

1 SHARON NOONAN KRAMER, PRO PER
2 2031 Arborwood Place
3 Escondido, CA 92029
4 (760) 746-8026

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

6 BRUCE J. KELMAN

7 Plaintiff,

8 v.

9 SHARON KRAMER

10 Defendant.

Case No. 37-2010-00061530-CU-DF-NC

**NOTICE TO COURT, I AM NOT
APPEARING BEFORE YOU AGAIN. YOU
ARE A LIAR AND A CRIMINAL AND I
FEAR FOR MY LIFE BECAUSE OF IT**

The Honorable Thomas Nugent Presiding
Department 30

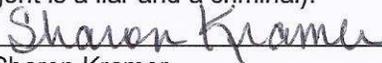
Pretrial Conference Date June 8, 2012

11 This Notice may be read online at ContemptOfCourtFor.Me Short link: <http://wp.me/p20mAH-hu>
12 PLEASE TAKE NOTICE that on June 8, 2012 Sharon Kramer will not be appearing for an unlawful pretrial
13 conference scheduled in Department 30 of the North County Superior Court, Judge Thomas Nugent presiding
14 with known no jurisdiction.

15 Judge Nugent is a liar and a criminal who knows that what he is doing is aiding the plaintiff, Bruce J.
16 Kelman and his attorney to defraud the public while aiding to conceal mass corruption in the California judicial
17 branch. I fear for my life because I can prove it. I am not going to allow my Constitutional rights to be further
18 violated by this man or be subjected to anymore unlawful incarceration, malicious libeling and bodily harm.

19 (Attached hereto is the direct evidence that Judge Nugent is a liar and a criminal).

20 June 5, 2012

21 
22 Sharon Kramer

23 **DECLARATION OF SHARON KRAMER**

24 I declare under penalty of perjury and the laws of the State of California that the foregoing is true and correct
25 and executed by me this day of June 5, 2012 in Escondido, California.

26 
27 Sharon Kramer

28 **NOTICE TO COURT, I AM NOT APPEARING BEFORE YOU AGAIN. YOU ARE A LIAR
AND ACRIMINAL AND I FEAR FOR MY LIFE BECAUSE OF IT**

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F I L E D
Clerk of the Superior Court

JUN 04 2012

BY: A. LUM

This is a lie. In my May 25, 2012 Motion To Disqualify Thomas Nugent, I provided the direct evidence that he had me incarcerated on March 9, 2012 for refusing to sign the fraudulent "RETRACTION BY SHARON KRAMER, submitted by Keith Scheuer to Judge Nugent on February 10, 2012 and that on April 5, 2012 Judge Nugent falsified my Sheriff Department record to falsely state he had me incarcerated for violating the CIVIL CONTEMPT OF COURT ORDER of January 19, 2012, even attaching it as false exhibit to the Minute Order he sent to them. I cited Government Codes 6200(a)(c) & 6203(a), criminal falsification of documents by an officer of the court. I cited CCP 664 and 664.5(b) because Judge Nugent KNOWS he does not have jurisdiction. He KNOWS the judgment document submitted to him by SCHEUER as the sole foundation for this case is fraudulent. He KNOWS his unlawful actions are being used for the continuance of the defrauding the public by KELMAN et al., over the mold issue. (Attached hereto are relevant pages of my May 25, 2012 MOTION TO DISQUALIFY THOMAS NUGENT showing this Order is a fraud.)

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THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

SHARON KRAMER,

Plaintiff,

vs.

BRUCE J. KELMAN,

Defendant.

) Case No: 2010-00061530-CU-DF-NC
) ORDER STRIKING PLAINTIFF SHARON
) KRAMER'S MOTION TO DISQUALIFY
) JUDGE THOMAS P. NUGENT

The court has reviewed the paperwork filed by Plaintiff Sharon Kramer on May 25, 2012, entitled "Petitioner Sharon Kramer's Motion to Disqualify 'Instant Judge'" (hereafter "Motion to Disqualify"). Plaintiff Kramer seeks to disqualify Judge Thomas P. Nugent from further handling the above-entitled case, pursuant to Code of Civil Procedure¹ sections 170.1(a)(6)(A)(iii) and 170.1(a)(6)(B). However, the Motion to Disqualify fails to state any legal basis for disqualification on its face, and it is hereby stricken pursuant to section 170.4(b).

