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The Honorable U.S. Senator Dianne Feinstein  
Washington, D.C. office

RE: Military housing mold & your help stopping the medico-legal lie that it is allegedly proven “toxic mold” in water damaged buildings (WDB) cannot disable or kill.

Dear Senator Feinstein,

I was pleased to see that my U.S. senators are helping get to the bottom of U.S. military families being horribly mistreated when stating that they are being sickened by moldy military housing (WDB). Causing the housing to be cleaned up will help tremendously. But it will not stop the deeply seated problems on the medical side of the issue that will continue to harm the military families and thousands of others who are being disabled by the toxic components of mold.

I have a degree in marketing. I am a medical journal published author on the subject of how the false concept was mass marketed in U.S. physician educational materials and public health policies that it was allegedly proven that mycotoxins (toxic mold) in WDB could never reach a level to harm. The false science is used to this day when denying liability for causation of disabilities, including brain injuries, from WDB exposures.

I will be in D.C. from March 20<sup>th</sup> through March 23<sup>rd</sup>. I have several meetings scheduled with legislative assistants (LA) and others. Physicians are scheduled to come with me for some of my D.C. meetings. They are also knowledgeable of the erred medico-legal practices.

I have requested meetings with your LAs and have been emailing with Christopher Gaspar about what you (and Senator Harris) as U.S. senators from California, can do to help the military families and others who are disabled by the toxins of mold and the erred medico-legal science.

Mr. Gaspar asked that I put into writing exactly what it is that I want you, as my U.S. Senate representative, to do. As described in the following pages, the gist of what I want you to do is help cause the University of California (UC) to cease playing the leading role in the discrimination and retaliation of the toxic mold disabled military families and thousands of others across the nation.

After my lengthy explanation of why that is with attached corroborating evidence, my two-page request for two needed acts is attached as Exhibit 11. Please know that this letter is written in direct tone only because there are things which must be said that cannot be politely said. I mean no disrespect to you or your decades of valuable work as a leading U.S. Senator.

In March 2005, I was the first person to publicly write of how the false concept came to be that toxic mold in WDBs cannot harm and how it is used to deny liability for causing brain injuries in children. Leading California court officers have been framing me for libel for the writing and trying to terrorize me into silence of their key roles in keeping the false science that I exposed, going. The libel case was brought against me by the USDOJ’s toxicologist expert defense witnesses in military housing mold litigations. (See letter beginning on page 7 for greater detail)

The purpose of the miseducation of U.S. physicians and the flawed policies has been to lend undue credibility to an unscientific toxicological risk assessment model that is unethically used to deny claims and liability for causation of disabilities and deaths from negligent acts causing toxic mold to grow in WDB.

The promotion of the false concept that it is proven toxic mold in WDB cannot reach a level to harm began in 2002 with the UC name literally written all over it. The State of California (with help from Washington, D.C.) is where the deadly false science and the ongoing cover up of it being a junk science scam, needs to be made to end.

It is the root of a nationwide multi-billion-dollar insurer fraud scam. It is based entirely upon one mass marketed, greatly flawed toxicological risk assessment model that I refer to as “*the GlobalTox Paper*” or the “*Veritox Theory*”. (Attached hereto collectively as EXH 1<sup>1</sup> is the Veritox Theory and the January 10, 2007 Wall Street Journal article “*Amid Suits Over Mold, Experts Wear Two Hats Authors of Science Paper Often Cited by Defense Also Help in Litigation.*”).

The WSJ article was based on my research into the conflicts of interest driving the discrimination of those disabled by toxic mold in WDBs. It describes some of what I tell you in the following pages of how U.S. military families and thousands of others continue to be devastated by the Veritox Theory; along with the problems in California which cause it to continue.

### **The Big Lie Based On The Veritox Theory That Is Disabling And Killing People**

***“Thus the notion that ‘Toxic Mold’ is an insidious secret killer as so many media and trial lawyers would claim, is ‘Junk Science’ unsupported by actual scientific study.”*** US Chamber Institute for Legal Reform (ILR) & Manhattan Institute Center for Legal Policy (CLP), July 17, 2003, with stated authorship of Bruce Kelman, Bryan Hardin, Coreen Robbins of Veritox, Inc. and Andrew Saxon of UCLA.

The above sentence is based solely upon extrapolations that were applied to data taken from one bench researcher’s study of mold acutely blasted into the throats of rats. As shown above, the false concept is mass marketed that this proves that anyone who says they are sick from the toxins in a WDB should be considered a litigious scammer, an unscientific liar, or a fool who believes media hype.

This is the discriminatory scientific fraud which needs to be eradicated from all U.S. physician educational materials and health policies; and thus, eradicated from all profitably discriminatory and dishonest claims handling practices when denying liability for causation of disabilities and deaths from exposures to the toxic biocontaminants that are often found in WDBs.

There is no scientific debate of the matter. The Veritox Theory as feigned proof of lack of causation of illness is undeniably junk science. It flies in the face of the basic tenets of toxicology.

