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PRIVATE PRACTICE

Francis A. Davis, MD



William F. Heddad

Wheels of the Past!

The Process of General Practice
The Changing Euro-Social Focus
Contributions of Health Planning



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passionately in the rightness of their cause. They know that the pharmaceutical industry is inherently wicked. And the methods they employ against the industry are methods which, in principle, they would unhesitatingly deplore.

William Hasklad, director of the New York State Assembly's Office of Legislative Oversight, and spokesman for a newly formed lobbying organization called the National Consumer Alliance on Prescription Drugs, has emerged as the generic people's chief spokesman

One of the sad lessons the conservative-free enterprise coalition has learned in the past few years is that its opponents do not play fair. It is not that the liberal-conservative opponents are inherently unethical people. But they believe so fervently

BRANDS VS

"No matter what substitution laws are passed, we will not abandon our patients and the brand-name drugs that we know will help them."

in the rightness of their cause that any methods they use to further that cause must be, by very definition, virtuous. And of course this philosophy is not a western phenomenon. It is an ethical problem which has plagued mankind throughout civilization — the conviction that a braver and bolder virtue on otherwise unvirtuous means employed to achieve that end.

This sort of philosophy permeates the generic drug movement. The consumerists waging the battle to assure that the nation's prescriptions will be filled with generic drugs manufactured by small non-research firms rather than with brand-name drugs manufactured by large innovative firms believe

Hasklad can be fool-hardy and relatively unreasonable when he is in front of an audience that is not totally sympathetic to his cause or when he debates the issues with a knowledgeable opponent. This was certainly the case last August when he discussed the generic drug issue with Dr. Francis Davis, practicing physician and publisher of PRIVATE PRACTICE magazine at the Midwest Pharmaceutical Advertisers Club's Summer Seminar.

But Hasklad's tactics, before other kinds of audiences, even use largely of unsubstantiated accusations and raucous name calling. In fact if "hotelling" were not a term applied exclusively to the American

right wing, then Haddad would surely be a hateronger.

He continuously repeats, if the audience is right, that the pharmaceutical industry lies and cheats and steals. But when he gets down to specifics, his case is not overwhelming. One of Haddad's examples is that the industry circulates published scientific studies (Haddad without documentation insists the studies are "phony") favorable to brandname drugs. In some circles such behavior would not be seen as particularly nefarious. Haddad cites it as an ex-

ample of criminal conduct and generalizes from there. "The big lie," heavily promoted, has been the technique of this industry. Their multi-billion dollar advertising budget, and all that implies, hangs as a heavy hammer over the heads of anyone challenging the industry.

Another example: Haddad uses as proof of pharmaceutical industry wickedness, in that it works with state legislatures for its own self interest — that is, it lobbies. He uses the following as positive proof of this kind of legislative "abuse": "They (the pharmaceutical industry) are about to surreptitiously push for 'consumer legislation' which will allow Joe Citizen to come into a pharmacy and say 'Don't

GENERIC

BY PATRICIA S. COYNE

that he document some of his wilder statements. He insists that all generic drugs are equal to all brandname drugs, an assertion that even the most consumerist-oriented physician refuses to make. He insists that any journal which publishes articles critical to the concept of blanket generic prescribing

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The federal government has "bled miserably to protect the states and the consumer from the last of the Robber Barons, the prescription drug industry."



William F. Haddad

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has been bought by the drug industry. If the journal in question does not accept advertising, then the article's author has been bought.

Physicians according to Haddad, continue to prescribe brandname drugs, either because they are dolts or because they are bribed. "Detainmen," Haddad charges, "often buy their access to busy doctors by offering unlimited free samples, gifts, trips, conventions, and, in the past, cash." Never does it occur to him that physicians might simply be attempting to do the best they can for their patients. In fact his charges of criminal conduct spill over onto the physician who works within the law to prescribe by brandname. In New York the substitution law says that when physicians sign prescriptions on the right (as they have been in the habit of doing), a generic drug may be substituted. If they switch over to the left, then their patients are treated with the brandname specified. He is outraged that so many physicians insist on signing the left hand side of the prescription, and he charges that such practice is an evasion of the law. "In New York," he threatens, "physicians have already been warned... that unless they shape up and follow the intent of our law, they are in for stiffer regulation."

Nor does Haddad come down his prose style before Congress. "The bottom line," Haddad tes-

tified before the monopoly subcommittee of the Senate Small Business Committee, "is that the federal government and the Congress (over the past twenty years) have failed — and failed miserably — to protect the states and the consumer from the last of the Robber Barons, the prescription drug industry. The federal government and the Congress, to use a Southern expression, have had 'round beads.' You were — and to some extent, still are — a pushover for the drug industry..."

None of the Congressmen pointed out to Haddad that the Robber Barons, to which Haddad referred, have intrusted the price of their product only 25% in the last eleven years while everything else has gone up 86.1%. If the rest of American industry had managed such a feat, despite federal inflation, then some of the nation's economic woes would be less pressing.

Again, why is Haddad allowed to get away with it? In fact, if Haddad's opponents were to use anything like the same rhetorical methods that Haddad himself employs, the language would go:

"As Haddad a demagogue? It seems to matter not to him that patients will suffer and die through his efforts. Haddad would be content only at seeing the pharmaceutical industry grovel at his feet, even if by doing so he must step over the bodies of the victims of slushy, clear-

acters drugs. In fact it has been charged that Haddad is power drunk... a man who will not rest until all American industry has bowed to government control.

