



Boston University Continuing Medical Education
72 East Concord Street, A402
Boston, Massachusetts 02118

The 28th Annual Conference on Obstetrics, Gynecology, Perinatal Medicine, Neonatology, and the Law
January 2 – 6, 2012

and

The 12th Annual Multispecialty Conference on Medical Negligence and Risk Management in Medicine, Surgery, Emergency Medicine, Radiology, and Family Medicine
January 5 – 8, 2012

JW Marriott Guanacaste Resort & Spa
Papagayo Peninsula, Costa Rica

PLEASE POST

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Attend one or both conferences
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CONFERENCE OVERVIEW



No physician is willfully negligent. Why then is medical malpractice still so prevalent? Many contributing factors emerge on examination of case records including the following: inattention/too busy, misplaced reliance upon others, fatigue, lack of knowledge, carelessness, poor training, poor office organization, impaired physician (drugs, alcohol), depression, family problems, risk taker (?), novelty genes), vanity (can't say "I don't know or can't do") and lack of rapport or engendered anger.

Regardless of the extant factors, common evidentiary facts include the following: communication failure, failure to diagnose, failure to refer, failure to document, systems failure (no/poor checklists), failure to supervise, reliance on untrained/inexperienced personnel, shared responsibility in group practice, lack of informed consent, failure to attend promptly when called, poor judgment, poor training and lack of knowledge.

Awareness of the evidentiary facts that fuel medical malpractice suits would yield readily to systematic and disciplined remediation. More complex and relatively less amenable to change is the endless list of contributing factors. Hence it would seem wise for medical schools and physician organizations to focus squarely on remedying the commonly occurring evidentiary facts. Meanwhile, we continue to wrestle with the causes and consequences of medical negligence, which is the focus for these conferences.

These two multispecialty conferences bring into sharp focus new and established guidelines and standards of care, issues of competence, new advances, and ethics. The first conference concentrates on pregnancy, its management and outcome, while the interdigitating and overlapping second conference takes up discussion along similar themes, but in multiple specialties.

The major objectives in these two conferences are to enhance the continuing education of a range of specialties in medicine including obstetrics, gynecology, midwifery, neonatology, medicine, surgery, family medicine, emergency medicine, cardiology, radiology, and human genetics. Among the ingredients that have characterized the success of these conferences for over a quarter of a century are the additional objectives and lessons concerning the role of law and lawyers and better insights into the complexities of the legal process. Only through a thorough understanding of the challenges physicians face and recognition of the critical role lawyers have in influencing medical practice and how hospitals function, can we hope to deal effectively with the continuing pressures of medical practice.

The goal of this activity is to address the following knowledge gaps:

1. Teach healthcare professionals to better comprehend the machinations of negligence law, and to develop a more complete awareness of the need for anticipatory and safety practice.
2. Teach legal professionals about the complex issues encountered in the practice of medicine, including the intricacies of decision-making, aiming to sharpen their understanding on behalf of their clients, both plaintiff and defense.

At the conclusion of this conference, healthcare professionals will be able to articulate the role of law and lawyers in medical malpractice cases and discuss the complexities of the legal process.

At the conclusion of this conference, legal professionals will be able to describe the best-evidence in medical practice as it pertains to obstetrics, gynecology, midwifery, neonatology, medicine, surgery, family medicine, emergency medicine, cardiology, radiology and human genetics.

Once again, an extraordinarily experienced and superb faculty has been assembled for these 28th and 12th anniversary conferences that will be important to all the specialties mentioned including nurse practitioners, trial attorneys, pediatricians, primary care physicians, insurers, risk managers and all providers of healthcare.

