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Note
Biological and Medical Sciences--Public Health--Public Health General
Biological and Medical Sciences--Consumer Health
Biological and Medical Sciences--Substance Abuse--Substance Abuse General

Collection number: MSS 98-03

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Processed by:
Julia Bazar
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Descriptive Summary
Title: Dorothy P. Rice Papers,
Date (inclusive): 1974-1997
Date (bulk): (bulk 1994-1997)
Collection number: MSS 98-03
Creator: Rice, Dorothy P.
Extent: 3 boxes
approx. 1.85 linear ft.
Repository: University of California, San Francisco. Library. Archives and Special Collections.
San Francisco, California 94143-0840
Abstract: This collection contains the non-confidential documents of Dorothy P. Rice pertaining to the class action suit filed by Mississippi State Attorney General Michael C. Moore aimed at recovering Medicaid costs for treatment of tobacco-related illnesses from the tobacco companies.
Physical location: Archives
Language: English.
Access
Collection is open for research.
Publication Rights
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Preferred Citation
Dorothy P. Rice Papers, MSS 98-03, Archives & Special Collections, UCSF Library & CKM
Acquisition Information
The Dorothy P. Rice Papers were given to the Tobacco Control Archives by Dorothy P. Rice on March 16, 1998.

Biography
Dorothy P. Rice is a renowned expert in health statistics specializing in cost-of-illness studies. Rice served as an expert witness in the class-action suit against the major tobacco companies filed by Mississippi State Attorney General Michael C. Moore to recover compensation for state Medicaid costs for the treatment of tobacco-related illnesses. Rice is co-author with Wendy Max, Adjunct Professor of Medical Economics and Co-Director of the Institute for Health & Aging at UCSF, of The Cost of Smoking in California (1995), and a number of other articles on the costs of tobacco-related illnesses. She was also a principal investigator in two projects funded by the Center for Disease Control and Prevention. The first, “The Cost of Smoking in the United States” (9/1/95-present), co-sponsored by the Robert Wood Johnson Foundation, was to develop a model to estimate the cost of smoking including direct and indirect costs, control for other factors, and apply the model to the various states. The second project, “Public Economic Costs of the Health Effects of Smoking” (1/1/96-12/31/98) provides technical assistance to staffs at State Health Departments and State Attorneys General offices on the economic costs of the health effects of smoking.

Rice received her B.A. in Labor Economics from the University of Wisconsin in 1941. After college Rice went to Washington, D.C. where she held a variety of positions within the federal government during World War II, and joined the new Division of Hospital Facilities in the Public Health Service at the end of the war. In 1949 she left paid employment and focused on raising her three sons. She returned to the Public Health Service in 1960. Over the next several years she served in a variety of positions with both the Public Health Service and the Social Security Administration. With the enactment and implementation of Medicare and Medicaid in 1965-66, she became Chief of the Health Insurance Research Branch, Division of Research and Statistics in the Social Security Administration. In 1972 she became Deputy Assistant Commissioner for Research and Statistics at the Social Security Administration and in 1976 she moved back to the Public Health Service, serving as Director of the National Center for Health Statistics until her retirement from the federal civil service in 1982.

After moving to California in 1982, she contacted former University of California, San Francisco chancellor, Philip R. Lee, with whom she had worked during his tenure as Assistant Secretary of Health and Human Welfare. Lee introduced her to Carroll Estes at UCSF’s Institute for Health and Aging, leading to Rice’s appointment first as Regent’s Lecturer and then as Professor in Residence in the Department of Social and Behavioral Sciences. Since 1994 she has been Professor Emerita, working part-time for the Institute for Health and Aging. Rice has an honorary Doctor of Science degree from Rutgers University and has authored approximately 200 articles and other publications.

Scope and Content of Collection
This collection contains the non-confidential documents of Dorothy P. Rice pertaining to the class action suit filed by Mississippi State Attorney General Michael C. Moore aimed at recovering Medicaid costs for treatment of tobacco-related illnesses from the tobacco companies. The bulk of the materials (depositions and other court documents) are dated 1995-97. Background documents included in the collection are dated 1974-97. The Mississippi case (Mike Moore, Attorney General ex rel, State of Mississippi Tobacco Litigation, Case 94-1429) ended in a landmark $3.4 billion settlement by the nation’s four largest tobacco companies (Philip Morris Incorporated, R.J. Reynolds Tobacco Company, Brown & Williamson Tobacco Corporation, and Lorillard Corporation) four days before it went to trial in July 1997. This settlement paved the way for similar settlements in Florida and Texas, and the attempt to create a national tobacco settlement. The Mississippi case would have been the first Medicaid case to come to trial. Moore had already set precedent when the Liggett Group, a smaller tobacco company, had signed a separate out-of-court settlement with the state that dismissed them as parties to the Mississippi litigation in return for Liggett’s agreement to provide internal documents and witnesses to the plaintiffs in the Mississippi and other state-sponsored suits.

Materials include copies of depositions of key plaintiff witnesses: Lester B. Breslow, Leonard S. Miller, Vincent P. Miller, Richard Peto, Victor Rogli; copies of court documents and correspondence concerning subpoenas of business records, and various motions; background material including tobacco company corporate documents, reports on research by Rice and other witnesses, and journal articles.

