

The JLF Report

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S.C. Association for Justice Announces Mark C. Joye as New President



Attorney Mark C. Joye was recently elected president of the South Carolina Association for Justice (SCAJ). Having served as the SCAJ's past vice president and president-elect, Mr. Joye is ready to lead the 40-year-old legal organization devoted to protecting the rights of the public and providing continuing legal education and resources to lawyers across the state.

"I'm honored to serve as president of the South Carolina Association for Justice," Mr. Joye said. "I look forward to continuing to fight for fairness under the law on behalf of the citizens of our state and to serving my peers, whom I've admired all my life."

As president of the SCAJ, Mr. Joye's duties include presiding over the Board of Governors, the governing body of the SCAJ, and serving as the spokesperson for the organization and its 1,300 members. He also will assist with long-term planning and strategizing to help ensure the SCAJ continually strives to better assist clients throughout the state.

Mr. Joye officially took his post on August 7, 2010, while attending the SCAJ Annual Convention on Hilton Head Island, South Carolina. He succeeds attorney S. Kirk Morgan Jr. of Walker & Morgan as president and will serve in the role for one year.

An Accomplished Trial Lawyer - With more than 20 years of legal experience, Mr. Joye has represented plaintiffs injured by defective products, car crashes, and tractor-trailer collisions. In 1997, Mr. Joye represented the parents of a young boy who was killed when thrown from the rear of a minivan. The case resulted in one of the largest verdicts ever returned against an automobile manufacturer, and it remains the largest personal injury verdict in South Carolina. *(continued on page 2)*

VINCENT SHEHEEN FOR GOVERNOR New Leadership for Real Change

On November 2nd voters will elect a new governor. Whom we elect may be one of the most important decisions of our lifetimes. Our state is hurting. We are faced with high unemployment. The funding for our police, firemen, schools, and health care has been cut to the bone and massive layoffs darken our future. How did we get in this mess? For 8 years we had Mark Sanford, who said he would be responsible with our tax dollars but whose failed policies have left us with a one billion dollar budget shortfall. Who promised to protect family values but made our state the laughing stock of late night television. The last thing we need is more of the same, and the controversies surrounding Nikki Haley let us know that is exactly what we'd get. We need substance, not "sound bites" and no more empty promises like the ones that got us into the mess we're in.

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Sheheen for Governor

Vincent Sheheen knows South Carolina. He is the fourth generation of his family to make Camden his home.



His great grandfather ran the grocery and feed store. His grandfather ran the family business and was elected mayor. His mother taught public school while his father served as our Commissioner of Higher Education. Vincent and his wife, Amy, live in Camden with their 3 sons who go to the same public school Vincent went to 25 years ago.

Our firm's lawyers know Vincent well. The people who know Vincent Sheheen best come from South Carolina's heartland. They don't talk South Carolina values, they live them every day. They judge a man by what he does, not by what he says. By his hard work, his commitment to his family, his church, his community, and his state. They have trusted and voted for Vincent Sheheen year after year because he gets the job done working with Republicans and Democrats alike for real change in South Carolina, not getting himself on national television.

Vincent Sheheen doesn't just talk, he works to get things done. He doesn't talk about being open with voters, he gave copies of his tax returns for the past 10 years. His opponent, Nikki Haley, an accountant, tried to hide her tax returns because she didn't pay her taxes on time. Vincent doesn't talk about creating jobs, he has earned the support of the South Carolina Chamber of Commerce for his work bringing new jobs to our state and helping start businesses. His

opponent wants to give \$500 million away to corporations by taxing our groceries instead of their profits. Vincent doesn't talk about supporting public education, he sends his children to public schools. His opponent wants to get rid of the Department of Education and give more money away so privileged kids can go to private schools. Vincent doesn't talk about tax reform, he has worked to reform our tax system from top to bottom and to lose the tax loopholes. Vincent doesn't talk about reducing costs to business, he worked with Republicans and Democrats to bring about change that is already lowering the cost of workers' compensation insurance for the first time in 10 years. His opponent wants to dismantle the Workers' Compensation Commission that has served and protected our employers and workers for 75 years.

