



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

January 6, 2020

Re: Animal Welfare Assurance
#A3262-01 (OLAW Case 3S)

Dr. S. David Kimball
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 December 16, 2019 letter reporting an instance of noncompliance with the PHS Policy on Humane Care and Use of Laboratory Animals at Rutgers, The State University of New Jersey following up on an initial November 20, 2019 notification by telephone.

According to the information provided, this Office understands that Rutgers, The State University of New Jersey Animal Care and Use Committee (ACUC) determined that instances of noncompliance occurred with respect to: chickens being maintained in a cooperative living dormitory on campus with no approved protocol. The final report states the chickens are part of an educational program, and this research is not PHS funded. At the meeting on October 16, 2019, the IACUC reviewed and discussed this incident and voted to report the matter, and accepted the corrective actions listed below. The corrective actions included the following:

- The faculty member responsible for running the program was counseled by the IACUC Executive Committee as well as Comparative Medicine Resources (CMR) staff.
- A protocol was submitted.
- The housing site was inspected by the IACUC and the chickens were evaluated by CMR veterinary staff.

Based on its assessment of this explanation, OLAW understands that Rutgers, The State University of New Jersey has implemented appropriate measures to correct and prevent recurrences of this problem and is now compliant with provisions of the PHS Policy. OLAW assumes that the protocol has been approved and the housing area on campus has been approved as animal housing. OLAW also assumes that the IACUC ensures that the students or individuals involved in the research have been appropriately trained and husbandry responsibilities are being completed by trained individuals. Although this activity was not PHS funded, the application of the expectations of the PHS Policy across the animal care and use program reduces any potential appearance of a double standard. We appreciate being informed of these matters and find no cause for action by this Office.

Page 2 – Dr. Kimball
January 6, 2020
OLAW Case A3262-3S

Sincerely,

(b) (6)

Jacquelyn T. Tubbs, DVM
Veterinary Medical Officer
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

December 16, 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 November 20, 2019. On September 23, 2019, the IACUC was made aware of chickens that were being maintained as part of an educational program for students in a cooperative living dormitory on campus. Although there were no animal welfare issues identified, there was no approved IACUC protocol for this program.

The following actions were taken in response to this incident:

- The faculty member responsible for running the program was counseled by the IACUC Executive Committee as well as Comparative Medicine Resources (CMR) staff.
- A protocol was submitted.
- The housing site was inspected by the IACUC and the chickens were evaluated by CMR veterinary staff.
- At its regular meeting on October 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

Morse, Brent (NIH/OD) [E]

From: OLAW Division of Compliance Oversight (NIH/OD)
Sent: Thursday, December 19, 2019 8:04 AM
To: (b) (6) OLAW Division of Compliance Oversight (NIH/OD)
Cc: (b) (6)
Subject: RE: final reports for Rutgers Assurance D16-00169 (A3262-01)

Thank you for providing these reports (b) (6) We will send official responses soon.

Best regards, Brent Morse

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

Please note that this message and any of its attachments are intended for the named recipient(s) only and may contain confidential, protected or privileged information that should not be distributed to unauthorized individuals. If you have received this message in error, please contact the sender.

From: (b) (6)
Sent: Wednesday, December 18, 2019 5:05 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 eight 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)



Initial Report of Noncompliance

By: aw

Date: 11/20/19

Time: 10:00

Name of Person reporting: (b) (6)

Telephone #: (b) (6)

Fax #:

Email:

Name of Institution: Rutgers

Assurance number: A3262

Did incident involve PHS funded activity? No

Funding component: _____

Was funding component contacted (if necessary): _____

What happened?

No protocol for students holding chickens for class

Species involved: Chickens

Personnel involved:

Dates and times:

Animal deaths:

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

Submit protocol

Projected submission to OLAW of final report from Institutional Official:

OFFICE USE ONLY

Case # _____