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<sup>1</sup> EXH 1 The Veritox Theory/GlobalTox Paper This is the mass marketed junk science used in the epic insurer fraud scam as false proof that microbial toxins found in water damaged buildings can never reach a level to harm anyone. See professional writing on the subject at: “*Amid Suits Over Mold, Experts Wear Two Hats Authors of Science Paper Often Cited by Defense Also Help in Litigation.*”.

This is established by the 2011 “*Reference Manual on Scientific Evidence, Third Edition*” and the 2004 Institute of Medicine “*Damp Indoor Spaces and Mold*” publications. Both specifically state that it is not scientific to claim proof of lack of causation of human illness from WDBs based on such limited data. The Veritox Theory is a smoke and mirrors litigation defense argument which establishes nothing one way or the other regarding if microbial toxins in WDBs are capable of harming humans.

Never the less, the Veritox Theory has been and continues to be, mass marketed by influential U.S. nonprofits with close ties to Capitol Hill, the CDC, the USDOJ, the DOD, and the UC. It became the mainstay of mold-litigation defense attorneys of the insurance industry and government agencies beginning in 2002 via an extraordinary feat of marketing that was literally taken straight out of the Big Tobacco playbook.

Contrary to popular belief even among those who acknowledge that people are getting sick, it is not toxic mold or buildings that disable or kill. People being falsely told that a WDB is safe for them to occupy as they get sicker from the toxic exposure while not knowing why; people being unable to obtain medical help from misinformed physicians who do not tell them the WDB is what is causing them to be sick; and people being falsely deemed liars and fools when they figure it out on their own that the WDB is what is making them so sick – are the lies which disable and kill.

Ongoing UC, State of California and federal contractor, et.al. concealed frauds which cause the Veritox Theory to remain a viable weapon to be used against the sick military families and thousands of others, are the disabling-killers which need to be made to stop.

### **How It Became Flawed Accepted Science In The U.S. That It Was Proven Toxic Mold In Water Damaged Buildings Cannot Harm – The Veritox Theory**

The Veritox Theory was created by two dishonest expert defense witnesses in mold litigation in 2001-02. Their names are Bruce Kelman, Ph.D. and Bryan Hardin, Ph.D. Mr. Kelman is a toxicologist with a long history of serving as an expert defense witness in toxic torts, including but not limited to, for Big Tobacco.

Mr. Hardin is also a toxicologist. He retired in 2001 as a Deputy Director of CDC NIOSH and began a second career as an expert defense witness in U.S. mold litigations. They are two of the six owners of the corporation Veritox, Inc. that is headquartered in Redmond, WA.

Mr. Kelman is the president of the well-connected environmental risk management corporation. They are federal contractors for the Department of Defense (DOD) and the United States Department of Justice (USDOJ). They serve as expert defense witnesses in toxic torts throughout the United States for the insurance industry and many government agencies.

There is a third prolific expert defense witness in mold litigations who has published key papers for “nonprofits” promoting the Veritox Theory with the Veritox owners. His name is Andrew Saxon. He is a medical doctor affiliated with the University of California Los Angeles (UCLA). Because Dr. Saxon is affiliated with the UC system, when he publishes medical journal and other papers, the esteemed UC name is also on them. This lends an air of credibility to his work and that of his co-authors.

Dr. Saxon has never published even one research paper on mold. But he is listed as co-authoring three key review papers on the subject. All three of Dr. Saxon's review papers about mold in the indoor environment, promote the bogus Veritox Theory. The papers have been used extensively by expert defense witnesses and toxic tort defense attorneys who hire them.

This includes defense attorneys at the USDOJ; defense attorneys for insurers of PPV military housing landlords; defense attorneys in mold litigations involving WDB injured county, state and federal employees; and defense attorneys in thousands of private sector cases, including in cases designed to deny workman's compensation insurance.

Few people are aware that when experts on a subject are employed by universities and they testify in litigations on the subject of their expertise; the universities with whom they are affiliated typically keep over half of the proceeds from their employees' expert witnessing work.

The amount can be tens of thousands of dollars from a single case. The UC Regents have profited from this arrangement. Universities allowing their name to be misused to promote an erred concept, while enabling a matter to remain contentious and litigious, may increase income for the universities. As I know that you are aware, the UC is a state-government-run university system with strong ties to the federal government, including but not limited to, the DOD.

### **California's Armada Of Profitable Junk Science For The Defense In U.S. Mold Litigations**

The four below-named papers are portrayed to be knowledgeable nonprofits' consensus papers and are falsely portrayed to be founded upon Evidence Based Medicine (EBM). As also described in the 2007 WSJ article, this is the fleet of impressive-looking vehicles which travel together to carry the bogus Veritox Theory into physician miseducation, flawed public health policies, dishonest insurer claims handling practices, and unethical practices in mold litigations, nationwide.