We at the Joye Law Firm aren't just lawyers. We are a small business. We employ 28 people who have families and children and who care deeply about our community, our state, and protecting our southern traditions. We invite you to learn more about Vincent Sheheen by visiting his web page at www.vincentsheheen.com. Read what the people who know him best say about him in the stories you can find on his web page. The more you know, the more you will want to join with us to elect Vincent Sheheen our new governor on November 2nd. A new leader for real change - substance, not "sound bites."



JLF Managing Partner Ken Harrell poses for a photo with gubernatorial candidate Vincent Sheheen

Mark Joye Elected SCAJ Pres. (cont. from p. 1)

Additionally, the case brought renewed pressure against the auto manufacturer to redesign the unsafe rear door latches of its minivans. As a result of the successful verdict, Mr. Joye frequently lectures to state and national bar organizations on automotive product liability and trial practice and procedure.

"Having been law partners with Mark for 16 years, I'm not surprised that his peers have asked him to serve in this important role," said attorney Ken Harrell. "I've never met a lawyer as focused and as diligent as Mark, and I know he'll bring that same passion to protecting the rights of injured people across South Carolina."

Board-certified as a civil trial advocate by the National Board of Trial Advocacy, Mr. Joye is a graduate of the University of South Carolina School of Law. He is AV® rated by Martindale Hubbell, is

a published author with articles appearing in TRIAL magazine and South Carolina Lawyer magazine, and is the past president of the Charleston Chapter of the American Board of Trial Advocates. Furthermore, he is an Eagle Scout and board member of the Boy Scout Association's Coastal Carolina Council.

About the South Carolina Association for Justice - The South Carolina Association for Justice (SCAJ), formerly the South Carolina Trial Lawyers Association, was founded more than 40 years ago by a small group of trial lawyers and has grown into a statewide organization with more than 1,300 members. In addition to protecting the families of South Carolina, the SCAJ serves as a valuable resource to its members, providing continuing legal education to keep members abreast of changes in the law. Visit www.scaj.com to learn more.

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Avandia - The Dangers

What is Avandia?

Avandia®, or rosiglitazone, is a drug used by millions of Americans to treat diabetes. Avandia is specifically used to treat type diabetes mellitus (non-insulin-dependent, "age-onset" diabetes) by combating insulin resistance.

Avandia Update:

In July of 2010, a Food and Drug Administration (FDA) advisory panel reviewed scientific data and information on Avandia after serious concerns were raised about the drug's safety. The 33-member panel voted 18-6 and said there are "significant safety concerns" that Avandia raises the risk of heart attack and chest pain. The FDA then ordered the manufacturer of Avandia to stop enrolling new patients in a new clinical trial to assess the health risks posed by the drug, because it is "unethical to expose patients to risks that have been shown statistically to be quite real."

FDA "Significantly Restricts" Avandia Use

In September of 2010, the FDA decided to severely limit the availability of Avandia and issued the following statement: "The FDA notified healthcare professionals and patients that it will significantly restrict the use of the diabetes drug Avandia (rosiglitazone) to patients with type 2 diabetes who cannot control their diabetes on other medications. These new restrictions are in response to data that suggest an elevated risk of cardiovascular events, such as heart attack and stroke, in patients treated with Avandia."

Study Shows Avandia Heart Risks

Three years ago, a major study revealed the blockbuster diabetes drug Avandia raised the risk of heart attacks. The study led to a Congressional inquiry and questions about the drug's safety. In May of 2007, researchers announced that Avandia users may be at serious risk of heart attack and cardiovascular disease. Their results were based off a meta analysis, which the authors themselves claimed are not meant to be conclusive and have certain limitations. Their results showed the risk of heart attack was increased 43% among those taking Avandia, and a 64% increased risk of dying from cardiovascular causes in patients taking Avandia. The researchers also noted that they can't yet tell if there is an association between Avandia and heart attacks or Avandia and heart disease in general.