Major topics for the first conference include:

- Hypoxic ischemic encephalopathy – new insights
- Hypoxia, cytokines, and brain injury
- Feto-maternal hemorrhage
- Ins and outs of labor induction
- Predicting chorioamnionitis
- Is VBAC dangerous?
- Causation defenses and demonstrative evidence
- Care of the critically ill newborn
- Disclosure and apology
- Syndrome or hypoxia?
- Breast cancer detection
- Risks in multiple pregnancy
- HIE and whole-body hypothermia
- Morbid obesity in pregnancy
- Competence
- Identifying the high malpractice risk physician
- Effective proof of the standard of care
- Predicting postnatal hemorrhage
- Pitfalls in breast cancer imaging
- Liability and implications of genetic disorders in adulthood
- Electronic fetal monitoring
- The pre-term baby and the post-term pregnancy

Major topics for the overlapping second conference include:

- Breast imaging: is double reading the expected standard?
- Time to brain injury in intra-partum asphyxia
- Joint and several liability and doctors' assets
- The nurse and the plaintiff's lawyer
- The co-defendant without insurance
- Litigation and peer review
- Sentinel events and root cause analyses
- Spoliation: is there really a statute of limitation?
- Experts who change their minds
- The Botox Clinic
- Stroke prevention: the standard of care
- Emergency care following acute myocardial infarction
- Liability for your genetic health
- Laparoscopic surgery: benefits vs. risks
- Breast cancer surgery and negative margins
- Clinical competence and heart failure
- Therapeutic hypothermia in emergency care
- Errors and biliary injuries
- Contralateral mastectomy
- Cardiopulmonary resuscitation
- Unstable angina, ST segments, and diagnostic standards
- Discrepancies for mastectomy by different surgeons
- Surgical complications



FACTUALY

Andrey Mihaluskyy, MB, BCh, BSc, FRCS, FRCMG, DCH — Conference Chair

Professor of Human Genetics, Pediatrics, Obstetrics & Gynecology and Pathology

Boston University School of Medicine (Boston, MA)

Co-Director, Center for Human Genetics

Professor Mihaluskyy is internationally known for his work in prenatal genetic diagnosis and the epidemiology of birth defects. He is the author, co-editor or co-author of 24 books, and author or co-author of over 433 scientific communications. He is co-editor of the textbook *Genetic Disorders and the Fetus: Diagnosis, Prevention and Treatment* (now in its 6th edition). This major worldwide reference text for prenatal diagnosis received the **Highly Commended Award** from the British Medical Association. His latest text book entitled *How Genes, Your Health: A Clinical Family Guide That Could Save Your Life* has just been published by Oxford University Press. He has given invited lectures in 22 countries (including the Vatican), and has been honored by doctors as a fellow of the Royal College of Physicians, and with an award for excellence in teaching. He is an editorial board member of prestigious journals, including *Prenatal Diagnosis*. The Commonwealth Research Council of America has listed him in their *Guide to America's Top Politicians* since 2003.

James S. Boswick, Esq.
Boswick & Peterson, LLP (San Francisco, CA)

Mr. Boswick is known internationally as a civil litigation specialist in complex litigation involving medical malpractice, legal malpractice, products liability, personal and general personal injury. As a plaintiff attorney, he has represented clients in many states. By selective invitation only, he is a fellow of the International Academy of Trial Lawyers, a Fellow of the Hays Circle of Advocates (founded in 1910) and a member of the American College of Trial Lawyers. He is a past president of the American Academy of Trial Lawyers. Mr. Boswick is the recipient of multiple awards for his achievements as leader of plaintiff's teams. Among these awards was the **Presidential Award of Honor** from the Consumer Managers of California (for a record \$21 million verdict), and being listed by the **American Trial Lawyers Association** as one of the "Top 100 Trial Lawyers in America." He was listed in *Forbes Magazine* as one of the top 63 trial lawyers in America, and among the best trial lawyers in California and in America in multiple other journals and magazines. He has been listed in *The Best Lawyers in America* for the past 28 years.

Robyn L. Birdwell, MD, FRCR
Associate Professor of Radiology and Senior Radiologist

Harvard Medical School

Director, Division of Breast Imaging

Professor Birdwell is known internationally for her work in breast imaging. She is the co-editor or co-author of 4 books, including *Breast MRI: A Comprehensive Imaging Guide and Diagnostic Imaging: Breast*. Professor Birdwell is the author or co-author of over 100 scientific communications. She serves on the editorial boards of the *Journal of Thoracic Imaging* and *Radiographics and Radiology*. Professor Birdwell has been listed in *Best Doctors in America* for 5 years, and as the #1 Women's Image in America by Medical Imaging.

