3. I am aware and have the evidence posted on Sickbuildings that the plaintiff in this case, Bruce J. Kelman, along with his business partner in the corporation of Veritox, Inc., Bryan Hardin, are the authors of those words that were mass marketed by the US Chamber of Commerce to US physicians, insurers and to courts. I am aware that Veritox was formerly known as GlobalTox, Inc.
- 4. I am aware and have the evidence posted on Sickbuildings that the defendant in this case, Sharon Kramer, was the first to publicly write in March of 2005, how the US Chamber of Commerce, Bruce J. Kelman, his company, Veritox, the Manhattan Institute think-tank, US Congressman Gary Miller and the occupational medical trade association, the American College of Occupational and Environmental Medicine (ACOEM) were connected in mass marketing the false concept that it had been scientifically proven people claiming injury from WDB were only doing so because of "trial lawyers, media and Junk Science".
- 5. I am aware and have the evidence posted on Sickbuilding that Bruce Kelman and Veritox sued Sharon Kramer in May of 2005 for five words within the first public writing of how it became a false concept in US public health policy and in US courts that it was scientifically proven all claims of illness from WDB were only being made because of "trial lawyers, media and Junk Science". Those five words are "altered his under oath statements."
- 6. I am aware and have the direct evidence posted on Sickbuildings that the California Fourth District Division One Appellate Court issued an anti-SLAPP opinion in November of 2006 in which they falsely made Sharon Kramer's writing appear to be a libelous accusation that Bruce. Kelman lied on a witness stand about being paid by the Manhanttan Institute think-tank to make edits to ACOEM's mold position statement of 2002, "Adverse Human Health Effects Associated With Molds In The Indoor Environment."
- 7. I am aware and have the direct evidence posted on Sickbuildings that Sharon Kramer's writing accurately states the exchange of think-tank money to Veritox was for the US Chamber of Commerce's mold position statement of 2003, "A Scientific View of the Health Effects of Mold".

- 8. I am aware and have the direct evidence posted on Sickbuildings that in 2006, the Fourth District Division One Appellate Court suppressed the evidence that Bruce Kelman submitted a false declaration statement under penalty of perjury in September of 2005 to establish a fictitious theme of why Sharon Kramer would harbor malice for him. Bruce Kelman falsely claimed under penalty of perjury to have given an expert defense opinion of a nature in 2003 in Sharon Kramer's lawsuit with her insurer, Mercury Casualty, that caused her to be "apparently furious that the science conflicted with her dreams of a remodeled home. Kramer launch into an obsessive campaign to destroy the reputations of Dr. Kelman and GlobalTox."
- 9. I am aware there is no evidence to corroborate that this testimony in the Mercury case was ever given by Bruce Kelman or any evidence Sharon Kramer had reason to, or did, harbor personal ill will for Bruce Kelman stemming from the case.
- 10. I am aware and have the direct evidence posted on Sickbuildings that the Fourth District Division One Appellate Court issued a second opinion in September of 2010 in which they concealed they had crafted their 2006 anti-SLAPP opinion to make the false finding that Sharon Kramer was guilty of libel with actual malice.
- I am aware and have the direct evidence posted on Sickbuildings that numerous court documents and computer entries were falsified in the case of judgments that were never entered and concealing who were the actual parties to the litigation, with Bryan Hardin who is a retired Deputy Director of NIOSH and co-owner of Veritox being an undisclosed party to the litigation.
- 12. I am aware and have the direct evidence posted on Sickbuildings that on May 2, 2011 in a second case, this case, Sharon Kramer was enjoined by Temporary Injunctive Relief Order from republishing the sole cause of action phrase from the prior case, "altered his under oath statements", the phrase for which the courts had framed her for libel with actual malice in the first case.
- 13. I am aware that if the court would acknowledge Sharon Kramer's uncontroverted evidence in its case file that the prior courts framed her for libel, suppressed the evidence that Bruce Kelman (author of mold policy for ACOEM and the US Chamber) committed perjury to establish reason for malice, falsified court documents and then in a second case gagged her from being able to write of what they had done; the deceptive marketing campaign of the US Chamber of Commerce

