



DEPARTMENT OF HEALTH & HUMAN SERVICES

PUBLIC HEALTH SERVICE  
NATIONAL INSTITUTES OF HEALTH

FOR US POSTAL SERVICE DELIVERY:

Office of Laboratory Animal Welfare  
Rockledge One, Suite 360  
6705 Rockledge Drive – MSC 7982  
Bethesda, Maryland 20892-7982  
Home Page: <http://grants.nih.gov/grants/olaw/olaw.htm>

FOR EXPRESS MAIL:

Office of Laboratory Animal Welfare  
Rockledge One, Suite 360  
6705 Rockledge Drive  
Bethesda, Maryland 20817  
Telephone: (301) 496-7163  
Facsimile: (301) 402-7065

January 23, 2017

Re: Animal Welfare Assurance  
A3158-01 [OLAW Case U]

Judith A. Neubauer, Ph.D.  
Associate Vice President for Research Regulatory Affairs  
University of Medicine and Dentistry of New Jersey  
New Jersey Medical Schools  
65 Bergen Street  
SSB 519, PO Box 1709  
Newark, NJ 07101-1709

Dear Dr. Neubauer,

The Office of Laboratory Animal Welfare (OLAW) acknowledges receipt of your January 9, 2017 letter reporting an instance of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at Rutgers University. Your letter supplements the information in the initial phone report by [REDACTED] on November 1, 2016. According to the information provided, OLAW understands that on October 26, 2016 an irradiator failed locking eight mice inside. A technician from the manufacturer was required to open the unit but was not available until November 21<sup>st</sup>, therefore the animals were euthanized. The irradiator was repaired and is operating normally. This activity was not funded by the PHS.

The prompt consideration of this unfortunate matter by Rutgers University was consistent with the philosophy of institutional self-regulation. Similarly, the actions taken to resolve the issue and prevent recurrence were appropriate. Although this activity was not PHS funded, the application of the standards of the PHS Policy across the animal care and use program reduces any potential appearance of a double standard. We appreciate being informed of this matter and find no cause for further action by this office.

Sincerely,

Brent C. Morse, DVM  
Animal Welfare Program Specialist  
Division of Compliance Oversight  
Office of Laboratory Animal Welfare

cc: IACUC Chair

[REDACTED] Dir. Office of Regulatory Affairs



Office of Research Regulatory Affairs,  
Newark Institutional Animal Care and Use Committee  
(IACUC)  
Administrative Complex Building 14, Room 1422  
Rutgers, The State University of New Jersey  
30 Bergen Street  
Newark, NJ 07107

<https://orra.rutgers.edu/newarkiacuc>

[REDACTED]@rutgers.edu

p. 973-972-2486  
f. 973-972-0917

January 9, 2017

Axel Wolff, DVM  
Director, Division of Compliance Oversight  
Office of Laboratory Animal Welfare, National Institutes of Health  
Rockledge 1, Suite 360  
6705 Rockledge Drive  
Bethesda, MD 20892

RE: Irradiator malfunction; Assurance #D16-00098 (A3158-01)

Dear Dr. Wolff:

The information in this final report is presented as a follow-up to a phone conversation with Dr. Morse on November 1, 2016. Specifically, on October 26, 2016, a self-shielded irradiator failed. Although relevant University staff attempted to address the issue, ultimately a technician from the manufacturer was required. The technician was available on November 21<sup>st</sup>. Eight research animals were euthanized to minimize pain and distress. The technician determined that the door failed to open due to a broken lock-down solenoid spring in the tower portion of the irradiator. The irradiator is now fixed and is operating normally. The research animals were not from PHS-funded research activities.

Rutgers University is committed to protecting the welfare of animals used in research and appreciates the guidance and assistance provided by OLAW in this regard. Should you have any questions regarding this report, please contact [REDACTED] Secondary individual [REDACTED] Director of the Office of Research Regulatory Affairs [REDACTED] condary individ@rutgers.edu).

Thank you for your consideration of this matter.

Sincerely,

Judith A. Neubauer, Ph.D.  
Associate Vice President for Research Regulatory Affairs  
Institutional Official  
[neubauer@rwjms.rutgers.edu](mailto:neubauer@rwjms.rutgers.edu)

## Wolff, Axel (NIH/OD) [E]

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**From:** OLAW Division of Compliance Oversight (NIH/OD)  
**Sent:** Tuesday, January 10, 2017 7:52 AM  
**To:** Secondary individual  
**Subject:** RE: D16-00098; Final Report

Thank you for this report. We will respond soon.

Axel Wolff

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**From:** Secondary individual [mailto:Secondary individual@ca.rutgers.edu]  
**Sent:** Monday, January 09, 2017 11:32 AM  
**To:** OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>  
**Cc:** Secondary individual <Secondary individual@ca.rutgers.edu>; Secondary individual <Secondary individual@ored.rutgers.edu>; Judith Neubauer <neubauer@rwjms.rutgers.edu>  
**Subject:** D16-00098; Final Report

To Whom it may concern at OLAW,

Attached please find a signed, final report for a reportable situation on PHS Assurance #D16-00098.

Thank you,

Secondary individual

IACUC Administrator

Rutgers, The State University of New Jersey

Office of Research Regulatory Affairs

Newark IACUC

30 Bergen Street - ADMC 14; Room Room #

Newark, NJ 07107

Phone: telephone #

Fax: telephone #

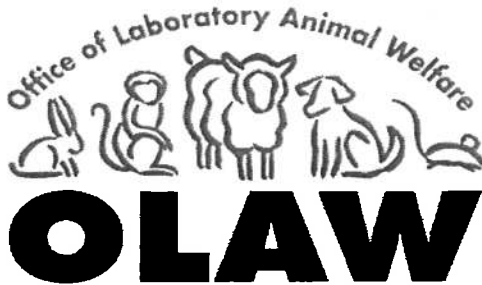
Email Secondary individual@rutgers.edu or NewarkIACUC@rutgers.edu

Newark IACUC URL: <https://orra.rutgers.edu/newarkiacuc>

Email welfare concerns to: [animalconcerns@rutgers.edu](mailto:animalconcerns@rutgers.edu) or call your local IACUC or CMR

*Your resource in the responsible conduct of research*

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## Initial Report of Noncompliance

By: *mgm*

Date: 11/1/16

Time: 12:50

Name of Person reporting:

Secondary individual

Telephone #:

Fax #:

telephone #

Email:

Name of Institution:

*Rutgers Univ.*

Assurance number:

~~A3200~~ A3158Did incident involve PHS funded activity? ?

Funding component: \_\_\_\_\_

Was funding component contacted (if necessary): \_\_\_\_\_

What happened?

*Mice (8) locked inside irradiator. IACUC not notified until next day. ~~Cage w/~~ live, listless mouse found on floor. Cage w/ food placed near hole at access panel. CO<sub>2</sub> pumped into chamber.*

Species involved:

Personnel involved:

Dates and times: 10/27/16

Animal deaths:

*Yes*

*Company tech. not avail. for several days.*

Projected plan and schedule for correction/prevention (if known): \_\_\_\_\_

*Repair irradiator.*

Projected submission to OLAW of final report from Institutional Official:

*After repair.*

OFFICE USE ONLY

Case # \_\_\_\_\_