In another study, doctors from the Institute for Clinical Evaluative Sciences in Toronto analyzed the data for 159,026 adults who were treated with at least one diabetes drug (such as Avandia) between 2002 and 2005. The study was reported in the Journal of the American Medical Association.

The results of their study were frightening for Avandia users: 7.9% of

patients were hospitalized for congestive heart failure, 7.9% were hospitalized for heart attack, and 19% of the patients died after taking diabetes drugs.

Thiazolidinediones, the class of drugs which were studied and which Avandia belongs to, are thought to increase the risk of heart failure, heart attack, and death by 60%, 40%, and 29% compared to other oral diabetes drugs.

The authors of the study write, "These findings provide evidence from a real-world setting and support data from clinical trials that the harms of thiazolidinediones may outweigh their benefits, even in patients without obvious...cardiovascular disease."

Source: "Avandia heart risks seen at the population level." Published on 12/11/07, accessed 12/11/07 via www.reuters.com.

What is Type 2 Diabetes?

According to the Centers for Disease Control and Prevention, type 2 diabetes affects over 15 million Americans and makes up 90 to 95% of all diabetes cases. Often called a "silent killer" because of its tendency to go undetected until one or more of its adverse effects surfaces, type 2 diabetes is characterized by abnormally high blood sugar levels caused by the body's low insulin production and/or its inability to use the insulin already produced (called insulin resistance). Type 2 diabetes can cause any number of complications if not well managed including heart disease, stroke, kidney disease, nerve damage, and blindness.

Why is Avandia Potentially Dangerous?

In May of 2007, researchers announced that Avandia users may be at a serious risk of heart attack. The risk of a heart attack was increased 43% among those taking Avandia. There may be up to a 64% increased risk of dying from cardiovascular causes while taking Avandia. The study authors, however, noted that these numbers are not conclusive, and could be attributed to other factors. They stated that there is a "considerable uncertainty about the magnitude of the observed hazard." In July of 2010, an FDA panel said there are "significant safety concerns" that Avandia raises the risk of heart attack and chest pain. In September of 2010, the FDA decided to severely restrict the use of Avandia because of its established link to heart attack and stroke.

What should I do if I took Avandia?

Never stop taking any medication without first consulting your doctor. The FDA reports that Avandia may cause serious health problems. If you or someone you love took or is taking Avandia and has suffered a heart attack, stroke, or congestive heart failure, contact our law firm immediately for a confidential case evaluation.

DePuy Hip Replacement Recall

Johnson & Johnson's artificial joint replacement company DePuy Orthopaedics, Inc. has issued a recall of two hip replacement products because of higher failure rates that necessitated second surgeries.

DePuy recalled the ASR Hip Resurfacing System and the ASR XL Acetabular System after data showed that within five years, one in eight patients needed a "revision surgery," which is required when an artificial joint doesn't properly fit. Serious pain and difficulty walking can result from a faulty hip replacement.

The hip implant recall affects an estimated 93,000 replacement systems and more than 29 different models of hip replacement implants.

What Hip Replacement Products Have Been Recalled?

DePuy has recalled the following hip replacement products:

- ASR Hip Resurfacing System
- ASR XL Acetabular System

How Can I Tell if I Have a Recalled Hip Device?

DePuy suggests contacting your orthopaedic surgeon to determine if your hip implant has been recalled. If you don't know who performed your hip replacement surgery, ask your primary care physician or someone at the hospital where the surgery took place.

What Should I Do if I Received a Defective Hip Replacement Component?

Always consult your doctor or physician regarding health-related issues, but if you or someone you care about received defective joint replacement components and had to have another surgery to correct this condition, we would like to speak with you right away.

Call us for an immediate evaluation of your case.



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- Take away **YOUR** ability to receive just & fair compensation if you are injured

Vincent Sheheen **IS** on **YOUR** side.

Sheheen will

- Make big business pay **THEIR** fair share.
- Protect the rights of injured South Carolinians like you
- Create jobs, improve education, and make healthcare affordable for **YOU**

Cast your vote for **YOU** and **YOUR FAMILY**, vote for Vincent Sheheen

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