

End the Cover Up of HHS's BIG LIE That Moldy Buildings Do Not Cause Brain Injuries

From: Sharon Noonan Kramer (snk1955@aol.com)

To: samuel.bagenstos@hhs.gov; andre.jones@hhs.gov; snk1955@aol.com

Date: Friday, May 5, 2023 at 03:55 PM PDT

Dear Mr. Bagenstos and Andre,

The last day that I tried to make contact with you was April 14, 2023. I left a message with the receptionist who said she would relay my message promptly.

I am not backing down until Secretary Becerra honors his pledge to investigate how the SLAPP fixing in California for HHS policy deformers continues to "*harm a lot of people across the United States*".

I can't in good conscience while knowing that DOD and others are still citing to HHS's promoted junk science of the SLAPP plaintiffs that I exposed in 2005; and that people with disabling brain injuries and additional forms of chronic inflammation throughout the body from water damaged buildings (WDB) -- are still being treated like liars, scammers, slackers and whiners because of it.

I keep reaching out to you, the General Counsel of HHS, in a somewhat discreet manner. This is because it is not my goal to embarrass Secretary Becerra and the Biden Administration by filing a formal "DEMAND" for investigation and apology.

I don't want to get caught in the middle of closed door political wranglings when deciding the parameters of "*Affordable Health Care*" for the WDB disabled. Been there. Done that.

I just want the promotion of blatantly bastardize science in HHS policies in the mold issue, and the criminal cover up it via framing me as a malicious liar in California, to be brought to lawful endings.

Please understand that I can flip federal and state policies just by explaining the truth to government decision makers. But I can't kill the beast on behalf of the People, science, and justice (and myself) without Secretary Becerra becoming a man of his word to me.

One of many examples of what I can do via emails and blogs with the truth in them:

The below email is from the Navy and Marine Corps Public Health Center on March 29, 2019:

-----Original Message-----

From: Gillooly, Paul B CIV USN NAVMCPUBHLTHCEN PORS (USA)

To: snk1955@aol.com

Sent: Fri, Mar 29, 2019 7:59 am

Subject: RE: [Non-DoD Source] Re: Mold Reference

Sharon -

Thank you for the very thorough documentation and history as shared below. We were aware that AAAAI had archived their position paper ("*The Medical Effects of Mold Exposure*") however, it was inadvertently included as a reference in the clinician's guide and has since been removed.

VR

Paul

The day before NMCPHC removed the scientific fraud of the SLAPP plaintiffs (HHS's HARDIN and KELMAN) from military physician miseducation via the AAAAI Mold Position Statement; I sent an email to NMCPHC along with another one to three legislative assistants of United States Senators:

-----Original Message-----

From: snk1955@aol.com

To: spencer_perry@harris.senate.gov; Christopher_gaspar@feinstein.senate.gov; Adam_Parkinson@Kaine.senate.gov

Sent: Thu, Mar 28, 2019 9:27 pm

Subject: Your bill does not help w/o addressing the medico-legal fraud coming out of CA [and HHS]

Dear All,

I read you bill. It's intent is obviously good. But it is not going to help without addressing the medico-legal fraud coming out of the University of California [which is the same fraud HHS promotes].

Here's why:

On March 14, 2019, the Navy and Marine Public Health Corps put out an advisory of how physicians should address military families who say they are sick from their moldy housing. Basically, its the same litigation defense argument that has plagued this issue for years.

<https://www.med.navy.mil/sites/nmcphc/Documents/industrial-hygiene/Guide-for-Clinicians-Caring-for-Patients-with-Mold-Related-Complaints-2019.pdf>

As reference #4 for physicians to follow it cites to Bush RK, Portnoy JM, Saxon A, Terr AI, Wood RA "*The medical effects of mold exposure.*" American Academy of Allergy, Asthma and Immunology (AAAAI) environmental and occupational respiratory disorders position paper. February 2006. J Allergy Clin Immunol Volume 117, Number 2. <https://www.ncbi.nlm.nih.gov/pubmed/16514772>. Page last accessed March 6, 2019.

