

# Advertising and Promotion Regulatory Affairs Conference

Primer: March 5 | Conference: March 8-10 | Virtual



## PROGRAM COMMITTEE CHAIR

### Micheline Awad, MBA

Director, Regulatory Affairs, Advertising and Promotion  
Neurocrine Biosciences, Inc.

## PROGRAM COMMITTEE CO-CHAIR

### Kimberly Belsky, MS,

Executive Director Regulatory Policy & Intelligence and Labeling  
Operations, Mallinckrodt Pharmaceuticals

## PROGRAM COMMITTEE

### Carla Brooks, MSc, RAC

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Affairs, Advertising and  
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Blueprint Medicines, Corporation

### Dale Cooke, MA, JD

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### Virginia Foley

Principal Consultant  
Opus Regulatory Inc.

### Catherine Gray, PharmD

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### Joanne Hawana, JD, MS

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### Mary Raber Johnson, PhD, RAC

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### Kevin Madagan, JD

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## PROGRAM ADVISORS

### Mark Gaydos

Vice President, US Advertising & Promotion, Global Regulatory  
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Sanofi

### Wayne Pines

President, Health Care  
APCO Worldwide Inc.

### Lucy Rose, MBA

President  
Lucy Rose and Associates, LLC.

## Overview

DIA's *Advertising and Promotion Regulatory Affairs Conference* explores the current state of compliance for marketing both biopharmaceuticals and medical products. Join thought leaders from industry, legal, public affairs, and government for interactive and compelling discussions that will shape policy and define strategic priorities within the advertising and promotion regulatory space. Representatives across the FDA will provide the latest information on guidance policies, enforcement actions, and future directions of industry hot topics such as pre-approval activities, labeling strategies, and social media tactics.

This conference is geared towards both early- and late-career professionals with content that advances the understanding of current regulatory policies, details the latest strategies for effective patient engagement, and discusses the trends in advertising for biopharmaceuticals and medical products. Attendees will have the opportunity to network with key thought leaders from the FDA, industry, and other regulatory practitioners, while simultaneously discussing the challenges and opportunities of marketing pharmaceuticals and medical products today.

## Who Should Attend

Professionals involved in:

- Regulatory Affairs
- Marketing
- Communications
- Compliance
- Medical Information and Affairs
- Legal
- Senior Management

# Schedule At-A-Glance

## PRIMER | FRIDAY, MARCH 5

10:00AM-3:00PM **Drug and Medical Device Ad Promo Primer**

## DAY ONE | MONDAY, MARCH 8

9:45-10:00AM **Welcome and Opening Remarks**

10:00-11:15AM **Session 1:** FDA Update - What's New and What's Worth Reiterating?

11:15-11:30AM Break

11:30AM-12:30PM **Session 2:** Virtual Marketing and Promotion - Lessons from COVID and Future Impact

12:30-1:30PM Break

1:30-2:15PM **Session 3:** Search Engine Marketing and Optimization: Keywords, Metadata, and Beyond

2:15-2:30PM Break

2:30-3:30PM **Session 4:** Using Influencers, Endorsers, and Testimonials in Your #Sponsored Campaigns

3:30-3:45PM Break

3:45-4:15PM **Building Acumen:** P-Value Power Learning

4:15-4:20PM **Day One Wrap-Up**

## DAY TWO | TUESDAY, MARCH 9

10:00-10:05AM **Welcome to Day Two**

10:05-10:35AM Recent and Relevant – Insights from the DIA Ad Promo Working Group

10:35-11:35AM **Session 5:** Updates from OPDP's Research Team

11:35-11:45AM Break

11:45AM-12:15PM **Session 6:** Industry Perspective - Application of OPDP Research to Enhance Promotional Materials (Case Study)

12:15-1:15PM Break

1:15-2:15PM **Session 7:** The Future of Marketing and Communication The Future of Marketing: Key Trends You Need to Understand in 2021 (and beyond)

2:15-2:30PM Break

2:30-3:30PM **Session 8:** Ad Promo and Digital Health: Recent Advances

3:30-3:45PM Break

3:45-4:45PM **Session 9:** How to Apply the CFL Guidance: References and Disclaimers