An armada of Trojan horses, they appear to be EBM for the public good from the outside. But an inside look reveals that they were intentionally built to carry cargo across the United States designed to hurt the people for profit and to avoid liability for hurting them. Three of the four proudly display the legitimizing and assuring UC name on their façade via Dr. Saxon; and the fourth is founded on the other three. They are:

1. 2002 nonprofit American College of Occupational and Environmental Medicine (ACOEM) "*Adverse Human Health Effects Associated with Molds in the Indoor Environment*" by Bruce J. Kelman & Bryan Hardin of Veritox, Inc. and Andrew Saxon of UCLA. Published in the Journal of Occupational and Environmental Medicine (JOEM)
2. 2003 nonprofit U.S. Chamber Institute for Legal Reform (ILR) & nonprofit Manhattan Institute Center for Legal Policy (CLP) "*A Scientific View of the Health Effects of Mold*". Stated authorship: Bruce J. Kelman, Bryan Hardin, Coreen Robbins of Veritox, Inc. and Andrew Saxon of UCLA.
3. 2006 nonprofit American Academy of Allergy, Asthma and Immunology (AAAAI) "*The Medical Effects of Mold Exposure*".

Stated authorship: Andrew Saxon of UCLA, Robert Bush of University of Wisconsin, Abba I. Terr of Stanford University, Robert Wood of Johns Hopkins Hospital, and Jay Portnoy of Children's Mercy Hospital of Kansas City Published in the Journal of Allergy and Clinical Immunology (JACI) [Dr. Portnoy has stated in writing that he did not contribute to this paper after Dr. Saxon rewrote his work and did not even know that it had been published by the AAAAI with his name on it – until I told him]

4. 2006 nonprofit American College of Medical Toxicology (ACMT) "Institute of Medicine Report on Damp Indoor Spaces and Health" by Daniel Sudakin of Veritox, Inc. and Thomas Kurt [This paper is a dishonest critique of the 2004 IOM Report's toxicity section. Drs. Sudakin & Kurt are expert defense witnesses in mold litigations as are other ACMT members. CDC ATSDR funds ACMT to disseminate information for "nonprofit" medical associations]

There is a fifth paper in the fleet which has carried the Veritox Theory with the UC name displayed. It was designed to cause discrimination of toxic mold disabled injured workers in California by miseducating physicians. It is titled "Mold in the Indoor Workplaces".

It was endorsed into California Department of Health (CADOH) and Industrial Relations Board (IRB) policies by Governor (UC Regent) Schwarzenegger in October (November) of 2005. Sometime after January 1, 2016 it was quietly changed without dating the change, making it falsely appear that the State of California never promoted the Veritox Theory as public health policy.

In 2016, the following sentence was quietly removed from the California public health policy paper "Physicians can refer to the American College of Occupational and Environmental Medicine (ACOEM) statement, Adverse Human Health Effects Associated with Mold in the Indoor Environment".

It took me eleven years of complaining about it to decision makers and blogging about it, to help cause the afore noted change in the CADOH paper (to help curtail insurer practices of denying work/comp and other claims based on Veritox's and Saxon's junk science as validated by California public health policy).

### **California's Unsinkable Fleet of Deceit Over the Mold Issue**

The UC does many great things when it comes to environmental issues. Yet, with the mold issue UC leadership, including the last two California governors, have been awful about enabling the junk science of Veritox and Saxon to continue with the UC name attached.

They have been horrible about enabling the ongoing retaliation that I experience in San Diego courts to cover up that it is scam based on junk science, of which the UC has been profiting.

The UC Regents and California governors have been asked multiple times by multiple people that they make the Trojan-horse armada which transports the bogus Veritox Theory across the United States with the prestigious UC name displayed, to be retracted from publication.

Thus far, the Regents have declined to stop the UC name from being misused for the political and sectarian endeavor nationwide, in violation of Article IX, Section 9 of the California Constitution.

(Attached hereto as EXH 2<sup>2</sup> is the May 15, 2010 request to the Regents (including the Governor) and the UC President to not allow the UC name to be misused for the defense in interstate mold litigations). Note that the attached, nine-year-old, May 2010 request to the UC Regents specifically cites that those living in military housing are being adversely impacted by misuse of the UC name. The subject amicus curie brief for the defense was filed in Arizona by National Apartment Association (NAA) attorneys in a mold case. Two infants died from an unprofessional mold remediation. Mr. Kelman and Dr. Saxon were serving as defense witnesses.

As the nonprofit association of the multi-tenant-building-owners across the United States, the NAA lobbies extensively. They make many campaign contributions which help to fill seats on the Hill and across the land. PPV military housing landlords are members of the “nonprofit” NAA.

Again, Mr. Kelman and Veritox are also federal contractors who are hired by the USDOJ attorneys in military housing mold litigations. They use papers with the UC name on them to lend credibility to their testimonies. They are also the plaintiffs in the fixed San Diego cases where the courts continue to try to chill my speech and falsely make me look like a liar.

Decision makers on the Hill and in federal agencies may not even know whose nonprofit is lobbying who or where; or why some gets what contracts; or what devilish details are in those awarded contracts; or how seemingly unrelated contracts are in reality related.

### **The Issue Is Far More Complex Than Just Ordering That Military Housing Be Cleaned Up**

This is what I was (unsuccessfully) trying to explain to Mr. Gaspar via emails. The underlying problems are far more deeply seated and complex than legislators simply saying that military housing must be cleaned up, to solve the problems.

If history holds true, as soon as the reporters fade away again so will the needed oversight of the housing stock and how health problems are addressed when claims of illness occur. The discrimination and retaliation of military families who are being sickened will continue to occur if the devilish details on the medico-legal side of the issue are not also properly addressed.

