



The Legal Perspective: NCTOH Conference Sessions of Special Interest to Lawyers

Below is a partial listing of sessions at the 2012 National Conference on Tobacco or Health (Kansas City, Mo.) that may be of special interest to attorneys and others concerned about the legal dimensions of tobacco control.

Ancillary Sessions - Tuesday, 14 August, 2012

8:00 a.m. – 5:00 p.m. Smoke-free Multi-Unit Housing. Hosted by American Lung Association. Kansas City Convention Center Room 2505A.

Participants include the Department of Housing and Urban Development and the CDC Office on Smoking and Health.

3:00 p.m. – 6:00 p.m. Smoke-free Housing Ancillary Session. Hosted by Live Smoke Free program at the Association for Nonsmokers – Minnesota and the Tobacco Control Legal Consortium. Kansas City Convention Center Room 2502A.

Includes overview of current local, state and national smoke-free housing policy successes and discussions on medical marijuana use and reasonable accommodation requests; transitional and special population housing; and electronic cigarettes.

8:00 a.m. – 5:30 p.m. The National LGBT Health Equity Network. Kansas City Marriott Downtown – Trianon CD, Trianon E, Lester Young A, Lester Young B, Big Joe Turner A, Big Joe Turner B.

9:00 a.m. – 12:00 p.m. Human Rights and Tobacco Control Network. Kansas City Marriott Downtown – Imperial Ballroom

1 p.m. – 4 p.m. Strategy Meeting with Attorneys Affiliated with Tobacco Control Legal Consortium, Kansas City Marriott Downtown – Julia Lee AB (Invitation Only)

Wednesday, 15 August, 2012

8:30 a.m. – 10:00 a.m. Plenary Session. State of Tobacco Control: Ending the Epidemic Kansas City Convention Center Room 2501 ABC. (Moderator Jose Belardo, JD, MSW)

**1:00 p.m. – 2:30 p.m. Hit Me with Your Best Shot: Important Recent Court Cases
Kansas City Convention Center Room 2502 AB.**

Includes presentations by: Ted Mermin, JD; Cliff Douglas, JD; Rachel Bloomekatz, JD

**1:00 p.m. – 2:00 p.m. The FDA Tobacco Control Act: What it Means for You
Kansas City Convention Center Room 3501 GH.**

Includes presentations by: Matthew Myers, JD; Diane Canova, JD; Eric Lindblom, JD

**3:00 p.m. – 4:15 p.m. Legal Challenges to Innovative Point of Sale Laws: Policy Approaches and
Lessons Learned. Kansas City Convention Center Room 3501A.**

Includes the following presentations:

3:00 p.m. First Amendment Challenges to Product Display Restrictions
Illana Knopf, JD; Prof. Micah Berman, JD

3:30 p.m. Lessons Learned from NYC's Point of Sale Sign Legal Challenge
Susan Kansagra, MD, MBA; Kevin Schroth, JD; Victoria Grimshaw, MPH; Elizabeth
Kilgore, MA; Thomas Merrill, JD

**3:00 p.m. – 4:15 p.m. Telling the Public Health Story to the FDA. Kansas City Convention
Center Room 3501E.** Includes presentations by: Mike Freiberg, JD; Danny McGoldrick, MA; Dr.
Jeffrey Willet, Ph.D

**3:00 p.m. – 4:15 p.m. The Retail Environment – Final Frontier: Industry Tactics and Policy
Approaches. Kansas City Convention Center Room 1501A.**

Includes presentations by: Carol Schmitt, Ph.D.; Bill Hall, Business Owner; Catherine Mongeon, JD

**3:00 p.m. – 4:15 p.m. All I Need is the Air That I Breathe: Smoke-Free Multi Unit Housing.
Kansas City Convention Center 2202.** (Moderator Stan Cowan, MPA) Includes the following
presentations:

3:00 p.m. Tobacco-free Multi-Unit Housing Policy: Working in an Urban Community
Dr. Valerie Yerger, ND; Dr. Robynn Battle, Ph.D.; Julie Waters, BA; Dr. Roland
Moore, Ph.D.