This is one of the four papers called out by the WSJ [Wall Street Journal] in 2007 as being written by expert defense witnesses. It's one of the mainstays of the defense attorneys of insurers to this very day.

The true lead author is Andrew Saxon MD of UCLA. He is also listed as co-authoring the ACOEM and US Chamber's mold statement [with HARDIN and KELMAN]. He makes a ton of money as an expert defense witness by use of this paper.

SO...if the military is going to rely on a litigation defense argument, junk science as physician education which denies the illnesses that the families are experiencing are real; then

- a.) they are not going to be advised by physicians to leave the buildings (based on symptoms not acknowledged as being caused by the buildings)
- b.) they are not going to receive proper legal help from attorneys (based on symptoms not acknowledged as being caused by the buildings)
- c.) the landlords and their insurers will not be held accountable for the disabilities (based on symptoms not acknowledged as being caused by the buildings)

d.) they are not going to be able to withhold rent for saying they are sick (based on symptoms not acknowledged by the physicians, attorneys and the military as being caused by the buildings)

I've been helping these people for years. I would guess, probably over two thousand people. I have probably heard every horror story scenario there is to hear in this issue.

You bill is a valiant effort, but it misses the mark because it does not seem to understand that the devil is in the details on the medico-legal side of the issue.

The landlords and their insurers will not be held accountable for illnesses which flawed policy is promoting does not exist. And if they are not going to be held financially accountable then they have no motivation to change.

[redacted]

Below is a link to a half hour presentation I gave at a mold conference in 2015. What it's about, is if you don't get this junk science out of the policies and physician educational materials, then you can't solve the problem and people can't get help (including military families).

Fraud funded by U.S. Gov't over mold disabilities.
<https://www.youtube.com/watch?v=nJc5bKVUZ9k>

I know that you mean well, but the bill you just wrote coupled with the new flawed military public health directive to physicians, is like a blueprint for how the scam works.

Sharon

Below is the press release of Senator Feinstein. Mar 07, 2019 regarding the subject bill.

"Washington—Senators Dianne Feinstein (D-Calif.), Mark Warner (D-Va.), Tim Kaine (D-Va.) and Kamala Harris (D-Calif.) today introduced the Ensuring Safe Housing for our Military Act (S.703), a bill to address health, safety and environmental hazards in private contractor-provided military housing.

The legislation is in response to a recent Reuters investigation that found hazardous living conditions in privatized military housing throughout the United States, including service members and their families living in homes with

persistent mold blooms, water leaks and rodent and insect infestations.

'Service members shouldn't have to worry about the health and safety of their families while protecting our country,' said Senator Feinstein. "Unfortunately, many living in private military housing are dealing with hazardous conditions with little or no recourse. Our legislation would fix that. It would withhold rent from contractors until hazards are properly fixed under the terms of their contract, require military officials to ensure all private housing is up to code and empower service members to leave any home that is unsafe without fear of financial penalty."

Below is an April 2023 post on FB by a military mother. As I predicted four years ago, it seems the above "withhold rent" protection is not working out so well for the sick military families. This because one cannot withhold rent for being made sick when no one is making the PPV landlords acknowledge that the negligently maintained housing is causing the symptoms; and HHS continues to assist with the misinformation.

Seeing if anyone has some ideas here... Our home here on [Fort Redacted] has had issues for 8 months now total. We have had visible water leaks for 6 months. They keep coming out saying they have fixed the roof and the very next rain shower it's leaking again. Now our ceiling and floors have been wet consistently for three months and the best solution that's been offered was they placed a dehumidifier yesterday and said they will be putting mulch outside our windows because they swear it's the floor leaking through weep holes even though the water is pouring from the top of the windows... it doesn't even make sense the reason they gave us. They said Friday they would be back but that if it doesn't leak between now and then they are gonna just patch and paint. My whole family has been sick for months including my preemie son. Now I've gone as far to get letters from the doctor stating we need moved. But it's not helping. my husbands command said they don't have anyone who can help because they don't mess with [named landlord] stuff so now I'm at a loss of how to fix our situation and who to call. We feel trapped. I'm sharing pictures to give an idea of what we are dealing with. Any advice appreciated!!