The NGO landlords are not the root cause of the problem. Like many others, they their insurers and attorneys are the end users of the cause. False science written into government backed health policies and physician educational materials on the medical side of the issue (used by win-at-all-cost attorneys to shield from liability for negligent acts which cause the unsafe housing on the building side of the issue) is the predominant problem that is not being addressed.

One cannot expect change to come by just addressing the profitably erred acts on the building science side of the issue. The federal government has tried to say “*just clean up the buildings*” when addressing illness-causing-WDBs since at least 2005.<sup>3</sup> It does not work. It is like trying to solve a problem while pretending the problem does not exist. You have to address the NGO contactors who use junk science on the medico-legal side of the issue, to make the problems stop.

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<sup>2</sup> EXH 2 5/15/10 ACHEMMIC Letter to UC Regents & CA Governor “*RE: The University of California’s name is included in implied endorsement of a 2003 U.S. Chamber of Commerce publication currently referenced in a 2010 legal proceeding.*”

<sup>3</sup> 1/12/05 “*Surgeon General’s Workshop on Healthy Indoor Environment*”.

A key aspect which contributes to causing the negligent building maintenance in the first place, is that many building-maintainers honestly do not believe that the WDBs are capable of causing the symptoms that the families report (fatigue and weakness, headache, light sensitivity, poor memory, difficult word finding, difficulty concentration, morning stiffness, joint pain, unusual skin sensations, tingling and numbness, shortness of breath, sinus congestion or chronic cough, appetite swings, body temperature regulation dysfunction, increased urinary frequency or increased thirst, red eyes, blurred vision, sweats, mood swings, sharp pains, abdominal pain, diarrhea, bloating, tearing, disorientation, metallic taste in mouth, static shocks, vertigo, feeling lightheaded – and early deaths from being unable to obtain proper medical care)

This is because it has been systematically crammed down their throats via the mass marketing of bogus papers carrying the Veritox Theory for now seventeen years; that it is scientifically proven that the sick people are lying about the WDBs being able to cause their claimed symptoms. *This* is root cause of the distrust of the sick, the lack of a sense of urgency to clean up the buildings, and the resultant disrespectful treatment and retaliation that the sick families experience.

It is the fleet of deceit which carries the Veritox Theory across the U.S. and displays the legitimizing UC name that needs to go. To requote the hatred inspiring mantra of the unconscionably unethical marketing campaign – based on the bogus Veritox Theory:

***“Thus the notion that ‘Toxic Mold’ is an insidious secret killer as so many media reports and trial lawyers would claim, is ‘Junk Science’ unsupported by actual scientific study.”***

As a result of the fleet of the four papers (ACOEM’s, US Chamber’s, AAAAI’s, and ACMT’s) remaining stubbornly obstructed from being retracted from publication; the liability-avoiding based on the bogus Veritox Theory is used, and will continue to be used, to discriminate and retaliate against the military families and thousands of others across the U.S. who are being disabled by the toxins of mold in WDBs.

(Attached hereto EXH 3 are the Navy’s 2012 replies to questions of how they address claims of sickness and disabilities caused by Lincoln Military Housing mold via relying upon false claims of “*evidence-based medicine*” carrying the bogus Veritox Theory and the legitimizing UC name.<sup>4</sup>) The questions were posed to them by WTKR.

### **The Ongoing Criminal California Case Fixing For Veritox, Purposed To Cause The Veritox Theory To Thrive On Behalf of Toxic Mold Defense Attorneys & Their Clients**

The other primary problem which enables the fraud nationwide is also in the State of California. This problem is blatantly criminal and has been for fourteen years. It is thus far, unpunished judicial willful legal errors (“case fixing”) in a SLAPP suit and retaliation to conceal it, on Veritox’s and their clients’ behalves<sup>5</sup>.

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<sup>4</sup> EXH 3 1/13/12 Navy’s reply “*These sources include the American Academy of Allergy, Asthma, and Immunology; and, the American College of Occupational and Environmental Medicine. These organizations are widely accepted as providing the most reliable information and medical guidance in the best interest of patient safety. The Navy, as most physicians in the United States, use evidence-based medicine to diagnose and treat their patients.*”

<sup>5</sup> 5/16/05 Bruce J. Kelman & GlobalTox, Inc. v. Sharon Kramer North San Diego Superior Court Case No. GIN044539 May 2005 to when the California courts stop framing me for libel with void judgments & stop suppressing direct evidence that Mr. Kelman committed material perjury while strategically litigating to shut me up.