I. Authority to Strike a Motion to Disqualify.

Challenges filed pursuant to Code of Civil Procedure section 170.1 are adjudicated under the procedures set forth in section 170.3. Pursuant to section 170.3, if a judge who should disqualify his or her self fails to do so, any party may file with the clerk a verified written statement setting forth facts constituting grounds for disqualification. The statement seeking to

¹ Unless otherwise stated, all statutory references are to the Code of Civil Procedure.

1 what Plaintiff alleges amounts to no more than mere speculation or conjecture, which cannot
2 form a legal basis for disqualification.

3 III. Conclusion.

4 The facts presented do not show any bias on the part of the judge, nor do they support
5 any reasonable and objective conclusion that Judge Nugent is or could reasonably be believed to be
6 biased. Therefore, the request for disqualification is properly stricken and this court may hear
7 any further matters that may come before it in these proceedings.

8 IT IS HEREBY ORDERED that Plaintiff's Motion to Disqualify Judge Thomas P.
9 Nugent is stricken for the reasons stated above, pursuant to section 170.4(b).

10 This order constitutes a determination of the question of disqualification of the trial judge
11 pursuant to section 170.3(d).

12 IT IS SO ORDERED.

13 Dated this 4th day of June 2012.

14 By:



15 Hon. Thomas P. Nugent
16 Judge of the Superior Court
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1 SHARON NOONAN KRAMER
2 2031 Arborwood Place
3 Escondido, CA 92029
4 (760) 746-8026

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

5 Sharon Kramer

6 Petitioner

7 v.

8 BRUCE J. KELMAN

9 Respondent

Case No. 37-2010-00061530-CU-DF-NC

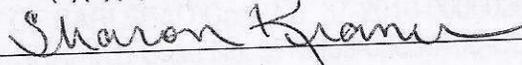
PETITIONER SHARON KRAMER'S MOTION
TO DISQUALIFY "INSTANT JUDGE"
MEMORANDUM OF POINTS &
AUTHORITIES; & DELCARATION OF
SHARON KRAMER

Thomas P. Nugent Presiding,
Department 30

10 MOTION TO DISQUALIFY HON. THOMAS P. NUGENT "INSTANT JUDGE"

11 This Motion To Disqualify Hon. Thomas P. Nugent "INSTANT JUDGE" may be read online at
12 ContemptOfCourtFor.Me <http://wp.me/p20mAH-hu> It is for good cause and timely filed under Codes of Civil
13 Procedure 170.1(a)(6)(A)(iii)¹, 170.1(a)(6)(B)², 170.4(b)³, 664⁴, 664.5(b)⁵, Government Codes 6200(a)(c)⁶, 6203(a)⁷.

14 May 24, 2012



15 Sharon Kramer, a natural born woman & sovereign individual in Propria Persona

19 ¹ CCP170.1(a)(6)(A)(iii) A person aware of the facts might reasonably entertain a doubt that the judge would be able to be impartial.

20 ² CCP170.1(a)(6)(B) Bias or prejudice toward a lawyer [litigant] in the proceeding

21 ³ CCP170.4(b). if a statement of disqualification is untimely filed or if on its face it discloses no legal grounds for disqualification, the trial judge against whom it was filed may order it stricken.

22 ⁴ CCP 664 When trial by jury has been had, judgment must be entered by the clerk, in conformity to the verdictIn no case is a judgment effectual for any purpose until entered.

23 ⁵ GC 664.5(b) Promptly upon entry of judgment in a contested action..in which a prevailing party is not represented by counsel, the clerk of the court shall mail notice of entry of judgment to all parties who have appeared in the action..and shall execute a certificate of such mailing and place it in the court's file in the cause

26 ⁶ GC 6200(a)(c) Every officer having the custody of any record.. or of any paper or proceeding of any court, filed or deposited in any public office... is punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for two, three, or four years if, as to the whole or any part of the record,...paper, or proceeding, the officer willfully does or permits any other person to do any of the following: (a)..secrete (c)Alter or falsify

28 ⁷ GC 6203(a) Every officer authorized by law to make or give any certificate or other writing is guilty of a misdemeanor if he or she makes and delivers as true any certificate or writing containing statements which he or she knows to be false.