4:45-4:50PM **Day Two Wrap-Up**

DAY THREE | WEDNESDAY, MARCH 10

10:00-10:15AM	Welcome to Day Three and Ad Promo Tribute
10:15-11:30AM	Session 10: OPDP Core Launch Review -FDA and Industry Perspectives
11:30-11:45AM	Break
11:45AM-12:45PM	Session 11: Targeted Advertising and Patient Privacy: Use of Sensitive Information
12:45-1:45PM	Break
1:45-2:30PM	Session 12: Beyond the Letter-Recent and Relevant Legal Cases
2:30-2:45PM	Break
2:45-3:30PM	Tips, Tools, and Templates: Developing Brief Summaries, Major Statements and Important Safety Information
3:30-3:40PM	Break
3:40-4:10PM	Open Q&A with Program Committee
4:10-4:20PM	Break
4:20-4:50PM	Meet and Greet with OPDP Staff
4:50-5:05PM	Closing Remarks

Thank you to our media partners:



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**COLLABORATION  
WITHOUT BOUNDARIES**

## Learning Objectives

At the end of this conference participants should be able to:

- Discuss the latest FDA policies, guidance's and how they apply on a practical basis to day to day oversight of advertising and promotional materials for biopharmaceuticals and medical products
- Describe how other companies are interpreting policies and applying them to their current marketing strategies
- Evaluate risk and identify mitigation strategies associated with virtual medical promotion and online marketing tools
- Apply the latest policies to better communicate with all audiences, including payers
- Select and implement effective digital and social media strategies to meet the challenges of ensuring compliance with FDA regulatory requirements

## Continuing Education Credit



DIA is accredited by the Accreditation Council for Pharmacy Education as a provider of continuing pharmacy education. This session is designated for up to 18.25 contact hours or 1.825 continuing education units (CEU's). Type of Activity: Knowledge

DIA is required by the Accreditation Council for Pharmacy Education (ACPE) to report pharmacy-requested CEUs through the CPE Monitor system. All ACPE-certified activity credit requests need to be submitted through DIA's My Transcript within 45-days post activity. If ACPE credit is not requested by **Friday April 23, 2021**, the CEU request will not be transmitted through to the CPE Monitor. Pharmacists will need to provide their National Association of Boards of Pharmacy (NABP) e-Profile ID and date of birth (MMDD) to ensure the data is submitted to the ACPE and NABP properly. If you need to obtain your NABP e-Profile, please visit [www.cpemonitor.net](http://www.cpemonitor.net).



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As an IACET Authorized Provider, DIA offers CEUs for its programs that qualify under the ANSI/IACET Standard. DIA is authorized by IACET to offer .5\* CEUs for this conference. Participants must complete the entire conference in order to be able to receive an IACET statement of credit. No partial credit will be awarded.

\*IACET CEUs are only available for the Primer.

## Continuing Legal Education

For attorneys who would like to receive continuing legal education credits for attending The 2021 Advertising and Promotion Regulatory Affairs Conference, please complete your state's application for credit and submit accordingly. If you require additional information, please contact [CE@DIAGlobal.org](mailto:CE@DIAGlobal.org).

## Credit Allocation

**Drug and Medical Device Ad Promo Primer:** 4.5 contact hours or .45 CEUs, Type of Activity: Knowledge, 0286-0000-21-034-L04-P; IACET: .5 CEUs

**Conference Day 1:** 4.5 contact hours or .45 CEUs, Type of Activity: Knowledge, 0286-0000-21-035-L04-P

**Conference Day 2:** 5 contact hours or .5 CEUs, Type of Activity: Knowledge, 0286-0000-21-036-L04-P

**Conference Day 3:** 4.25 contact hours or .425 CEUs, Type of Activity: Knowledge, 0286-0000-21-037-L04-P

## Continuing Education Credit and My Transcript

If you would like to receive a statement of credit for the days you attend the live virtual conference, you must virtually attend the Primer and/or individual days of the conference, in their entirety, complete and return a CE Verification of Attendance Form (see instructions below), complete the post program evaluation and request CE credit online through My Transcript (see instructions below). Participants will be able to download a statement of credit upon successful submission of the credit request. My Transcript will be available for credit requests beginning **Wednesday, March 24, 2021**.

