

# MENTAL HEALTH AND THE LAW

Ninth Annual Conference of the  
**INTERNATIONAL CENTER FOR THE STUDY  
OF PSYCHIATRY AND PSYCHOLOGY, INC. (ICSPP)**  
in collaboration with  
**THE AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW**  
Washington, D.C., October, 7, 8, and 9, 2006  
DoubleTree Hotel and Executive Meeting Center of Bethesda,  
8120 Wisconsin Ave, Bethesda, MD 20815, 301-652-2000

## With a focus on

1. **Adult, Child And Parental Rights,**
2. **"Science Of Psychiatry" In The Courts**
3. **Non-Drug Treatment Programs**

For more than three decades ICSPP ([www.icspp.org](http://www.icspp.org)), a nonprofit, 501 (c) research and educational network of professionals and lay persons that has been informing professionals, media, and the public about potential dangers of biological theories and treatments in psychiatry.

The ICSPP Annual conferences serve as unique thought provoking forums to exchange critical ideas about the impact of contemporary mental health ideologies on personal and community values, and to disseminate models of therapeutic intervention that disavow all coercion and the compromise of ethics, rationality and scientific principles.

**Participants** include mental health professionals, academics, and researchers from the educational, academic and legal communities, the medical and social sciences, and members of the public. It is no exaggeration to state that most attendees find the annual conferences the most stimulating, useful, intellectually challenging, and friendly meetings they ever attend. The Ninth Annual Conference will be held in Washington, D.C. (Bethesda) and promises to be the best ever. Graduate students receive a 50% discount on registration fees. Law students receive a 50% discount on registration fees.

**Course Purpose.** This year's ICSPP Conference is focused on the real-life intersection between mental health and the law. The rights of children and adults will be presented as well as how these rights are honored or dishonored in practice. The role of science is included in the curriculum as is the role of alternatives to the traditional, coercive interventions against those diagnosed with mental illness. There will also be a two-session program on risk management and privacy for psychotherapists/counselors who work without drugging patients/clients: avoiding HIPPA.

**Learning Objectives.** The participant will be able to:

1. More effectively assist people diagnosed with serious mental illness from being subjected to involuntary psychiatric procedures.
2. Reduce the risks associated with operating a non-coercive, non-forced drugging mental health program.
3. Incorporate the latest scientific findings regarding psychiatric treatments into their daily practices.

## PLENARY SPEAKERS:

(There will be Discussion Group sessions with Plenary Speakers)

**Robert Dinerstein, JD**, professor of law at co-host American University's Washington College of Law, specializing in the Americans with Disabilities Act and the rights of people labeled with mental illness, disability laws in general, homelessness, civil rights, criminal justice, and lawyer-client issues.

**Graham Dukes, M.D., L.L.M.**, of Oslo, Norway is the author, editor or co-author of ten principle books, including *The Law and Ethics of the Pharmaceutical Industry*, and has some 270 publications on national and international health and drug policies and pricing in the scientific, medical and legal literature. He has numerous appointments, including being the Senior Consultant on Drug Policy for The World Bank. Dr. Dukes will be speaking on "Pharmaceuticals and Drug Policy."

**Michael Perlin, JD**, New York Law School professor and author of *The Hidden Prejudice: Mental Disability on Trial*, fourteen other books, and well over 175 scholarly articles on all aspects of mental health law. Professor Perlin will be speaking on "International Human Rights and Mental Disability Law: The Universal Factors."

**Stefan P Kruszewski M.D.**, psychiatrist of conscience, was fired by the Pennsylvania Department of Public Welfare, Bureau of Program Integrity after uncovering fiscal and pharmaceutical corruption and patient abuse, resulting in grievous harm to children and adults, including multiple deaths. Dr. Kruszewski's topic is "What happens when the 1st Amendment butts heads with Special Interests."

**Susan Stefan, JD**, former professor at University of Miami School of Law and author of *Unequal Rights: Discrimination against People with Mental Disabilities and the Americans with Disabilities Act* and *Hollow Promises: Employment Discrimination Against People with Mental Disabilities*, as well as numerous articles and chapters on mental health law and disability law. Ms. Stefan will be speaking on "Evolving Legal Views of Psychiatric Evidence."