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I.**
3 **Background**

4 **A. Summary of recent events requiring the disqualification of INSTANT JUDGE.**

5 1. On March 9, 2012, INSTANT JUDGE stated to Petitioner, Sharon "Kramer" that a litigant in entirely
6 unrelated matters^{8 9}, who Kramer did not know, Richard "Shapiro" was "disturbed". He said, **"NO MATTER**
7 **WHAT, YOU DON'T WANT TO SPEND A LOT OF TIME WITH MR. SHAPIRO. HE'S DISTURBED..."**;

8 2. **INSTANT JUDGE then disturbingly proceed to sentence Kramer to jail for refusing to be**
9 **coerced into criminal perjury and sign a fraudulent document** that was submitted to INSTANT JUDGE on
10 February 10, 2012 by Respondent Bruce "KELMAN"s counsel, Keith "SCHEUER"^{10,11}

11 3. INSTANT JUDGE, KELMAN & SCHEUER were trying to coerce Kramer into apologizing for being
12 framed for libel with actual malice in KELMAN & GLOBALTOX v. KRAMER¹², enjoined by INSTANT JUDGE
13 from writing of it in KELMAN v. KRAMER¹³, and its continued adverse impact on Kramer and the public.

14 ⁸ RICHARD SHAPIRO V. CITY OF CARLSBAD Case No. 37-2010-00060267-CU-CR-NC T. P. Nugent
15 ⁹ RICHARD SHAPIRO v. JUDY SHAPIRO Case No. 37-2009-00056400-CU-MC-NC Hon. Thomas P. Nugent
16 ¹⁰ February 10, 2012 SCHEUER's Fraudulent Proposed Apology <http://freepdfhosting.com/42577068fb.pdf>

17 ¹¹ March 9, 2012 Transcript from KELMAN v. KRAMER <http://freepdfhosting.com/402c0b63b8.pdf>

18 ¹² May 2005 to present BRUCE KELMAN & GLOBALTOX, INC., v. SHARON KRAMER No.GIN044539, Five
19 superior & six appellate court jurists presiding. See court fraud: <http://freepdfhosting.com/99805ff490.pdf>

20 ¹³ November 2010 to present KELMAN v. KRAMER in violation of CCP 664 & CCP664.5(b). It's sole foundation
21 documents are the 2008 fraudulent judgment document from KELMAN & GLOBALTOX v. KRAMER that was antedated
22 twice; does not reflect that KRAMER prevailed over GLOBALTOX in trial; was not properly noticed under CCP664.5(b); is
23 inconsistent with the December 2008 Abstract of Judgment & January 2009 Lien that awards costing incurred by trial
24 losing party, GLOBALTOX to KELMAN with interest accruing from three weeks before KELMAN's cost were submitted by
25 the same attorney who submitted fraudulent judgment document to INSTANT JUDGE, SCHEUER; was unlawfully
26 accepted in 2009 by the Presiding Justice of the Fourth District Division One "Appellate Court" to give her jurisdiction for
27 her peers to conceal what she unlawfully had done in the anti-SLAPP Opinion of November 2006 to make the false finding
28 of libel with actual malice - knowing she was aiding science fraud to continue in policy. September 2010 Opinion was
falsified to state a judgment that was never entered to conceal they knew they had no jurisdiction and that there was an
undisclosed party to the litigation all along, Bryan HARDIN. CCMS & December 2010 Remittitur were then falsified &
altered by their clerk to conceal what the justices had done, again knowing they were aiding toxic tort fraud, nationwide.

29 **The lower court amended the judgment 10.28.11.** It is still not accurate. INSTANT JUDGE knows he does not have
subject matter jurisdiction because he knows the foundational documents upon which the entire case is founded are
fraudulent under CCP 664, 664.5(b) & GC 6200(a)(c) and 6203(a) and B&P 6068. His CCMS/ROA was falsified on
October 21, 2011 in GC 6200(c) violation to state a tentative ruling that was never written regarding his lack of jurisdiction,
had been published. **INSTANT JUDGE has never been able to state how he has jurisdiction. On April 12, 2012 he**
answered "I understand" "I understand" when Kramer stated he does not. He then proceeded the very next day to
set a June 2012 trial date & new contempt hearing with the direct evidence of his unlawful incarceration & falsification of
public record in Kramer's legal filing being submitted by SCHEUER as exhibit of Kramer's alleged contempt of court. **On**
April 24, 2012, INSTANT JUDGE refused to answer Kramer's direct "yes" or "no" question if he has jurisdiction.