It has been a living nightmare the past fourteen years knowing how many people continue to be harmed by the case fixing for Veritox in San Diego. Where the matter turned frighteningly criminal is when I began filing complaints in 2010 for the San Diego judges and justices suppressing the direct evidence of Mr. Kelman's material perjury while framing me for libel. Instead if help from the Commission on Judicial Performance (CJP) or Governor/Regent Schwarzenegger, I ended up in jail for refusing to sign a piece of paper that states "*I do not believe Dr. Kelman committed perjury*".<sup>6</sup>

### **What I Exposed That Caused The Never-Ending Wrath Of Retaliation In California.**

Fourteen years ago on March 9, 2005, I was the first to publicly write of how the insurer fraud scam based on the bogus Veritox Theory (GlobalTox paper) was being mass marketed into physician educational materials and policies. I wrote of it and paid PRWeb close to \$300 to distribute it in an effort to save lives from the mass marketed profitable junk science. (Attached hereto as EXH 4<sup>7</sup> is my March 2005 writing for which the San Diego courts will not stop criminally framing me for libel)

I wrote of it because I have superior knowledge of how marketing works, and I could see that the mass marketing of the junk science was causing people across the U.S. to be unable to receive viable medical treatment, for the purpose of concealing that the WDBs are disabling them. (If one cannot get a physician to acknowledge that a WDB is causing their symptoms; then one also cannot prove that the negligence of builder owner or remediator, or real estate agent, or school board, or...is causing their symptoms.) So the scam was not only being used to deny liability for causation in litigations; it was (still is) the causation itself of people becoming ill and unable to obtain medical treatment while becoming even sicker.

I had no idea when I wrote of the scam, that fourteen years later I would still be living in fear of possibly being physically hurt again under the color of law in California for daring to tell the truth in America; or that people across the U.S. would still be devastated from the mass marketing scam.

My 2005 writing, named some of those who I knew at the time were initially involved in mass marketing the "GlobalTox paper" (Veritox Theory) including a U.S. congressman from California. I described that scam's purpose is to deny liability for brain injuries in children caused by negligent acts that cause toxic mold to grow in WDBs.

In most relevant parts, the below is what the San Diego courts have been framing me for libel for exposing with Veritox and their attorneys; and have been trying to cover up that they have been criminally causing the scam based on the Veritox Theory to continue for now fourteen years:

*"By the time the Haynes discovered the mold, it was too late. Mrs. Haynes and the children were exhibiting neurologic and immune system damage... Dr. Bruce Kelman of GlobalTox, Inc, a Washington based environmental risk management company, testified as an expert witness for the defense, as he does in mold cases throughout the country.*

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<sup>6</sup> 11/04/10 *Bruce J. Kelman v. Sharon Kramer* North San Diego Superior Court Case No. 37-2010-00061530. They tried to unlawfully permanently enjoin me from telling of the criminal case fixing of the first case; and had me jailed when I refused to sign a piece of paper containing the sentence "*I do not believe Dr. Kelman committed perjury.*"

<sup>7</sup> EXH 4 3/09/05 "*Jury finds Toxic Mold harmed Oregon family. Builders arbitration clause not binding*"



*Upon viewing documents presented by the Hayne's attorney of Kelman's prior testimony from a case in Arizona, Dr. Kelman altered his under oath statements on the witness stand. He admitted the Manhattan Institute, a national political think-tank, paid GlobalTox \$40,000 to write a position paper regarding the potential health risks of toxic mold exposure. Although much medical research finds otherwise, the controversial piece claims that it is not plausible the types of illnesses experienced by the Haynes family and reported by thousands from across the US, could be caused by "toxic mold" exposure in homes, schools or office buildings. In 2003, with the involvement of the US Chamber of Commerce and ex-developer, US Congressman Gary Miller (R-CA), the GlobalTox paper was disseminated to the real estate, mortgage and building industries' associations. A version of the Manhattan Institute commissioned piece may also be found as a position statement on the website of a United States medical policy-writing body, the American College of Occupational and Environmental Medicine." [ACOEM]*

Below is the sentence for which the local courts have been framing me when trying to keep the above from coming to public light and to conceal the criminal acts when case fixing to defraud the public. Other than a typo "Hayne's" it is a correct 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."*

What "they" were really mad about is that my writing exposed how one could defeat the Veritox Theory in court by forcing Mr. Kelman (and others) to talk about the exchange of money behind the mass marketing scam and how the players were connected. (The above writing has helped to save many lives and I will always be proud that I dared to write it.)

### **Reiteration Of The Timeline Of Relevant Events**

Mr. Hardin retired from the CDC in 2001. He became a Veritox owner. Veritox's junk science began to be promoted by the CDC, UC & a California/U.S. congressman in 2002. California Governor, IRB & CADOH began marketing it in October of 2005.

The State of California marketing of Veritox's junk science into public health policies occurred six months *after* I first wrote of the scam in March 2005; and one month *after* the San Diego courts began suppressing the evidence of Mr. Kelman's perjury while framing me for libel on behalf of the owners of Veritox, et.al. in September of 2005.

CDC ATSDR still funds ACMT to disseminate information to U.S. medical associations. ACMT promotes Veritox's junk science. San Diego judges and justices have been systematically framing me for libel for now fourteen years with the owners of Veritox and their attorneys. When I showed the Governor and the CJP, (and the Chief Justice) they had me jailed for refusing to lie about the criminality of the case fixing. Veritox's junk science is still used to defeat liability for causation of disabilities and deaths from WDBs. Veritox is still a DOD and USDOJ contractor. Veritox testifies for the USDOJ against toxic mold disabled military families living in moldy military housing. The University of California still promotes Veritox's junk science. The U.S. Senate is trying to address the problem without addressing the deeply seated (and highly profitable) medico-legal fraud in the issue. This is the same thing the federal government has been doing since I first wrote of the fraud in 2005.

