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Marc S Mendonca, PhD, Editor-in-Chief ~ **Radiation Research** Indiana School of Medicine Department of Radiation Oncology 535 Barnhill Drive, RT 041 Indianapolis, IN 46202-5289

Dear Dr Mendonca,

Attached you will find a document entitled "Analysis of Key Experiments Obtained in Discovery in a *Qui tam* Case" by myself and Joel Pitt, PhD. I am sending it to you for prereview as it does not fit into your usual manuscript categories and contains ethical issues that you may want to consider. For your information, *qui tam* is a suit filed by a private individual – relator – on behalf of the federal government charging violation of the False Claims Act. I am that relator. The defendants were Roger W Howell, PhD, Anupam Bishayee, PhD and the University of Medicine and Dentistry of New Jersey. Although the Court ruled in favor of the defendants and the ruling was sustained on appeal, the issues discussed in our paper did not play a role in the Courts' decisions. In fact, a judge in an earlier *qui* tam case was quoted as saying "the legal process is not suited to ...identifying scientific misconduct". For your information, the case is listed as United States District Court District of New Jersey case no. 03-4837 (DMC).

I hope that **Radiation Research** will publish this paper, and I also call for retraction of the 4 articles published in **Radiation Research** in the list of References that were co-authored by Dr Bishayee. You will note that I am a co-author on one of those papers. I do not believe in the integrity of the results that were reported therein.

Since the documents that we reviewed for the paper were presented to the Court, they are all in the public domain. At the end of paper, the documents reviewed are listed.

Sincerely yours,

Helene E Hill

Helene Z Hill, PhD

Professor of Radiology

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