1 4 While unlawfully incarcerated from March 12 to March 14, 2012, for refusing to be coerced to
2 sign a document on March 9, 2012 stating “I do not believe Dr. Kelman committed perjury.” and thus
3 unlawfully strip searched; Kramer became ill from being in a communal setting and made to clean the
4 bathrooms used by approximately eighty from a segment of the population known to be at high risk for bacterial,
5 fungal and viral diseases. I.e. tweakers, prostitutes and heroine addicts. She also acquired painful shingles, an
6 illness commonly known to be caused by stress.

7 5. On April 27, 2012 she requested that INSTANT JUDGE provide her with payment for medical care¹⁴,
8 as she is now indigent from the courts trying to destroy her to conceal they have been aiding fraud in insurer
9 claims handling practices & toxic torts, nationwide, by what they have been doing to her for seven years of
10 framing her for libel over the first public writing of how it became a fraudulent concept in US public health policy
11 and workers comp policy that it was scientifically proven moldy buildings do not harm – for the purpose of
12 misleading US courts to limit financial liability of building stakeholders. KELMAN, SCHEUER and the courts
13 have done everything possible to try to silence, discredit and destroy Kramer for speaking the truth.

14 6. Kramer received no reply or help from INSTANT JUDGE or the Superior Court Clerk, but did receive a
15 taunting email from SCHEUER on May 9, 2012.¹⁵ She is still physically ill, experiencing fear and anguish of
16 what INSTANT JUDGE will do to her next to demean her, and trying to self-treat from lack of funds.

17 7. On April 5, 2012, while ordering the removal of the libelous misdemeanor that was placed on Kramer's
18 Sheriff Department record on March 12, 2012 while she was unlawfully incarcerated by INSTANT JUDGE (and
19 after Kramer made four of five ex parte motions, he do so¹⁶ - with a libelous misdemeanor and civil contempt *still*
20 on her record); INSTANT JUDGE falsified Kramer's Sheriff Department record again¹⁷ to state he had
21 lawfully incarcerated her for civil contempt of court under CCP1218(a). He attached and sent to the
22 Sheriff Department, the January 19, 2012 REVISED CIVIL CONTEMPT OF COURT AND JUDGMENT as
23 false exhibit that Kramer was incarcerated for violating this order – concealing that INSTANT JUDGE
24 had unlawfully incarcerated Kramer for refusing to be coerced to sign the fraudulent proposed apology
25 for being framed for libel with actual malice that was submitted to INSTANT JUDGE by SCHEUER on
26 February 10, 2012.

27 ¹⁴ April 27 Request for Medical Care <http://freepdfhosting.com/976a7ad8c6.pdf>

¹⁵ May 9, 2012 SCHEUER taunting email <http://freepdfhosting.com/3d9ee29180.pdf>

¹⁶ April 5, 2012 Four Ex parte Request, Demand To Remove Libel <http://freepdfhosting.com/d9a210111d.pdf>

¹⁷ April 5, 2012 Minute Order directing the removal of misdemeanor restating libelous Civil Contempt
28 under CCP1218(a), attaching January 19, 2012 Contempt Order <http://freepdfhosting.com/3f9fe215eb.pdf>

1 8. In oral argument, April 12, 2012, INSTANT JUDGE refused to remove the libel from Kramer's record. ¹⁸

2 9. The March 9, 2012 Transcript (see fn 11) shows Kramer was incarcerated by INSTANT JUDGE for
3 refusing coercion to conceal corruption and ineptitude in the Judicial Branch, State Bar and Commission on
4 Judicial Performance aiding KELMAN with continuance of fraud in insurer claims handling practices and toxic
5 torts, nationwide. She refused to apologize for being framed for libel with actual malice, impacting public health
6 and was sent to jail. From the transcript of March 9, 2012

7 INSTANT JUDGE: and at our last hearing [*sic, February 10th*] I was impressed with what is
8 characterized as a retraction by Sharon Kramer, a very brief two page document, which will be filed
9 with the Court, inviting you to simply say **it was not your intention in writing the press release to**
10 **state or imply that Dr. Kelman committed perjury. It goes on "I do not believe that Dr.**
11 **Kelman committed perjury. I apologize to Dr. Kelman and his colleagues at Veritox, Inc. for**
12 **all statements that I have made that stated or implied otherwise. I sincerely regret any harm**
13 **or damage that I may have caused."** All that was necessary was for you to agree to that and we
14 wouldn't be here today. But you chose not to, and that's your right, certainly your right, but you leave
15 me with absolutely no alternative, and I think you know that: and so therefore, I will be remanding
16 you to custody of the Sheriff for five days.