3:20 p.m. Clearing the Air at Home: Policy Options for Smoke-free Housing
Mr. William Tilburg, JD

3:40 p.m. Smoke-free by Law: Ordinances to Reduce Secondhand Smoke in Housing
Matthew Moore, JD, MPH

**3:00 p.m. – 4:15 p.m. Going Beyond the FDA Ban on Flavored Cigarettes. Kansas City
Convention Center 3501F.** Includes presentations by: Prof. Kathleen Dachille, JD; Tonya Gorham,
MSW

**5:30 p.m. – 7:30 p.m. Documentary Film Screening: Addiction Incorporated. Kansas City
Convention Center Room 2501 ABC.**

Thursday, 16 August, 2012

8:30 a.m. – 10:00 a.m. Plenary Session. Tobacco Health Disparities: Where are We Today: Where Do We Go from Here to Achieve Equity? Kansas City Convention Center Room 2501 ABC. (Moderator Dr. Phillip Gardiner, Dr.PH)

Includes presentations by: Prof. Pebbles Fagan, Ph.D., MPH; Dr. Jeffrey Levi, Ph.D.; Dr. Patricia Henderson, MD, MPH; Dr. Jeannette Noltenius, MA, Ph.D.

10:30 a.m. – 11:45 a.m. Lawyers, Schmawyers – Really? They Can Help With Policy Development? Kansas City Convention Center Room 3501A.

Includes presentations by: Cheryl Sbarra, JD; Anne Pearson, JD, MA

10:30 a.m. – 11:45 a.m. Surviving and Thriving the Threat of Litigation. Kansas City Convention Center Room 3501F. (Moderator Doug Blanke, JD)

Includes discussions by: Ted Mermin, JD; Anne Pearson, JD, MA; Susan Kansagra, MD, MBA

11:00 a.m. – 11:45 a.m. A Date with Density: Policy Options for Tobacco Retailer Reduction. Kansas City Convention Center Room 2202. Includes presentations by Ian McLaughlin, JD; Dr. Lisa Henriksen, Ph.D

2:00 p.m. – 3:15 p.m. Light Cigarette Litigation in the U.S. and the Litigation Landscape in Massachusetts. Kansas City Convention Center Room 3501A. Includes the following presentations:

2:00 p.m. Light Cigarette Litigation in the United States
Edward Sweda, JD

2:30 p.m. Litigation Landscape in Massachusetts- the Good, the Bad, the Ugly
Cheryl Sbarra, JD

2:00 p.m. – 3:15 p.m. Regulating Non-Cigarette Tobacco Products: What it Means for Policy and Practice. Kansas City Convention Center Room 1501C. Includes the following presentations:

2:00 p.m. Regulating Non-cigarette Tobacco Products More Effectively
Mike Freiberg, JD; Ann Boonn, MPH; Kate Armstrong, JD

2:20 p.m. Colorado Fights Test-marketing of Camel Dissolvables
Stephanie Walton, BA

2:40 p.m. Transitioning from Smoke-Free: Wisconsin's Move to OTP Policy
Rana Feiner, BS; Steve Elliot, BA; Spencer Straub, BS

2:00 p.m. – 3:15 p.m. Leaving No Tenant Exposed: Creating Smoke-Free Public Housing. Kansas City Convention Center Room 3501D. Includes discussions by:

- Sarah Mayberry – Breathe Easy Coalition of Maine
- Tina Pettingill – Breathe Easy Coalition of Maine
- Carissa Larsen – Association for Nonsmokers – Minnesota

- Diane Laughter – Health In Sight, LLC for the Oregon Smokefree Housing Project

2:00 p.m. – 3:15 p.m. High Cigarette Taxes: Policy Responses and Navigating Unintended Consequences. Kansas City Convention Center Room 2201. (Moderator Stan Cowan, MPA)
Includes the following presentations:

2:00 p.m. Beyond Taxes: Policy Responses to Tobacco Industry Price Discounting
Kerry Snyder, JD; Kate Armstrong, JD; Michael Tynan, BA

2:30 p.m. High Taxes on Cigarettes – Impact and Navigating Unintended Consequences
Kevin Schroth, JD; Dr. Susan M. Kansagra, MD, MBA; Victoria Grimshaw, MPH

3:30 p.m. – 5:00 p.m. Tobacco Industry Behavior in the New FDA-Era. Kansas City Convention Center Room 2502 AB. (Moderator Prof. Michael Cummings, Ph.D.)
Includes presentations by: Scott Ballin, JD; Dr. Stanton Glantz, Ph.D.; Dave Sweanor, JD; Dr. Marty Otanez, Ph.D.

