



USDA-APHIS-Animal Care



ANIMAL WELFARE COMPLAINT			
Complaint No. AC19-013	Date Entered: 5-Nov-18	Processed By: AVB	
Referred To: Tomlinson / Yager		Reply Due: 7-Dec-18	
Facility or Person Complaint Filed Against			
Name: University of Louisiana at Lafayette		Customer No.: 1451	License No.: 72-R-0007
Address: PO Box 41008		Email Address: zipcode: 70504	
City: Lafayette	State: LA	Phone No.: (337) 482-6203	
Complainant Information			
Name: (b) (6), (b) (7)(C), (b) (7)(D)		Organization: (b) (6), (b) (7)(C), (b) (7)(D)	
Address: (b) (6), (b) (7)(C), (b) (7)(D)		Email Address: (b) (6), (b) (7)(C), (b) (7)(D)	
City: (b) (6), (b) (7)(C), (b) (7)(D)	State: (b) (6), (b) (7)(C), (b) (7)(D)	Phone No.: (b) (6), (b) (7)(C), (b) (7)(D)	
How was the Complaint received? Email			
Details of Complaint: SEE ATTACHED			
Results: A focused inspection was conducted on October 31, 2018. The complainant alleged that a macaque escaped from NIRC on Saturday, September 15, 2018. This allegation is true. Eight macaques escaped from an outdoor corn crib enclosure due to fault in the sliding door. Seven of the macaques were captured and returned to the enclosure within hours, while the last one was missing for approximately 60 hours. The animal was captured Monday morning September 17th with no injuries or harm. Since the incident, additional bolts have been added to all outdoor sliding doors and they have been engineered so that the door can only slide in one direction. Since the incident, each sliding door at the facility has been remodeled to prevent future escapes.			
Application Kit Provided: Yes: <input type="checkbox"/> No: <input type="checkbox"/>			
Inspector: Simone Tomlinson, DVM		Date: 7-Nov-18	
Reviewed By: Cody Yager, SACS		Date: 4-Feb-19	



Inspection Report

University Of Louisiana At Lafayette
P.O. Box 41008
Lafayette, LA 70504

Customer ID: **1451**

Certificate: **72-R-0007**

Site: 001

UNIVERSITY OF LOUISIANA AT LAFAYETTE

Type: FOCUSED INSPECTION

Date: 31-OCT-2018

No non-compliant items identified during this focused inspection.

This inspection and exit interview were conducted with the attending veterinarian and various facility personnel.

Prepared By:

TOMLINSON SIMONE, D V M USDA, APHIS, Animal Care

Date:
07-NOV-2018

Title: VETERINARY MEDICAL OFFICER 6087

Received By:

Title:
20-00625_

(b) (6), (b) (7)(C)

Date:
07-NOV-2018

Obtained by Rise for Animals. Uploaded 07/04/2020

From: [Gibbens, Robert - APHIS](#)
To: [AC West](#)
Cc: [Yager, Cody M - APHIS](#); [Meek, Elizabeth C - APHIS](#)
Subject: FW: Concerns from PETA re
Date: Thursday, September 20, 2018 12:39:37 PM
Attachments: [University of Louisiana at Lafayette Concerns from \(b\) \(6\), \(b\) \(7\) Sept 20, 2018.pdf](#)

Pls handle as a complaint.

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, September 20, 2018 10:36 AM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: Concerns from (b) (6), (b) (7)(C), (b) (7)(D)

Dear Dr. Gibbens,

I hope this correspondence finds you well. Please find attached a letter from (b) (6), (b) (7)(C), (b) (7)(D) summarizing our concerns regarding the welfare of animals at the University of Louisiana at Lafayette.

Thank you, as always, for your time and consideration.

With kindest regards,

Alka Chandna

(b) (6), (b) (7)(C), (b) (7)(D)

The more we learn of the true nature of non-human animals, especially those with complex brains and corresponding complex social behavior, the more ethical concerns are raised regarding their use in the service of man -- whether this be in entertainment, as "pets," for food, in research laboratories, or any of the other uses to which we subject them. -- Dr. Jane Goodall

(b) (6), (b) (7)(C), (b) (7)(D)

September 20, 2018

Robert Gibbens, DVM
Director, Animal Welfare Operations
USDA/APHIS/Animal Care

(b) (6), (b) (7)(C), (b) (7)(D)

Via e-mail: robert.m.gibbens@usda.gov

(b) (6), (b) (7)(C), (b) (7)(D)

Dear Dr. Gibbens:

I am writing on behalf of (b) (6), (b) (7)(C), (b) (7)(D) and our more than 6.5 million members and supporters to respectfully request that the U.S. Department of Agriculture (USDA) Animal and Plant Health Inspection Service (APHIS) promptly investigate a recent incident at the University of Louisiana at Lafayette's New Iberia Research Center (ULL NIRC; Certificate #72-R-0007), in New Iberia, Louisiana. According to [news reports](#), a young rhesus macaque monkey escaped from NIRC on Saturday, September 15, 2018.

The incident appears to have resulted from violations of the Animal Welfare Act (AWA) and its implementing regulations. In particular, Sections 3.80(a)(1) and 3.80(a)(2)(iii) of the Animal Welfare Regulations state, in part: "[Housing facilities for nonhuman primates] must be designed and constructed ... so that they are structurally sound for the species of nonhuman primates contained in them." Specifically, these sections outline that enclosures must "[c]ontain the nonhuman primates securely and prevent accidental opening of the enclosure, including opening by the animal."

As you know, this latest incident at ULL does not stand in isolation. Just last year, the university was ordered to pay a \$100,000 settlement by the USDA's Office of Administrative Law Judges for multiple violations of the Animal Welfare Act, including an incident in which a monkey was injured and died of a brain hemorrhage and another in which laboratory workers broke the arm of a mother monkey who was attempting to protect her infant—and then failed to provide the injured animal with veterinary care for five days. In March 2013, the school paid a \$38,571 settlement with the USDA after the facility failed to provide nonhuman primates with adequate veterinary care and to contain them securely, resulting in the deaths of three rhesus macaques and injuries to a chimpanzee. In May 2010, it paid an \$18,000 settlement for six violations of federal law, including the documented failure of the facility's internal oversight processes to protect animals. And in February 2007, it paid a \$2,062 fine after 55 rhesus macaques escaped from the facility.

We urge you to investigate this latest incident and any underlying issues that may be exposed. If noncompliance is found, we ask that you take swift and decisive action that includes citing the facility for violations of the AWA and levying fines against the facility for its repeated failure to comply with federal law.

(b) (6), (b) (7)(C), (b) (7)(D)

If you have any questions, please contact me at (b) (6), (b) (7)(C), (b) (7)(D) Thank you
for your time and consideration.

Sincerely,

(b) (6), (b) (7)(C), (b) (7)(D)