17
18 MRS. KRAMER: Your Honor, you're skipping a key point in all of this. I never accused Mr. Kelman
19 of committing perjury. **My writing is 100 percent correct. Mr. Scheuer and the Courts made it**
20 **look like my writing falsely accused him of lying about taking money for the ACOEM mold**
21 **statement, your Honor. My writing accurately states the money was for the US Chamber of**
22 **Commerce.**

23
24 MRS. KRAMER: **I've saved thousands of lives from this paper. I'll always be proud of this**
25 **paper you're going to put me in jail for. It was the catalyst that caused change.** Because I have
26 a degree in marketing, I brought it to light how this false concept marketed into policy was harming
27 so many. From there the Wall Street Journal went on to write about it. From there I was able to get a
28 Federal Government Accountability Office Audit that knocked his clients right out of the Federal
policy. **His client tells in court that it's scientifically proven these illnesses "Could not be." So**
I got a Federal audit and it all started from this paper that you're going to put me in jail for
that has taken seven years of my life to be framed for libel; it's cost my family everything. I'll
always be proud of this paper, and I'll go to jail for it if you want me to, but I'm not the one who
accused Mr. Kelman of perjury. Mr. Scheuer made it look that way, and the court wrote I had
accused him of lying about being paid for the ACOEM paper, when I didn't.

INSTANT COURT: You and I both know I don't want you to go to jail. How many times have I said
that and you acknowledged it. But here's the only question that I'm afraid that we're left with. **Is**
today convenient?

MRS. KRAMER: Well we have another problem, your Honor: **by law you can't order me to jail for**
something that I can't do. You've got me sentenced to five days in jail for these posts..... the court

¹⁸ April 12, 2012 Transcript, JUDGE knows he has no jurisdiction. <http://freepdfhosting.com/a52191aa44.pdf>

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

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

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

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

19 ALL THAT WAS NECESSARY WAS FOR YOU TO AGREE
20 TO THAT AND WE WOULDN'T BE HERE TODAY. BUT YOU 01:57PM
21 CHOSE NOT TO, AND THAT'S YOUR RIGHT, CERTAINLY YOUR
22 RIGHT, BUT YOU LEAVE ME WITH ABSOLUTELY NO
23 ALTERNATIVE, AND I THINK YOU KNOW THAT; AND SO
24 THEREFORE, I WILL BE REMANDING YOU TO THE CUSTODY OF
25 THE SHERIFF FOR FIVE DAYS TODAY.

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

3/1/12 I will never sign this proposed apology that aids to defraud the public Sharon Kramer

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SCHEUER & GILLETT, a professional corporation
Keith Scheuer, Esq. Cal. Bar No. 82797
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Attorney for Plaintiff
BRUCE J. KELMAN

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

BRUCE J. KELMAN,) CASE NO.:
) 37-2010-00061530-CU-DF-NC
Plaintiff,)
) Assigned for All Purposes to:
v.) HON. THOMAS P. NUGENT
) DEPARTMENT: N-30
SHARON KRAMER, and DOES 1)
through 20, inclusive,) UNLIMITED CIVIL CASE
)
Defendants.) RETRACTION BY SHARON KRAMER
)

In May, 2005, Dr. Bruce J. Kelman and Globaltox, Inc. (now known as Veritox, Inc.) filed a defamation action against me relating to a statement that I made in a press release that Dr. Kelman had "altered his under oath statements" while testifying as an expert witness in a civil lawsuit in Oregon. It was not my intention in writing the press release to state or imply that Dr. Kelman had committed perjury. I do not believe that Dr. Kelman committed perjury. I apologize to Dr. Kelman and his colleagues at Veritox, Inc. for all statements that I have

RETRACTION BY SHARON KRAMER

1 made that stated or implied otherwise. I sincerely regret
2 any harm or damage that I may have caused.