The only reason it is being addressed at this time is that Reuter's had shined a spotlight on the issue. Once the spotlight goes away again, so will the oversight. Military families and others will continue to be gravely harmed – and I am not shutting up no matter how much the California courts terrify me, until this unconscionable national disgrace based on a bogus risk assessment model and involving both government in California and in the United States is made to stop!

### **The Concealment of Judicial Concealment of Mr. Kelman's Perjury In SLAPP**

Since September of 2005, the San Diego judges and justices have been suppressing the direct and uncontroverted evidence that Mr. Kelman and his attorney, Keith Scheuer, committed material perjury while strategically litigating to chill my speech for the public good.

(Attached hereto as EXH 5<sup>8</sup> is my October 25, 2010 Complaints to the Commission on Judicial Performance (CJP) and Governor Schwarzenegger for the case fixing for Veritox in San Diego involving multiple judges and justices.) This includes the then 2010 CJP Chairwoman Justice Judith McConnell. She is also the Fourth District Division One Court of Appeals Administrative Presiding Justice in San Diego. To this day, Justice McConnell is the primary case-fixer for Veritox and their clients; and she has been since 2006.

Instead of help from my California government to stop the case fixing to defraud the public nationwide; retaliation came swiftly to try to shut me up. Ten days after I filed the complaints to the CJP and Governor on October 25, 2010; a second lawsuit was filed in San Diego on November 4, 2010, seeking to permanently enjoin me.<sup>9</sup>

In March of 2012 they jailed me for two days for refusing to sign a paper containing the sentence "*I do not believe Dr. Kelman committed perjury*". (Attached hereto as EXH 6<sup>10</sup> is what I refused to sign and was jailed for refusing to sign it)

When I was in jail, March 12<sup>th</sup> to 14<sup>th</sup>, 2012 for refusing to be coerced into lying of the criminal case fixing in San Diego purposed to keep Veritox's profitable Big Lie going in the mold issue nationwide; Mr. Kelman, was serving as a toxic tort expert defense witness for the Orange County, California District Attorney's office. It was a case where a dozen of Social Security office workers were claiming they were being sickened from their office building.

Mr. Kelman testified that based on his toxicological calculations, the county office workers' building was safe for their occupancy. (Attached hereto EXH 7<sup>11</sup> is the news report of Mr. Kelman's defense expert report on behalf of the defense attorneys of Orange County, CA, 3/13/2012 – while I was in jail for refusing to lie about judges, justices and oversight agencies hiding his lying)

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<sup>8</sup> EXH 5 10/25/10 Complaints to CJP & Governor/Regent for the judicial concealment of Mr Kelman's material perjury while strategically litigating to chill my honest speech.

<sup>9</sup> 11/04/10 Bruce J. Kelman v. Sharon Kramer North San Diego Superior Court Case No. 37-2010-00061530. This case, seeking to permanently enjoin me from writing of the first case, was filed ten days after I complained to the CJP and Governor of the case fixing to keep the Veritox Theory viable from coast to coast.

<sup>10</sup> EXH 6 3/12-14/12 San Diego jailing for refusing to be coerced to lie of Kelman's judicially rewarded perjury

<sup>11</sup> EXH 7 3/13/12 Voice of OC "*County, Workers Remain at Odds Over Safety of Office Building*" To quote: "*another environmental health consultant, Bruce Kelman of Veritox Inc., also declared the building safe for 'regular use without restrictions' in a March 13 letter to the county's outside attorney, Arezou Khonsari*".

The San Diego appellate court, headed by Justice McConnell, has falsified multiple court documents and electronic records to conceal that Mr. Hardin (retired CDC employee, Veritox co-owner, co-creator of the Veritox Theory with Mr. Kelman, and co-author with UC's Dr. Saxon) is an undisclosed party to the fixed litigations as the undisclosed sixth owner of Veritox. (See fn <sup>12</sup>)

### **The Ultimate Making Of A Libeler**

The ultimate making of a libeler, the appellate and superior court officers and their clerks have also falsified judgments, remittiturs and multiple electronic records to conceal that that 2008 jury found that I was *not guilty* of libeling Veritox with my 2005 writing.

(Attached hereto as EXH 8<sup>13</sup> is the void judgment from *Kelman & GlobalTox v. Kramer* as renewed in July of 2018 over my motioned objections). This is the legal instrument that they have been using to feign various courts subject matter jurisdiction while trying to chill my speech under the color of law. As one can easily see, it does not state by decree that the 2008 jury found I did not libel Veritox (GlobalTox) or that I was entitled to costs as a trial prevailing party.

Judgments must be renewed every ten years for them and their resultant interest accruing liens to remain viable. They must be supported by the electronic case file to be renewed. On June 4, 2018, I caught a North San Diego Superior Court Records Department clerk backdating a fraudulent entry into the electronic case file to criminally facilitate<sup>14</sup> the renewal of the libel-framing void judgment. (Attached hereto as EXH 9<sup>15</sup> collectively are Register of Action entries #294 and #300)

As one can easily see, Mr. Kelman attempted to renew the void judgment in February of 2018, but could not because it was not supported by the ROA (#294). So the court officers directed the clerk and her supervisor, Tina Kidd, to backdate a fraudulent entry into the ROA (#300) as occurring ten years ago. (Nuremberg defense, Ms. Kidd says they were told to do it – so they did)

As one can easily see backdated ROA #300 also does not state that I prevailed over Veritox in trial. This criminal renewal with the appellate court obstructed-from-being-vacated void judgment and backdated ROA entry will cause the concealed case fixing, the framing, the retaliation, and thus the greater fraud of Veritox, et.al. to continue until 2028 – if someone does not make this stop.

