

May 22, 1986

TO: William P. Buckley

FROM: Skurnik & Simon

RE: New York City Smoking Restriction Proposal  
Weekly activity report for period ending May 21, 1986

-----

Focus this week was on preparation of testimony and memoranda in opposition for the May 19th public hearing of the hearing of the Mayor's Committee on Smoking and Health and continued outreach.

I: May 19th Hearing:

Attached is the list of individuals who testified at the May 19th hearing.

The following speakers were recruited by the Committee for Common Courtesy and the Tobacco Institute:

Paul Screvane

Sorrell Schwartz, Ph.D.

Nancy Balter, Ph.D.

Gray Robertson, ACVA Atlantic Inc.

James Hargrove, National Black Police Association

George Cooper, New York Chamber of Commerce

Fred Sampson, New York Restaurant Association

Albert Formmicola, New York Hotel and Motel Association

85648623

Patricia Brodhagen, Food Merchant's Association

Jim Savarese, New York State AFL-CIO

Stephen Ciccone, New York State Business Council

Juan Pena Velez, UNICO

Daniel Ramos, Hispanic World's Fair

George Torres, Vietnam War Veterans

For those individuals or groups who wished to testify but were not able to, we assisted in the preparation of testimony. The following is a list of those individuals and groups:

Dan Tubridy, Queens County Restaurant and Liquor Association

Wilfredo Morales, member, Community School Board 7

Libby Baden, Manhattan community activist

Julian Wager, Central Astoria Local Development Corp.

George Babich, Non-Medallion Taxi Association

Louis Powsner, Joint Council of Kings County Boards of Trade

Pak-Tsun So, Chinese Chamber of Commerce

It is the considered opinion of our staff and ourselves that the hearings were not conducted in the spirit of impartiality and the Chairman, Joseph Califano demonstrated a definite bias throughout the day. This opinion is shared by everyone with whom we discussed this matter, including City officials.

## II: Continued Outreach:

Outreach this week was targeted at minority communities (mainly organizations in Councilman Ferrer's district), civic and fraternal organizations and small business associations.

Completed contacts this week	113
business	45
civic	67
Responses	
favorable	4
unfavorable	2
undecided	107
Uncompleted contacts	43

85648624

### (A) Minority communities:

The El Diario editorial in opposition to the City's proposal has resulted in a greater awareness and opposition to

the City" proposal.

We contacted a number of organizations, with a special emphasis on organization that have a relationship with Councilman Ferrer. A sampling of the responses follow:

Hispanic - American Import Corp., Ramon De La Rosa, owner. This is a major business, importing food for city wide distribution. Mr. De La Rosa will put us in contact with his retailers, who are mainly Dominican.

National Ladies Fashion, Ulysses Cruz, owner. This is a factory with 90 employees. They will support our effort.

Puerto Rican Meat Market Association, Mr. Galame, President. This organization represents 90 retail merchants, and is a major distribution organization in the South Bronx. They have indicated support.

National Puerto Rican Forum, Malta Garcia, Public Relations Director. This is an association with 300 members. They are concerned about the economic impact of the proposal. They will study our position.

Association of Minority Professionals, Michael Handy, President. An advocacy organization based in Councilman Robles district, they have over 100 members. We have begun a dialogue with them geared to obtaining their support.

In Harlem and the South Bronx, we repeatedly hear that the City should be more concerned with stemming the distribution of the drug "crack" and the education of children, not pursuit of this unnecessary law.

(B) Civic and fraternal organizations:

As we pointed out last week, we have detected a definite pattern of reluctance to become involved or take a position.

Executive Association of Greater New York, Joe Agovino, President. This 90 member organization has 2,100 individuals. They will not take a position.

Central Businessmen's Club, Louis Sipos, President. A Queens organization, they have 400 members. They will participate in our postcard campaign and have requested a speaker for a future meeting.

Chinese Restaurant Association, Ben Sito, President. Mr. P.I. So of the Chinese Chamber of Commerce put us in contact with this group. They have requested more information.

Veterans of Foreign Wars. We have sent a mailing to the 56 posts located in New York City requesting that they support our position. There is a feeling that they may not get involved because of fear of alienating the Mayor.

85618625

(C) Small Business Associations:

This week, we contacted 33 local chambers of Commerce, Kiwanis Clubs and merchants associations. We again noted a general reluctance to get involved. We have identified some potentially active groups. We will continue to contact these groups to re-inforce our position and point out the importance of the proposed bill.

Many small businesses have expressed the belief that they do not need to become involved because they have worked out their smoking/non-smoking situations voluntarily. We are urging them to point out to their Councilmembers that this has been done VOLUNTARILY.

Ditmars Merchants Association, Toby Tobias, President.  
Mr. Tobias is against smoking and will not bring the issue before his membership. He has, however requested information. We will visit merchants in this area on a one to one basis.

Kings Highway Board of Trade, Millie Silverstein, Executive Secretary. She was unable to attend the hearing, but will be active in our campaign.