3 I declare under penalty of perjury under the laws of
4 the State of California that the foregoing is true and
5 correct.

6 Executed on February 10, 2012 at Vista, California.

7
8
9 SHARON N. KRAMER

10 Under no circumstance would I ever sign this apology that was crafted by Mr. Bruce Kelman's attorney, Mr.
11 Scheuer. I am not apologizing for being framed for libel by the courts, who made it appear I falsely accused
12 Mr. Kelman of lying about being paid by a think-tank to edit the ACOEM mold statement. My writing
13 accurately states he was paid by the think-tank to author the US Chamber of Commerce's mold statement.
14 I do not take back one single word of how these two papers, both authored by Mr. Kelman, have been used
15 to lend false credibility to his fraudulent opinions rendered when serving as an expert defense witness in
16 mold litigations and harming the lives of thousands.

17 I want my money back that the courts colluding to defraud has cost me. Their judicial misconduct has cost
18 me millions of dollars to defend the truth of my words for the public good. I want my good name cleared from
19 spending seven years falsely deemed by the compromised courts to be a "malicious liar". I want the fraud
20 on the US courts that it has been scientifically proven moldy buildings do not harm to stop. This fraud on US
21 courts and US public health policy has been aided to continue directly because of the courts involved in the
22 fiasco of Kelman v. Kramer aiding with malicious Strategic Litigation Against Public Participation "SLAPP",
23 carried out by criminal means.

24 I want Justices Judith McConnell, Richard Huffman, Patricia Benke, Cynthia Aaron, Alex MacDonald and
25 Joan Imion along with Judge Thomas Nugent, Lisa C Schall, and Michael Orfield, to be made to relinquish
26 their titles of judges and justices. This is for their roles in conspiring to defraud the public and for their
27 attempt to punish and coerce a whistle blower of the fraud and of their collective roles in aiding it to
28 continue - along with some of their clerks of their courts.

29 I am not going to sign a fraudulent, forced apology that aids to conceal their, Mr. Kelman's and Mr.
30 Scheuer's unlawful misconduct. I refuse to be forced to collude with the compromised judiciary to defraud
31 the public - even under threat of coercive incarceration

32 March 1, 2012

Mrs Sharon Noonan Kramer
33 Mrs. Sharon Noonan Kramer

34 Attached is the evidence of how the courts framed me for libel over a writing impacting public health and
35 then gagged me from writing of what they have collectively done to defraud the public.

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO
NORTH COUNTY

MINUTE ORDER [X] Amended on 03/09/2012

DATE: 03/09/2012

TIME: 01:30:00 PM

DEPT: N-30

JUDICIAL OFFICER PRESIDING: Thomas P. Nugent

CLERK: Allen Lum, Cheryl Karimi

REPORTER/ERM: Leslie Mast CSR# 3363

BAILIFF/COURT ATTENDANT: Ken Schwieterman

CASE NO: 37-2010-00061530-CU-DF-NC CASE INIT.DATE: 11/04/2010

CASE TITLE: Kelman vs. Kramer

CASE CATEGORY: Civil - Unlimited

CASE TYPE: Defamation

EVENT TYPE: Status Conference (Civil)

APPEARANCES

KEITH SCHEUER, counsel, present for Plaintiff(s).

Sharon Kramer, self represented Defendant, present.

Atty Tracey S. Sang appears telephonically for defendant.

Parties are present as indicated above.

1:43 pm Court and parties supra are present in court. Court addresses Ms. Kramer re: proposed retraction order. Ms. Kramer indicates that she will not sign the proposed retraction. Court finds Ms. Kramer in contempt and sentences her to five consecutive days custody and directs her to report to the Las Colinas Detention Facility at 9:00 am, March 12, 2012.

1:53 pm Court denies Atty Scheuer's request that Ms. Kramer be remanded to the custody of the Sheriff forthwith.

1:59 pm Court is adjourned.