If you are claiming ACPE credit for this event you must

1. Attend the entire live Primer and/or individual days of the conference in their entirety
2. Complete a Verification of Attendance Form
3. Send back to [CE@DIAGlobal.org](mailto:CE@DIAGlobal.org) by **March 17, 2021**
4. Access your DIA account and select My Transcript to claim your ACPE credit, available on **Wednesday, March 24, 2021**



**ACPE CREDIT REQUESTS  
MUST BE SUBMITTED BY  
FRIDAY, APRIL 23, 2021**

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## DIA Disclosure Policy

It is DIA policy that anyone in a position to control the content of a continuing education activity must disclose to the program audience (1) any relevant financial relationships related to the content of their presentation and/or the educational activity, and (2) discussions of unlabeled or unapproved uses of drugs or medical devices. Disclosures will be included in the handout materials.

This educational activity may include references to the use of products for indications not approved by the FDA. Opinions expressed with regard to unapproved uses of products are solely those of the faculty and are not endorsed by the DIA or any of the manufacturers of products mentioned herein. Faculty for this educational activity was asked to disclose any discussion of unlabeled or unapproved uses of drugs or medical devices. Disclosure statements are included with each speaker's biographical sketch.

## Planning Committee

DIA staff members have no relevant financial relationships to disclose.

To view DIA's Disclosure and Grievance Policies, visit [DIAglobal.org/CE](http://DIAglobal.org/CE)

## PRIMER | FRIDAY, MARCH 5

10:00AM-3:00PM

### Drug and Medical Device Ad Promo Primer

#### Instructors:

**Dale Cooke, JD, MA**, President, PhillyCooke Consulting

**Kevin Madagan, JD**, Partner, Reed Smith, LLP

**Darshan Kulkarni, JD, PharmD, MS**, Principal Attorney, The Kulkarni Law Firm

**Julia Lake, JD**, Associate, Reed Smith, LLP

DIA's extremely popular 2020 Ad Promo Primer returns again this year. Participants in the 2021 primer will be able to choose a drug/biologic or medical device track and may even switch between tracks throughout the day. This flexibility and expanded offering are designed to allow for more nuanced discussions about promotional standards, tactics, execution, and enforcement. The primer will be interesting, practical, and vital for those new to the field as well as experienced professionals who are seeking a refresher. The primer is designed for regulatory, legal, medical, compliance, or marketing professionals, their advisers, and consultants, or for anyone else in the field of prescription drugs and medical device product promotion. Instructors will provide clear and practical background and insights to field your most difficult questions.

#### Medical Device Promotion Track Highlights

This track will provide the professionals responsible for the advertising and promotion of medical devices with the background to get the most out of the main conference and know how to ensure that medical device communications comply with all relevant standards.

**At the conclusion of this track, the participant should be able to:**

- Describe the scope of the FDA's authority over medical device promotion
- Apply the relevant FDA standards to promotional messages about medical devices
- Identify when to look to other agencies (especially FTC) for promotional standards

**Drug Promotion Track Highlights**

This course is designed to provide background information for you to better understand the conference content. The leaders will provide an introductory foundation for anyone working in our current regulatory environment. Whether you are a regulatory, legal, medical, compliance, or marketing professional, the information will be interesting, practical, and vital.

**At the conclusion of this track, participants should be able to:**

- Discuss the current regulatory/compliance environment pertaining to the advertising and promotion of prescription drugs, vaccines, and biologics
- Describe FDA advertising and promotional requirements, including claim support requirements, fair balance expectations, internet and social media challenges, product booths at medical conventions, adherence and preference programs, patient involvement and outreach, disease state programs, and public relations challenges
- Assess the importance of the promotional review process, and be equipped to serve as a leading member of a promotional review committee

## DAY ONE | MONDAY, MARCH 8

9:45-10:00AM

### Welcome and Opening Remarks

**Session Co-Chairs**

**Micheline Awad, MBA**, Director Regulatory Affairs, Advertising and Promotion, Neurocrine Biosciences, Inc.

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

10:00-11:15AM

### Session 1: FDA Update - What's New and What's Worth Reiterating?

**Session Co-Chairs**

**Wayne Pines**, President, Health Care, APCO Worldwide Inc.

**Catherine Gray, PharmD**, Acting Director, Office of Prescription Drug Promotion, OMP, CDER, FDA

This session will feature senior representatives from CDER and CBER who will provide updates on recent FDA advertising and promotion activities, including compliance actions, process considerations, and goals for 2021.

