

Why give a **Dam** about implants ?



FAILED Implant Device Alliance

August 2009
Alliance for Justice
Medical Device
Safety Act



Joleen Chambers

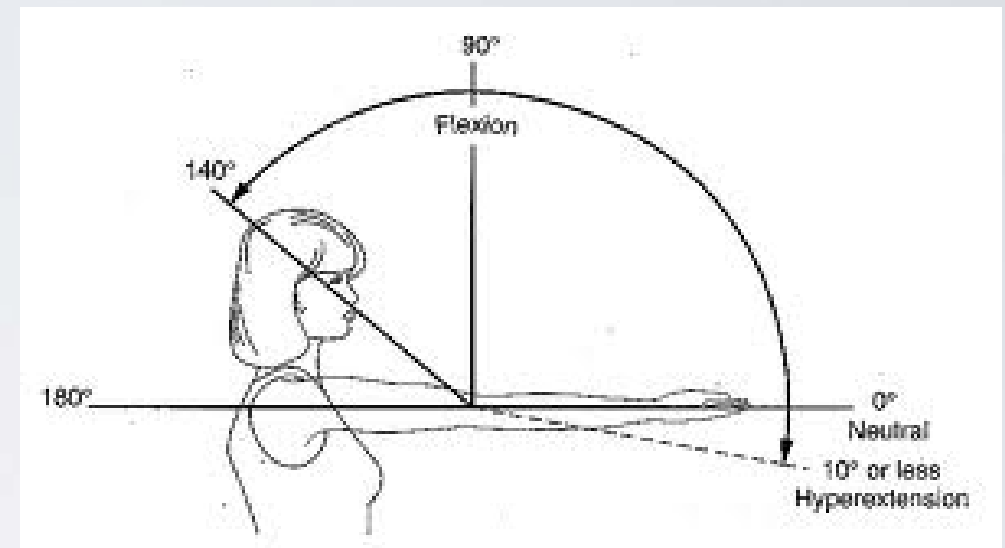
Patient Advocate



Purpose of implants



PAIN REDUCTION



IMPROVE FUNCTION

- **MEDICAL AND LEGAL PURGATORY**
- **FDA Medwatch #5009052 Adverse Event** (self-reported)
- 2008 Tornier elbow implant (surgeon=designer)MN Mayo Clinic. 4 months later it was unsuccessfully “revised” by removing 2 components