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN DIEGO
NORTH COUNTY

MINUTE ORDER

DATE: 04/05/2012

TIME: 03:36:00 PM

DEPT: N-30

JUDICIAL OFFICER PRESIDING: Thomas P. Nugent

CLERK: Allen Lum

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: 37-2010-00061530-CU-DF-NC CASE INIT.DATE: 11/04/2010

CASE TITLE: **Kelman vs. Kramer**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Defamation

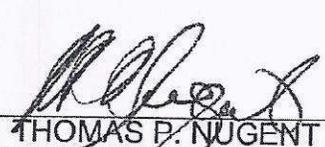
APPEARANCES

The court, having reviewed Defendant's ex parte application filed April 5, 2012, hereby rules as follows: The San Diego County Sheriff's Department is directed to correct its record as to Sharron Noonan Kramer in conjunction with case no. 37-2010-0061530-CU-DF-NC, Kelman v. Kramer to reflect that Defendant Kramer was sentenced to five days of incarceration for a civil contempt pursuant to Cal. Code of Civil Procedure § 1218(a), and not a criminal contempt pursuant to Penal Code § 166. See Order and Judgment of Contempt entered January 19, 2012, a copy of which is attached hereto. Cal. Code of Civil Procedure § 1218(a) provides:

"(a) Upon the answer and evidence taken, the court or judge shall determine whether the person proceeded against is guilty of the contempt charged, and if it be adjudged that he or she is guilty of the contempt, a fine may be imposed on him or her not exceeding one thousand dollars (\$1,000), payable to the court, or he or she may be imprisoned not exceeding five days, or both. In addition, a person who is subject to a court order as a party to the action, or any agent of this person, who is adjudged guilty of contempt for violating that court order may be ordered to pay to the party initiating the contempt proceeding the reasonable attorney's fees and costs incurred by this party in connection with the contempt proceeding."

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

Dated: April 5, 2012


THOMAS P. NUGENT
Judge of the Superior Court

1 SHARON NOONAN KRAMER, PRO PER
2 2031 Arborwood Place
3 Escondido, CA 92029
4 (760) 746-8026

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

7 BRUCE J. KELMAN,
8 Plaintiff
9 v.

10 SHARON KRAMER,
11 Defendant

CASE NO. 37-2010-00061530-CU-DF-NC

NOTICE TO COURT, INABILITY TO COMPLY WITH
UNLAWFUL ORDER & JUDGMENT OF JANUARY
19, 2012; & DECLARATION OF SHARON KRAMER

[Assigned for All Purposes To Hon. Thomas
Nugent]

Contempt of Court Sentencing Date

February 10, 2012, 1:30PM

12 This Notice to the Court, which is a matter of public record, may be read online at <http://wp.me/p1YPz-3iR>

13 Some pdf links are large and may take several seconds to open.

14 **I.**
15 **BACKGROUND**

16 1. On January 19, 2012, the Honorable Thomas Nugent signed a five page REVISED "ORDER" AND
17 JUDGMENT OF CONTEMPT for alleged contempt of court by Sharon "KRAMER". The ORDER contains an
18 impossible remedy for the alleged contempt for KRAMER to avoid coercive incarceration. The ORDER may be
19 read online at: <http://freepdfhosting.com/a2de403995.pdf>

20 2. The requirement of the ORDER was that by February 6, 2012, KRAMER was to have retracted posts from
21 Internet sites that KRAMER does not own. This includes a post she did not make and posts that do not exist --
22 or KRAMER will spend five days in jail.

23 3. The posts by KRAMER and others are regarding litigations that are a matter of public record of "KELMAN
24 & GLOBALTOX v. KRAMER" No. D054493 and this case, "KELMAN v. KRAMER," and their continued adverse
25 impact on public health policy and all US courts because actions of the courts involved in the two cases.

26 4. The Internet site owners are refusing to retract all posts regarding the case of "KELMAN & GLOBALTOX v.
27 KRAMER" No. D054493 and this case, "KELMAN v. KRAMER," and their continued adverse impact on public
28 health policy and all US courts because actions of the courts involved in these two cases.

5. The ORDER was originally proposed on January 10, 2012; amended and submitted again on January 17,
2012 by Bruce "KELMAN"s, legal counsel, Keith "SCHEUER".