13. I have read the judgment for Contempt of Court issued January 19, 2012 which states in relevant part:

"Comptemer, with full knowledge of the preliminary injunction, republished the defamatory statement [sic, "altered his under oath statements"] by posting it on the Internet....(ii) on the Yahoo Group "Sickbuildings" chatroom on November 3, 2011 which linked to an article on the Katy's Exposure website dated November 3, 2011;...(iv) on the Yahoo Group "Sickbuildings" chatroom on November 5, 2011, which linked to an article, also dated November 5, 2011 on the Katy's Exposure website.... (c) That the contemner is sentenced to spend a total of five days in the San Diego County jail, pursuant to C.C.P. section 1218(a), which shall be suspended upon the condition that prior to February 6, 2012, contemner publish a retraction on the Katy's Exposure website and on the Yahoo Group "Sickbuildings" chatroom of the defamatory statement set forth in the preliminary injunctions. Further, pursuant to C.C.P. section 1218(a), contemner is ordered to pay to Plaintiff the attorney's fees and costs incurred by Plaintiff in this action in the amount of \$19, 343.95"

- 14. I have reviewed the posts made by Sharon Kramer on Sickbuildings on November 2, 2011 and November 5, 2011 regarding how it continues to be a scientific fraud in public health policy that it is proven WDB do not harm because of the California courts' crafting opinions to the false finding of libel with actual malice and then gagging Sharon Kramer from writing of what they have done with the threat of incarceration by the courts. There is no post made by Sharon Kramer on this subject on November 3, 2011. The November 5, 2011 Sickbuildings post by Sharon Kramer does not link to a November 5, 2011 post on Katy's Exposure because there was no post made on Katy's Exposure on that date.
- 15. I have reviewed the post by Sickbuildings member Karen Dean made on November 3, 2011 in reply to Sharon Kramer's November 2, 2011 post.. (Attached Hereto Collectively as Exhibit are Sickbuildings November 2, 2011 Message #93617 by Kramer; Reply November 3, 2011 by Dean; Message #93706 November 5, 2011 by Kramer, Sickbuildings digest of posts on these days & the November 2011 Achieve of Katy's Exposure Blog).
- 16. Contrary to the finding that Sharon Kramer is to be incarcerated for one day for a post she made on November 3, 2011 for republishing the five words, "altered his under oath statements", my records reflect that Sharon Kramer made no post whatsoever regarding this matter on this date. Sickbuildings member, Karen Dean, made a reply post on that date in which she stated,

repost and repost Lets post these words everywhere, on every facebook and blog site, over and over "In the matter of Kelman & GlobalTox v. Kramer, Bruce Kelman and GlobalTox, Inc., sued Sharon Kramer for the words, Dr. Kelman 'altered his under oath statements' on the witness stand"?

17. Sharon Kramer does not have the capability to retract posts on Sickbuildings made by herself or others. As the owner and moderator of Sickbuildings, only I and my assistant, have this ability.

# 18. As the owner and moderator of Sickbuildings, I respectfully decline to retract the posts made by Sharon Kramer on November 2 and November 5, 2011.

- 19. To my extensive knowledge of the issue and the ongoing saga of Kelman v. Kramer, the posts provide truthful and direct evidence of the California's judicial system illegal and unconstitutional involvement of why it remains a false concept in US public health policy and in US courts that it is scientifically proven all claims of illness and death from WDB are only being made because of "trial lawyers, media and Junk Science". This continues to harm the 2800 members of Sickbuildings.
- 20. I respectfully decline to retract the reply post made by Karen Dean on November

  3, 2011, which accurately states the sole cause of action of Kelman & GlobalTox v. Kramer is

  over five words, "altered his under oath statements". This is a matter of public record.
- 21. If Bruce. Kelman would like to post the direct evidence corroborating the statements he made under penalty of perjury in declarations of why Sharon Kramer would have reason to harbor malice for him, I will share the post with the 2800 members of Sickbuildings.
- 22. If the Fourth District Division One Appellate justices would like to post an explanation to the 2800 members of Sickbuildings of why they crafted their Appellate opinions in 2006 and 2010 to make the false finding of libel with actual malice and suppressed the evidence that Bruce Kelman committed perjury to establish needed reason for malice, while knowing they were aiding the marketing campaign of the US Chamber of Commerce to remain in US policy and US courts, I will share the post with the 2800 members of Sickbuildings.