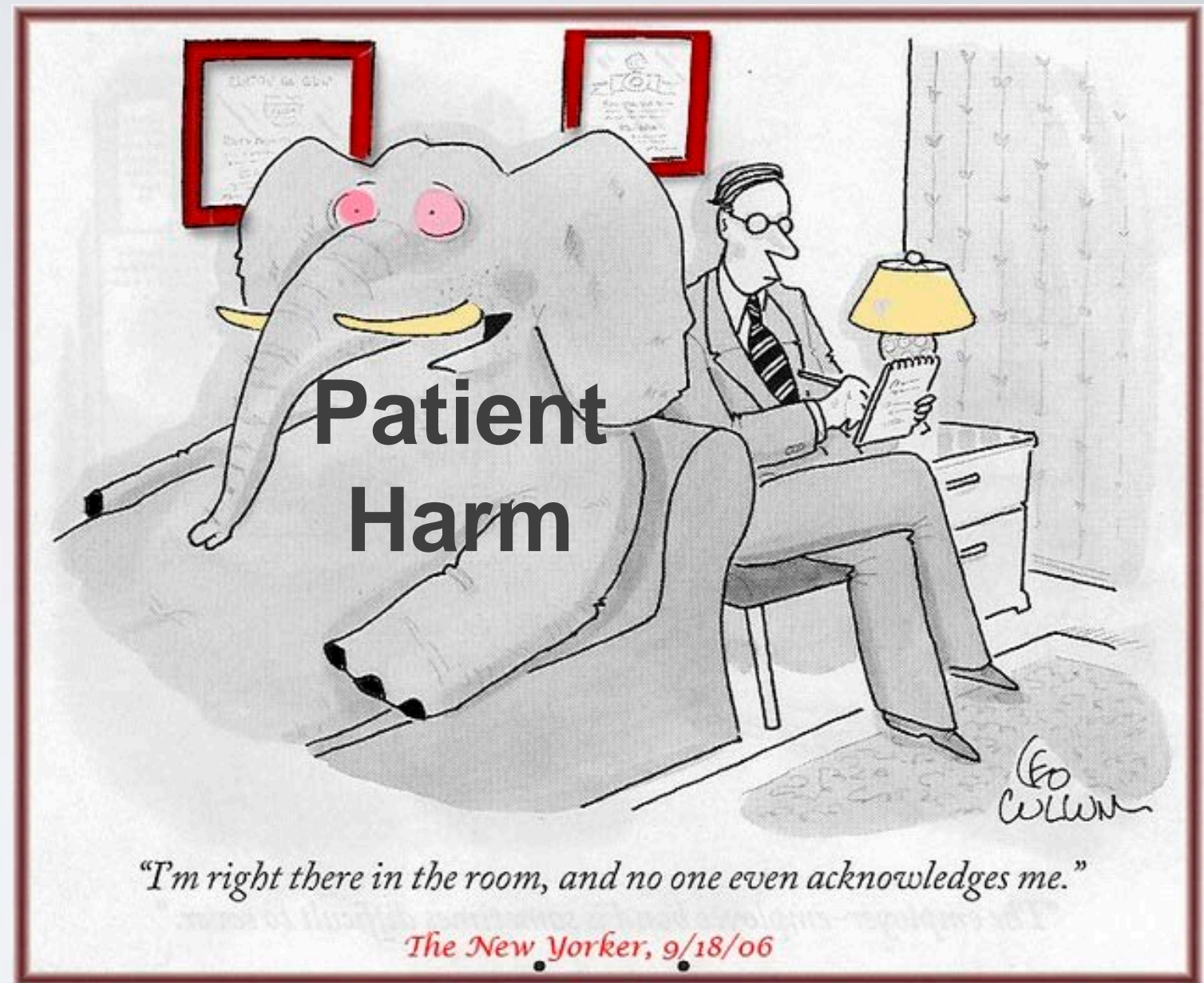
What happens when your implant fails?

- Surgeon
- Patient Affairs
- Hospital Trustees
- State Medical Board
- State Attorney General
- FDA
- Congressional Representatives



PATIENT HARM

- LOSS OF LIFE
- LOSS OF CIVIL RIGHTS
- LOSS OF FUNCTION
- LOSS OF JOB
- LOSS OF FAMILY
- FINANCIAL LOSS
- LOST TRUST



#1 EXPENDITURE OF MEDICARE ?

JOINT REPLACEMENTS !