**Peter Breggin, M.D.**, Founder of ICSPP, noted author of numerous scientific publications including *Toxic Psychiatry* and *Talking Back to Prozac*, will be speaking on "Medication Spellbinding (Iatrogenic Anosognosia): A New Concept."

**Lawyers Panel on "Prescription Drugs: Civil and Criminal Liability Cases and Concepts."** High-powered litigation lawyers, Andy Vickery, Don Farber, Michael Mosher and Derek Braslow join Dr. Breggin in a panel discussion of the concepts behind prescription drug litigation and how they have played out in specific important cases.

**Grace Jackson, M.D.**, author of *Rethinking Psychiatric Drugs: A Guide to Informed Consent* and psychiatrist of conscience. Dr. Jackson will be speaking on "Parens patriae, parens inscius: Beware the Dangers of the Incompetent State."

**Karen Effrem, M.D.**, will be speaking on "The Origins and Dangers of Child Mental Health Screening."

**Jim Gottstein, JD**, President and CEO of the Law Project for Psychiatric Rights (PsychRights), recently won the landmark *Myers* Alaska Supreme Court case which declared Alaska's forced drugging regime unconstitutional, including that forced psychiatric drugging is unconstitutional if there is a less intrusive alternative. PsychRights' mission is to mount a strategic legal campaign against court ordered psychiatric drugging and Mr. Gottstein will be speaking on "A Coordinated Campaign To Successfully Change the Mental Illness System."

**Joseph Glenmullen, M.D.**, of Harvard Medical School, and author of *Prozac Backlash* and *The Antidepressant Solution* will speak on "SSRIs, Akathisia, and Suicidality: The History of the FDA's 2005 Black Box Warning on Antidepressant-Induced Suicidality."

**Thomas Bratter, Ed.D.**, Founder, President, and Primary Clinician of the John Dewey Academy has over twenty years of practical and teaching experience and published more than 150 articles and four books on treatment and education of bright, oppositional, self-destructive, often drug dependent adolescents.

## **Workshop Presentations:**

**Brian Kean, PhD**—*A moral and ethical breach of the Convention on the Rights of The Child.* Brian has had thirty-two years' experience in teaching and has held a variety of teaching and consultancy positions in special education and is qualified to practice in all areas of special education in Australia. He is currently teaching at Southern Cross University. Brian is a member of the Board of Directors for ICSPP and is also a member of the Editorial and Advisory Committee

for the ICSPP journal. Brian has recently completed a doctoral study focussing on the social impact resulting from the use of the ADHD diagnosis in Australia and the United States.

**Clifford Fishman, Esq.**, Professor of Law, The Catholic University of America—*Defense Access to Prosecution Witness Psychotherapy or Counseling Records*. Professor Fishman served for eight years as a prosecutor in the New York County District Attorney's Office, where he specialized in narcotics law enforcement and electronic surveillance. Since 1977 he has taught law at The Catholic University of America. He has spoken to various groups on electronic surveillance, evidence and search and seizure, and has published ten books and fourteen scholarly articles which, in aggregate, contain more footnotes than any rational human being would ever even contemplate, let alone write. He has chosen ICSPP's conference this year as the venue to present this new paper of his on defense access to prosecution counseling records.

**Toby Tyler Watson, PsyD**—*Forced Medication and Commitments: A Practical Guide to Squash Petitions for Disabling and Unnecessary "Treatment"* and *"Opening a Non-Biological Model Treatment Center: Pitfalls and Gains of Being Medication Free*. Dr. Watson is the executive director of Associated Psychological Health Services in Sheboygan, WI, an intensive day and outpatient clinic specializing in medication-free treatment, see [www.abcmedsfree.com](http://www.abcmedsfree.com) for more information. Dr. Watson is an ICSPP board member, the chair of the Kevin McCready Memorial Research Grant, a special feature writer for YOU woman's magazine, and has lectured several times at ICSPP upon the "Four False Pillar's of the Biological Model of Mental Illness." Although he works as a Depth/Jungian psychologist, investor and real estate developer, Dr. Watson also has begun to provide expert testimony, having squashed petitions for termination of parental rights and involuntary treatment and medicating.