Mary D'Alton, MD
Columbia University College of Physicians and Surgeons

Professor D'Alton is known internationally for her work in maternal fetal medicine with special reference to maternal serum screening, fetal imaging and high risk pregnancy. She is the co-editor of six books, the most recent of which are *Maternal-Fetal Medicine and Fetal Gynecology: Diagnosis and Management of the First Trimester*, Professor D'Alton is the author or co-author of at least 147 scientific communications. She is President-Elect of the American Gynecological and Obstetrical Society, and President of the American Board of Obstetrics and Gynecology.

Ronald N. Goldberg, MD
Professor of Obstetrics and Gynecology, and Nursing

Chief, Neonatal-Perinatal Medicine

Director, Jean and George Bramley, Jr. Neonatal-Perinatal Research Institute

Professor Goldberg is known internationally for his work in neonatology and perinatology. His special reference to neonatal intensive care. He is the co-editor of a book entitled *Primer of Neonatal Intensive Care Monitoring*. Professor Goldberg is the author or co-author of at least 252 scientific communications. He has been the recipient of multiple top teaching awards. He has been listed for many years in *Best Doctors in America*.

Steven M. Straberg, MD
Platt Professor of Surgery and Head, Section of Gastrointestinal Surgery, Department of Surgery

Professor Straberg is known internationally for his work in gastrointestinal surgery, and minimally-invasive and reconstructive surgery. He is the author or co-author of at least 272 scientific communications. Professor Straberg serves on the editorial boards of multiple prestigious journals, including *The Journal of the American College of Surgeons*, *the Journal of Gastrointestinal Surgery*, and *Annals of Surgery*. He is a past recipient of the Travis A. Graham Resident Teaching Award.

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Obstetrical, Gynecological & Chief, This Medical Center (Boston, MA)

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Terri L. Vanden Hoek, MD
Professor of Physiology and Pharmacology

Director, Center for Advanced Resuscitation Medicine

University of Illinois at Chicago (Chicago, IL)

Professor Vanden Hoek is known internationally for his work in emergency medicine with special reference to the management of cardiac arrest and resuscitation. He is co-editor of 2 books, the most recent being *Textbook of Emergency Cardiovascular Care and CPR*. He is the author or co-author of at least 243 scientific communications. Professor Vanden Hoek has received numerous awards for education and research, including awards from the Society for Academic Emergency Medicine and the American Heart Association. He received the recipient of multiple awards for teaching excellence. He has been the recipient of multiple awards for teaching excellence. He has also been the recipient of multiple awards for teaching excellence.

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28TH ANNUAL CONFERENCE

on Obstetrics, Gynecology, Perinatal Medicine, Neonatology, and the Law



ACCREDITATION

Monday, January 2, 2012

4:00 - 6:30pm Registration

Tuesday, January 3, 2012

7:15am Continental Breakfast

8:00am Welcome and Introduction
Aubrey Milunsky, MD, DSc

8:15am Hidden Hazards: The Diagnosis and Management of Feto-Maternal Hemorrhage
Mary D'Alton, MD

8:55am Induction of Labor: When, Whom, What, and How
Errol R. Norwitz, MD, PhD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

9:35am Predicting Chorioamnionitis
Carl P. Weiner, MD, MBA

10:15am Refreshment Break

10:30am VBAC – How Dangerous Is It?
Gary D. V. Hankins, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

11:10am Causation Defenses, Juries, Experts, Facts, and Demonstrative Evidence
James S. Bostwick, JD

11:50am Disclosure and Apology: Unexpected Outcomes, Adverse Events, and Errors
Gerald B. Hickson, MD

12:30pm Challenging Issues and Standards of Care for the Critically Ill Newborn
Ronald N. Goldberg, MD