- 24. If the clerks of the court would like to post an explanation to the 2800 members of Sickbuildings of why they falsified court documents and computer entries of judgments never entered and concealed who were the true parties to the litigation of Kelman & GlobalTox v. Kramer, I will share the post with our 2800 members.
- 25. If Bruce Kelman's attorney, Keith Scheuer, or the clerks of the court or judiciary would like to post an explanation of how and why Sharon Kramer has an interest accruing lien on her property for costs incurred by Mr. Scheuer's trial losing client, Veritox, with interest accruing from a date of three weeks before he even submitted costs, I will share the post with our 2800 members.
- 26. If this court would like to post an explanation of why it is sentencing Sharon Kramer to jail for republishing the phrase the prior courts are evidenced in this court's case file to have framed her for libel with actual malice and with one post for which she is to be jailed not even being made by her, I will share the court's post with the 2800 members of Sickbuildings.
- 27. If the Chief Justice of the California Supreme Court, Tani Cantil-Sayauke, would like to post an explanation of why Sharon Kramer is to be incarcerated for placing the direct evidence on the Internet, September 13, 2011, November 2, 2011 and November 5, 2011 that the Chief Justice is aware of the illegalities of these two cases by officers of her courts and its continued adverse impact on the 2800 members of Sickbuildings, I will share the post with our members.
- 28. Until the California judicial system, Mr. Kelman and Mr. Scheuer provide an explanation of why and how the courts found it constitutionally legal to frame a defendant for libel, suppress the evidence the plaintiff committed perjury, falsify court documents and computer entries, gag the defendant from republishing the words for which she is evidenced to have been framed by the courts, and is now going to be incarcerated her for refusing silence of how the courts' actions continue to harm the 2800 members of Sickbuildings; no posts of Sharon Kramer's or any other member of Sickbuildings regarding this matter will be retracted.

- 29. I am also aware and have the direct evidence posted on Sickbuildings that in October of 2005, one month after the first North San Diego County Superior Court judge denied defendant Sharon Kramer's anti-SLAPP motion in September 2005 while suppressing the evidence that Bruce Kelman submitted a false declaration statement to establish needed reason for malice; ex-Governor Arnold Schwarzenegger endorsed the ACOEM mold position statement as written by plaintiff Bruce Kelman and Bryan Hardin into California's Workers' Compensation "Reform" policy.
- 30. 'I am aware the sole cause of action words of the prior case, "altered his under oath statements" and the purported reason Sharon Kramer is gagged from writing these words in this case, is because they were allegedly legally found to be a maliciously false accusation that Bruce Kelman committed perjury on the witness stand in Oregon. If any judiciary involved in this matter, Mr. Kelman or Mr. Scheuer would like to post on Sickbuildings what Sharon Kramer falsely and maliciously accused Bruce Kelman of lying about by her use of that phrase, I will share the post with our 2800 members who have had a difficult time receiving medical treatment because of misinformation mass marketed over the mold issue.
- 31. To date, I am not aware anyone has been able to state how Sharon Kramer's phrase "altered his under oath statements" translates into maliciously false accusation of perjury the sole cause of action words of the entire seven years worth of litigation and alleged sole words for Sharon Kramer's impending incarceration.

I declare under penalty of perjury of the laws of the State of Georgia that the foregoing is true and correct and that this Declaration was executed by me on this 5th day of February, 2012 in Cornelia, Georgia.

