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(14)  
SUPERIOR COURT FOR THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN DIEGO, NORTH DISTRICT

BRUCE J. KELMAN & GLOBALTOX, INC.,  
Plaintiffs,

CASE NO. GIN044539

v.

NOTICE of Hearing, MOTION TO VACATE THE VOID  
JUDGMENT RENEWED BY CORRUPTION OF THE  
ROA; Memorandum of Points & Authorities; &  
Declaration of Sharon Noonan Kramer

SHARON KRAMER, and DOES 1  
through 20, inclusive, Defendants.

Assigned for All Purposes to Hon. EARL H. MAAS, III  
Department 28

William Litvak, Esq. for Plaintiff(s)  
Dapeer, Rosenblit & Litvak, LLP

The Hon. Peter Deddeh,  
Presiding Judge San Diego Superior Court  
Michael Roddy, CEO San Diego Superior Court  
(parties responsible to correct the corrupted ROA)

Case Origin, May 2005  
Motion Hearing Date: October 5, 2018 1:30 PM

To All Parties, their Attorney of Record, San Diego Superior Court Presiding Judge and San Diego Superior Court CEO; please take Notice that on October 5, 2018 at 1:30 PM in Department 28 of the North San Diego County Superior Court, located at 325 S. Melrose Drive in Vista, this MOTION TO VACATE THE VOID JUDGMENT RENEWED BY CORRUPTION OF THE ROA will be heard by Judge Earl Maas III.

9/12/18 Sharon Noonan Kramer  
**MOTION TO VACATE THE VOID JUDGMENT RENEWED BY CORRUPTION OF THE ROA**

This Motion is filed in accordance with C.C.P. 683.170.(b). This court holds no subject matter jurisdiction to use deputy clerks' 2018 fraudulent, backdated Register of Action (ROA) entry #300 and 2018 fraudulent, backdated Case History entry to facilitate the renewal of the Void Judgment that does not state by decree that Sharon KRAMER prevailed over GLOBALTOX, Inc. the August 2008 trial.

This court knows that the "amended" Void Judgment was created ten years ago (12.18.08) by extrinsic fraud of a deputy clerk, inconsistent with jury verdict and the clerk's trial judge's 12.12.08 Minute Order which states KRAMER prevailed over GLOBALTOX in trial. Kulchar v. Kulchar 1 Cal.3d 467 (1969) 462 P.2d 17, 82 Cal. Rptr. 489

## MEMORANDUM OF POINTS & AUTHORITIES

1. In an August 2008 trial presided over by Judge Lisa Schall in the North San Diego County Superior Court, Plaintiff Bruce KELMAN prevailed over Defendant Sharon KRAMER. Defendant Sharon KRAMER prevailed over Plaintiff GLOBALTOX, Inc.

2. The Minute Order of 12.12.08 accurately states the two prevailing parties of KELMAN and KRAMER. The judgment was improperly amended by court deputy clerk Michael Garland on 12.18.08 to make it falsely appear that KELMAN and GLOBALTOX were decreed to be the prevailing parties. The fraudulent amendment was not in the ROA. KRAMER was not noticed of it. KELMAN's & GLOBALTOX's attorney Keith Scheuer was sent the amended Void Judgment by Garland. Scheuer submitted it back to the court for abstract recording on 12.22.08. (Attached as Exh 1<sup>1</sup> collectively are the 12/12/08 Minute Order, the conflicting 12.18.08 amended Void Judgment, the ROA with no mention of it & Scheuer's 12.22.08 submission for abstract recording)

3. In September of 2010 the Fourth District Division One Court of Appeal (4th/1st) sneakily left the amended Void Judgment in effect that did not state KRAMER prevailed over GLOBALTOX in trial. To quote:

*"The trial court with a different trial judge, heard Kramer's cost motion on April 3, 2009, and awarded her a total of \$2,545.28" [by ruling only]...on the record we cannot disturb the trial court's award of costs to Kelman...**Judgment affirmed. Respondents** to recover their costs on appeal."*

4. There were no "Respondents" disclosed on appeal. KELMAN was the only "Respondent". The 4<sup>th</sup>/1<sup>st</sup> was made aware of extrinsic fraud in the lower court with the amended Void Judgment. They left in effect while fraudulently making it appear that the "Respondents" of KELMAN & the five additional GLOBALTOX owners prevailed in trial and on appeal. (Attached as Exh 2<sup>2</sup> is KRAMER'S statement of the case on appeal).

A. The September 14, 2009 Certificate of Interested Persons disclosing only one "Respondent", Bruce Kelman, as accepted as accurate by Appellate Clerk, the late Stephen Kelly.