3:30 p.m. – 5:00 p.m. Public Health Standard. Kansas City Convention Center Room 2503 AB.
Includes presentations by: Mark Greenwold, JD; Mitch Zeller, JD; David Ashley, Ph.D.

Friday, 17 August, 2012

8:00 a.m. – 9:15 a.m. Florida’s Engle Litigation and the Tobacco Industry’s Personal Responsibility Messaging. Kansas City Convention Center Room 3501A.
(Moderator Stan Cowan, MPA) Includes the following presentations:

8:00 a.m. Understanding and Combating Evolving Tobacco Industry “Personal Responsibility” Messaging
Prof. Richard Daynard, Ph.D., JD

8:30 a.m. Tobacco on Trial: The Engle Progeny Lawsuits in Florida, 2009-2012
Edward Sweda, JD

8:00 a.m. – 9:15 a.m. Hookah Usage and Resistance to Smoke-free Air Laws, Kansas City Convention Center Room 2201. Includes presentations by Alan Kantz and Karen Blumenfeld, JD.

8:00 a.m. – 9:15 a.m. Fundamentals of Smokefree Laws and the Costs and Consequences of Clean Indoor Air Exemptions. Includes the following presentations:

8:00 a.m. Newly Revised! “Fundamentals of Smokefree Laws” Best Practices/Lessons Learned.
Dan Carrigan, BA; Cathy Callaway, BS, Maggie Mahoney, J.D.

8:30 a.m. Costs and Consequences of Clean Indoor Air Exemptions: Oregon’s Story
Karen Girard, MPA; Dr. Daniel Morris, Ph.D; Rebecca Pawlak, MPH; Dr. Barbra Pizacani, Ph.D; Julie Maher, Ph.D

8:00 a.m. – 9:15 a.m. Tobacco Product Regulation: The Public Response. Kansas City Convention Center Room 3501F. Includes the following presentations:

8:00 a.m. Public Reaction to FDA Regulation of Menthol and Nicotine
Dr. Jennifer Pearson, Ph.D, MPH; Dr. Robert McMillen, Ph.D; Dr. Amanda Richardson, Ph.D; Dr. Susanne Tanski, MD, MPH, FAAP; Mark Gottlieb, JD; Dr. Jonathan Winickoff, MD, MPH

8:30 a.m. Smokers' Reaction to FDA Regulation of Tobacco Products
Brian Fix, MA; Richard O'Connor, Ph.D; Geoffrey Fong, Ph.D; Ron Borland, PhD; Prof. Michael Cummings, Ph.D; Dr. Andrew Hyland, Ph.D

11:30 a.m. – 1:00 p.m. Closing Plenary. Center for Tobacco Products. Kansas City Convention Center Room 2501 ABC.

Poster Sessions of Special Interest to Lawyers

A partial listing of poster sessions that may be of special interest to attorneys and others concerned about the legal dimensions of tobacco control.

Wednesday, 15 August, 2012

4:30 p.m. – 5:30 p.m.: Poster Sessions (Exhibit Hall – Kansas City Convention Center)

- 93 Taft-Hartley Funds' Provision and Promotion of Tobacco Cessation Benefits
Susan Weisman, JD
- 175 Tobacco Industry Use of Personal Responsibility Rhetoric in Florida Litigation
Lissy Friedman, JD; Mark Gottlieb, JD; Prof. Richard Daynard, Ph.D, JD
- 176 Ceiling Preemption: How State Laws Can Hinder Local Tobacco Control
Stefanie Winston, JD, MPH; Ryan Patrick, JD; Joseph Quinn, BA; Regina el Arculli, MA
- 216 FCTC Implementation – Seven Years Later
Chris Bostic, MSFS, JD
- 255 Going Smokefree: Policies to Reduce Secondhand Smoke Exposure in Housing
Matthew Moore, JD, MPH
- 260 The Price is Right? Pricing Restrictions: What, Why, and How
Dr. Frank Chaloupka, Ph.D; Jamie Chriqui, Ph.D, MHS; Elisa Laird-Metke, JD; April Roeseler, MSPH
- 267 Assurances of Voluntary Compliance: California's Success Story as a Model
Mary Strode, MS; Alan Lieberman, JD; Jeanne Finberg, JD