**Jeanne Stolzer PhD**—*Assessing ADHD in America: A Biocultural Analysis*. Dr. Stolzer is an assistant Professor of Child Development at the University of Nebraska – Kearney. She currently teaches infant, child, and adolescent development classes and is an active researcher. Dr. Stolzer has published numerous peer-reviewed articles and has presented her work at the international level. Dr. Stolzer is an advisory board member for The International Center for the Study of Psychiatry and Psychology (ICSPP), and also serves on the executive board for Attachment Parenting International (API). Dr. Stolzer's research interests include the biocultural implications of attachment parenting, the multivariational effects of labeling children, and challenging the existing medical model which seeks to pathologize normal range child behaviors.

**Tina Minkowitz, JD**—*Remaking Human Rights: Advocacy by Users and Survivors of Psychiatry*. Tina Minkowitz is one of the chairpersons of World Network of Users and Survivors of Psychiatry, and leads its advocacy work on the Disability Convention. She has also submitted shadow reports based on the Convention Against Torture and the International Covenant on Civil and Political Rights to UN committees monitoring those treaties, and has been involved in the movement against psychiatric abuse since 1978.

**Karl E. Humiston, M.D., and Mike Humiston, Esq**—*The Constitutional and Legal Structure of State Intervention in Individual Mental Health Issues*. In order to successfully defend against abusive legal practices in the name of psychiatry, one must understand the legal mechanisms that make such abuses possible. This presentation will enable the audience to understand, defend against, and hopefully alter those mechanisms. Michael Humiston will explain the departure from constitutional restraints which commenced in 1936, trace the structure of federal funding programs based on that departure, and conclude with the practical consequences for individuals at the local level. Dr. Karl Humiston will present examples from his 30 years of psychiatric practice. The presentation will be particularly oriented toward non-lawyers, although attorneys will certainly stand to gain from the material presented.

**Freedom Center**—*Regulation Enforcement Deficit Disorder (R.E.D.D.): The Failure of Mental Health Legal Protections In Massachusetts, A Diagnosis, Etiology, and Treatment Plan for One of the "Best" States in the US*. Massachusetts is among the most progressive mental health legal systems in the country – on paper. Since 2001 psychiatric survivors at Northampton MA's Freedom Center have learned legal advocacy from the ground up, through close connection with the survivors of mistreatment themselves, their testimonies, and their frustrated efforts at resolution. Freedom Center offers a comprehensive assessment of failed mental health law in Massachusetts from the perspective of people usually silenced and marginalized by legal discourse and policy discussion. What MA laws and regulations are routinely disregarded? How and why does the system disregard them? How does the culture of law and legal advocacy reinforce regulatory failures? How do the "recovery," "peer-run services," and "trauma-informed care" approaches also fail? How has the "consumer movement" been enlisted in supporting a failed regulatory system? And what, specifically, do legal advocates need to do to prevent and treat Regulation Enforcement Deficit Disorder?

**Jack Currie, EdD**—*Combining Third Force Psychology, Theory of Mind, and Sensory Research for Effective Interventions with Prepubescent Boys Labeled ADHD, ODD and/or Conduct Disordered.* Dr. Currie is currently an associate professor with the Graduate and Professional Studies Department teaching graduate courses in child development and behavior analysis. He also consults with parents, schools and school systems assisting them in developing alternative intervention plans for children with behavior and learning disorders. During his thirty five year career he has served as a special education teacher, principal and parent educator. He has published articles, contributed to developmental publications, and presented to professional groups in medicine, education and psychology.

**Expert (2 Session) HIPPA Panel**—*Risk Management And Privacy For Psychotherapists/Counselors Who Work Without Drugging Patients/Clients: Avoiding HIPPA.* This panel, which will include extensive question and answer time, will include discussions of: (a) How to legally and ethically discuss medication issues with a patient/client, both proposed benefits and known risks, (b) The legal issues involved in helping a patient/client who wants to decrease or stop taking psychiatric drugs, (c) HIPAA regulations: How they destroy confidentiality issues that state laws previously put in place. How a clinician can deal with HIPAA, (d) Psychiatric referral or not. What are your legal obligations, restrictions, and ethical constraints? (e) Forced drugging of people. How professionals can effectively, ethically, and legally help that person to expand their choices, (f) Using the DSM to work for your patient/client. The problem of diagnosis and the procedures of insurance companies.

