Leveraging Video Technology to Enhance Patient Safety & Deliver Concordant Care

Broader look at video ADs

Different type of data

Value of video in the courts

How videos help judges resolve conflicts

30th anniversary Cruzan
cases on ADs

Why wills?

More experience with video wills than video ADS

Analogous to ADs

We used to call ADs “living wills”

Want wishes followed when cannot speak for self – just about property instead of health care

2 types of cases
Validity

Meaning

Someone claims patient **lacked capacity** to complete the AD

Arlene Lester
91-ya

Kyle
Wants mother removed from life-sustaining treatment per her 1991 advance directive.

Later in time, ADs revoke earlier ADs.

But is the newer AD valid?

Did Arline have capacity to complete it?
Will case

Son gets smaller share of parent's assets

2018

Tries to invalidate will & trust by challenging his mother's capacity
AD case 2016

September 3, 2015

AD names agent "companion"

Sumner Redstone 92yo

Manuela Herzer
AD names **new** agent

No capacity to execute new AD

Validity requires not only capacity but also **voluntariness**

Someone claims patient **coerced** to sign AD
Will case

In re Bryon 2018

Videos help prove AD validity

Meaning
What did the patient want?

Did she want it under these circumstances?

Will case
Videos have helped courts resolve disputes over AD validity & meaning

Bigger value is the court cases averted

Value concordant care

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