I am sending you an additional email tomorrow. I will show you what someone authorized at CDC in December of 2019, that keeps the DOD et.al. policies corrupted with naysaying scientific fraud. Additionally, I will show you how HHS continues to disseminate the misinformation to physicians all over the country -- via funding disinformation to the Association of Occupational and Environmental Clinics (AOEC).

And last but certainly not least, I am also going to show you that Secretary Becerra knew of my March 2012 jailing and the false criminal FBI record that I was given for refusing to be coerced by a San Diego judge to lie about this matter involving HHS deformed policies, *prior to* Secretary Becerra making "*harmless error*" jokes with California jurists on February 9, 2017 and telling me he would investigate -- later.

HELP! HELP! HELP!

There are many people in government and the private sector who have worked their tails off for years to help protect these poor defrauded souls from the systemic corruption problems in the mold issue. No one will ever be completely successful with their endeavors as long as HHS and the California courts are enabled to be horses of a different color.

I have taken the blog post "*CA Atty General Becerra Abets Criminal Cover Up of CDC's Scientific Frauds in the Mold Issue - See Video*" and updated it with my emails to you and additional information. It is available for public view. But no one will see that updates are made unless I draw attention to it.

If you can prove there is something material that incorrect in the blog and want it edited, please let me know. To my knowledge is it completely accurate.

I am not sharing it via social media (at this point in time). I am using the blog to communicate with you and Secretary Becerra. Again, the link is: [CA Atty General Becerra Abets Criminal Cover Up of CDC's Scientific Frauds in the Mold Issue – See Video | Katy's Exposure \(katysexposure.com\)](https://katysexposure.com/CA-Atty-General-Becerra-Abets-Criminal-Cover-Up-of-CDCs-Scientific-Frauds-in-the-Mold-Issue-See-Video)

The updates are:

Update May 2023.

It is extremely fortuitous for the People, for equities in justice, and for environmental science that the *only government decision maker who is on video* pledging to investigate the case-fixed SLAPP matters of *Bruce J. Kelman and GlobalTox, Inc. v. Sharon Kramer* (May 2005) and *Bruce J. Kelman v. Sharon Kramer* (November 2010) is now the Secretary of the United States Department of Health and Human Services, Xavier Becerra.

Toward the goal of helping Secretary Becerra become a man of his word, I have begun emailing the General Counsel of HHS, Mr. Samuel Bagenstos. Mr. Bagenstos is aware that I am “demanding” for Secretary Becerra to honor these, thus far, disingenuous words that he said on February 9, 2017:

“If you’ll allow me to interject for Mrs. Kramer’s sake, that the department of justice is there, available, if she has some matter she’d like to bring to the attention of my office, we’ll certainly consider that. We always will. We always should.”

And to apologize for these words that were also said, while inferring that Secretary Becerra believes me to be a moron who wastes my time complaining of frivolous matters that are not criminal and harm no one:

But your [Appellate Justice Nominee William Dato's] stock went up when Judge Pressman said you eat cheap tacos. So, I think Judge Pressman was talking to us when he talked about harmless error.. And so my questions, Madam Chief Justice are very few [NONE]. Because I suspect we're in the room of extremely harmless errors and we look forward to the opportunity to elevate Judge Dato to the Fourth District. Aye.

The above words were said in response for my requesting investigation of how the SLAPP fixed matters in California with HHS policy deformers as benefitting SLAPP plaintiffs continue to harm the people. I said:

Um, what I really came here to ask is for the Attorney General of the State of California [now Secretary of the United States Department of Health and Human Services] the to investigate these unpunished crimes, CJP [Commission on Judicial Performance] unpunished crimes. Because it's harming a lot of people across the United States. Will you do that?

Below is a link to the six emails I have thus far sent to Mr. Bagenstos from April 10 to April 13, 2023.

