



JALBCA

JUDGES AND LAWYERS BREAST CANCER ALERT

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Editor: Martha L. Golar, Esq.

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THE FIFTEENTH ANNUAL ELLEN P. HERMANSON MEMORIAL SYMPOSIUM 2010 JALBCA SYMPOSIUM

“Who Owns Your DNA: *Property, Privacy and the Cancer Battle*“

Dr. Norton will present the latest developments in the battle against breast cancer, to be followed by the program. The program will address property and privacy rights concerning DNA- cells taken from one’s body (cell “lines”, tissue banks, stem cells, organs, etc.). The program will also cover the related subjects of informed consent and duties of doctors, researchers and those counseling patients and donors.

DATE: November 10, 2010
TIME: 6:00 pm – 8:30 pm
PLACE: Memorial Sloan-Kettering Cancer Center
1275 York Avenue
William P. Hoffmann Auditorium
(between 67th & 68th Streets)

Moderator

Hon. Judith S. Kaye, Chief Judge, New York State (Retired)

Panel of Judges

Hon. Sondra Miller, Appellate Division, Second Department (Retired)
Hon. Karla Moskowitz, Appellate Division, First Department
Hon. Gail A. Prudenti, Pres. Justice, Appellate Division, Second Department
Hon. William C. Thompson, Appellate Division, Second Department (Retired)

Panel of Experts

Minna R. Elias, Esq., New York Chief of Staff, Congresswoman Carolyn Maloney
Ellen Moskowitz, Esq., Proskauer Rose LLP
Larry Norton, MD, Head, Division of Solid Tumor Oncology, MSKCC
Elsa Reich, MS CGC, Professor of Pediatrics, Genetic Counselor, NYU Medical School

Sponsor

The Ellen P. Hermanson Foundation

Presenting Organizations

Women’s Bar Association of the State of New York
The New York Women’s Bar Association

Symposium Co-Chairs

Hon. Shirley Werner Kornreich, Mikki Golar, Esq., Barbara A. Ryan, Esq.

2 credits CLE- Qualification pending
Refreshments will be served; Open to the public without charge
To reserve a space please call (212) 289-9720

RACE FOR THE CURE

The Race was held on September 12, in Central Park, and the weather held up. It was a perfect day for a run/walk, with a few tears at the end, adding to the bitter-sweet day.

Much thanks go to Emily Ascher, who arranged for our beautiful t-shirts; Sandra Lespinesse, co-captain and wonderful organizer of our team; co-captain Shirley Werner Kornreich; Chi Chi Harley, who raised \$2,495; Melisa Robles, who raised \$1,800; and of course, the team itself – Phyllis Brochstein, Deborah Brown, Margaret Chan, Oymin Chin, Catherine Christian, Catherine Daly, Abena Darkeh, Marian Doherty, Aria Doublet, Helen Freedman, Henry Freedman, Joyce Grady, Susan Guercio, Chi Chi Harley, Monica Harris, Enna Henriquez, Barbara Jaffe, Norma Jennings, Kathy Kass, Anne Katz, Judy Kluger, Edward Kornreich, Mollie



Kornreich, Shirley Werner Kornreich, Jennifer Kyle, Madeleine Lebwohl, Melissa Les, Debra Lennon, Sandra Lespinesse, Jeff Levenson, Joan Levenson, Gabriela Lukas, Janet Malone, Kay Marmorek, Sharon Matthie, Rita Mella, Marsha Michael, Karla Moskowitz, Jane Pearl, Eleanor Pesce-Fusto, Cassandra Porter, Melisa Robles, Carol Robles-Roman, Cynthia Rubin, John Ryan, Raoul Santiago, Nance Schick, Josephine Sears, Phyllis Solomon, Faviola Soto, Ellen Spodek, Hortense Spodek, Janet Trohalaki, Laura Visitacion-Lewis, Steven Yagoda. Yay, team!



ANNUAL COURTHOUSE ALERT

JALBCA kicked off its 2010 Courthouse Alert Project for breast cancer awareness with a cocktail reception on Wednesday, September 29, 2010 from 5 PM to 7 PM. The reception took place at the Appellate Division, Second Department courthouse, 45 Monroe Place, Brooklyn Heights, NY. Hon. A. Gail Prudenti served as the Honorary Event Chair and Hon. Ellen M. Spodek and Hon. William C. Thompson, of JALBCA's Judge's Division, joined her as event Co-Chairs.

JALBCA's SUSAN SOLOMON INTERN



Rebecca Bloom has been selected as JALBCA's Susan Solomon Intern for 2010/2011. Rebecca grew up in New York City, and graduated from The Brearley School in 1999. She attended college at Columbia University, majoring in English Literature and minoring in Psychology. After graduation, she worked at Columbia for a number of years, first in the Kelley Neurobiology Lab, and then at the Heyman Center for the Humanities, where she served as the interim director. In 2007, she

moved to Atlanta, Georgia to attend Emory Law School, from which she graduated in May 2010. At Emory, she served on The Intellectual Property Society and the Emory Journal of Intellectual Property Law Committee.