**OPDP Updates - Looking Back, Looking Forward**

**Catherine Gray, PharmD**, Acting Director, Office of Prescription Drug Promotion, OMP, CDER, FDA

**Response to OPDP Compliance Actions in eCTD**

**Jason Cober**, Lead Project Manager, Office of Prescription Drug Promotion, CDER, FDA

**Speakers**

**Lisa Stockbridge, PhD**, Branch Chief, Advertising and Promotional Labeling Branch, OCBQ, CBER, FDA

**Deborah Wolf, JD**, Regulatory Counsel, Office of Product Evaluation and Quality, FDA

11:15-11:30AM

### Break

11:30AM-12:30PM

### Session 2: Virtual Marketing and Promotion - Lessons from COVID and Future Impact

**Session Chair**

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

Over the past year, the COVID-19 pandemic has significantly limited industry access to healthcare providers and challenged traditional detailing and educational approaches. As a result, medical product promotion has

shifted to emphasize a range of virtual tactics and remote strategies, such as virtual conference booths, online speaker programs, e-detailing, video conferencing, webinars, social media, email and SMS campaigns, and more. In this session, panelists will explore the legal and regulatory risks and mitigation strategies that should be considered in virtual and remote promotional strategies, examine the lessons learned, and discuss the persistence and impact of virtual marketing and remote engagement post-pandemic.

**Promotional Distancing: Exploring Risks in Virtual Strategies During a Pandemic and Beyond**

**Heather Banuelos, JD**, Counsel, FDA and Life Sciences, King & Spalding

**Virtual Conferences: Lessons From COVID and Future Impact**

**Olivia Walker, PharmD**, Manager, Advertising & Promotion, Regulatory Affairs America, Bayer

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**12:30-1:30PM**

**Break**

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**1:30-2:15PM**

**Session 3:** Search Engine Marketing and Optimization: Keywords, Metadata, and Beyond

**Session Chair**

**Dale Cooke, JD, MA**, President, PhillyCooke Consulting

Online marketing is essential for pharmaceutical brands, and search engines are the key to online success. With ongoing FDA enforcement on search engine marketing, companies need to use the tools to reach online audiences compliantly. This session will give attendees the knowledge they need to review online materials with confidence.

**Speaker**

**Dale Cooke, JD, MA**, President, PhillyCooke Consulting

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**2:15-2:30PM**

**Break**

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**2:30-3:30PM**

**Session 4:** Using Influencers, Endorsers, and Testimonials in Your #Sponsored Campaigns

**Session Chair**

**Joanne Hawana, JD, MS**, Member, Mintz, Levin, Cohn, Ferris, Glovsky & Popeo P.C

**Session Co-Chair**

**Heather Banuelos, JD**, Counsel, FDA and Life Sciences, King & Spalding

In today's world of social media and the rise in influencer marketing throughout all industries, patient and physician endorsements for medical products can lend authenticity and emotional appeal to the biopharma marketing mix. To integrate testimonials, ambassadors, influencers, and spokespersons into their toolbox, marketers must understand the FDA and FTC laws, rules, and regulations applying to endorsements. This session will explore the legal and regulatory compliance issues that arise, as well as ways to safely, ethically, and transparently harness the great potential of patient and provider voices to full effect.

**Speakers**

**Laura Sullivan, JD**, Senior Attorney, Division of Advertising Practices, Federal Trade Commission

**Nicole Hoadley, MBA**, Vice President, Client Services, Snow Companies, LLC

**Anna Williams, MS**, Associate Director, Alkermes, Inc.

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**3:30-3:45PM**

**Break**

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**3:45-4:15PM**

**Building Acumen:** P-Value Power Learning

**Session Chair**

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

This power session will build your acumen on understanding p-values and the role of confidence intervals (CIs) and minimum clinically important differences (MCIDs) in interpreting study results and statistical significance. Published scientific conclusions often apply the concept of statistical significance, commonly assessed with p-values. However, in light of common misconceptions concerning p-values, researchers may elect to supplement p-values with other approaches, such as CIs and MCIDs. Alternative approaches also become relevant in the context of large real-world evidence studies.

### Speakers

**Elaine Böing, MPH, BPharm**, Director, Health Economics and Outcomes Research (HEOR), Rare Disease, US Medical Affairs, Ipsen Biopharmaceuticals, Inc.