Arrangement
The collection is divided into four series: Depositions, Other Court Documents, Background Materials, and Tobacco Company Documents. All records are arranged chronologically except for Depositions, which is arranged alphabetically.

Indexing Terms
The following terms have been used to index the description of this collection in the library’s online public access catalog.

Rice, Dorothy
Breslow, Lester
Series 1: **Depositions, 1996-1997**

Physical Description: Box 1:1-26

Scope and Content Note

This series includes the transcripts of depositions and supplementary exhibit materials of several expert witnesses, including Lester B. Breslow, Leonard S. Miller, Vincent P. Miller, Richard Peto, and Victor Rogli. Brief excerpts from the deposition of Dorothy P. Rice can be found in the supplemental information included with the Defendants' Motion to Exclude (Statistical Model) and Exhibits found in Series 2: Other Court Documents.

Arrangement

The material is arranged alphabetically.

- **Box-folder 1:1-3**
  - Lester B. Breslow (I), November 4, 1996

- **Box-folder 1:4-5**
  - Lester B. Breslow (I) - Exhibits, November 4, 1996

- **Box-folder 1:6-8**
  - Lester B. Breslow (II), November 5, 1996

- **Box-folder 1:9**
  - Lester B. Breslow (II) - Exhibits, November 5, 1996

- **Box-folder 1:10**
  - Leonard S. Miller (I), October 15, 1996

- **Box-folder 1:11**
  - Leonard S. Miller (II), October 16, 1996

- **Box-folder 1:12-16**
  - Leonard S. Miller (I) and (II) - Exhibits, October 15, 1996

- **Box-folder 1:17**
  - Vincent P. Miller, February 20, 1997

- **Box-folder 1:18**
  - Vincent P. Miller - Exhibits, February 20, 1997

- **Box-folder 1:19-21**
  - Richard Peto (I), September 17, 1996

- **Box-folder 1:22**
  - Richard Peto (I) - Exhibits, September 17, 1996

- **Box-folder 1:23-24**
  - Richard Peto (II), October 23, 1996

- **Box-folder 1:25-26**
  - Victor Rogli, November 6, 1996

Series 2: **Other Court Documents, 1995-1997**

Physical Description: Box 1:27-36

Scope and Content Note

This series includes correspondence and copies of papers filed in court including subpoenas of business documents, motions, and responses.

Arrangement

All records are arranged chronologically.

- **Box-folder 1:27**
  - State Motion for Ruling In Limine - Precluding "Set-Off", July 7, 1995

- **Box-folder 1:28**
  - Memorandum in Support of State's Motion for Ruling In Limine - Precluding "Set-Off", August 11, 1995

- **Box-folder 1:29**
  - Defendants' Memorandum in Opposition to Plaintiff's Motion for Ruling In Limine - Precluding "Set-Off", August 22, 1995

- **Box-folder 1:30**

- **Box-folder 1:31**
  - Subpoena for Production of Business Records, April 5, 1996

- **Box-folder 1:32**
  - Plaintiff's Supplemental Response to Defendants' First Set of Interrogatories, [May 17, 1996]

- **Box-folder 1:33**
  - Correspondence-–Re: Subpoena to Compel Production of Business Records, June-August 1996
Box-folder 1:34  Defendants' Notice of Motion to Compel-- Business Records Subpoena, July 1, 1996
Box-folder 1:35  Reply Brief in Support of Petition to Compel Production of Business Records [Subpoena], August 12, 1996
Box-folder 1:36  Defendants' Motion to Exclude [Statistical Model] and Exhibits, June 6-17, 1997

Series 3:  Background Information, 1985-1996

Physical Description: Box 2:1-15
Scope and Content Note
This series includes background materials related to the case, including reports to the Robert Wood Johnson Foundation concerning progress on Rice's grant to research the state-specific economic costs of smoking, journal articles, and other materials regarding statistical research into the medical costs connected to tobacco use.

Scope and Content Note
All records are arranged chronologically.

Box-folder 2:1  Correspondence - OTA and Texas, 1985, 1995
Box-folder 2:2  Rice and Max Business Documents, 1992-93
Box-folder 2:3-4  Mississippi tobacco meeting information, 1992-93, n.d.
Box-folder 2:6  Tobacco Related Disease Research Program--Evaluation Advisor Committee Meeting, September 17, 1993
Box-folder 2:7-8  Final Progress Report - Health Services Block Grant - Mississippi, June 10, 1994
Box-folder 2:9  Reports to National Center for Chronic Disease Control - Comparison Manning et al. and Mortality and Morbidity Weekly Report Article, August 1994
Box-folder 2:10-11 State Smoking Estimates, 1994-95
Box-folder 2:12  Journal Articles, 1994-96


Physical Description: Box 3:1-6
Scope and Content Note
This series includes copies of tobacco industry documents produced in discovery.

Scope and Content Note
All records are arranged chronologically.

Box-folder 3:1  Corporate [Tobacco Industry] Documents - Index, n.d.
Box-folder 3:2-4  Corporate [Tobacco Industry] Documents, 1974-85
Box-folder 3:5  Documents from Barnes and Moore, 1977, 1993
Box-folder 3:6  Tobacco documents forwarded by Ness, Motley, Loadhold, Richardson & Poole, 1996-97