



Who Gets to Know?



ABC legal correspondent Cynthia McFadden interviews Supreme Court Justice Stephen Breyer, in the role of a likely nominee to the Supreme Court, on the impact his genetic history will have on his prospects for nomination.

ARTHUR MILLER:

Cynthia, you're the journalist. You're now having lunch with Steve. Interview him. You also have heard these rumors, possible nominee to the court.

CYNTHIA MCFADDEN:

Well, Steve. I have a couple of sources at the White House who suggest that you're the first person on the list.

STEPHEN BREYER:

Good.

CYNTHIA MCFADDEN:

You know I knew your parents. I knew that you've had a family medical problem. You know, do you think that's gonna be a problem in the confirmation?

STEPHEN BREYER:

I wouldn't think so. I've even been thinking of getting some genetic testing.

CYNTHIA MCFADDEN:

Have you had it?

STEPHEN BREYER:

No, I haven't, but I'm thinking of it.

STEPHEN BREYER:

And I'll tell you, I want...

ARTHUR MILLER:

Now, why are you being so open?

STEPHEN BREYER:

...you to know in advance.

CYNTHIA MCFADDEN:

It's off the record. Let me just say, this is the best conversation I've ever had with a Supreme Court Justice.

STEPHEN BREYER:

Well, I want you to know something. There are a lot of tests that people can have to discover if they're at higher risk of cancer. And I think it's an excellent thing that they have those tests.

Because if you have the test then people can live with the situation and doctors can deal with it. So, if it comes up that I have a higher risk, so be it. I'd like to know. And I think other people should know.

CYNTHIA MCFADDEN:

Like the President?

STEPHEN BREYER:

Fine, absolutely.