1:00pm Adjourn

6:30-7:30pm Welcome Reception

Wednesday, January 4, 2012

7:15am Continental Breakfast

8:00am Neonatal Hypoxic Encephalopathy and Cerebral Palsy: New Insights
Gary D. V. Hankins, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

8:45am Chronic Fetal Hypoxia, Cytokines, and Brain Injury
Carl P. Weiner, MD, MBA

9:25am Hypoxia or Syndromes with a Signature
Aubrey Milunsky, MD, DSc

10:00am Refreshment Break

10:15am Lessons in Breast Cancer Detection Based on the American College of Radiology Guidelines
Robyn L. Birdwell, MD

10:55am Risk Management in Multiple Pregnancy
Mary D'Alton, MD

11:35am Is Whole-Body Hypothermia for the Hypoxic-Ischemic Encephalopathic Newborn the Standard of Expected Care?
Ronald N. Goldberg, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

12:20pm Morbid Obesity in Pregnancy: A Growing Problem
Errol R. Norwitz, MD, PhD

1:00pm Adjourn

Thursday, January 5, 2012

7:15am Continental Breakfast

8:00am Competence in Obstetrical Emergencies
Carl P. Weiner, MD, MBA

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

8:45am Identifying and Intervening on High Malpractice Risk Physicians
Gerald B. Hickson, MD

9:25am Effective Proof of the Standard of Care
Thomas J. Hurney, Jr., MD

10:05am Refreshment Break

10:20am Avoiding Catastrophe: Predicting Massive Postnatal Hemorrhage
Mary D'Alton, MD

11:00am The How and When of Disclosing Adverse Outcomes and Errors
Gerald B. Hickson, MD

11:40am Pitfalls in the Mammographic and MRI Diagnosis of Breast Cancer
Robyn L. Birdwell, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

12:20pm First Recognition of Genetic Disorder in Adulthood: Implications of a Missed Diagnosis
Aubrey Milunsky, MD, DSc

1:00pm Adjourn

Friday, January 6, 2012

(Joint Conference Day)

7:15am Continental Breakfast

8:00am Welcome and Introduction
Aubrey Milunsky, MD, DSc

8:10am Electronic Fetal Monitoring: Category I, II, or III?
Gary D. V. Hankins, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

8:50am Post-Term Pregnancy: 40 and Out
Errol R. Norwitz, MD, PhD

9:30am Guidelines and Pitfalls in the Care of the Pre-Term Baby
Ronald N. Goldberg, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

10:10am Refreshment Break

10:25am Is Computer-Aided Detection of Breast Cancer and Double Reading the Standard of Expected Care
Robyn L. Birdwell, MD

11:05am Medico-Legal Forum
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

- When Can the Loss of Only 9 Minutes in an Intra-Partum Asphyxia Case Mean Liability?
- How Joint and Several Liability Has Been Saving Doctor's Assets for Many Decades
- Why is the Nurse a Plaintiff's Lawyer's Secret Weapon?
- Why the Usual Medical Malpractice Reform Doesn't Effect "Frivolous" Lawsuits
- How Your Co-Defendant's Lack of Insurance Makes the Case All About You
- Can You Look at Some Charts? Liability of Physicians for Voluntary Peer Review Activities
- Sentinel Events and Root Cause Analyses: Liability and Confidentiality
- End Running Tort Reform with Creative Pleading
- Spoliation: Consequences of the Altered, Lost, or Misplaced Record
- Does the Statute of Limitations Ever Expire: Dealing with the Expansive Discovery Rule
- The Botox Clinic: Perils of Practice Outside Your Specialty
- When Experts Change Their Minds: Can They Be Sued?

1:00pm Adjourn

The 28th Annual Conference on Obstetrics, Gynecology, Perinatal Medicine, Neonatology, and the Law - January 2 - 6, 2012

Target Audience: Obstetricians, gynecologists, midwives, neonatologists, nurse practitioners, clinical and registered nurses, advanced practice nurses, trial attorneys, pediatricians, primary care physicians, insurers, risk managers, and all health care providers for women in pregnancy.