KEVIN CARSTENS

### Sickbuildings@Yahoogroups.Com Message #93617 November 2, 2011

Posted by snk1955@aol.com (Sharon Noonan Kramer)

Topic List

< Prev

Texas judge abuses his child for Net usage. Cal Courts threaten Katy

Topic Next Topic >

Reply Delete

Prev Message | Next Message >

Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many chil.\_(http://katysexposure.wordpress.com/2011/11/03/texas-judge-abuses-hischild-for-\net-usage-cal-courts-threaten-katys-bloggers-with-jail-time-for-exposing-by-net-manychildren-abused-by-their-corruption/)

Sharon Noonan Kramer

### Sickbuildings@Yahoogroups.Com Reply To Message #93617 November 3, 2011

<del></del>		
Reply		< Prev
-		Message
Docto	d by "Karen Dean" <kdeanstudios@></kdeanstudios@>	Next
I vaic	u by Raich Dean Saucanstautosoy	Message >
	repost and repost	
	Lets post these words everywhere, on every facebook and blog site, or	ver and over
	"In the matter of Kelman & GlobalTox v. Kramer, Bruce Kelman and Inc., sued Sharon Kramer for the words, Dr. Kelman 'altered his unde statements' on the witness stand"?	
	[IN REPLY TO] In sickbuildings@yahoogroups.com, snk1955@	. wrote:
	> _Texas judge abuses his child for Net usage. Cal Courts threaten Ka > Bloggers with jail time for exposing by Net, many chil (http://katysexposure.wordpress.com/2011/11/03/texas-judge-abuses-	
	net-usage-cal-courts-threaten-katys-bloggers-with-jail-time-for-expos many-children abused-by-their-corruption/)	ing-by-net-
	(0) 200 0 1/2 0 0 0 1/2 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	:
	Sharon Noonan Kramer	

#### Sickbuildings@Yahoogroups.Com Message #93706 November 5, 2011

#### Posted by snk1955@aol.com (Sharon Noonan Kramer)

Do U understand? They will put me in jail for using NET 2 show YU ca..

Topic List

< Prev

Topic | Next

Topic >

Reply Delete

Prev Message | Next Message >

Are you all understanding? They are going to put me in jail for evidencing on the internet why YOU can't get medical treatment and have to fight so hard to have your claims properly adjusted. The leadership of the California courts aided to suppress that the ACOEM Mold Statement is BS.

We can write all day long of the insurer cost shifting scheme/scientific fraud endorsed into California's workers' comp policy over the mold issue by Governor Schwarzenegger\_\_\_ (http://freepdfhosting.com/715a485427.pdf) in 2005 without repeating the phrase, "altered his under oath statements".

But what we cannot do without repeating that phrase is evidence how the courts framed an environmental advocate, Sharon Kramer, for libel as they suppressed the evidence that an environmental policy author for the US Chamber of Commerce/ACOEM, Bruce Kelman, committed criminal perjury to establish needed reason for malice while Strategically Litigating Against Public Participation & suppressed the evidence that Kelman's "legal" counsel repeatedly suborned the criminal perjury.

We cannot write about and publish what happened in a libel case that is a matter of public record, which this one is, without being able to write what words were claimed to be libelous. That's why the courts, Kelman and his "legal" counsel, are trying to gag us and are threatening us not to "republish" the following sentence, "Dr. Kelman altered his under oath statements on the witness stand while he testified as a witness in an Oregon lawsuit."

The above is not even a sentence that is found within Sharon Kramer's the purportedly libelous \_Internet writing\_ (http://freepdfhosting.com/ff60f5f64b.pdf) of March 2005, — where she first exposed how it became a fraud in public health policy that it was scientifically proven moldy buildings do not harm.

She also named names in this writing of those involved in the mass marketing of the scientific fraud: Bruce Kelman, GlobalTox, Inc., the Manhattan Institute think-tank, US Congressman Gary Miller (R-Ca), the US Chamber of Commerce and the medical policy writing body, the American College of Occupational and Environmental

Medicine (ACOEM). http://wp.me/plYPz-3et\_\_ (http://wp.me/plYPz-3et\_)

