



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) 480-3387

August 28, 2020

Re: Animal Welfare Assurance
A3472-01 [OLAW Case 5N]

Dr. David Russell
Vice President and Dean of Basic Research
University of Texas Southwestern Medical Center
5323 Harry Hines Boulevard
Dallas, TX 75390-9002

Dear Dr. Russell,

The Office of Laboratory Animal Welfare (OLAW) acknowledges receipt of your August 7, 2020 letter reporting an instance of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at the University of Texas – Southwestern Medical Center. Your letter supplements the information in the telephone report to our office on April 16, 2020. According to the information supplied OLAW understands that a PI was performing mouse surgery from January to February 2020 in a laboratory location outside of the centrally managed animal facilities that was not approved by the IACUC for animal use. It was stated that this animal activity was supported by the PHS.

Corrective and preventive actions included the PI submitting an amendment to add this room location to the protocol. It was confirmed to an IACUC Manager that the use of animals in this room had ceased until approval could be granted. This amendment was approved on July 3, 2020.

The prompt consideration of this matter by the University of Texas – Southwestern Medical Center was consistent with the philosophy of institutional self-regulation and self-correction. Similarly, the actions taken to resolve the issue and prevent recurrence were appropriate. We find no cause for further action by this office.

Sincerely,

Brent C. Morse -S

Digitally signed by Brent C.
Morse -S

Date: 2020.08.28 13:15:06 -04'00'

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

cc: IACUC contact

UT Southwestern
Medical Center

David W. Russell, Ph.D.
Vice Provost and Dean of Research
UT Southwestern Medical School
Department of Molecular Genetics
Eugene McDermott Distinguished Chair

August 7, 2020

Brent Morse, DVM
Director, Division of Compliance Oversight
Office of Laboratory Animal Welfare
National Institutes of Health
6700B Rockledge Drive, Suite 2500, MSC 6910
Bethesda, MD 20892

RE: UT Southwestern Medical Center Animal Welfare Assurance Statement # D16-00296
Grant: R01NS094392

Dear Dr. Morse,

I write to provide a final report of non-compliance with the *PHS Policy on Humane Care and Use of Laboratory Animals* regarding an incident in which a PI was performing mouse surgery from January to February 2020 in a laboratory location outside of the centrally managed animal facilities that was not approved by the IACUC for animal use. This determination was based on observations made by the Assistant Vice President of Conflict of Interest (COI) & IACUC and the IACUC Chair on February 18, 2020. This incident was first reported to you via email by an IACUC Manager on April 16, 2020.

The PI submitted an amendment to add this room location to the protocol on February 20, 2020 and confirmed to an IACUC Manager on February 21, 2020 that the use of animals in this room had ceased until approval could be granted. This amendment was approved on July 3, 2020.

We believe the actions taken by the IACUC are appropriate for this situation.

Yours sincerely,

(b) (6)

David W. Russell, Ph.D.
Vice Provost, Dean of Research, and Institutional Official

Walker, Keri (NIH/OD) [C]

From: OLAW Division of Compliance Oversight (NIH/OD)
Sent: Tuesday, August 18, 2020 8:48 AM
To: Walker, Keri (NIH/OD) [C]
Subject: FW: Report to OLAW
Attachments: Xing 8.7.20.pdf

Follow Up Flag: Follow up
Flag Status: Completed

From: (b) (6)
Sent: Monday, August 17, 2020 1:26 PM
To: OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>
Cc: Stacy Pritt <Stacy.Pritt@UTSouthwestern.edu>; Robert Hammer <Robert.Hammer@UTSouthwestern.edu>; David Russell <David.Russell@UTSouthwestern.edu>
Subject: Report to OLAW

To the Division of Compliance Oversight,

Attached is a final report of non-compliance. Please let me know if you have any questions regarding this report.

(b) (6)

(b) (6)

UT Southwestern

Medical Center

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Walker, Keri (NIH/OD) [C]

From: Morse, Brent (NIH/OD) [E]
Sent: Thursday, April 16, 2020 1:35 PM
To: Walker, Keri (NIH/OD) [C]
Subject: Preliminary Report

Follow Up Flag: Follow up
Flag Status: Completed

Hi Keri,

I'm having connectivity issues out here in the country. Please look-up the Assurance A- number for U. Texas Southwest Med. Cen. And use this email to open a new case file. Thank you. Brent

Brent C. Morse, DVM, DACLAM
Director
Division of Compliance Oversight
Office of Laboratory Animal Welfare
National Institutes of Health

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From: Morse, Brent (NIH/OD) [E]
Sent: Thursday, April 16, 2020 12:49 PM
To: [REDACTED] (b) (6)
Subject: RE: Need report for OLAW

Thank you for following-up on this [REDACTED] (b) (6). We will use this email to open a case file and we'll await your final report.

Best regards, Brent Morse

Brent C. Morse, DVM, DACLAM
Director
Division of Compliance Oversight
Office of Laboratory Animal Welfare
National Institutes of Health

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From: [REDACTED] (b) (6)
Sent: Thursday, April 16, 2020 12:47 PM
To: Morse, Brent (NIH/OD) [E] <morseb@mail.nih.gov>
Subject: Re: Need report for OLAW

Hi Dr. Morse,

I apologize for the voicemail troubles. I have included this preliminary report below:

I'm writing to provide a preliminary report of noncompliance for an incident on February 18, 2020. It was determined that an unapproved room location not currently overseen by the IACUC was being used for rodent surgery. The PI confirmed they have ceased using the room for live animal work and an amendment to add the room to the protocol has been submitted. The IACUC is in the process of working with the PI on potential room approval.

The funding component is National Institute of Neurological Disorders and Stroke. Our Assurance number is **D16-00296** and we will be submitting a final report in the coming weeks.

Thank you,

(b) (6)

(b) (6)

From: "Morse, Brent (NIH/OD) [E]" <morseb@mail.nih.gov>

Date: Wednesday, April 15, 2020 at 8:55 AM

To: (b) (6)

Subject: Need report for OLAW

EXTERNAL MAIL

Hello (b) (6)

We received a garbled voicemail from you on April 10th regarding a preliminary report of non-compliance. Please submit the report via email to me or to OLAWDCO@od.nih.gov Thank you.

Sincerely, Brent Morse

Brent C. Morse, DVM, DACLAM
Director
Division of Compliance Oversight
Office of Laboratory Animal Welfare
National Institutes of Health

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UT Southwestern

Medical Center

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