The 12th Annual Multispecialty Conference on Medical Negligence and Risk Management in Medicine, Surgery, Emergency Medicine, Radiology, and Family Medicine - January 5 - 8, 2012

Target Audience: Medical malpractice trial attorneys, personal injury trial lawyers, risk managers, insurers, radiologists, general surgeons, emergency department physicians, psychiatrists, internists, cardiologists, primary care physicians, nurse practitioners, clinical/registered nurses, advanced practice nurses, and all health care providers.

PHYSICIANS

Boston University School of Medicine is accredited by the Accreditation Council for Continuing Medical Education to provide continuing medical education for physicians.

The 28th Annual Conference

Boston University School of Medicine designates this live activity for a maximum of **19 AMA PRA Category 1 Credits™**. Physicians should only claim credit commensurate with the extent of their participation in the activity.

The 12th Annual Conference

Boston University School of Medicine designates this live activity for a maximum of **14.25 AMA PRA Category 1 Credits™**. Physicians should only claim credit commensurate with the extent of their participation in the activity.

Joint Conference

Boston University School of Medicine designates this live activity for a maximum of **28.5 AMA PRA Category 1 Credits™**. Physicians should only claim credit commensurate with the extent of their participation in the activity.

Cognate hours have been applied for through the American College of Obstetricians and Gynecologists.

RISK MANAGEMENT

These programs meet the criteria established by the Massachusetts Board of Registration in Medicine for risk management.

NURSE-MIDWIVES

The Continuing Education Section of the American College of Nurse-Midwives (ACNM) grants reciprocity status to the Accreditation Council for Continuing Medical Education for Category 1 offerings that are relevant to midwifery.

ATTORNEYS

Attorneys seeking CLE credit will need to contact their individual state bar associations. Attorneys from Illinois should contact the CME Office at Boston University School of Medicine at (617) 638-4605 for more information.

CORE COMPETENCIES

This activity has been developed with consideration given to the American Board of Medical Specialties Six Core Competencies. This activity will increase your competency in the areas of Patient Care, Medical Knowledge, Interpersonal and Communication Skills, Professionalism, Systems-Based Practice, Practice-Based Learning and Improvement.



12TH ANNUAL MULTISPECIALTY CONFERENCE

on Medical Negligence & Risk Management in Medicine, Surgery, Emergency Medicine, Radiology, and Family Medicine



REGISTRATION

Thursday, January 5, 2012

4:00 - 6:00pm Registration

Friday, January 6, 2012

(Joint Conference Day)

7:15am Continental Breakfast

8:00am Welcome and Introduction
Aubrey Milunsky, MD, DSc

8:10am Electronic Fetal Monitoring: Category I, II, or III?
Gary D. V. Hankins, MD

Legal Commentary and Discussion
James S. Bostwick, JD and Thomas J. Hurney, Jr., JD

8:50am Post-Term Pregnancy: 40 and Out
Errol R. Norwitz, MD, PhD

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10:10am Refreshment Break

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- The Botox Clinic: Perils of Practice Outside Your Specialty
- When Experts Change Their Minds: Can They Be Sued?

1:00pm Adjourn

Saturday, January 7, 2012

7:15am Continental Breakfast

8:00am Coulda, Shoulda, Woulda? Transient Ischemic Attack and Stroke Prevention: Standard of Care?
Jonathan L. Halperin, MD

8:40am Emergency Cardiac Care Following Acute Myocardial Infarction
Terry L. Vanden Hoek, MD

9:20am Your Genes, Your Health: Who is Liable?
Aubrey Milunsky, MD, DSc

10:00am Refreshment Break

10:15am Breast Conservation and Negative Margins: How Much is Enough?
Monica Morrow, MD

10:55am Minimally Invasive Surgery for Abdominal Malignancies: The Benefits vs. The Risks
Steven M. Strasberg, MD

11:35am Expectations of Clinical Competence in the Management of Heart Failure
Jonathan L. Halperin, MD