[2023 First Six Emails to HHS General Counsel](#)

MR. BAGENSTOS IS AWARE THAT HHS HAS ALWAYS BEEN THE CONCEALED REAL PARTY IN INTEREST TO THE CASE-FIXED CALIFORNIA SLAPP MATTERS

Mr. Beganstos is now aware that HHS has always been a concealed real party in interest to the California SLAPP suits. This has occurred via concealment that Assistant Surgeon General/CDC NIOSH Deputy Director Bryan Hardin, Ph.D. (retired) has been an employee of SLAPP plaintiff GlobalTox since 2001 and a co-owner of the corporation since July of 2004. This is shown by Hardin's CV.

PROFESSIONAL EXPERIENCE

July 2004 – Present

Veritox, Inc. (formerly GlobalTox, Inc.)
Principal

June 2001 – June 2004

GlobalTox, Inc.
Senior Consultant / Practice Leader

July 2000 – June 2003

Bryan Hardin Consulting

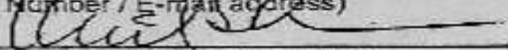
April 1998 - June 2000

**National Institute for Occupational Safety and Health
(NIOSH)**
Deputy Director
Atlanta, GA

Justice Judith McConnell is the Administrative Presiding Justice of the California Fourth District Division One Court of Appeals. The relevance of an HHS employee being a concealed party to SLAPP has been brought to her attention many times. Never once has she provided explanation as she has accepted incomplete Certificates of Interest Persons three times, beginning in 2006. Below is one example of concealment of HHS's Hardin as a co-owner of SLAPP plaintiff GlobalTox/Veritox/JS Held.

(Check One)	INITIAL CERTIFICATE	SUPPLEMENTAL CERTIFICATE XX		
	Full Name of Interested Person / Entity	Party (Check One)	Non-Party	Nature of Interest (Explain)
	Bruce J. Kelman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ownership interest
	Lonic J. Swenson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ownership interest
	Robert A. Clark	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ownership interest
	Robert R. Scheibe	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ownership interest
	Coreen A. Robbins	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ownership interest
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	

The undersigned certifies that the above listed persons or entities (corporations, partnerships, firms or any other association, but not including government entities or their agencies), have either (i) an ownership interest of 10 percent or more in the party if an entity; or (ii) a financial or other interest in the outcome of the proceeding that the justices should consider in determining whether to disqualify themselves, as defined in rule 14.5(d)(2).

Attorney Submitting Form	Party Represented
<u>Keith Scheuer</u>	<u>Plaintiffs Bruce J. Kelman</u>
(Name)	(Name) and GlobalTox, Inc.
<u>4640 Admiralty Way, Suite 402</u>	
(Address)	
<u>Marina Del Rey, CA 90292</u>	
(City/State/Zip)	
<u>(310) 577-1170 kscheuer@aol.com</u>	
(Telephone Number / E-mail address)	
	<u>July 10, 2006</u>
(Signature of Attorney Submitting Form)	(Date)

I GAVE VIDEOED INTERVIEWS ABOUT THIS MATTER IN OCTOBER OF 2022

In anticipation of reaching out to the General Counsel of HHS and Secretary Becerra, I gave two interviews in October of 2022. One was for Healthy Indoors Magazine and the other was for ExposingMold.com.

Both of my interviewers have been working to restore integrity in mold issue policies and practices even longer than I have, which in nineteen years! The video recorded interviews may be watched at the two below links:

October 13, 2022, Healthy Indoors Magazine, [LIVE podcast interview with guest Sharon Kramer](#) The promotion for the podcast states “*Is Mold in Buildings ‘Organized Crime?’ Join us LIVE on Thursday October 13, 2022 when we welcome **Sharon Kramer** to our program to discuss this provocative topic and more!*”

And October 11, 2022 Exposing Mold interview, “*The Corrupt Political History of the Toxic Mold Issue with Sharon Kramer*”

Sincerely,

Sharon Noonan Kramer