4:15-4:20PM

**Day One Wrap-Up**

## DAY TWO | TUESDAY, MARCH 9

10:00-10:05AM

**Welcome to Day Two**

10:05-10:35AM

**Recent and Relevant** – Insights from the DIA Ad Promo Working Group

### Session Chair

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Reg, Mallinckrodt Pharmaceuticals

### Session Co-Chair

**Renee Ambrosio**, Department Head, Advertising & Promotion, Regulatory Affairs, Advertising & Promotion, Regulatory Affairs, Merck & Co., Inc.

Learn and engage! This session will provide an overview of recent hot topics and learnings discussed by DIA's Advertising and Promotion Working Group. Topics will include: enforcement letter insights, biosimilar and generic promotion, recent legal cases, "who's doing what" EUA promotion sites, enforcement letter trends, the role of the MSL and HEOR, and ex-US regulations/guidance (UK, Australia). You will also learn how you can build your acumen throughout the year by becoming involved in the Working Group.

10:35-11:35AM

**Session 5: Updates from OPDP's Research Team**

### Session Chair

**Lucy Rose, MBA**, President, Lucy Rose and Associates, LLC.

Individual FDA/OPDP researchers will present findings from OPDP research studies. Attendees will gain a better understanding of the FDA/OPDP Research program and how it may contribute to knowledge, guidance, and policy development. This session is designed to educate attendees on the regulatory research work FDA has done to help inform policy and guidance development.

### Experimental Study of Risk Information Amount and Location in Direct-to-Consumer Print Ads

**Kathryn Aikin, PhD, MS**, Senior Social Science Analyst, Research Team Lead, OPDP, CDER, FDA

### Visual Images of Prescription Drug Benefits in Direct-to-Consumer Television Advertisements

**Helen Sullivan, PhD, MPH**, Social Science Analyst, OPDP, CDER, FDA

### What Influences Healthcare Providers' Prescribing Decisions? Results from a National Survey

**Amie O'Donoghue, PhD**, Social Science Analyst, OPDP, CDER, FDA

### Utilization of Adequate Provision in Prescription Drug Broadcast Ads Among Low- and Non-Internet Users

**Kevin Betts, PhD**, Social Science Analyst, OPDP, CDER, FDA

11:35-11:45AM

**Break**

11:45AM-12:15PM

**Session 6: Industry Perspective - Application of OPDP Research to Enhance Promotional Materials (Case Study)**

### Session Chair

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

The Office of Prescription Drug Promotion (OPDP) has an active research program designed to investigate applied and theoretical issues of relevance to direct-to-consumer (DTC) and professional promotional prescription drug materials. Using case studies, this session will provide valuable insights to show how OPDP research outcomes can augment the development of promotional materials to enhance clarity and comprehension by consumers and healthcare professionals.

### Speakers

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

**Kevin Madagan, JD**, Partner, Reed Smith, LLP



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12:15-1:15PM

**Break**

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1:15-2:15PM

**Session 7:** The Future of Marketing and Communication The Future of Marketing: Key Trends You Need to Understand in 2021 (and beyond)

**Session Chair**

**Dale Cooke, JD, MA**, President, PhillyCooke Consulting

**Session Co-Chair**

**Mark Bard, MBA, MHA**, Founder, Digital Health Coalition

Marketing and customer engagement strategies experienced a major disruption in 2020. Brands and organizations were forced to launch, replace, or quickly evolve their strategies over the past year to keep pace with the combination of technology, market, and economic forces in play. What's ahead for health and pharma marketing? What marketing trends matter? Which trends are hype? What emerging trends will change marketing the most in five years?

**Speakers**

**R.J. Lewis, MBA**, Founder, President & CEO, eHealthcare Solutions

**David Bernstein**, Chief Revenue Officer, Everyday Health Group Consumer

**Panelist**

**Melinda Decker, MBA, MS**, Chief Commercial Officer, Mymee

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2:15-2:30PM

**Break**

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2:30-3:30PM

**Session 8:** Ad Promo and Digital Health: Recent Advances

**Session Chair**

**Mary Raber Johnson, PhD, RAC**, Assistant Professor, Clinical, The Ohio State, University, College of Pharmacy

Digital health is expanding how we think about healthcare through strategic use of evolving technology and application of digital health, including the recent launch of the US FDA's Digital Health Center of Excellence (DHCoE). The following session will review these topics and discuss the speakers' perspectives on the future of digital health, including an interactive question/answer session.

