



OFFICE OF THE PROVOST AND SENIOR VICE PRESIDENT—
ACADEMIC AFFAIRS

OFFICE OF THE PRESIDENT
1111 Franklin Street
Oakland, California 94607-5200

February 2, 1999

Robert N. Shelton
Vice Provost
Office of Research
1111 Franklin Street, 11th Floor
University of California
Oakland, CA 94607-5200

Dear Robert:

We, the Vice Chancellors for Research of the nine University of California campuses, support the decision of the University of California, San Francisco campus not to accept the terms of a National Institute of Drug Abuse (NIDA) contract that requires Institute permission for publication of experimental results and that reserves the right to restrict the availability to the investigator of the data generated.

The following excerpts of the Special Contract Requirements from NIDA RFP N01DA-8-8086 are unacceptable to the University of California:

CLAUSE, Rights in Data-Special Works (FAR52.227-17)

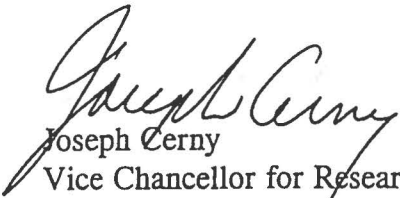
(d) Release and use restrictions. . . The Contractor shall not use for purposes other than the performance of this contract, nor shall the Contractor release, reproduce, distribute, or publish any data first produced in the performance of this contract, nor authorize others to do so, without written permission of the Contracting Officer.


CLAUSE, Use of Data (Special Clause C)

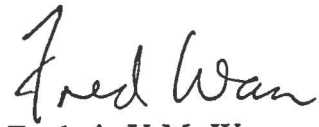
Data collected under this contract are not the property of the Contractor. The Contractor is not allowed to retain any copies of data generated under the contract. On or before contract expiration, the contractor shall deliver (or otherwise dispose per the Contracting Officer's directives) all data, including raw databases, tapes, software programs used to interpret or manipulate data, weight calculations files, data collection forms, file definitions, various edited databases, generated under this contract to the Project Officer. . .


Furthermore, we declare our unwillingness to accept grants or contracts for our campuses under such terms.


Sincerely,



Joseph Cerny
Vice Chancellor for Research

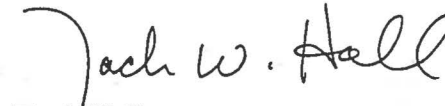

Kevin Smith
Vice Chancellor for Research

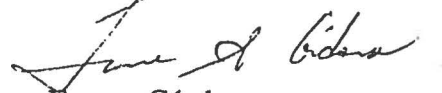

Frederic Y.M. Wan
Vice Chancellor For Research

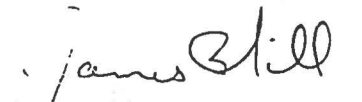

C. Kumar Patel
Vice Chancellor for Research


Harry W. Green, II
Vice Chancellor for Research


Richard Attiyeh
Vice Chancellor for Research


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Associate Vice Chancellor for
Academic Affairs


France Córdoba
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James Gill
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