

XII.

FEDERAL & STATE COVER-UP OF THE VERITOX THEORY FRAUD FROM SEA TO SHINING SEA (Part II)

In early 2006, long before the Federico case families were made ill from the moldy military housing managed by Lincoln; I moderated a U.S. Senate Staff Briefing in Washington D.C. regarding the health effects of molds and mycotoxins. It was sponsored by the Democrat Senate Health, Education, Labor and Pension Committee (HELP) and the Public Works Committee (PWC). My panel was comprised of four scientists and physicians who hold superior knowledge of the matter.[165]

At the same time in early 2006, Mr. Kelman and Ms. Robbins of Veritox, had been hired by the USDOJ in a military moldy housing case (the Mitchell case)[166] to defend against federal liability for causing disability of a military family's children. The Veritox Theory was used as falsely claimed proof that the family's symptoms were not caused by biotoxins in WDB.

In October of 2006, the late Senator Edward Kennedy, who was Chair of HELP, ordered a federal Government Accountability Office (GAO) audit of the issue at my and others' strong insistence.[167] (Actually, we asked for Senate Hearings to stop the proliferation of the Veritox Theory in policies, medical practices and courts. They gave us a GAO audit instead.)

Shortly thereafter, the 2006 November mid-term elections took place giving Democrats control of both the House and the Senate in Washington D.C.[168] At approximately the same time in November 2006, Justice McConnell fixed the California appellate anti-SLAPP opinion to frame me for libel for exposing how the fraud of the Veritox Theory was mass-marketed to influence court decisions. She also suppressed the evidence that Mr. Kelman committed perjury to manufacture needed reason for malice.[169]

Additionally, she concealed the evidence in the 2006 anti-SLAPP opinion, that retired CDC NIOSH deputy director, Mr. Hardin, was an improperly undisclosed party to the SLAPP litigation, as the sixth owner of Veritox, Inc. (The concealment of Hardin being an improperly undisclosed party to the litigation was done again when the case was again on appeal in 2010 and the 2nd fraudulent 4th/1st remittitur issued awarding costs to undisclosed "Respondents". Hardin retired from government in 2000, long before these cases started in 2005.)[170]

In January of 2007, the Wall Street Journal article was published exposing the private-sector conflicts of interest behind the legitimizing and mass-marketing of Mr. Kelman's and Mr. Hardin's Veritox Theory to deny liability for causation of illness, disability and death. [See fn 10] (I spent six months between June of 2006 and January of 2007 working with the WSJ reporter, David Armstrong, to get the story out. He had flown to my home from Boston in May 2006,, hooked his computer to mine, and downloaded my files. My Senate HELP liaisons knew the article was being written and were asked to comment. They declined.)

In February of 2007, being fully aware of the pervasive problem causing a nationwide public fleecing over the mold issue; U.S. Senate HELP and the Federal GAO gutted the audit's potential to stop the fraud.

They deleted the following from the scope of the GAO audit – while aiding the Veritox Theory to flourish in mold litigation, and claims handling practices, physician miseducation, etc., throughout the country. Deleted from federal GAO audit by U.S. Senate HELP in February 2007:

“What medical and scientific standards are used in determining the admissibility of evidence of both acute and persistent health consequences resulting from exposure to mold? Which individuals and organizations have promulgated these standards and what, if any, conflicts of interest exist regarding these standards? “

What happened between October of 2006 and February of 2007 to cause California appellate justices on the west coast to fix the SLAPP suit aiding the continuance of the Veritox Theory, at the same time U.S. Senate HELP was back-peddling on the east coast from stopping Veritox Theory or holding anyone accountable? Were the WDB-disabled and I used as bargaining chips when negotiating with insurers what would later become Obamacare? [171]

(Too long for this writing, there is much more to this aspect of the matter involving not only U.S. senators but also U.S. representatives down both sides of the isle. In addition to being collectively ineffectual public servants over the Toxic Mold Issue; there are several legislators in both federal and state governments who have been named as defendants in mold litigation, when severe illness has occurred in WDB properties that they own, lease, sell, or otherwise have stakes in.)

In June of 2007, (after the first of the three fraudulent remittiturs issued from the 4th/1st in the SLAPP suits in March of 2007) Mr. Kelman, Veritox and their attorney, Mr. Scheuer, began trying to coerce me to sign a false confession of libel and to endorse the Veritox Theory as legitimate science. Benefiting from the fixed anti-SLAPP appellate opinion of November 2006 on the west coast, and beneficial to the USDOJ's mold litigation on the east coast where Veritox was retained as expert defense witnesses; Mr. Kelman and Mr. Scheuer wanted me to sign a document under penalty of perjury containing the following sentence:

“To my knowledge, their [VeriTox owners and affiliates] testimony and advice are based on their expertise and objective understanding of the underlying scientific data.”

