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III. Report on Medical Ethics Matter

A. Dr. Liverman reported to the Commission on his discussions with Drs. Sproul, Orbison and Waterhouse at the University of Rochester noting specifically:

1. the status of the four remaining patients;
2. Dr. Sproul's concern that the Argonne group was more interested in publicizing their study than the fate of the people involved;
3. Dr. Sproul's concern regarding AEC actions once facts are assembled;
4. his agreement with Dr. Sproul that neither AEC nor the University of Rochester will take unilateral action in this case without informing the other first;
5. Dr. Waterhouse's opinion that Dr. Bassett's records were incomplete and that he may have informed patients before proceeding;
6. that the Advisory Committee on Biology and Medicine had reviewed the program in 1948 and had recommended that it be discontinued; and
7. the need for an AEC team consisting of an M.D. and a trained investigator to interview those persons directly concerned with the program including:

Dr. Shields Warren	Dr. Austin Brues
Dr. Charles Dunham	Dr. Bob Rowland
Dr. Louis Hempelmann	Dr. Robley Evans
Dr. Stafford Warren	Dr. Pat Durbin

B. The Commission requested:

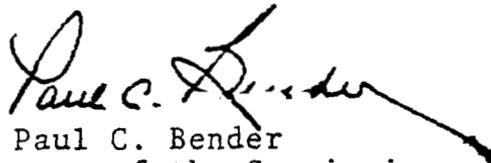
1. Argonne National Laboratory be immediately advised by letter (through the Chicago Operations Office) that no more experiments of the type in question will be performed without clearance by the "Human Uses Committee"; (AGMBER)
2. all patients and next of kin to deceased patients be informed as soon as possible but not later than three weeks from April 1. An AEC physician would be present when the attending physician is informed of the condition under which the Pu was injected; (AGMBER)

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3. the AEC interview teams to complete their interviews and report within three-four weeks if possible; (AGMBER)
 4. a response to possible press inquiries be prepared and be available immediately should the need arise; (AGMBER/OIS) and
 5. upon receipt of the interview team's report, consideration of the establishment of a small highly respected group to review the case and advise the Commission on further actions to be taken. (AGMBER)
- C. The Commission noted that since some of the experiments occurred during the period when the Atomic Energy Program was under control of the Manhattan Engineering District the Department of the Army would be informed through the Army General Counsel and Army Surgeon General. (OGC/SECY/AGMBER)



Paul C. Bender
Secretary of the Commission

(5:20 p.m.)

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Ltd Attn Sess 74-68
April 1, 1974

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