# Messages 93617 - 93643 of 95919 ·Oldest | < Older | Newer > | Newest

by Top		Author		Sort by Date 🖻
	usage. Cal Courts threaten Katy	snk1955@aol.com		Nov 2, 2011
	Re: With the meds the LIVER BURDEN is too great		©jbea2011	Nov 2, 2011
1	Re: With the meds the LIVER BURDEN is too great	steelroots77	©steelroots77	Nov 2, 2011
93620	Re: ASIC1a Trpa1 new theory.	osisposis	<b>Gosisposis</b>	Nov 2, 2011
	Re: Avoiding Cross Contamination/killing mold	Carl Grimes		Nov 2, 2011
	Re: With the meds the LIVER BURDEN is too great	Diane	© dianebolton52	Nov 2, 2011
11 1	Re: Dr. Mercola How to Recover from Toxic Mold Exposure	em.1002	©em.1002	Nov 2, 2011
	Re: With the meds the LIVER BURDEN is too great	Kristina Townsend	©kmtown2003	Nov 2, 2011
93625	Re: ASIC1a Trpa1 new theory.	Carl Grimes	©grimeshh	Nov 2, 2011
	Re: Mold in air ducts?	Gil Vice	@gilvice	Nov 2, 2011
93627	Re: ASIC1a Trpa1 new theory.	Judy Wohlberg	©peedyjudy	Nov 3, 2011
93628	Re: Heat	Karen Dean	©carondeen	Nov 3, 2011
93629	Re: Mast Cell Degranulation	Jack Dwayne Thrasher,		Nov 3, 2011
93630	Re: Am I overdoing the dehumidifiers?	Carl Grimes	<b></b> Ggrimeshh	Nov 3, 2011
93631	Re: Dr. Mercola How to Recover from Toxic Mold Exposure	Patilla DaHun		Nov 3, 2011
93632	Re: Living normal	Linda Bullock	©linda_ed	Nov 3, 2011
93633	Re: ASIC1a Trpa1 new theory.	urbanpinetrees3	⊜ urbanpinetrees3	Nov 3, 2011
	Re: 1992. sorce:neurotoxicity branch, U.S. Army Medical Resea	snk1955@aol.com	L	Nov 3, 2011
	Re: ERMI/HERTSMI-2 seem to contradict each other	Mystic Tuba	©matilf	Nov 3, 2011
93636	Housing	Mystic Tuba	⊖matilf	Nov 3, 2011
93637	repost and repost	Karen Dean	©carondeen	Nov 3, 2011
93638	Re: Mold in air ducts?	em.1002	@em.1002	Nov 3, 2011
93639	Re: Mast Cell Degranulation	snk1955@aol.com	⊕snk1955	Nov 3, 2011
93640	Sisal or jute rugs safe for MCS	jonathanc	€jjcox22	Nov 3, 2011
93641	Re: Living normal	osisposis	<b>⊚osisposis</b>	Nov 3, 2011
	Re: 1992. sorce:neurotoxicity branch, U.S. Army Medical Resea	osisposis	<b>⊗osisposis</b>	Nov 3, 2011
93643	Re: Mast Cell Degranulation	Jack Dwayne Thrasher,	Gdrthrasher12	Nov 3, 2011

#### Katy's Exposure

Exposing Environmental Health Threats & Those Responsible

Monthly Archives: November 2011

Texas Judge Won't Be Charged With "Beating Into Submission" To Stop Internet Use. Will California's Leading Judiciaries Ever Be Charged For Collectively Trying To Do The Same To Whistle Blowing Bloggers?

Posted on November 4, 2011

According to today's Huffington Post, Judge William Adams, a Family Court judge in Texas, will not be charged for abuse that was caught on video tape by his daughter seven years ago, with the video going viral on the ... Continue reading ->

Posted in Civil Justice, Environmental Health Threats, Health - Medical - Science | Tagged accem, Bruce Kelman, California Judicial Council, Corrupt Family Courts, Judith McConnell, Keith Scheuer, Mold, Richard Huffman, Sharon Kramer, Texas Judge Abuse, Thomas Nugent, US Chamber, Veritox | Leave a comment |

# Texas judge abuses his child for Net usage. Cal Courts threaten Katy's Bloggers with jail time for exposing by Net, many children abused by their actions

Posted on November 3, 2011

This is a VIDEO of a abusive Texas Family Law Judge beating his daughter for using the Internet. So offensively abusive, one must sign into YouTube and be over 18 to view. Our hearts go out to this ... <u>Continue reading →</u>

Posted in Ctvil Justice, Environmental Health Threats, Temp | Tagged California Judicial Council, Justice Judith McConnell, Mold, Sharon Kramer, US Chamber, Veritox | 1
Comment |

Katy's Exposure

Theme: Twenty Ten Blog at WordPress.com.