



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

November 5, 2019

Re: Animal Welfare Assurance
#A3262-01 (OLAW Case 30)

Dr. S. David Kimball
Institutional Official
Senior Vice President,
Research & Economic Development
Rutgers, State University of New Jersey
3 Rutgers Plaza
New Brunswick, NJ 08901

Dear Dr. Kimball,

The Office of Laboratory Animal Welfare (OLAW) acknowledges receipt of your October 17, 2019 letter reporting an instance of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at Rutgers University. Your letter supplements the information in the initial report by phone on May 24, 2019. According to the information provided, OLAW understands that on May 10, 2019, the University's Comparative Medicine Resources (CMR) was notified by a PI who self-reported that his research personnel did not follow established lab procedures on maintaining the aquatic life-support system which resulted in the loss of 11 fish. It was stated that these animals were not supported by PHS funds.

Corrective and preventive actions included requiring lab personnel to re-review the protocol and to be re-trained on the use of aquarium equipment, installation of real-time alarms as well as daily health checks to alert the lab members of changes in water levels, temperature, and additional charcoal filters and flowmeters. A monitoring log was also put in place. The PI was also counseled and advised that a follow-up visit would be made to verify that appropriate measures are in place.

The consideration of this matter by Rutgers University was consistent with the philosophy of institutional self-regulation. Similarly, the actions taken to resolve the issue and prevent reoccurrence were appropriate. We appreciate being informed of this matter and find no cause for further action by this office.

Sincerely,

(b) (6)

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

cc: IACUC Contact



IACUC Office
Rutgers University Animal Care
RWJMS, Research Tower
Rutgers, The State University of New Jersey
675 Hoes Lane West, Room 115
Piscataway, NJ 08854

<http://orad.rutgers.edu/iacuc>

p. 732-235-6081

October 17, 2019

Brent Morse, DVM
Director, Division of Compliance Oversight
Office of Laboratory Animal Welfare
National Institutes of Health
Rockledge 1, Suite 360, MSC 7982
6705 Rockledge Drive
Bethesda, MD 20892-7982

Re: Animal Welfare Assurance Number D16-00169 (A3262-01)

Dear Dr. Morse,

Rutgers, The State University of New Jersey hereby makes the final report for the following incident, reported to OLAW via telephone on May 24, 2019. On May 10, 2019, the University's Comparative Medicine Resources (CMR) was notified by the principal investigator who self-reported that his research personnel did not follow the established lab procedures on maintaining the aquatic life-support system which resulted in the loss of 11 fish.

The following actions were taken in response to this incident:

- The PI was counseled by the IACUC Executive Committee as well as CMR veterinary staff and the Post Approval Monitoring (PAM) coordinator. The PI was informed that a follow up visit would be made to verify that appropriate measures are in place.
- The lab personnel were required to re-review the protocol and undergo re-training on the use of aquarium equipment, installation of real-time alarms as well as daily checks to alert the lab members of changes in water levels, temperature, and additional charcoal filters and flowmeters, a monitoring log was put in place.
- At its regularly convened meeting on May 16, 2019, the IACUC reviewed and discussed this incident and unanimously voted to report this matter to OLAW. The IACUC also voted to accept the above noted corrective actions.

This research is not funded by PHS.

Please contact me with any questions.

Sincerely,

(b) (6)

S. David Kimball, Ph.D.
Institutional Official
Senior Vice President, Research & Economic Development
Vice President, Innovation & Research Commercialization

Wolff, Axel (NIH/OD) [E]

From: OLAW Division of Compliance Oversight (NIH/OD)
Sent: Friday, November 1, 2019 7:17 AM
To: (b) (6)
Cc: OLAW Division of Compliance Oversight (NIH/OD)
Subject: RE: final reports for Rutgers Assurance D16-00169 (A3262-01)

Thank you for these reports, (b) (6) Dr. Morse will send responses soon.

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

From: (b) (6)
Sent: Thursday, October 31, 2019 2:56 PM
To: OLAW Division of Compliance Oversight (NIH/OD) <olawdco@od.nih.gov>
Cc: (b) (6)
Subject: final reports for Rutgers Assurance D16-00169 (A3262-01)

Division of Compliance Oversight,

Attached are six final reports for reportable events under Assurance # D16-00169 (A3262-01).

Please let us know if you have any questions.

Thank you,
(b) (6)

(b) (6)

Morse, Brent (NIH/OD) [E]

From: Morse, Brent (NIH/OD) [E]
Sent: Thursday, October 17, 2019 8:31 AM
To: (b) (6)
Subject: RE: OLAW open compliance cases

Thank you (b) (6) We will await the A3262 cases.

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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From: (b) (6)
Sent: Wednesday, October 16, 2019 4:55 PM
To: Morse, Brent (NIH/OD) [E] <morseb@mail.nih.gov>
Subject: RE: OLAW open compliance cases

Dear Dr. Morse,

Thank you for the follow up email on the open cases under both Assurances. We apologize for the delay. The final reports for the cases under Assurance # A3158 have now been sent to the Division of Compliance Oversight email address. The final reports for the cases under Assurance # A3262 will be forthcoming soon.

Please note that I have removed (b) (6) as he is no longer in an IACUC related role at the university.

Thanks,
(b) (6)

(b) (6)

From: Morse, Brent (NIH/OD) [E] <morseb@mail.nih.gov>
Sent: Wednesday, October 16, 2019 1:48 PM

To: [REDACTED] (b) (6)

Subject: OLAW open compliance cases

Importance: High

Dear [REDACTED] (b) (6)

OLAW has six open cases under Assurance # A3262 and six more open cases under Assurance # A3158. These cases date back to April 2019 thru June 2019. Please submit either final reports, interim reports, or justification for further delay. We want to work with you to finalize these but we also need to show diligence and timeliness in our follow-up. Thank you.

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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Initial Report of Noncompliance

By: *[Signature]*Date: *5/24/19*Time: *9:00*
(b) (6)Name of Person reporting: *[Redacted]*Telephone #: *[Redacted]*Fax #: *[Redacted]*Email: *[Redacted]*Name of Institution: *Rutgers Univ - New Brunswick*Assurance number: *A3262**Campus*Did incident involve PHS funded activity? *No*

Funding component: _____

Was funding component contacted (if necessary): _____

What happened? *About 30 fish died. Drain valve left open resulting in increased water flow and exchange. All fish in first ~~water~~ tank died, sequential tanks were O.K.*Species involved: *Fish*Personnel involved: *Grad Student*Dates and times: *5/10/19*Animal deaths: *Yes 30 fish*

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

Add alarms.

Projected submission to OLAW of final report from Institutional Official:

OFFICE USE ONLY

Case # _____