Time and time again, the involved San Diego appellate justices have obstructed the vacating of this and other void judgments by unlawfully refusing to recall and rescind their fraud upon the court concealing remittiturs. They well know that they are collusively obstructing justice for thousands by criminally obstructing justice for one.

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<sup>12</sup> This has been on the Net since September 2011 even though the courts wanted it removed. *“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?”* at Katy's Exposure blog. It shows who else has seen the direct evidence of falsified court records since 2011, Chief Justice Cantil-Sayakue

<sup>13</sup> EXH 8 the California Void Judgment that is the lynch-pin fraud to ALL the greater fraud, nationwide.

<sup>14</sup> CA Penal Code § 134 *“Every person guilty of preparing any false or ante-dated book, paper, record, instrument in writing, or other matter or thing, with intent to produce it, or allow it to be produced for any fraudulent or deceitful purpose, as genuine or true, upon any trial, proceeding, or inquiry whatever, authorized by law, is guilty of felony.”*

<sup>15</sup> EXH 9 2018 falsifications of the electronic record purposed to keep the greater fraud going from coast to coast.

## **Unpunished Public Corruption In California Is Disabling The Military Families Nationwide.**

I have not shared the worst and most abusive aspect of the case fixing, in this letter. Some days are harder than others because of the abuse of power causing the helpless feeling of being emotionally gang raped over and over again – and no one hears my screaming. To say that there is an active criminal cover up occurring in California government to financially cheat and disable our troops' families and thousands of others with federal contractors who know that they are causing people to live in moldy housing without understanding it harms their children; is an accurate, evidence-based statement. I have to wake up every day knowing this, watching it happen, and knowing no one will make it stop.

The fourteen years and counting of terrorizing to cover up the judicial case fixing for Veritox, their clients and others who have profited from the armada displaying the UC name, rages on. They all bank on the fact that no one holds case fixing judges and justices accountable; that I am not strong enough to make the fraud stop on my own without the help of good-government.

I have no desire sue anyone in civil court. It is not my job or within my ability to protect U.S. military families from corruption in the California courts. A long, expensive, stressful civil suit would not bring the personal accountability necessary to shut down this deeply seated scam; and help restore the currently lacking integrity to California's judicial branch.

A civil suit would only engage an army of CADOJ attorneys who would use public funds to defend the criminal acts of state bad actors, under the pretense that they are using the people's tax dollars defending the people from frivolous attacks on their good-government.

It is a severe problem in California that the Attorney General's office has a bad habit of defending, rather than prosecuting, acts of public corruption in California's legal system. Most know that California's and U.S.'s criminal justice systems sorely need reforming. California-U.S. Senator Harris is running for POTUS on that platform. However, one cannot reform a criminal justice system while turning a blind eye to needed reforming of criminal-justices within the system.

### **Threats Of Even Greater Retaliation If I Do Not Agree To Go Mum**

The above described terrorizing and shell game that I have experienced by joined unclean hands in California is just the tip of the iceberg of the sheer Hell that they have run me through for my exposing the UC, State of California, federal government, federal contractor and "nonprofit" scam based on Veritox's junk science.

On October 5, 2018, I was chillingly warned by San Diego self-deemed "*lowly trial judge*" Earl Maas III, to not blog of the ongoing case fixing with the void judgment and falsified electronic records. He knows that I am extremely afraid that I will be physically hurt again; and that I was diagnosed with an anxiety disorder in 2012 because of it. (I'm okay. Some days are just harder than others.) It is in the court documents and we talked of it on Oct 5<sup>th</sup> before he issued the threat.

But there is no way that in good conscience, I could ever stop publicly seeking help until help comes. Silence is consent. Toxic mold does not kill. Knowingly enabling government-backed-fraud that falsely says Toxic Mold *cannot* kill; and knowingly enabling criminal retaliation under the color of law to conceal it is scam while enabling it to continue, kills.

## **I Am Also Afraid Of You, Senator Feinstein, And Of Senator Harris**

Veritox has tens of thousands of dollars of fraudulent interest accruing liens recorded on my property that they could call in at any time. I am concerned that they will as these fourteen years of case fixing has left me with few assets. I am very afraid that I will be physically hurt again in by acts in the San Diego courts in retaliation just for showing you this evidence and asking for your help, Senator Feinstein.

And that instead of help that you will choose to turn a blind eye, again. Thereby enabling the Veritox Theory with the UC name on it to continue to harm thousands; and enabling the California courts' terrifying retaliation to continue. Silence is consent. I have heard your and Senator Harris's consenting silence many times over for years, as the greatly unsettling retaliation that I experience and the fraud that I exposed continues to harm from coast to coast.

