

Dr. KISTNER. I am testifying as an individual at the request of Senator Nelson.

Senator McINTYRE. Are you now or have you ever served—

Senator NELSON. That is correct. We invited Dr. Kistner not on anybody's suggestion but because of his distinction in the field.

Senator McINTYRE. Thank you.

Are you now, Doctor, or have you ever, served as an investigator for any company which markets oral contraceptives?

Dr. KISTNER. I served as a clinical investigator for practically all of the companies, yes.

Senator McINTYRE. All the pharmaceutical companies?

Dr. KISTNER. Practically all the ones who made progestin supplied me with pills, that was the only place you could get the pills, yes, of course.

Senator McINTYRE. Did you receive any remuneration for these services?

Dr. KISTNER. We received grants in aid, yes, that is correct.

Senator McINTYRE. Grants in aid of the investigations?

Dr. KISTNER. That is correct.

Senator McINTYRE. Have you served in any other remunerative capacity such as consultant for any company marketing oral contraceptives?

Dr. KISTNER. I am consultant to the Surgeon General of the U.S. Air Force, but no other service.

Senator McINTYRE. No company?

Dr. KISTNER. That is correct.

Senator McINTYRE. Have you ever testified in court on behalf of a company involved in litigation over birth control pills?

Dr. KISTNER. Yes, I have.

Senator McINTYRE. And what company was that?

Dr. KISTNER. G. D. Searle.

Senator McINTYRE. And that was as an expert for the defendant company?

Dr. KISTNER. As an expert on the question as to the cause of death of the individual, yes.

Senator McINTYRE. Well, you were called by the company which was defendant in the action?

Dr. KISTNER. Yes, called by the company.

Senator McINTYRE. Now, in your first sentence, Dr. Kistner, you say that "The pill was declared safe in 1969 by a task force of the Advisory Committee on Obstetrics and Gynecology to the Federal Food and Drug Administration." To which of the four task forces of the committee are you referring?

Dr. KISTNER. Well, I suppose that it really, as Roy Hertz pointed out earlier, it was not the task force, it was the entire committee. It was the Advisory Committee of Obstetrics and Gynecology of the Federal Food and Drug Administration. Obviously the "task force" could be deleted.

Senator McINTYRE. You were then citing what we now know to be the Chairman's summary of the various task force reports?

Dr. KISTNER. That is correct.

The general opinion of the entire committee.