TO BE FILED IN THE COURT OF APPEAL		APP-008
COURT OF APPEAL	APPELLATE DISTRICT, DIVISION	Court of Appeal Case Number: 4th Civil Case No. D054496
TORY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): ith Scheuer, Esq. Cal. Bar # 082797 heuer & Gillett, 4640 Admiralty Way, #402, Marina Del Rey, CA 90292 TELEPHONE NO. 310 577-1170 FAX NO. (Optional):		Superior Court Case Number: GIN044539 FOR COURT USE ONLY
E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Respondent Bruce J. Kelman APPELLANT/PETITIONER: Sharon Kramer RESPONDENT/REAL PARTY IN INTEREST: Bruce Kelman		Court of Appeal Fourth District <b>FILED</b> SEP 14 2009 Stephen M. Kelly, Clerk
CERTIFICATE OF INTERESTED ENTITIES OR PERSONS		
Check one: <input checked="" type="checkbox"/> INITIAL CERTIFICATE <input type="checkbox"/> SUPPLEMENTAL CERTIFICATE		

<sup>1</sup> Exh 1 How the "amended" Void Judgment came to be via extrinsic fraud: <http://freepdfhosting.com/cbf11dedbc.pdf>

<sup>2</sup> Exh 2 How the "amended" Void Judgment was used by Judges Pressman & Dato prior to the 4<sup>th</sup>/1<sup>st</sup> sneakily leaving it in effect. <http://freepdfhosting.com/f4a953a957.pdf>



1 B. The December 20, 2010 Remittitur awarded costs to unnamed "Respondents" on appeal as  
2 certified by the late Stephen Kelly. This is consistent with the justices' extrinsic-fraud-concealing  
3 opinion of awarding costs to undisclosed "Respondents". It is materially inconsistent with the  
4 Certificate of Interested Persons disclosing one "Respondent", also accepted by Clerk Kelly.

5 COURT OF APPEAL - STATE OF CALIFORNIA

6 FOURTH APPELLATE DISTRICT

7 DIVISION ONE

8 San Diego County Superior Court - Main  
9 P.O. Box 120128  
10 San Diego, CA 92112

11 RE: BRUCE KELMAN et al.,  
12 Plaintiffs and Respondents.

13 SHARON KRAMER,  
14 Defendant and Appellant.  
15 D054496  
16 San Diego County No. GIN044539

17 \* \* \* REMITTITUR \* \* \*

18 I, Stephen M. Kelly, Clerk of the Court of Appeal of the State of California, for the  
19 Fourth Appellate District, certify the attached is a true and correct copy of the original opinion  
20 or decision entered in the above-entitled case on September 14, 2010, and that this opinion or  
21 decision has now become final.

22 ☐ Appellant ☐ Respondent to recover costs.  
23 ☐ Each party to bear own costs.  
24 ☐ Costs are not awarded in this proceeding.  
25 ☒ Other (See Below)

26 Respondents to recover their costs of appeal.

27 Witness my hand and the seal of the Court affixed this DEC 20 2010

28 STEPHEN M. KELLY, Clerk

By: 



cc: All Parties (Copy of remittitur only, Cal. Rules of Court rule 8.72(d))

29 C. The December 23, 2010 material corruption of the ROA to falsely make it appear that the  
30 amended Void Judgment (which the 4<sup>th</sup>/1<sup>st</sup> justices left in effect) was consistent with the 12.12.08  
31 Minute Order (that stated KRAMER was found to NOT have libeled GLOBALTOX).

32 264 12/23/2010 Remittitur (Judgment of 12-12-08 is affirmed) filed  
33 by The Superior Court of San Diego.

34 D. The December 23, 2010 material corruption of the ROA to falsely make it appear that  
35 GLOBALTOX owners prevailed over KRAMER in trial and on appeal. (i.e. falsely make it appear  
36 that KRAMER was found to have libeled them in her 2005 writing)

37 268 12/23/2010 Judgment was entered as follows: Judgment  
38 entered for GLOBALTOX INC; KELMAN, BRUCE J  
39 and against KRAMER, SHARON for \$ 0.00,  
40 punitive damages: \$ 0.00, attorney fees: \$ 0.00,  
41 interest: \$ 0.00, prejudgment costs: \$ 0.00, other  
42 costs: \$ 0.00, amount payable to court: \$ .00, for a  
43 grand total of \$ 0.00.

44 E. The appellate court's January 20, 2011 (first of many refusals) to recall their fraudulent remittitur.

45 01/19/2011 Motion filed.

Motion to Recall Remittitur

46 01/20/2011 Order filed.