## **U.S. Senate & State of California Enabled Fraud To Cheat The Military Families, et.al.**

This is not my first trip to D.C. or my first request for U.S. Senate help (including yours) to shut the harm from the Veritox Theory down. I have been making trips to D.C. and meeting with Senate LAs (including yours and Senator Boxer's) since 2005 to try to stop the scam; even before the judicial retaliation in California began.

I have asked Senator Harris to shut it down when she was California's Attorney General. She declined to do so and sent me instead to the CJP in 2011. I was complaining about the CJP that was chaired by Justice McConnell, enabling the case fixing for Veritox to continue by Justice McConnell, et.al. Exh 5).

The mass-marketed scientific fraud of Veritox should have been shut down long ago by intervention of U.S. Senate HELP via a federal GAO audit that was order by the late Senator Edward Kennedy in 2006 at my insistent urging<sup>16</sup>; and by the acknowledgment of the direct evidence that the litigation brought by Mr. Kelman and Veritox (GlobalTox) in 2005 in California is a strategic lawsuit against public participation (SLAPP); complete with Mr. Kelman's judicially rewarded perjury and the mountain of falsified court documents.

Unfortunately, the scope of the federal GAO audit was amended in 2007 which enabled the misuse of the Veritox Theory to flourish and grow. Thus far the CJP, Judicial Council (JC), Commission on Judicial Appointments (COJA), State Bar, Chief Justice, Attorney General, California Department of Justice (CADOJ), Governor/UC Regents, or my U.S. Senate representatives will not make the relentless California case fixing and terrorizing retaliation cease to defraud the public nationwide (including our troops' families living in WDB military housing) stop.

Quid pro quo, the USDOJ has also declined to stop the California jurists' and attorneys' collusive case fixing on behalf of the USDOJ's expert defense witnesses in mold litigations – who are the owners of Veritox, Inc. and plaintiffs in the California fixed cases.

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<sup>16</sup> 10/15/08 GAO Report “*Indoor Mold: Better Coordination of Research on Health Effects and More Consistent Guidance Would Improve Federal Efforts*”

(Attached hereto as EXH 9<sup>17</sup> is one example of Mr. Kelman serving as an expert defense witness for the USDOJ (2006) in a moldy military housing case while citing to the ACOEM paper with the legitimizing UC name on it; and EXH 10<sup>18</sup> the USDOJ's 2016 refusal to prosecute Justice McConnell, et.al. for case fixing on Veritox's and their clients' behalves – including the USDOJ.)

**Please Stop The Junk Science In The Mold Issue That Harms Our Troops' Families, et.al.**

As such, the reason that I wish to meet with Mr. Gaspar and an LA on the Senate Judiciary Committee is to discuss what you, as a U.S. Senator from California, can do in 2019 to make the State of California cease playing the leading role in the discrimination of our troops' families with federal contractors.

On behalf of the families of those who give their lives to protect all our families and lives, I respectfully request that you, Senator Feinstein along with your fellow U.S. senators, make this travesty of justice end in 2019. (Attached hereto as EXH 11<sup>19</sup> is my formal request for you to make the deadly scam based on the Veritox Theory, stop once and for all.)

I am truly scared that I will be hurt again if you do not act to protect me. If you criminally frame someone for libel for exposing an epic fraud; then you criminally cause the epic fraud to continue. If no one ever acknowledges that you criminally framed someone for libel, then you are never held accountable for criminally causing the fraud. It is a very scary position that I am in, given who has been framing me for libel, who has been profiting from it, who has been trying to terrorize me into silence, and who has been letting them do it.

Over the years, I have been written about in books and news articles as the driving force who has helped to lessen the impact for many of the mass marketed Veritox Theory. (Attached hereto as EXH 12<sup>20</sup> is 3/04/19 article from Health Impact News describing the California terrifying retaliation I continue to experience which causes the greater scam of Veritox to live on)

I will be bringing more evidence to D.C. of the ongoing enabled San Diego case fixing; the key aspect that was deleted from the scope of the 2008 GAO audit; and evidence of various ways that these two acts have caused the Veritox Theory to continue to harm thousands with the University of California's name along for the ride.

I look forward to meeting with your LAs to discuss and hear their thoughts of how you will help to cause the California and U.S. governments to cease being misused together to cause the physical harm and unconscionable discrimination of our military families.

Sincerely,

Mrs. Sharon Noonan Kramer

Ec: Christopher Gaspar

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<sup>17</sup> EXH 9 2006 Mr. Kelman, hired by USDOJ attorneys when aiding to deny federal liability for disabling a mold injured military family – citing to the ACOEM mold statement (with the UC name attached).

<sup>18</sup> EXH 10 2016 USDOJ refusal to prosecute Justice McConnell, Veritox owners, et. al. for the ongoing case fixing.

<sup>19</sup> EXH 11, Request to Senator Feinstein to act to shut down the federally backed junk science scam and the public corruption in California that causes the scam to continue nationwide.

<sup>20</sup> EXH 12 3/04/19 Health Impact News "*Are You Suffering from Chronic Inflammatory Response Syndrome? How Junk Science and Corrupt Judges Hide Mold Toxicity from the Public*"

