

Mr. WEINMANN. I say the Court of Appeals in the State of New York so found after litigation, that there were no cases cited of injury to the public as a result of the corporate practice of optometry.

Mr. SISK. I want to read this comment here—and again I will ask unanimous consent this be made a part of the record, and without objection it will be.

(The documents referred to follow:)

STERLING OPTICAL CORP.,
Washington, 5, D.C., February 1964.

DEAR STUDENT: Because you attend a Washington area school, you are eligible for Sterling Optical's new student plan for the fitting of Contact Lenses.

The plan is simple. It is based on the fact that students in your age group are:

1. Most receptive to the idea of changing from spectacles to modern Contact Lenses and

2. Most valuable to Sterling Optical in a public relations manner.

Because of these two factors, we have found it to be less time consuming to fit students with Contact Lenses. There is more psychological acceptance to Contact Lenses in people of your age group. This eliminates a time consuming factor which may be found in fitting other individuals.

Sterling's student plan offers a ten per cent reduction to all students who come to Sterling Optical's Contact Lens information center in groups of three or more. To qualify, you need only make an appointment to visit Sterling's Contact Lens Department with two or more of your friends. You and your group will each be given a complete contact lens examination and all of your questions will be thoroughly answered. This is available with no cost or obligation. Should two or more members in your group decide to order Contact Lenses, the student reduction will be in effect.

To make arrangements for your Contact Lens examination, simply telephone and convenient appointments will be made for you.

Yours very truly,

Dr. ALLEN KANSTOROOM,
Contact Lens Specialist.

MARCH 20, 1964.

TO WHOM IT MAY CONCERN:

Several months ago I purchased contact lenses from the Sterling Optical Company in Washington, D.C. I was given instructions, which I followed very closely, as to how to wear the lenses and was told to report back to Sterling in approximately 30 days for a check-up. In the meantime I was experiencing considerable pain when wearing the lenses. I telephoned Sterling several times and told them of the trouble I was having. Their reply was that my complaints were normal and that I should wait the 30 days for the check-up.

After wearing the lenses for approximately 2 weeks I experienced sharp, piercing pains in my left eye. I immediately went to the Emergency Room of the Prince Georges Hospital where I was treated, by Dr. George S. Malouf, for extreme abrasions of both corneas. Dr. Malouf continued treatment at his office for approximately 1 month, during which time both corneas showed improvement and eventually healed.

Dr. Malouf examined both the contact lenses and my eyes. The examinations revealed that there was no visible workmanship defects in the contact lenses and that my vision was not poor enough to warrant the use of contact lenses. Dr. Malouf stated that Sterling should have made me aware of the fact that some people are not suited to wear contact lenses, and that in such cases the patients' money should be refunded. He also said Sterling should have given me immediate treatment when I notified them of the trouble I was having. Serious damage could have been done to my eyes because of Sterling's negligence and lack of professionalism.

I feel the Sterling Optical Company was negligent in their practices and have asked them to refund the money I paid for the lenses and also to pay the doctor bills. Dr. Kanstoroom, the man who prescribed my contact lenses, refused any such refund of payments. Dr. Kanstoroom gave me the impression that the Sterling Optical Company is concerned only with making money and