GOVERNMENT SHUTDOWN





PATIENTS: CREDENTIAL AND COST BARRIERS



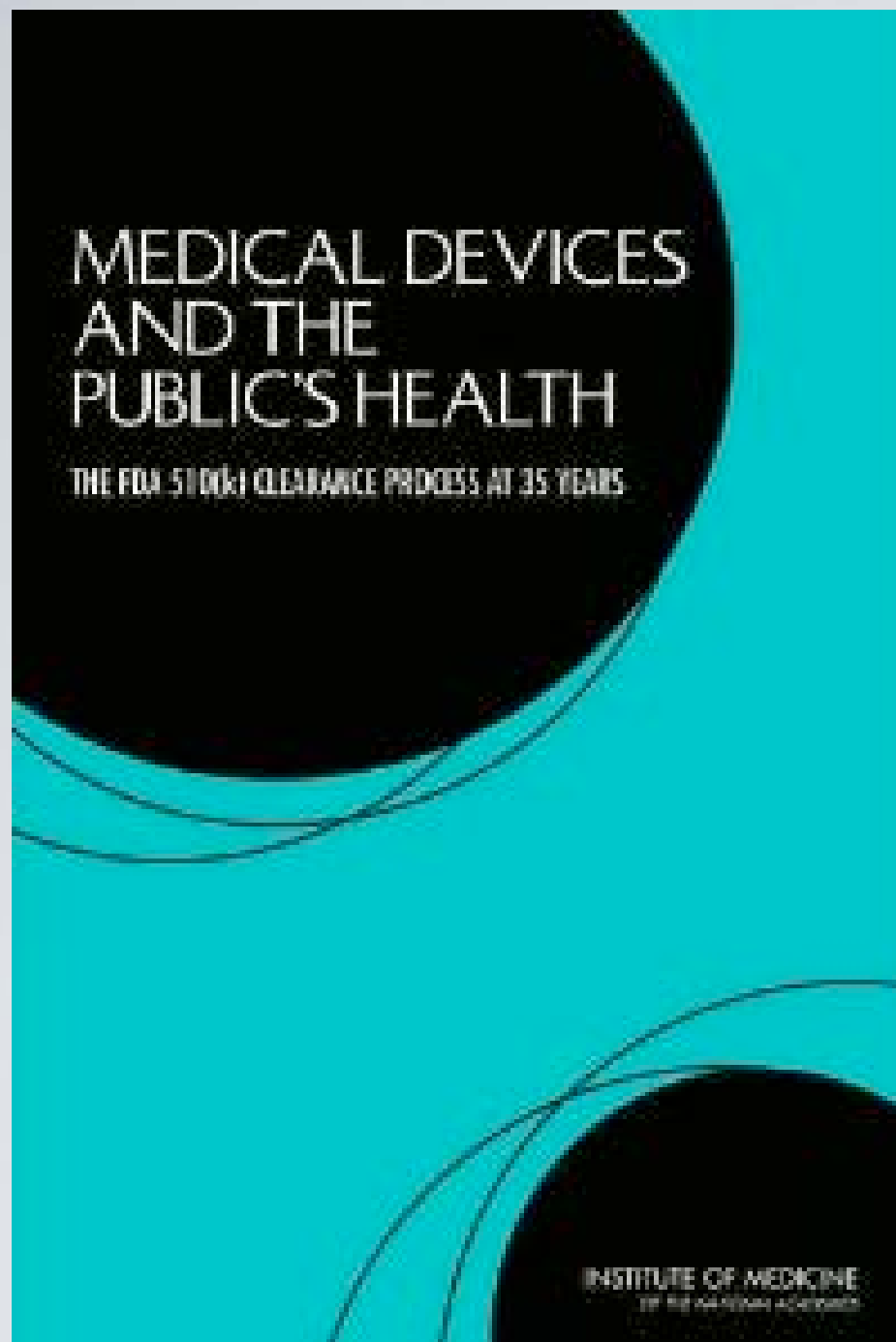
Tested Devices

Untested Devices

DeviceMatters.com



IMPLANTS: UNTESTED AND UNREGULATED



*Class 3

PMA tested devices that are permanently implanted into a human body or may be necessary to sustain life

*PMA-

clinical testing required pre-market

Class 2

Devices that are cleared using the 510(k) process

510(k)-

must be "substantially equivalent" to a device on the market

The IOM finds that the current 510(k) process is flawed based on its legislative foundation. July 29, 2011

PRESS RELEASE

Aug. 21, 2012, 9:43 a.m. EDT

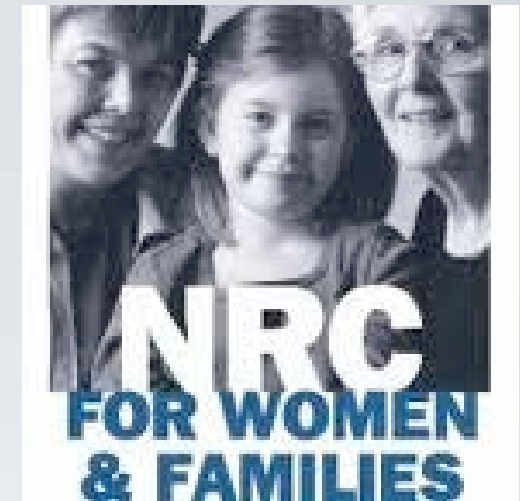
Over 123 Million Medical Device Units Recalled in Second Quarter of 2012, Reaching an Eight-Quarter High, According to the ExpertRECALL Index

Consumer Product Safety Incidents Jump 35 Percent; Slight Uptick in Food Recalls

INDIANAPOLIS, Aug. 21, 2012 /PRNewswire via COMTEX/

Most medical devices recalled in the last five years for “serious health problems or death” had been previously approved by the FDA using the less stringent, and cheaper, 510(k) process.