**Speakers**

**Bakul Patel, MBA, MS**, Director, Digital Health Center of Excellence (DHCoE), CDRH, FDA

**Ritesh Patel**, Chief Digital Officer, Health, Ogilvy Consulting

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3:30-3:45PM

**Break**

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3:45-4:45PM

**Session 9:** How to Apply the CFL Guidance: References and Disclaimers

**Session Chair**

**Micheline Awad, MBA**, Director Regulatory Affairs, Advertising and Promotion, Neurocrine Biosciences, Inc.

This session will focus on applying the CFL guidance to various data presentations in promotional materials. You will learn how to effectively collaborate with various colleagues across your organization to properly disclose and support CFL content for various types of analyses/data such as sub-group analyses, post-hoc analyses, and long-term follow up trials (pivotal or other). Using examples, the panel will provide an interactive learning experience to help drive the conversation and help you to determine the appropriate level of evidentiary support and disclaimers needed to support claims, in accordance with the CFL guidance.

**Speakers**

**Glenn Byrd, MBA**, President, GByrd Ad-Promo Solutions, LLC

**Linda Kollmar, MD**, Executive Director, Team Lead Medical Consult and Review Physicians, Merck & Co., Inc.

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4:45-4:50PM

**Day Two Wrap-Up**

## DAY THREE | WEDNESDAY, MARCH 10

10:00-10:15AM

### Welcome to Day Three and Ad Promo Tribute

#### Session Chair

**Wayne Pines**, President, Health Care, APCO Worldwide Inc.

10:15-11:30AM

### Session 10: OPDP Core Launch Review -FDA and Industry Perspectives

#### Session Co-Chairs

**Sheetal Patel, PharmD**, Head, Regulatory Advertising and Promotion, Johnson & Johnson International

**Virginia Foley**, Principal Consultant, Opus Regulatory Inc.

Come join FDA-OPDP staff along with industry experts, each with unique perspectives, as they discuss best practices and strategies of a Request for Advisory Comments submission and how they apply to Direct-to-Consumer (DTC) broadcast advertisements, new product launches and accelerated approvals (subpart E/H), and press releases. We will also discuss the various pathways for submitting a Request for Advisory Comment, both in eCTD and non-eCTD format, as well as delving into some recommendations to help Sponsors construct Advisory submissions.

#### Speakers

**Jason Cober**, Lead Project Manager, Office of Prescription Drug Promotion, CDER, FDA

**Rachel Conklin, MS**, Regulatory Review Officer, FDA

11:30-11:45AM

### Break

11:45AM-12:45PM

### Session 11: Targeted Advertising and Patient Privacy: Use of Sensitive Information

#### Session Chair

**Kevin Madagan, JD**, Partner, Reed Smith, LLP

This session will review the key patient privacy protections in the United States and the restrictions they pose on the use of patient data in marketing campaigns. The session will also explore the nuances of how the National Advertising Initiative's Code of Conduct, "Health Audience Segments" guidelines, could influence your ability to engage in targeted advertising using sensitive patient information.

#### Speakers

**Anthony Matyjaszewski, JD**, Vice President for Compliance & Member Development, Network Advertising Initiative

**Stefani Klaskow**, Industry Lead, Google

12:45-1:45PM

### Break

1:45-2:30PM

### Session 12: Beyond the Letter-Recent and Relevant Legal Cases

#### Session Chair

**Carla Brooks, MSc, RAC**, Senior Director, Regulatory Affairs, Advertising & Promotion, Blueprint Medicines Corporation

There have been some interesting legal cases in the past year or so that are relevant to what we do—e.g., recent Park Doctrine, Lanham Act, and False Claims cases. Topics to include: Intended use proposed regulation, the recent Purdue, McKinsey, and Humira Settlements, and OIG Special Fraud Alert.

#### Speakers

**Trish Dring, JD**, Vice President, Associate General Counsel, Aurinia Pharmaceuticals Inc.

**Katherine Norris, MPA**, Director, Life Sciences - Governance, Risk Management and Compliance, Guidehouse

2:30-2:45PM

### Break

2:45-3:30PM

### Tips, Tools, and Templates: Developing Brief Summaries, Major Statements and Important Safety Information

#### Session Co-Chairs

**Mark Gaydos**, Vice President, US Advertising & Promotion, Region North America, Global Regulatory Affairs, Sanofi

**Victoria Tamarkin, MS**, Founding Partner & Principal Consultant, Global Regulatory Affairs, Promotional Compliance, Tamarkin Consulting, LLC.