Appellant's "Motion to Recall & Rescind Remittitur" the remittitur which issued on  
December 20, 2010, is DENIED.

5. In 2011, Judge Earl Maas III ruled that the judgment should be amended to acknowledge that KRAMER prevailed over GLOBALTOX. On October 28, 2011, the judgment was amended to state so. (Attached here to as Exh 3<sup>3</sup> is the judgment as amended by Judge Maas).

6. Yet, seven years later on July 17, 2018 the Void Judgment was renewed in its pre-amended form by application of William Litvak, Esq.-- with Judge Earl Maas presiding and enabling it. (Attached hereto as Exh 4<sup>4</sup> is the Void Judgment as renewed in its pre-amended form, consistent with Garland's fraudulent amended Void Judgment of 12.18.08 that the appellate court left in effect; and Judge Maas's 7.16.18 ruling enabling it.)

7. Judgments must be renewed every 10 years to remain viable and to have their resultant liens continue to accrue interest. They must match the electronic case file to be renewed. KELMAN attempted to renew the Void Judgment on 2.20.18 which fraudulently did not state that KRAMER prevailed over GLOBALTOX. He was not able to as the Void Judgment was not supported by the electronic case file.

294 02/20/2018 Renewal of Judgment - Application for Entry submitted by KELMAN, BRUCE J rejected on 02/20/2018.  
Refers to:

KELMAN, BRUCE J (Plaintiff)

8. So KELMAN hired Mr. Litvak to renew it. Shortly after he hired Mr. Litvak and the renewal application was submitted on May 31, 2018; a court records clerk backdated fraudulent ROA Entry #300 into the record in early June 2018 (to make it appear to have been there since 9.24.08) to facilitate the Void Judgment's CRIMINAL renewal in violation of Government Codes 6200 and 6201, and Penal Code 134.

300 09/24/2008 Judgment was entered as follows: Judgment entered for KELMAN, BRUCE J and against KRAMER, SHARON for \$ 1.00, punitive damages: \$ 0.00, attorney fees: \$ 0.00, interest: \$ 0.00, prejudgment costs: \$ 7252.65, other costs: \$ 0.00, amount payable to court: \$ .00, for a grand total of \$ 7253.65.

9. KRAMER is aware that the electronic Case History has also been newly corrupted. It fraudulently states that as of 9.24.08, it was determined that GLOBALTOX prevailed in the trial. A court records clerk let this slip on August 31, 2018. (People cannot see what the courts do with the stealth Case History. It is not available for public, litigant, or attorney viewing. Most do not even know it exists and can impact their cases). The fraudulent Case History entry was confirmed by the North County Court Records Supervisor, Tina, on August 31, 2018. She told KRAMER they were "directed" to make the (fraudulent) electronic record entries.

<sup>3</sup> Exh 3 Judge Maas's useless 10.28.11 amendment to the forever Void Judgment after appeal b/c of "MGarland 12/18/08" on its 3<sup>rd</sup> page (being used to try to permanently enjoin me in the 2<sup>nd</sup> case). <http://freepdfhosting.com/1d16258ec9.pdf>

<sup>4</sup> Exh 4 Litvak's Maas-enabled 7.17.18 Renewed Void Judgment in conflict w/Maas's 10.28.11 amendment to the Void Judgment. <http://freepdfhosting.com/7e8ce5b80c.pdf>



10. Michael Roddy is CEO of the San Diego Superior Court. He has been asked to cause the lawful removal of fraudulent ROA entry #300 to facilitate Judge Maas's lawful vacating of the renewed Void Judgment, on October 5, 2018. (Attached hereto as Exh 5<sup>5</sup> is what Mr. Roddy knows of the relentless case-fixing of this matter to defraud the public via usages of his deputy clerks' falsified court documents and electronic case files for TEN YEARS; and his acknowledgment that it is *his* responsibility to assure the records are accurate.)

11. Peter Deddeh is the Presiding Judge of the San Diego Superior Court. KRAMER asked him to supervise according to Rules of the Court, to assure that Mr. Roddy causes the removal of the fraudulent ROA entry #300 to facilitate Judge Maas's lawful vacating of the newly renewed Void Judgment on October 5, 2018. (Attached as Exh 6<sup>6</sup>, is KRAMER'S request that Deddeh do his job according to Rules of the Court as the Presiding Judge of the San Diego Superior Court.)

