

Dated: November 22, 1995.

Ronald S. Young,

Executive Director.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Findings of Scientific Misconduct

AGENCY: Office of the Secretary, HHS.

ACTION: Notice.

SUMMARY: Notice is hereby given that the Office of Research Integrity (ORI) has made final findings of scientific misconduct in the following case:

Tetsuya Matsuguchi, M.D., Ph.D., Dana-Farber Cancer Institute: On November 3, 1995, ORI found that Tetsuya Matsuguchi, M.D., Ph.D., formerly a Harvard Medical School Research Fellow at the Dana-Farber Cancer Institute, committed scientific misconduct by intentionally falsifying data by artificially darkening one band each on two autoradiographs in figures that he had prepared for a presentation at an intramural research seminar and by altering three bands on the print of an immunoblot included in Figure 2A of a paper published in the EMBO Journal. This research was supported by a Public Health Service grant.

Dr. Matsuguchi has entered into a Voluntary Exclusion Agreement with ORI in which he has accepted ORI's finding and has agreed to exclude himself voluntarily, for the three (3) year period beginning November 3, 1995:

- (1) From any contracting or subcontracting with any agency of the United States Government and from eligibility for, or involvement in, Federal nonprocurement transactions (e.g., grants and cooperative agreements), of the United States Government, as defined in 45 C.F.R. Part 76 and 48 C.F.R. Subparts 9.4 and 309.4 (Debarment Regulations); and
- (2) From serving in any advisory capacity to PHS, including but not limited to service on any PHS advisory committee, board, and/or peer review committee, or as a consultant.

The above voluntary exclusion, however, shall not apply to Dr. Matsuguchi's future training or practice of clinical medicine whether as a medical student, resident, fellow, or licensed practitioner unless that practice involves research or research training.

Dr. Matsuguchi has agreed to submit a letter to the EMBO Journal requesting

correction of the article entitled "Tyrosine phosphorylation of p85^{vav} in myeloid cells is regulated by GM-CSF, IL-3, and Steel factor and is constitutively increased by p210^{BCR/ABL}" (EMBO Journal 14:257-265, 1995) by retracting Figure 2A, because Dr. Matsuguchi enhanced the Vav bands in lanes 2, 3, and 4 without the knowledge of the other authors, and by substituting the correct Figure 2A.

FOR FURTHER INFORMATION CONTACT:

Director, Division of Research Investigations, Office of Research Integrity, 5515 Security Lane, Suite 700, Rockville, MD 20852.

Lyle W. Bivens,

Director, Office of Research Integrity.

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Administration for Children and Families

Statement of Organization, Functions, and Delegations of Authority

This Notice amends Part K of the Statement of Organization, Functions, and Delegations of Authority of the Department of Health and Human Services (DHHS), Administration for Children and Families (ACF) as follows: Chapter K, Administration for Children and Families (ACF) (60 FR 40586); Chapter KL, The Office of Staff Development and Employee Relations (OSDER); and Chapter KS, The Office of Human Resources and Equal Employment Opportunity/Civil Rights (OHREEO/CR), as last amended, August 9, 1995. This reorganization will establish a new servicing personnel office, Office of Human Resource Management.

1. Amend K.10 Organization. After "Office of Legislative Affairs and Budget (KT)," add the following: "Office of Human Resource Management (KU)"
2. Delete Chapter KL. "The Office of Staff Development and Employee Relations," retitle it as the "Office of Staff Development and Organizational Resources" and replace with the following:

The Office of Staff Development and Organizational Resources

KL.00 Mission
KL.10 Organization
KL.20 Functions

KL.00 Mission. The Office of Staff Development and Organizational Resources (OSDOR) serves as principal advisor to the Deputy Assistant Secretary for Program Operations and provides consultation, policy development, technical assistance and

related services to all ACF components in the areas of training, staff development, organizational development and organizational analysis. Supports the implementation of ACF's streamlining efforts.

KL.10 Organization. The Office of Staff Development and Organizational Resources is headed by a Director who reports to the Deputy Assistant Secretary for Program Operations.

KL.20 Functions. The Office of Staff Development and Organizational Resources provides leadership in directing and managing agency-wide staff development and training activities for ACF. The Office is responsible for the functional management of training and development in the agency, including policy development, guidance, and technical assistance and evaluation of all aspects of career, employee, supervisory, management, executive and organizational development. Provides leadership in implementing the recommendations of the Staff Development and Training Team, by creating, managing/overseeing and monitoring an ACF training resource center and institutionalizing long-term developmental training for ACF employees.

The Office serves as the principal source of advice through the Deputy Assistant Secretary for Program Operations to the Assistant Secretary on organizational design by collaborating with staff to develop high-leverage, tailored solutions to achieve measurable outcomes and to transform the agency to a quality organization that supports ACF's vision, values and goals. The Office advises the Assistant Secretary through the Deputy Assistant Secretary for Program Operations on all aspects of ACF organizational analysis including: planning for new organizational elements; and planning, organizing and performing studies, analysis and evaluations related to structural, functional and organizational issues, problems and policies to ensure organizational effectiveness. Conducts the review process for ACF reorganization proposals. Acts as liaison with the HHS Office of the Assistant Secretary for Management and Budget to coordinate organizational proposals requiring Secretarial approval; prepares functional statements and official organizational charts. Administers ACF's system for review, approval, and documentation of delegations of authority and maintains the guidelines related to the delegations of authority.

3. Delete Chapter KS. "The Office of Human Resources and Equal Employment Opportunity/Civil Rights," retitle it as the "Equal Employment