This session will provide practical suggestions for the development and implementation of documents that are critical to the adequate and timely communication of product risk information. Presenters will cover brief summaries used in print advertising, consumer brief summaries used in DTC advertising and promotional labeling, major statements included in DTC TV ads and both consumer and professional important safety information (ISI) integrated within promotional labeling.

**Speaker**

**Kevin Gomba**, Associate Director, Global Regulatory Affairs, Promotion Compliance, Development & Commercialization, Otsuka America Pharmaceutical Co Inc.

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**3:30-3:40PM**

**Break**

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**3:40-4:10PM**

**Open Q&A with Program Committee**

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**4:10-4:20PM**

**Break**

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**4:20-4:50PM**

**Meet and Greet with OPDP Staff**

**Session Co-Chairs**

**Catherine Gray, PharmD**, Acting Director, Office of Prescription Drug Promotion, OMP, CDER, FDA

**Micheline Awad, MBA**, Director Regulatory Affairs, Advertising and Promotion, Neurocrine Biosciences, Inc.

**Kimberly Belsky, MS**, Executive Director Regulatory Policy & Intelligence and Labeling Operations, Mallinckrodt Pharmaceuticals

This session will feature eighteen OPDP staff members participating in a meet and greet opportunity with conference attendees. Reviewers or Team Leaders from the Metabolic & Endocrine, Anti-Infective, Cardiovascular, Medical Imaging, Ophthalmology, Renal, Transplant, Addiction, Analgesics, Anesthetics, Antivirals, Dental, Dermatology, Osteoporosis, Reproductive, Urology, Neurology/Psychiatry, and Oncology dockets will engage in an informal conversation about their experience in OPDP. OPDP's Deputy Directors for the Division of Advertising and Promotion Review 1 and 2, the Acting OPDP Director and the Assistant to the Director will also engage in the conversation.

**Panelists**

**Joanne Hawana, JD, MS**, Member, Mintz, Levin, Cohn, Ferris, Glovsky & Popeo P.C.

**Twyla Thompson, PharmD**, Deputy Division Director, Division of Advertising and Promotion 2, OPDP, FDA

**Meena Savani, PharmD**, Regulatory Review Officer, Division of Advertising and Promotion 2, FDA

**Charuni Shah, PharmD**, Regulatory Review Officer, Division of Advertising and Promotion 2, OPDP, CDER, FDA

**James Dvorsky, PharmD**, Team Leader, Division of Advertising and Promotion 2, FDA

**Samuel Skariah, PharmD**, Team Leader, Division of Advertising and Promotion 1, CDER/DDMAC, FDA

**Lisa Hubbard, PharmD, RPh**, Deputy Division Director, Division of Advertising and Promotion 1, OPDP, FDA

**Matthew Falter, PharmD, RPh**, Team Leader, Division of Advertising and Promotion 2, CDER, FDA

**Dhara Shah, PharmD**, Regulatory Review Officer, Division of Advertising and Promotion 1, FDA

**Sapna Shah, PharmD**, Regulatory Review Officer, Division of Advertising and Promotion 1, OPDP, CDER, FDA

**Christine Bradshaw, PharmD, RAC**, Regulatory Review Officer, Division of Advertising and Promotion 1, OPDP, CDER, FDA

**Jean-Ah Kang, PharmD**, Special Assistant to the Director, Office of Prescription Drug Promotion, CDER, FDA

**Lynn Panholzer, PharmD**, Regulatory Review Officer, Division of Advertising and Promotion 1, OPDP, CDER, FDA

**Nazia Fatima, PharmD, MBA**, Regulatory Review Officer, Division of Advertising and Promotion 1, FDA

**Trung-hieu (Brian) Tran, PharmD, MBA**, Team Leader, Division of Advertising and Promotion 1, OPDP, CDER, FDA

**Nima Ossareh, PharmD, RAC**, Regulatory Review Officer, Division of Advertising and Promotion 1, FDA

**Susannah O'Donnell, MPh, RAC**, Team Leader, Division of Advertising and Promotion 1, FDA

**Catherine Gray, PharmD**, Acting Director, Office of Prescription Drug Promotion, OMP, CDER, FDA

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**4:50-5:05PM**

**Closing Remarks**