

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

OFFICIAL WARNING
VIOLATION OF FEDERAL REGULATIONS



CASE NO.
NY09491-AC

VIOLATOR
**Weill Medical College of
Cornell University**

ADDRESS (Street, City, State, Zip Code)

**1300 York Avenue
Box 40
New York, NY 10021**

The Department of Agriculture has evidence that on or about June 12, 2009, you or your organization committed the following violation of Federal Regulations:

9 C.F.R. § 2.38 (f) Handling. Respondent failed to handle a non-human primate as expeditiously and carefully as possible in a manner that does not cause trauma, overheating, excessive cooling, behavioral stress, physical harm, or unnecessary discomfort. On June 12, 2009, a non-human primate died after his lungs were hyper-inflated when the respondent failed to open a clamped breathing tube while placing a tracheostomy tube.

The stipulation issued previously (October 1, 2009) is hereby rescinded.

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since the violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS official.

APHIS OFFICIAL (Name, Title)

Sarah L. Conant
Chief, Animal Health and Welfare Enforcement Branch
Investigative and Enforcement Services

OFFICE ADDRESS:

4700 River Road, Unit 85
Riverdale, MD 20737

SIGNATURE

DATE ISSUED

TELEPHONE NO.

(301) 734-8684

FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO: