



USDA-APHIS-Animal Care



ANIMAL WELFARE COMPLAINT			
Complaint No. AC23-0682	Date Entered: June 14, 2023	Processed By: Amy Benson	
Referred To: Jeffrey Shepherd		Reply Due: July 28, 2023	
Facility or Person Complaint Filed Against			
Name: UNIVERSITY OF PITTSBURGH		Customer No.: 289	License No.:
Address: 3500 Terrace Street S1040 TE STARZL BIOMEDICAL SCIENCE TOWER		Email Address:	
City: Pittsburgh	State: PA	Phone No.: (412) 383-2009	
Complainant Information			
Name: [REDACTED]		Organization: SAEN	
Address:		Email Address: [REDACTED]@gmail.com	
City:	State:	Phone No.:	
How was the Complaint received? Email			
Details of Complaint: See attached.			
Results: After review of the complaint and the facility inspection history, it was determined that the complainant's concerns have been investigated and addressed during the previous inspection. We will continue to monitor and inspect this facility for compliance through unannounced inspections to ensure the AWA- regulated animals are wholly protected by Federal Law.			
Application Kit Provided: Yes: No:			
Inspector: AMY NOOYEN		Date: June 27, 2023	
Reviewed By: Jeffrey Shepherd		Date: July 6, 2023	



United States Department of Agriculture

Animal and Plant
Health Inspection
Service

Animal Care

Fort Collins Office
2150 Centre Avenue
Building B, 3W11
Fort Collins, CO 80526
Phone: 970-494-7478

June 14, 2023

(b) (5) (D), (b) (7)(C), (b) (7)(D)

SAEN

(b) (5) (D), (b) (7)(C), (b) (7)(D)

@gmail.com

Dear Complainant,

Thank you for your correspondence that we received May 15, 2023. We are reviewing your concerns and assigned tracking number AC23-0682. Please allow us enough time (30 to 60 days) to thoroughly look into your concerns. You may submit a request to the Animal and Plant Health Inspection Service (APHIS) Freedom of Information Act (FOIA) office to obtain any publicly available information regarding our review.

FOIA Requests can be submitted three ways:

1. Web Request Form: <https://efoia-pal.usda.gov/App/Home.aspx>
2. Fax: 301-734-5941
3. US Mail:
USDA- APHIS- FOIA
4700 River Road, Unit 50
Riverdale, MD 20737

Should you have any questions regarding the APHIS FOIA process or need assistance using the Web Request Form **please contact the APHIS FOIA office at 301-851-4102.**

Animal Care is a program within the U.S. Department of Agriculture (USDA) that directs activities to ensure compliance with and enforcement of the Animal Welfare Act and the Horse Protection Act. Animal Care establishes standards of humane treatment for regulated animals and monitors and achieves compliance through inspections, enforcement, education, and cooperative efforts under the Acts.

Please be assured that we will look into your concern(s) and take appropriate action(s).

Thank you for your interest into the humane treatment of these animals.

Sincerely,

Elizabeth Goldentyer, D.V.M.
Deputy Administrator
USDA, APHIS, Animal Care



Stop Animal Exploitation NOW!

Dr. Elizabeth Goldentyer
 USDA/APHIS/AC
 920 Main Campus Drive, Suite 2000
 Raleigh, NC 27606

5/15/23

Dr. Goldentyer,

I am writing to you today to file an Official Complaint against the University of Pittsburgh for what I believe are clear violations of the Animal Welfare Act. The incident that I am referencing was reported to the National Institutes of Health by the University of Pittsburgh as a non-compliance with PHS policy on animal care/use. Most of these incidents are also violations of the Animal Welfare Act, upon which the NIH policies are based.

On January 5, 2023, the University of Pittsburgh reported that a nonhuman primate escaped and suffered an injury that required the partial amputation of four digits on one foot. The University of Pittsburgh should be cited for violating Section 2.32 Personnel Qualifications, and Section 2.38 Miscellaneous: (f)(1) Animal Handling.

I hereby file an Official Complaint against the University of Pittsburgh relevant to these non-compliances. I know that your office considers major violations of the Animal Welfare Act to be very serious in nature, especially when animals die or are injured. Therefore, I must insist that your office institute an immediate investigation and begin the process of issuing the maximum fine of \$12,722 per infraction at the completion of the investigation.

I look forward to hearing from you in the near future about the fate of this facility.

Sincerely,

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

1081-B State Route 28 #280 Milford, OH 45150

513-575-5517

www.SAENonline.org

A3187-10D



University of
Pittsburgh

Office of
Research Protections

Bill J. Yates, PhD
Vice Chancellor for Research Protections
Professor of Otolaryngology & Neuroscience &
Clinical and Translational Science

NOT APPLICABLE DELETIONS

(b) (4) Hieber Building
3500 Fifth Avenue
Pittsburgh, PA 15213
(b) (6)

Email: vcorp@pitt.edu

December 21, 2022

Brent Morse, DVM, DACLAM
NIH Office of Laboratory Animal Welfare
Rockledge One, Suite 360
6705 Rockledge Drive – MSC 7982
Bethesda, MD 20892-7982

Dear Dr. Morse:

As the Institutional Official responsible for the University of Pittsburgh's Animal Care and Use Program (Assurance number D16-00118), I am writing to advise your office of a reportable incident¹.

On October 26, 2022, one nonhuman primate escaped during a cage change in the animal facility. The animal jumped to the top of another cage and was subsequently injured by the cage's occupant, necessitating the partial amputation of four digits on one foot. The animal was provided analgesia for 5 days and was monitored by veterinary staff until recovery and there have been no further issues.

The IACUC approved the corrective action plan submitted by the animal facility director for the incident, which included the following items:

- For cage transfers of smaller NHPs (4kg or less), a jump box or transfer tunnel will be employed to eliminate the opportunity and ability of the smaller animals slipping in between the cages when placed together.
- All NHP husbandry staff will be trained on this policy.

The IACUC levied the following sanction:

- A letter was sent to the animal facility director and their supervisor regarding these events.

¹ PHS Policy IV.C.1.d

Brent Morse, DVM, DACLAM
December 21, 2022
Page 2

Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,

(b) (6)

NOT APOSTOLIC DELETIONS

Bill J. Yates, PhD

McCoy, Devora (NIH/OD) [E]

From: OLAW Division of Compliance Oversight (NIH/OD)
Sent: Thursday, December 22, 2022 7:54 AM
To: [REDACTED] (b) (6)
Cc: OLAW Division of Compliance Oversight (NIH/OD)
Subject: RE: Reportable Event Notices

Good morning [REDACTED] (b) (6)

Thank you for sending us these reports and we will send official responses soon.

Best,
 Devora

Devora McCoy, BS, MBA
 Program Analyst
 Division of Compliance Oversight
 Office of Laboratory Animal Welfare
 National Institutes of Health
 301-435-2390

[REDACTED] (b) (6)
From: [REDACTED] (b) (6)
Sent: Wednesday, December 21, 2022 2:25 PM
To: OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>
Subject: [EXTERNAL] Reportable Event Notices

Good Afternoon. Please review the attached correspondence forwarded on behalf of Bill J. Yates, PhD, Vice Chancellor for Research Protections. Thank you.

[REDACTED] (b) (6)



United States Department of Agriculture

Animal and Plant
Health Inspection
Service

Animal Care

Fort Collins Office
2150 Centre Avenue
Building B, 3W11
Fort Collins, CO 80526
Phone: 970-494-7478

January 30, 2024

INQ-0000015708

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

Dear Complainant,

Thank you for your correspondence dated August 1, 2023. We are reviewing your concerns and assigned tracking number AC23-0838. Please allow us enough time (30 to 60 days) to thoroughly look into your concerns. You may submit a request to the Animal and Plant Health Inspection Service (APHIS) Freedom of Information Act (FOIA) office to obtain any publicly available information regarding our review.

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1. Web Request Form: <https://efoia-pal.usda.gov/App/Home.aspx>
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Thank you for your interest into the humane treatment of these animals.

Sincerely,

Dr. Roxanne Mullaney D.V.M.
Deputy Administrator
USDA, APHIS, Animal Care