JALBCA's Susan Solomon Intern for 2009/2010, Gamelin-Arnold Telesfort, will work together with Rebecca Bloom in connection with the upcoming 2010 Annual Symposium.

CURRENT NEWS

Indiana University Researchers: Chemotherapy Alters Brain Tissue In Breast Cancer Patients

Researchers at the Indiana University Melvin and Bren Simon Cancer Center have published a report using imaging to show that changes in brain tissue can occur in breast cancer patients undergoing chemotherapy. This was apparently the first report to use brain imaging to study women with breast cancer before and after treatment which shows that chemotherapy can affect gray matter. Memory and executive functions like multi-tasking and processing speed are the most typically affected by chemotherapy, and the brain regions that handle these functions are where the researchers detected gray matter changes. The scans were taken after surgery, but before radiation or chemotherapy, to give the researchers a baseline. Scans were then repeated one month and one year after chemotherapy was completed. Gray matter density in most women improved a year after chemotherapy ended.

The researchers reported their findings in the October 2010 edition of

Breast Cancer Research and Treatment. The study was supported by a grant from the Office of Cancer Survivorship of the National Cancer Institute, National Institutes of Health and the Indiana Economic Development Corp.

2010 Breast Cancer Symposium in Washington, DC

New studies on breast cancer treatment, genetics and survival were released in advance of the October 2010 Breast Cancer Symposium in Washington, D.C. Four major studies were highlighted, as follows:

- Review of data over six decades shows steady improvement in breast cancer survival. The improvement is attributed to advances in early detection and more effective treatments that lower relapse risks.
- Mammography screening is shown to be effective in reducing breast cancer mortality in women ages 40 to 49, based on a Swedish study.
- Postmenopausal patients with strongly estrogen receptor-positive breast cancers who receive preopera-

tive treatment with an aromatase inhibitor often respond to treatment and are more likely to be candidates for breast-conserving surgery, based on a multi-center randomized trial.

- Triple negative breast cancer patients (TNBC) with BRCA mutations show improved survival and lower risk of relapse, compared to TNBC patients without mutations.

Custom Fabricated Breast Prosthesis Act of 2010

The Custom Fabricated Breast Prosthesis Act of 2010 (S3255) is a bill that would amend Title XVIII (Medicare) of the Social Security Act to extend coverage to custom fabricated breast prostheses after a mastectomy. The bill was introduced in April 2010 by Sen. Blanche Lincoln (D-Ark.) and co-sponsored by Sens. Kirsten Gillibrand, John Kerry and Olympia Snowe. The companion House bill is H.R. 5447, introduced by Rep. Mike Ross in May 2010. In 2009, the CMS declined a request to reconsider its policy not to provide Medicare coverage

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of custom breast prosthesis for mastectomy patients.

The proposed bill contains several findings, including the fact that “(w)hile the Medicare program recognizes custom fabricated breast prostheses as a discrete device and valid treatment option, having

assigned a billing code for such option under the Healthcare Common Procedure Coding System (‘HCPCS’) and setting a maximum allowable fee, Medicare does not provide reimbursement and downgrades such option to a non-custom fabricated ‘least costly alternative’. Medicare does provide reimbursement, however,

for more costly surgical breast reconstruction.” Another finding is that “(d)ue to the fact that the Medicare program does not provide reimbursement for custom fabricated breast prostheses, many private insurance companies have also begun to limit their reimbursement for them.”

CALENDAR/CONTACTS

ADELPHI NY STATEWIDE

BREAST CANCER

Hotline & Support Program

Adelphi University School of Social Work
Garden City, NY 11530

www.breastcancerhotline@adelphi.edu

CancerCare

275 Seventh Avenue
New York, NY 10001

www.cancercare.org

1.800.813.HOPE (4673)

ELLEN’s RUN

130 W. 42nd St., 22nd Fl.
New York, NY 10036

www.ellensrun.org

212.840.0916

MEMORIAL SLOAN KETTERING

CANCER CENTER

Post-Treatment Resource Program

Educational Forums

215 E. 68th St., Ground Fl.
New York, NY 10021

www.mskcc.org

212.717.3527

Bendheim Integrative Medicine Center

1429 First Avenue (at 74th Street)
New York, NY

SHARE (*Self-Help for Women
with Breast or Ovarian Cancer*)

1501 Broadway, Ste. 704A
New York, NY

www.sharecancersupport.org

212.719.0364

Speak to a survivor toll-free:

1.866.891.2392

JALBCA

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