NOTICE TO COURT, INABILITY TO COMPLY WITH UNLAWFUL ORDER & JUDGMENT OF
JANUARY 19, 2012; & DECLARATION OF SHARON KRAMER

1 6. Although not found on record in the IT Court Case Management System "CCMS"; on January 18, 2012,
2 KRAMER submitted an objection to the January 17, 2012 amended ORDER, including objections to omissions
3 and misstatements of facts on record and procedural errors. KRAMER'S January 18, 2012 Notice to the Court
4 not found in the CCMS may be read online at: <http://freepdfhosting.com/38b82349b6.pdf> The omission of this
5 court filing in the CCMS may be viewed at: <http://freepdfhosting.com/196437f8ce.pdf>

6 7. To reiterate a few of the procedural errors and misstatements of facts/omissions in the ORDER:

7 i.) The ORDER fails to state this is Civil Contempt of Court – not criminal contempt. As stated by
8 the Court on December 7, 2011 and read online at: <http://freepdfhosting.com/ae24c874b.pdf>

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

14 ii.) The ORDER falsely states Tracy "SANG", Esq., is KRAMER's counsel. SANG has never been
15 KRAMER's counsel. KRAMER has always represented herself, Pro Per. SANG "works for the courts"
16 in criminal contempt cases – not civil.

17 iii.) KRAMER lawfully appeared on her own behalf at contempt trial of January 6, 2012 via affidavit.
18 KRAMER'S appearance stating reason she did not appear in person because of fear for her safety
19 caused by all the uncontroverted evidence of the case that this Court is suppressing may be read
20 online at: <http://freepdfhosting.com/d4be0bd127.pdf>

21 iv.) Contrary to what the transcript of the trial shows, KRAMER is not charged with a misdemeanor
22 or criminal contempt of court and she is not mentally incompetent. The transcript of the January 6,
23 2012 trial may be read online at: <http://freepdfhosting.com/6bf98fa946.pdf>

24 v.) Contrary to the direction the Court, court employee SANG and plaintiff counsel SCHEUER
25 appear to attempt to be headed according to the trial transcript, KRAMER is mentally competent.
26 (*Attached Hereto As EXHIBIT 1*, is the mental status evaluation of KRAMER by Dr. Lorna Swartz,
27 January 12, 2012) **Kramer was forced to spend \$600 she does not have for the evaluation and**
28 **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: <http://freepdfhosting.com/d4673d19e7.pdf>

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

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

6 viii.) CCMS was falsified to state that a Tentative Ruling was issued on October 20, 2011 regarding
7 the Motion of KRAMER's for which KELMAN - for some unstated reason -was awarded \$19,343.95
8 for KRAMER's alleged contempt of court. **There was no such Tentative Ruling ever issued.** The
9 falsification of CCMS regarding the Tentative Ruling that was never issued involving the \$19,343.95
10 may be read online at: <http://freepdfhosting.com/c8f6cf3647.pdf> The actual non-Tentative issued may
11 be read online at: <http://freepdfhosting.com/43d7b93b80.pdf>

12 ix.) The Court failed to establish that KRAMER violated a lawful court order – one that **precludes**
13 **her ability to write five words for which the Court's case file undeniably provide direct**
14 **evidence KRAMER was framed for libel with actual malice by prior courts;** with numerous court
15 documents and CCMS entries falsified of judgments never entered, lien placed on KRAMER's
16 property, who prevailed in trial, who was awarded costs, etc. in *KELMAN & GLOBALTOX v.*
17 *KRAMER.* KRAMER's Declaration in support of MOTION TO NULLIFY VOID ORDER may be read
18 online at: <http://freepdfhosting.com/8db56e704d.pdf> Two examples of falsified court documents from
19 the prior case as found and suppressed in this Court's case file may be read online at:
20 <http://freepdfhosting.com/44d413025b.pdf> and <http://freepdfhosting.com/12a0b4f0c3.pdf>

21 x.) The Court failed to address prior to trial, KRAMER's evidence that she had not violated a lawful
22 court order establishing that the Court had jurisdiction to hold the December 6, 2012 Contempt of
23 Court hearing. KRAMER'S ExParte Motion to stop the trial and oral arguments of December 5, 2012
24 with this Court stating that this would be addressed the next day before trial, may be read online at:
25 <http://freepdfhosting.com/b8f3113096.pdf> and <http://freepdfhosting.com/78510c742a.pdf>

26 8. With regard to KRAMER's impending incarceration for inability to perform tasks stipulated in the
27 unlawful REVISED ORDER & JUDGMENT FOR CONTEMPT it states in relevant parts:

28 **"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
<http://freepdfhosting.com/65495fd522.pdf>] 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**

