



DEPARTMENT OF HEALTH & HUMAN SERVICES

PUBLIC HEALTH SERVICE  
NATIONAL INSTITUTES OF HEALTH

FOR US POSTAL SERVICE DELIVERY:

Office of Laboratory Animal Welfare  
6700B Rockledge Drive, Suite 2500, MSC 6910  
Bethesda, Maryland 20892-6910  
Home Page: <http://grants.nih.gov/grants/olaw/olaw.htm>

FOR EXPRESS MAIL:

Office of Laboratory Animal Welfare  
6700B Rockledge Drive, Suite 2500  
Bethesda, Maryland 20817  
Telephone: (301) 496-7163  
Facsimile: (301) 402-7065

January 3, 2019

Re: Animal Welfare Assurance  
A3229-01 [OLAW Case L]

Dr. Irem Turner  
Vice President for Research  
Oregon State University  
1500 SW Jefferson St.  
Corvallis, OR 97331

Dear Dr. Turner,

The Office of Laboratory Animal Welfare (OLAW) acknowledges receipt of your December 21, 2018 letter reporting a series of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at Oregon State University, following up on an initial July 9, 2018 telephone notification. According to the information provided, OLAW understands that a few zebrafish were transferred from one Principal Investigator (PI) to another, housed at an unauthorized satellite location, used and euthanized all without prior IACUC approval. The animal activities in question were supported by PHS funds.

The corrective actions consisted of the PI and staff from whom the fish originated acknowledging the requirement for IACUC approval prior to transferring animals. The PI who performed the unauthorized animal activities also provided written assurance of compliance with IACUC requirements for all future work involving live vertebrate animals.

Based on the information provided, OLAW is satisfied that appropriate actions have been taken to investigate, correct and prevent recurrence of the noncompliance. We appreciate being informed of these matters and find no cause for further action by this Office.

Sincerely,

(b) (6)

Neera V. Gopee, DVM, PhD, DACLAM, DABT  
Animal Welfare Program Specialist  
Division of Compliance Oversight  
Office of Laboratory Animal Welfare

cc: IACUC Chair

December 21, 2018

Axel Wolff, DVM  
Director, Division of Compliance Oversight  
Office of Laboratory Animal Welfare  
National Institutes of Health  
[olawdco@mail.nih.gov](mailto:olawdco@mail.nih.gov)

Dear Dr. Wolff:

In accordance with our Animal Welfare Assurance A3229-01, we provide this report of noncompliance regarding unapproved animal transfer, housing, use, and euthanasia of animals (zebrafish) by a Principal Investigator (PI) lacking an IACUC-approved protocol. At the time, the fish were overseen by another PI with an approved IACUC protocol, and supported by award 010998-15. This incident was first reported to Dr. Neera Goptee, OLAW, on July 9, 2018 via a telephone call by the IACUC administrator.

On May 30, 2018, the Animal Program Office (APO) received a report that zebrafish were maintained in an investigator's laboratory area that was not approved by the IACUC for animal housing or use. The APO confirmed that there was no IACUC protocol, either approved or in draft state, that pertained to this investigator or the laboratory space. The APO notified the attending veterinarian (AV) about the animals and location, and the AV spoke with the PI conducting unapproved activities. The PI noted that only a small number of fish were received from the other PI's lab and of those, only one remained. The AV authorized euthanasia of the remaining fish in the unapproved space. The AV then contacted the PI on the originating, approved protocol, which was the source of the fish.

The PI from whom the fish originated recognized that animals must not be transferred to other investigators without an approved protocol in place, and reviewed the associated issues with laboratory/facility staff. Staff attested to the PI that they understood the issues regarding animal welfare and compliance, and would not provide animals upon request unless there is adequate evidence of current IACUC approval.

The PI performing the unapproved work was notified of the non-compliant nature of the work that had been conducted. The PI replied in writing that IACUC requirements will be followed for future work involving live vertebrate animals. An incident report was submitted on June 4, 2018 and the IACUC reviewed the report at its June 19, 2018 convened meeting and voted to close the matter.

Our institution is committed to protecting the welfare of animals used in our Program and appreciates the guidance and assistance provided by OLAW in this regard. Should you have any questions regarding this report, please contact Rob Gaebel, the interim IACUC Administrator.

Thank you for your consideration of this matter.

Sincerely,

DocuSigned by:  
(b) (6)

12/21/2018 | 17:21:11 PST

266BD680B5884CA  
Irem Tumer, Ph.D.

Vice President for Research and Institutional Official  
Oregon State University

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

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**From:** OLAW Division of Compliance Oversight (NIH/OD)  
**Sent:** Wednesday, December 26, 2018 6:46 AM  
**To:** Animal Program Office  
**Cc:** OLAW Division of Compliance Oversight (NIH/OD)  
**Subject:** RE: Noncompliance reports for A3229-J and A3229-L

Thank you for these reports, (b) (6) We will respond soon.

Axel Wolff, M.S., D.V.M.  
Deputy Director, OLAW

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**From:** Animal Program Office <APOffice@oregonstate.edu>  
**Sent:** Monday, December 24, 2018 11:12 AM  
**To:** OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>  
**Cc:** Gopee, Neera (NIH/OD) [E] <neera.gopee@nih.gov>  
**Subject:** Noncompliance reports for A3229-J and A3229-L

Hello,

Please find attached reports for incidents A3229-J and A3229-L. If there are any questions or if additional information is required, please contact [APOffice@oregonstate.edu](mailto:APOffice@oregonstate.edu) or call 541-737-8556.

Thank you for your time,

(b) (6)



## Gopee, Neera (NIH/OD) [E]

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**From:** Gopee, Neera (NIH/OD) [E]  
**Sent:** Wednesday, December 19, 2018 2:01 PM  
**To:** (b) (6)  
**Subject:** OLAW Request for update on preliminary noncompliance reports for A3229-J and A3229-L

**Importance:** High

Dear (b) (6)

I am writing with regards to two non-compliance incidents which were reported by you via telephone, on February 6<sup>th</sup> and July 9<sup>th</sup>, 2018 at Oregon State University. In the first incident, a mouse colony was euthanized due to *Pasteurella* infection and the second incident involved the unapproved transfer and housing of 2 zebrafish at an unauthorized location. To date we do not have a record of receiving additional information regarding these two preliminary reports. OLAW requests submission of final or interim reports to the OLAW Division of Compliance Oversight (NIH/OD) [olawdco@od.nih.gov](mailto:olawdco@od.nih.gov) at your earliest convenience.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me.

Regards,  
Neera

Neera V. Gopee, DVM, PhD, DACLAM, DABT  
Animal Welfare Program Specialist  
Division of Compliance Oversight  
Office of Laboratory Animal Welfare  
National Institutes of Health

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## Initial Report of Noncompliance

By: Nlene Gogee

Date: 7-9-18

Time: 1:43pm

Name of Person reporting: [REDACTED] (b) (6)  
 Telephone #: [REDACTED]  
 Fax #: [REDACTED]  
 Email: [REDACTED]

Name of Institution: Oregon State University  
 Assurance number: A3229-01

Did incident involve PHS funded activity?         
 Funding component:         
 Was funding component contacted (if necessary):       

What happened?  
2 zebra fish from PHS funded study were transferred to a PI without an approved protocol housed at an unauthorized location.

Species involved: zebra fish  
 Personnel involved:         
 Dates and times:         
 Animal deaths:       

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

Projected submission to OLAW of final report from Institutional Official:       

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 Case #