**Laura Kerr, PhD**—*Who Are The Incarcerated Mentally Ill?* Laura Kerr is an Affiliated Scholar with the Beatrice Bain Research Group, UC Berkeley, and a Member of the Leadership Council of the Mental Health Association of San Francisco. Her research addresses psychiatry's role in the enforcement of social norms and the creation of the modern experience of selfhood. Her lectures and publications cross several disciplines, including psychology, education, medicine, philosophy, and narrative inquiry. Kerr also provides workshops for mental health consumers on the effects of childhood trauma and self-stigma.

**Erick Fabris**—*Mandatory Treatment Beyond Facilities: A Chemical Incarceration.* Erick Fabris is an ex-psychiatric inmate and MA graduate of the Ontario Institute for Studies in Education, University of Toronto. For a decade, he was an advocate on the wards of a Toronto psychiatric facility, and in 1999, he co-founded Ontario's No Force Coalition. His efforts helped bring the 'recovery' concept to the fore in Ontario's 2002 reform initiatives. He has presented on 'mad' identity and chemical incarceration at several academic conferences and events including Mad Pride.

**Mary Jo Palmer, DC**—*Stop the Epidemic - Say No to Drugs for kids.* Dr. Mary Jo Palmer is a 1993 graduate of Palmer College of Chiropractic (Davenport, IA). In 2000 she earned a diplomat in Pediatrics from Palmer College. Dr. Palmer has a Chiropractic family practice in Burke Virginia. She has been in private practice since 1993. Dr. Palmer will talk about • The serious drug epidemic in the United States with our children today. The significant rise within the last decade; How many children in the U.S. are on Class 2 narcotics for hyperactivity today versus 15 years ago? What changed?; Common causes of hyperactivity; and Drug-free solutions to rescue this generation

**Nathaniel S Lehrman, M.D.**—*The insanity defence, and its use to exculpate terrorists.* Dr. Lehrman has been a psychiatrist since 1947, has long been concerned about the relationship between psychiatry and morality, and how the former sometimes replaces the latter.

**Robert Kay, M.D.**—*The Know Nothing Psychiatrist.* Dr. Kay will discuss how he empowers patients and offers them ideas, medications and caring which they then choose, or not choose, to incorporate.

**Clover Smith**, psychiatric survivor and author of the book, "Escape from Psychiatry"—*How and Why the 12 Steps Cures Mental Illness - Including Paranoid Schizophrenia.*

**Anne Marsden**—*You Decide Who Decides - Yeah Right!* Anne Marsden worked in administration at McMaster University and its associated internationally respected hospital for twenty years. Anne left the professional arena in 1992 as a nationally respected quality assurance consultant with an expertise in audit as a result of health problems associated with her long term physical disability and stress. She has used her oft times unpleasant experiences to help others and co-founded a national volunteer organization The Auditors, The Canadian Family Watchdog where she is now audit manager.

**REGISTRATION FORM**  
**Bethesda Double Tree Hotel**  
**8120 Wisconsin Avenue**  
**Phone: 301-652-2000**  
Fax 301-652-3806

The room rate is \$119.00 for a single or a double. Space is limited at the conference venue so book upon receipt of this form. You must book by August 31<sup>st</sup> 2006 to get the conference rate .

Name \_\_\_\_\_  
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**ICSPP CONFERENCE FEE SCHEDULE**

The advanced registration fee for the three-day conference is \$275 for non-members and \$250 for ICSPP members.

Any non-members joining ICSPP simultaneously with registration for the conference will be given the member rate for the conference.

MEMBERS NOT CURRENT WITH THEIR 2006 DUES WILL RECEIVE THE NON-MEMBER REGISTRATION FEE!

Non-invited accepted speakers must register.

<b>ICSPP MEMBER</b>	<b>\$300.00</b>	_____
<b>NON-MEMBER</b>	<b>\$325.00</b>	_____
<b>ICSPP 2007 MEMBERSHIP</b>	<b>\$100.00</b>	_____
<b>STUDENT with copy of current ID</b>	<b>\$150.00</b>	_____
<b>CONSUMER/SURVIVOR</b>	<b>\$150.00</b>	_____
<b>Gala Saturday Awards Banquet</b>	<b>\$50.00</b>	_____
<b>TOTAL ENCLOSED</b>		_____

**Write checks payable to: ICSPP or pay by credit card.**

**Mail your registration form with payment to:**

**Crisilda L. Rucci**  
**The Parent Academy.Com**  
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