



DEPARTMENT OF HEALTH & HUMAN SERVICES

PUBLIC HEALTH SERVICE  
NATIONAL INSTITUTES OF HEALTH

FOR US POSTAL SERVICE DELIVERY:

Office of Laboratory Animal Welfare  
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6705 Rockledge Drive B 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) 480-3387

June 19, 2020

Re: Animal Welfare Assurance  
#A3410-01 (OLAW Case 7K)  
Ref: ACR#: 4-20-3

Dr. Terry Magnuson  
Vice Chancellor for Research  
University of North Carolina at Chapel Hill  
Campus Box 4000, (b) (4) South Building  
Chapel Hill, NC 27599-4000

Dear Dr. Magnuson,

The Office of Laboratory Animal Welfare (OLAW) acknowledges receipt of your June 8, 2020 letter reporting an instance of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at the University of North Carolina at Chapel Hill, following up on an initial telephone report on May 13, 2020. According to the information provided, OLAW understands that mice had not been monitored sufficiently and the humane endpoints listed in the protocol were not being followed.

The corrective actions consisted of counseling the Principal Investigator, amending the protocol to clarify the humane endpoints, and ensuring that laboratory staff monitor the animals as per protocol. The laboratory staff was counseled and one person was assigned to specifically assist with monitoring.

Based on the information provided, OLAW understands that measures have been implemented to correct and prevent recurrence of this problem. OLAW concurs with the actions taken by the institution to comply with the PHS Policy. Please remember to state in the final noncompliance report which species was involved. Thank you for keeping OLAW apprised on this matter.

Sincerely,

(b) (6)

Axel Wolff, M.S., D.V.M.  
Deputy Director  
Office of Laboratory Animal Welfare

cc: IACUC Chair



THE UNIVERSITY  
of NORTH CAROLINA  
at CHAPEL HILL

OFFICE OF THE VICE CHANCELLOR FOR RESEARCH

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### Confidential Letter

Director, Division of Compliance Oversight  
Office of Laboratory Animal Welfare  
National Institutes of Health  
6705 Rockledge Drive  
Bethesda, MD 20892-7982  
[olawdco@mail.nih.gov](mailto:olawdco@mail.nih.gov)

Date: June 8, 2020

Institution:	University of North Carolina at Chapel Hill
Assurance #:	D16-00256 (A 3410-01)
NIH Grant #:	R01AI136990
Case #:	4-20-3

Dear Dr. Wolff:

Please find notice of the Institutional Animal Care and Use Committee's (IACUC) investigation and report of a recent animal welfare concern.

On April 14, 2020, the IACUC was notified of incidents of insufficient monitoring of animals and failure to adhere to humane endpoints. The Principal Investigator (PI) met with Division of Comparative Medicine (DCM) veterinarians, IACUC members, and Office of Animal Care and Use (OACU) staff on April 20, 2020. Following the meeting, the PI submitted an amendment to clarify the humane endpoints and took steps to ensure that animals would be monitored as outlined in the approved protocol and in accordance with UNC policies. On April 21, 2020, the PI provided written confirmation of discussions with all lab personnel regarding monitoring responsibilities and humane endpoints and assigned an additional laboratory assistant to assist with monitoring.

After gathering information and informing the Animal Concern Subcommittee (ACS), the Office of Animal Care and Use (OACU) staff verbally reported this incident to OLAW on May 13, 2020.

The IACUC met to discuss the case on June 5, 2020. The IACUC voted unanimously to close the ACR after accepting the ACS recommendations that no additional actions were required, no

sanctions were warranted, and a report should be made to OLAW. NIH funds were used to support this project. The IACUC determined that no reimbursement was necessary.

Please let me know if you have any additional questions regarding this investigation.

Sincerely,

(b) (6)

Terry Magnuson, Ph.D.  
Kay M. & Van L. Weatherspoon Eminent Distinguished Professor  
Vice Chancellor for Research and Institutional Official

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

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**From:** OLAW Division of Compliance Oversight (NIH/OD)  
**Sent:** Wednesday, June 17, 2020 7:38 AM  
**To:** (b) (6)  
**Cc:** OLAW Division of Compliance Oversight (NIH/OD)  
**Subject:** RE: ACR 4-20-3

Thank you for this final report, (b) (6) I will send a response soon.  
Axel Wolff

**From:** (b) (6)  
**Sent:** Monday, June 15, 2020 11:28 AM  
**To:** Wolff, Axel (NIH/OD) [E] <wolffa@od.nih.gov>; OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>  
**Cc:** Heenan, Tracy M <tral@med.unc.edu>  
**Subject:** ACR 4-20-3

Dear Dr. Wolff,

The IACUC met on June 5, 2020 and reviewed Animal Concern 4-20-3. The IACUC voted unanimously to accept the subcommittee's recommendations and close this case. A copy of the Final report for this ACR is attached.

Please let me know if you have any questions or concerns.

Thank you.  
(b) (6)

(b) (6)



## Initial Report of Noncompliance

By: (b) (6)

Date: 5/13/20

Time: 8:00

Name of Person reporting: (b) (6)

Telephone #: (b) (6)

Fax #:

Email:

Name of Institution: U of North Carolina - Chapel HillAssurance number: A3410Did incident involve PHS funded activity? ?

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

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

What happened? HIV studyMice going beyond humane endpoint, dying. Not following vet orders on euthanasia.Species involved: Mice

Personnel involved:

Dates and times:

Animal deaths:

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

Counsel PI, Revise humane endpoints, monitor as required, euthanize as required

Projected submission to OLAW of final report from Institutional Official:

OFFICE USE ONLY

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