I refused to perjure myself and endorse their scientific fraud that has harmed and continues to harm so many. The SLAPP case proceeded, costing us everything we own to defend the truth of my words for the public good.

The GAO Report was published on the East Coast in 2008. This was shortly after the fixed SLAPP trial on the West Coast, where false hearsay documents somehow got past clerk “MGarland” and made their way into the jury room causing a verdict for Kelman. [See fn. 86 for bated stamped jurors’ and attorneys’ affidavits.] MGarland is the same clerk who back-dated the 2008 judgment rendering it null and void – and jurists continued to use it to harass me for five more years.

The 4th/1st justices concealed it was void in the 2010 opinion. Being the second 4th/1st wordsmithed-appellate-opinion, it was established beyond a reasonable doubt that they were case-fixing, concealing falsified court documents, and suborning the perjury on purpose – aiding the Veritox Theory to continue to hurt people for money.

Shortly thereafter, I began to file multiple complaints with several legal system/court ethics policing agencies to no avail. Mr. Kelman and Mr. Scheuer began to use the void judgment from the first case as the foundational document of the second case to try to harass me into silence, also to no avail.[172]

The GAO Report titled “Better Coordination of Research on Health Effects and More Consistent Guidance Would Improve Federal Efforts” as published in 2008 did acknowledge that it is plausible mycotoxins in WDB could be a cause of illness.[173] It did little to nothing to advance the public or mainstream physician understanding of CIRIS WDB and EI.

The Report and lack of EPA follow-through accomplished **ZERO** (*emphasis added*) to stop the fraud of the Veritox Theory in policies, physician practices, and courts.[174] In 2012, the GAO deceptively deemed that their recommendations to the EPA to raise public awareness and provide consistency in government advisories had been “*Implemented*” and the matter “*Closed*”.[175]

During this same time-period (when the USDOJ was contracting with Veritox, Inc. as expert defense witnesses) the EPA was also contracting with Veritox, Inc. paying them approximately \$260,000 for environmental/litigation consulting services.[176] And while Mr. Kelman and Mr. Scheuer were diligently trying to coerce me to endorse the Veritox Theory as the California jurists were case-fixing on the West Coast; on the East Coast the USDOJ was simultaneously paying Mr. Kelman directly as an expert witness.[177]

[165] January 2006 Senate Staff Briefing on the Health Effects of Mold & Mycotoxins, moderated by me, Sharon Kramer <http://freepdfhosting.com/47a63e7f67.pdf>

[166] February 2006 Kelman for the USDOJ citing the Veritox Theory <http://freepdfhosting.com/3696bb70f0.pdf>

[167] October 2006 Senator Kennedy’s GAO audit request <http://freepdfhosting.com/f18db049a6.pdf>

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[168] November 2006 “Democrats took a 233–202 advantage in the House of Representatives, and achieved a 49–49 tie in the United States Senate. https://en.wikipedia.org/wiki/United_States_elections,_2006

[169] November 2006 fixed anti-SLAPP opinion & suppressed evidence of Mr. Kelman’s perjury to manufacture malice. <http://freepdfhosting.com/f82eb3d2d4.pdf> & <http://freepdfhosting.com/dc748c7054.pdf> (Declaration of William J. Brown III, Esq 1:6-13, my anti-SLAPP attorney)

[170] Katys’ Exposure “*Is The California Court Case Management System (CCMS) Being Misused For Politics In Policy & Litigation.....And The Fleecing Of The California Taxpayer Over The Mold Issue?*” <http://wp.me/pLYPz-3aV>

[171] 2009 Roll Call “*Health Care 10 Staffers to Know*” #1: “ [David] Bowen serves as Sen. Edward Kennedy’s (D-Mass.) ‘alter ego,’ taking an approach to developing policy that is based on deal-making and team building.” http://www.rollcall.com/issues/54_111/-33652-1.html

[172] 2010 Multiple complaints filed for fraud upon the court <http://freepdfhosting.com/b801845975.pdf>

[173] 2008 GAO Report <http://www.gao.gov/assets/290/282318.pdf>

[174] 2011 Letter to EPA & OSHA from Concerned Citizens <http://freepdfhosting.com/28609ff71e.pdf>

[175] 2012 GAO final report: <http://www.gao.gov/products/GAO-08-980>

[176] 2010-2012 EPA payment to Veritox, Inc. \$260,000. <http://freepdfhosting.com/46ffc27f5c.pdf>

[177] USDOJ payment of \$40K, to Kelman directly <http://freepdfhosting.com/873f75b9d3.pdf>