12. This is a defamation case – a fixed SLAPP suit over a matter impacting U.S. public health and safety. In 2005, KRAMER exposed how GLOBALTOX got their junk science marketed into policies, so it could be used to commit insurer fraud in U.S. toxic torts. For thirteen years officers of the San Diego Superior Court and Appellate Court have been working in concert with GLOBALTOX's attorney, Keith Scheuer, and their president, Bruce KELMAN, to frame KRAMER as libeling the owners of GLOBALTOX. For ten years, the harassment and framing has been committed by use of the Void Judgment.

13. The case-fixing became so abusive that in 2012, with Judge Thomas Nugent presiding (in the second case where the Void Judgment from the first was used to feign court subject matter jurisdiction) they tried to literally terrorize KRAMER into silence by jailing her for refusing to sign a false confession of being guilty of libel. She became physically ill from the experience. In 2013, in the second case with Judge Robert Dahlquist III presiding, they threatened to deem KRAMER a vexatious litigant if she did not stop begging the courts to stop criminally harassing her with the Void Judgment that is purposed to defraud the public.

14. The purpose of the ongoing case-fixing and terrorizing by Void Judgment is to **CAUSE** the insurer fraud scam that KRAMER exposed, to continue from coast to coast. It is a multi-billion-dollar scam based on GlobalTox's junk science, that harms thousands of people. The entire scam hinges upon the (renewed) Void

<sup>5</sup> Exh 5 (Some of) what Mr. Roddy knows of the ongoing case-fixing by Void Judgment to defraud the public; and his deputy clerks falsifying court documents & electronic records to facilitate it. <http://freepdfhosting.com/7f4498b104.pdf>

<sup>6</sup> Exh 6 Request that Deddeh lawfully make Roddy lawfully remove ROA #300 so Maas must lawfully vacate the renewed Void Judgment on October 5, 2018. <http://freepdfhosting.com/a760612d28.pdf>

1 Judgment remaining criminally unvacated in ongoing criminal SLAPP-fixing. Contrary to the fraudulent court  
2 documents and electronic records as just renewed, the jury found that KRAMER did NOT libel the owners of  
3 GLOBALTOX, Inc. (in her 2005 writing exposing how they got their junk science marketed into policies to  
4 CHEAT in toxic torts – subject writing of this entire 13 year fixed SLAPP litigation).

5 15. To the best of KRAMER'S knowledge this matter is the largest, most deadly ongoing, single crime  
6 still occurring in the California courts, involving the most case-fixing jurists and clerks. The (renewed) Void  
7 Judgment remaining criminally unvacated is the glue that keeps the case-fixing hidden from public light.

8 16. The appellate court being infiltrated by an apparent "*cabal of corrupt judges*"<sup>7</sup> (who have blatantly  
9 fixed their appellate opinions and will not recall their remittiturs to correct their willful legal errors); does not  
10 give *this court* legal authority or legal obligation to CAUSE the criminal harassment by renewed Void Judgment  
11 to continue via the usage of fraudulent court documents and fraudulent ROA entries that were backdated into  
12 the lower court electronic record in 2018. *England v. Hospital of the Good Samaritan 14 Cal.2d 791 (1939)*<sup>8</sup>

13 17. Like the presiding officer of this court, San Diego Superior Court CEO Michael Roddy and Presiding  
14 Judge Deddeh do not have legal authority to allow extrinsic fraud and falsification of electronic records by  
15 superior court deputy clerks to be collusively used by judges to criminally case-fix (via facilitating the renewal  
16 of the "amended" Void Judgment). *Adams v. Commission on Judicial Performance 10 Cal.4th 866 (1995) 897*  
17 *P.2d 544, 42 Cal. Rptr.2d 606*

18 18. Judge Deddeh appears to want to send KRAMER on a wild goose chase of going to the appellate  
19 court to stop the harassment by Void Judgment. But the involved appellate court justices cannot cause this  
20 court to vacate the renewed Void Judgment without spotlighting that they have been criminally case-fixing with  
21 a Void Judgment for years to cause the massive insurer fraud scam to continue (for now thirteen years by  
22 framing whistleblower, KRAMER, for libel with the Void Judgment that they knowingly left in effect and have  
23 repeatedly obstructed it from being vacated). KRAMER has repeatedly motioned for them to correct their legal  
24 errors and direct the lower court to vacate the Void Judgment to no avail.

25  
26 <sup>7</sup> MetNews, Oct 2001 <http://www.metnews.com/articles/mcco100401.htm> "McConnell Confirmed to Fourth District Court of Appeal  
27 Panel Rejects Corruption Charge After JNE Member Calls It 'A Lot of Noise'" DiMare claimed McConnell has been investigated by the  
28 FBI and was a target of the investigation which resulted in Judges G. Dennis Adams and James Malkus being convicted of fraud and  
racketeering, and Judge Bruce Greer resigning and entering a guilty plea..... Huffman called the corruption allegations "outrageous"  
and "scurrilous."