"Haddad, in his youth, served as assistant to Senator Kefauver during his investigation of the drug industry. He tells about the time that he stood over the Senator's grave and vowed to break the industry. In fact he seems to have convinced himself that that industry was someone responsible for Kefauver's death. In that he surely has defiled himself, for, as the rest of Washington is

Why is Haddad allowed to get away with it?

aware, Kefauver drank himself to death, and in so doing he left his beloved family a portfolio that included a considerable number of pharmaceutical company stocks.

"Is Haddad talking the talk he? He retains his taxpayer-financed job as New York's director of legislative oversight while at the same time he acts as spokesman for a lobby called the National Consumer Alliance of Prescription Drugs. And although Haddad insists that he does not lobby on the taxpay-

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er's time, that lobby's letterhead address matches the address of Haddad's state office, and anyone who wishes to do business with Haddad's lobbying organization can do so by calling Haddad at his state office.

"It might be interesting to inquire as to the extent that Haddad's public and personal jobs overlap. It might be interesting as well to inquire into the extent that Haddad is personally compensated for his lobbying efforts.

Of course Haddad's opponents do not use that kind of personal attack upon Haddad, even though the tenor of his own attacks invite it. They continue simply to ask in vain that he document his charges. They

continue to battle him on the issues alone. Pharmaceutical Manufacturer Association President Joseph Steller sent Haddad a list of some of his more blatantly false charges, asking for documentation, and closed by saying, "I look forward to your reactions to these questions, Mr. Haddad. You and I are far apart on many things, but I would like to make a stab, at least, at keeping our arguments on a rational plane. It is probably to my advantage for you to continue making the sort of and false and malicious statements, but I'd rather win against people who don't give me that advantage."

And in last August's debate Dr. Davis stuck to the issues well. He cited specific on-record studies, proving that cer-

tain generic drugs, although previously approved by the FDA, cannot be trusted. He mentioned the generic chloramphenicol which the FDA finally admitted, in the wake of adverse studies, were not effective. He reminded the audience that the FDA had admitted, again only after a private study had proved the point, that some generic digoxins varied in absorption rate to the extent that they were actually dangerous for the patient. He told the story of two American airmen in Thailand suffering a penicillin-resistant gonorrhoea epidemic, were treated with a governmentally purchased, ineffective, tetracycline and, as a consequence, suffered chronic, intractable, urethritis and hepatitis. He cited as well, his own experiences when his patients had refused to respond to substituted generic drugs and subsequently responded to their brandname counterparts.

Davis scoffed at the idea that physicians are duped by detail-name products. "Doctors tend to be strong-willed individuals. Often the same people who say M.D.s can be brainwashed, call us arrogant and opinionated, unwilling to listen to new ideas. They can't have it both ways. Well-educated professionals cannot be gulled for long. If a drug works consistently and well, we use it. If not, we do not use it. No matter how much solemnity, no matter how many plastic pens."

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The Generic Scam

Were it not for the vested interests of politicians and generic groupings, drug substitution would be in intellectual receivership. Study after scientific study, as well as extensive clinical experience, have shown that the whole nation is pharmaceutical nonsense.

Yet in early 1978, FDA Commissioner Donald Kennedy told a morning TV audience: "As far as our records are concerned, large and small firms, brand-name firms and generic firms, have indistinguishable records of performance." Although he was only echoing similar statements by his four predecessors, this and related Congressional testimony has for the first time been subjected to a thorough examination.

Using the FDA's own published figures, E.H. Lilly and Company did an extensive computer analysis, under the direction of Mrs. Lyne Pauls. The study, "FDA Enforcement Activities Within the Pharmaceutical Industry: Analysis of Relative Incidence," shows the following, for 1974-1977:

1. FDA took court action

against non-research drug companies 43 times as often as against research-intensive firms.

2. Non-research companies had almost seven times as many drug recalls as research firms.

3. The small, non-research firms had over one and a half times as many drug product problem reports as the large companies.

Since these are ranked according to severity, the companies that supply most of the cheap drugs used for substitute are shown to have more frequent and more serious problems, by the FDA's own reckoning.

Critics, including Mr. William Haskell (see page 16), immediately responded that the study was useless, because the research-intensive companies would have much larger recalls, since their output is so much greater than the cheaper houses.

Mrs. Pauls retried all the data for the past year through the computer, asking for the num-

ber of dosage units recalled by FDA.

In 1977, with about 25% of the total output, the non-research companies accounted for 15 million dosage-unit recalls; the research firms for one million.

Commissioner Kennedy then complained that one major company with a bad recall record was left out of the study. He was asked to name the company, which was unknown to Lilly researchers. He has not done so.

Last month, a DPT vaccine being administered to West Virginia school children turned out to be defective. It caused unusual swelling and inflammation, pain, fever, and several days of sickness. Manufactured in Italy, the vaccine was purchased from a small non-research generic company on a low bid.

Cheap drugs and biologicals may seem to save money, but they can exact a high cost, as West Virginia school children know.