2011 study published in the **Archives of Internal Medicine**





“You get a better chance of getting a letter from your car manufacturer if your car is recalled than you do if your hip has been recalled.”

*Stanford University
Chairman of Orthopedic
Surgery*

**Consumer
Reports®**

JOINT REGISTRY (SILO)

- PROPRIETARY
- NOT ACCESSIBLE TO PATIENT
- OLD TECHNOLOGY
- NOT TRANSPARENT/or INCLUSIVE of all devices
- PATIENT OUTCOME TRACKING LIMITED



metal-on-metal hip

- BMJ/BBC February 2012 report: **global** patient harm
- June 2012 FDA expert panel conclusion: few reasons to use m-o-m implants
- 500,000 m-o-m hips in US



Howard Sadwin

Bayer Essure: birth control implant



Surgical mesh

- 2874 adverse events
2008-2010, 7 deaths
- IOM testimony June
2010
- FDA warning of
significant harm from
transvaginal mesh July
2011
- lawsuits too late



ICD leads - cardiac

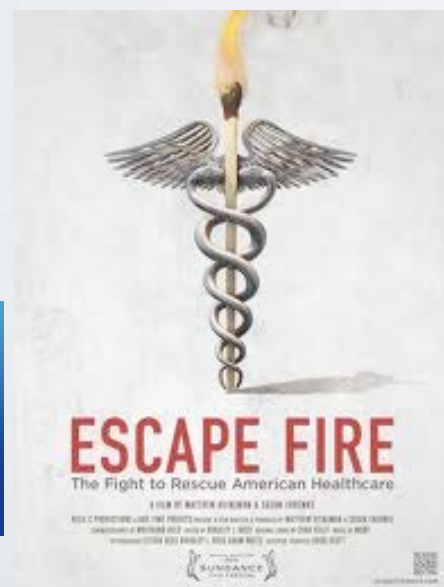
- **Two** failed implants-New York Times September 7, 2012
- No notice from surgeon
- 128,000 St. Jude Riata implanted worldwide
- 20% failure rate



Avery DeGroh

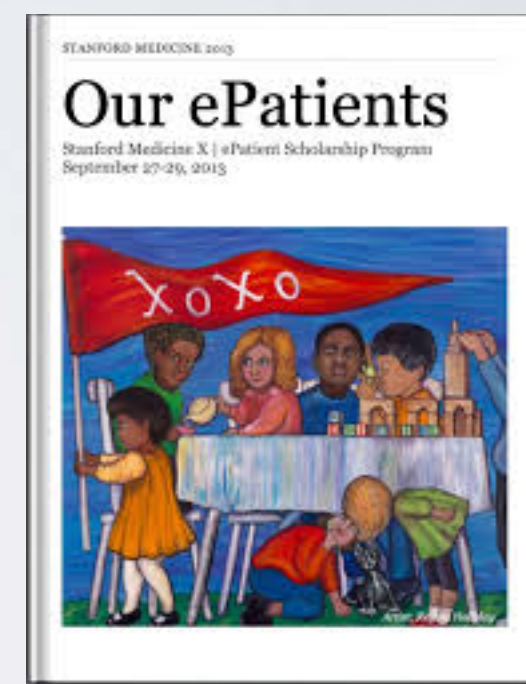


Inspirational !





PROGRESS !



goals



UDI - Post-market registry.



Product warranty.



Patient/consumer FDA stakeholder equity.



Rescind industry pre-emptions/entitlements.



FAILED Implant Device Alliance

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