Brighton Beach Board of Trade, Dennis Paperman, President. This is a major merchants group. They were unable to attend the hearing, but are interested in supporting our position.

Cosmetology Association of Manhattan, Maude Gadsen, President. Ms. Gadsen has advised us that she is with us and will activate her membership and participate in the postcard campaign.

(D) Other Activities:

Major mailings this week included: 56 Veteran's of Foreign Wars posts and 348 members of the Association of the Graphic Arts.

Contact was made with the New York Yankees and the General Contractors Association. Bill Dowling, General Counsel to the Yankees said that they are willing to help in a non-public way. Frank McArdle, Executive Director of the GCA expressed concern that the bill might effect construction sites. They will have a board meeting in the near future to discuss the matter. We will continue to speak with Mr. Dowling and Mr. McArdle.

Postcards are beginning to come in, with about 700 received. The preponderance of the cards are from Staten Island.

A letter in Spanish is being prepared and will be mailed next week.

85648626

MAYOR'S COMMITTEE ON SMOKING AND HEALTH  
SCHEDULE OF SPEAKERS  
MAY 19, 1986, HEARING

NAME/ORGANIZATION

- Joseph A. Califano, Jr., Chairman 10:00 a.m.  
Opening Statement
1. William Cahan, M.D., Chairman,  
People for Smoke-Free Indoors
  2. Presentation from C. Everett Koop, M.D.  
Surgeon General of the United States
  3. Statement of four former Surgeons General  
Presented by Julius B. Richmond, M.D., Director,  
Harvard University Division of Health Policy  
Research and Education
  4. Paul Screvane, Chairman,  
Committee for Common Courtesy  
(at the request of the Tobacco Institute)

(Health Issues)

5. Coalition on Smoking or Health  
  
Stephen Scheidt, M.D.  
Professor of Clinical Medicine  
Department of Cardiology,  
New York Hospital-Cornell Medical Center
- \* Harold Freeman, M.D.  
Director of Surgery  
Harlem Hospital
- \* Edith Evenstein  
Executive Director  
New York Lung Association
6. Sorrell Schwartz, Ph.D., and  
Nancy Balter, Ph.D.  
Georgetown University  
School of Medicine and Dentistry  
(at the request of the Tobacco Institute)
- \* Testimony not included

85648627

7. \* Lawrence Galinkel  
Vice President for Epidemiology and  
Statistics and Director of Cancer Prevention  
American Cancer Society
8. Gray Robertson  
ACVA Atlantic Inc.  
(at the request of the Tobacco Institute)
9. Alfred H. Lowrey, Ph.D.  
Research Chemist
10. David Schottenfeld, M.D.  
Member, Board of Trustees of  
The New York Academy of Medicine,  
Professor and Chief of the  
Division of Epidemiology  
Memorial Sloan Kettering Cancer Center  
Professor of Public Health  
Cornell University Medical College
11. \* Stanton Glantz, Ph.D.  
Associate Professor of Medicine,  
University of California,  
San Francisco, CA  
President, Americans for Nonsmokers' Rights

LUNCH BREAK

12:45 -- 1:30 p.m.

(OTHER JURISDICTIONS AND ENFORCEMENT ISSUES)

12. \* Robert J. Niebling, M.D.  
Deputy Health Commissioner, Nassau County
13. \* Sister Mary Madonna Ashton  
Commissioner of Health  
State of Minnesota
14. \* Mr. James Hargrove  
The National Black Police Association  
The Grand Council of Guardians of the  
City of New York  
The National Organization of Black Law  
Enforcement Executives

85648628

(BUSINESS, ECONOMIC AND WORKPLACE ISSUES)

15. \* George Cooper, Vice President,  
New York State Chamber of Commerce and Industry
16. \* Fred G. Sampson, President,  
New York Restaurant Association
17. \* Ellen Hart-Sturm, Owner,  
Ellen's Restaurant
18. \* Albert Formicola, President  
New York Hotel and Motel Association
19. \* Patricia Brodhagen, Manager,  
Governmental Relations  
Food Merchant's Association
20. \* Bruce Logan, President,  
East Manhattan Chamber of Commerce
21. \* Jim Sevarasse  
Sevarasse and Associates  
(at the request of the Tobacco Institute)
22. Marvin Kristein, Ph.D.  
Professor of Economics  
Long Island University
23. \* Denis O'Leary, M.D.  
Former Medical Director,  
New York Life Insurance Co.,  
President, New York Lung Association
24. \* Robert P. Mangleri, Chairman,  
Community Board #9
25. \* Stephen Ciccone, Program Associate,  
Governmental Affairs,  
New York State Business Council

D I N N E R    B R E A K

5:00 -- 6:30 P.M.

EVENING SESSION

6:30 -- 8:00 P.M.

85648629

RECEIVED  
MAY 27 1956  
J. R. CHERRY, JR.

85648630