12:15pm To Cool or Not to Cool? Therapeutic Hypothermia in Emergency Care
Terry L. Vanden Hoek, MD

1:00pm Adjourn

Sunday, January 8, 2012

7:15am Continental Breakfast

8:00am Error Traps and How They Result in Biliary Injuries
Steven M. Strasberg, MD

8:40am Contralateral Mastectomy: Indications, Timing, and Standards of Care
Monica Morrow, MD

9:20am Cardiopulmonary Resuscitation: Principles and the Standards of Care
Terry L. Vanden Hoek, MD

10:00am Refreshment Break

10:15am Clinical Case Conference
Jonathan L. Halperin, MD
Monica Morrow, MD
Steven M. Strasberg, MD
Terry L. Vanden Hoek, MD

10:55am Avoiding Myocardial Infarction: Unstable Angina, ST Segments, and Diagnostic Standards
Jonathan L. Halperin, MD

11:35am Discrepancies for Mastectomy by Different Surgeons: Are There Consequences?
Monica Morrow, MD

12:15pm Definition, Severity Grading, and Quantification of Surgical Complications
Steven M. Strasberg, MD

1:00pm Adjourn

DISCLOSURE POLICY

It is the policy of Boston University School of Medicine Office of Continuing Medical Education, that faculty disclose to program participants any real or apparent conflict of interest. In addition, faculty are asked to disclose any discussion pertaining to the unapproved use of pharmaceuticals and devices.

SUBSTITUTION/CANCELLATION POLICY

Substitutions may be made at any time without an additional charge. Refunds will be issued for all cancellations received at least two weeks prior to the start of the conference. Should cancellation occur within the two-week window, a credit, not a refund, will be issued. **A \$90 administrative fee will be charged for all refunds and credits.** No shows are subject to the full course fee. Cancellation/substitutions must be made in writing. Refunds or credits will not be issued once the conference has started. This course is subject to change and/or cancellation.

SPECIAL SERVICES & DIETARY CONSIDERATIONS

The CME staff will work to accommodate dietary requests (including, but not limited to: kosher, vegetarian, low-cholesterol, and low-sodium menus) received in writing at least one week prior to the conference. To request reasonable accommodations for a disability, please notify the Boston University School of Medicine CME Office, in writing, at least two weeks prior to the start of the conference.

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The 28th Annual Conference on Obstetrics, Gynecology, Perinatal Medicine, Neonatology, and the Law January 2 – 6, 2012

Tuition	Before 10/31/11	After 10/31/11
Physicians & Attorneys	<input type="checkbox"/> \$750	<input type="checkbox"/> \$790
Nurse, Nurse Practitioner, Midwife, Insurance Personnel, Resident, Fellow	<input type="checkbox"/> \$425	<input type="checkbox"/> \$455

The 12th Annual Multispecialty Conference on Medical Negligence and Risk Management in Medicine, Surgery, Emergency Medicine, Radiology and Family Medicine January 5 – 8, 2012

Tuition	Before 10/31/11	After 10/31/11
Physicians & Attorneys	<input type="checkbox"/> \$650	<input type="checkbox"/> \$690
Nurse, Nurse Practitioner, Midwife, Insurance Personnel, Resident, Fellow	<input type="checkbox"/> \$395	<input type="checkbox"/> \$435

20% discount for attending both conferences

January 2 – 8, 2012

Tuition	Before 10/31/11	After 10/31/11
Physicians & Attorneys	<input type="checkbox"/> \$1,120	<input type="checkbox"/> \$1,185
Nurse, Nurse Practitioner, Midwife, Insurance Personnel, Resident, Fellow	<input type="checkbox"/> \$655	<input type="checkbox"/> \$705

Tuition includes breakfasts, coffee breaks, comprehensive syllabus on CD and the welcome reception.

Boston University School of Medicine Alumni receive a 20% tuition discount.

If paying by check, please make payable to **Boston University School of Medicine.**

If paying by credit card, please note that we accept MasterCard, Discover, and Visa, but **not** American Express.

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