<sup>8</sup> If it were me, I would be very mad at 4<sup>th</sup>/1<sup>st</sup> Justices McConnell, Aaron, Benke, Huffman, Irrion and Dato who left me holding the bag.



19. The 4<sup>th</sup>/1<sup>st</sup> justices' unlawful acts do not enable or justify lower court jurists, clerks and attorneys committing more unlawful acts while case fixing together with fraudulent ROA entries, falsified court documents, and the unvacated/renewed Void Judgment.

20. "A Void Judgment Is Subject to Attack At Any Time, Either Directly or By Way of an Independent Action in Equity" Rochin v. Pat Johnson Manufacturing, 79 Cal.Rptr.2d 719 (1998) 67 Cal.App.4th 1228 "A 'final' but void order can have no preclusive effect. "A void judgment [or order] is, in legal effect, no judgment. By it no rights are divested. From it no rights can be obtained. Being worthless, all proceedings founded upon it are equally worthless. It neither binds nor bars any one." Bennett v. Wilson (1898) 122 Cal. 509, 513-514, 55 P. 390.

### CONCLUSION

The renewed Void Judgment must be lawfully vacated by act of the presiding officer of this court, the Superior Court Presiding Judge and the Superior Court CEO; as it is the criminal lynch-pin which causes the insurer fraud scam (that KRAMER exposed thirteen years ago) to continue to harm thousands. It is the fraudulent legal instrument which enables GLOBALTOX owners to abuse KRAMER under the color of law for telling the truth about their junk science and the case-fixing on their behalves by justices and clerks in the 4<sup>th</sup>/1<sup>st</sup>, and judges and clerks the Superior Court.

This court knows it is a Void Judgment because this court ordered it to be amended in 2011 to state that KRAMER prevailed over GLOBALTOX – inconsistent with how it was just renewed on July 17, 2018 which fails to state the truth of the jury verdict and the trial court's judgment of 12.12.08.

Submitted with all respect due,



Sharon Noonan Kramer

### DECLARATION OF SHARON NOONAN KRAMER

**PLEASE STOP** criminally framing me as libeling the owners of GlobalTox, Inc. (now Veritox, Inc.) with the newly renewed Void Judgment and matching falsified, facilitating, electronic case records -- which fail to state by decree that the jury found I did not libel the GlobalTox owners; and the trial judge found the same in her 12.12.08 Minute Order. So did Judge Maas in his October 25, 2011 ruling and ignored October 28, 2011 amendment (after appeal) to the Void Judgment.

I get it. Speak with One Voice takes precedence over the Constitution and the law when judges and justices are caught blatantly case fixing. No one is concerned of being held accountable because no one prosecutes case-fixing jurists when they case-fix together; thus no one involved in case fixing must be concerned about being prosecuted.

1 But, thirteen years of relentless SLAPP-fixing for well-connected and prolific lying toxic tort expert  
2 defense witnesses (whose clients are toxic tort defense attorneys for insurers and government agencies)  
3 should not be jointly abetted to become a twenty-three-year-fixed-case by the presiding officer of *this court*, the  
4 Presiding Judge of the San Diego Superior Court, and the CEO of the San Diego Superior Court. For God  
5 sakes, people are dying from this ongoing case-fixing.

6 I am now 62 years old. My husband is now 67. We cannot withstand ten more years of the relentless  
7 harassment, abuse of power, and fear of what GlobalTox owners, their attorneys, and the courts will do to me/us  
8 next. This matter has already driven us into poverty. I have already been physically hurt once for refusing  
9 silence of the relentless case-fixing to defraud the public with the Toxic Void Judgment.

10 I can't take ten more years of constantly looking over my shoulder; having fraudulent liens accruing  
11 interest on our property; and watching environmentally disabled people being horrifically cheated, discriminated  
12 against, and unable to obtain viable medical attention from mislead U.S. physicians by the newly renewed Toxic  
13 Void Judgment going criminally unvacated.

14 I did nothing wrong. I told the truth of a massive insurer fraud scam based on the junk science of  
15 GlobalTox that is harming thousands – and I tried to stop it for my fellowman. Not only is it criminal, it is  
16 MORALLY WRONG that my husband and I should receive a life-sentence of harassment by renewed Void  
17 Judgment via joined unclean hands in the California courts, for my doing so.

18 I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and  
19 this declaration is executed by me on September 12, 2018 in Escondido, California.

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9/12/18 Sharon Noonan Kramer