
From:
Sent:
To:
Subject: Request for information [SEC=UNCLASSIFIED]

Importance: High

Security Classification: UNCLASSIFIED

Hello

I would like to request some information from you if possible? We are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself using the contact details below.

Regards,

Phon:
Mobile:
Fax: +

Email: ^
Web:

From:
Sent:
To:
Subject: FW: Request for information [SEC=UNCLASSIFIED]
Importance: High
Security Classification: UNCLASSIFIED

Hello

I was just following up the request for the information relating to Masters cyclists details (below). Is this type of information able to be provided?

Regards,

From:
Sent:
To:
Subject: Request for information [SEC=UNCLASSIFIED]
Importance: High

Hello

I would like to request some information from you if possible? We are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself using the contact details below.

Regards,

Phone:
Mobile:
Fax:

Email:
Web:

From:
Sent:
To:
Subject: Request for information [SEC=IN-CONFIDENCE]

Importance: High

Security Classification: IN-CONFIDENCE

Hello

I e-mailed [redacted] regarding a request for some information who advised me that you may be able to provide it? We are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself at this e-mail or on [redacted] or on [redacted]

Regards

Phone: [redacted]
Mobile: [redacted]
Fax: [redacted]

Email: [redacted]
Web: [redacted]

From:
Sent:
To:
Cc:
Subject: FW: Request for information [SEC=IN-CONFIDENCE]

Importance: High

Security Classification: IN-CONFIDENCE

Hello

I'm just following up on the below request for Masters Cyclists membership details including DOB's and addresses. Is this possible to obtain?

Regards

From:
Sent:
To:
Subject: Request for information [SEC=IN-CONFIDENCE]
Importance: High

Hello

I e-mailed [redacted] regarding a request for some information who advised me that you may be able to provide it? We are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself at this e-mail or on 04 [redacted]

Regards

Phone: [redacted]
Mobile: [redacted]
Fax: [redacted]

Email: [redacted]
Web: [redacted]

From:
Sent:
To:
Subject: Master's cycling membership list. [SEC=IN-CONFIDENCE]

Importance: High

Security Classification: IN-CONFIDENCE

Hello

As discussed, we are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself at this e-mail or on [redacted] or on [redacted]

Thankyou!

Regards

Phone:
Mobile:
Fax:

Email:
Web:

From: u>
Sent:
To:
Subject: RE: Master's cycling membership list. [SEC=IN-CONFIDENCE]
Attachments: Master B.xls

I hope this list is correct.



From:
Sent: T
To:
Subject: Master's cycling membership list. [SEC=IN-CONFIDENCE]
Importance: High

Hello

As discussed, we are making enquiries into a person who may be a masters cyclist, however before we proceed any further we have to confirm their identity, so if possible could you provide a membership list of all your masters cyclists which include date of births and addresses?

If you have any questions regarding this matter please feel free to contact myself at this e-mail or on or
on

Thankyou

Regards

C
At

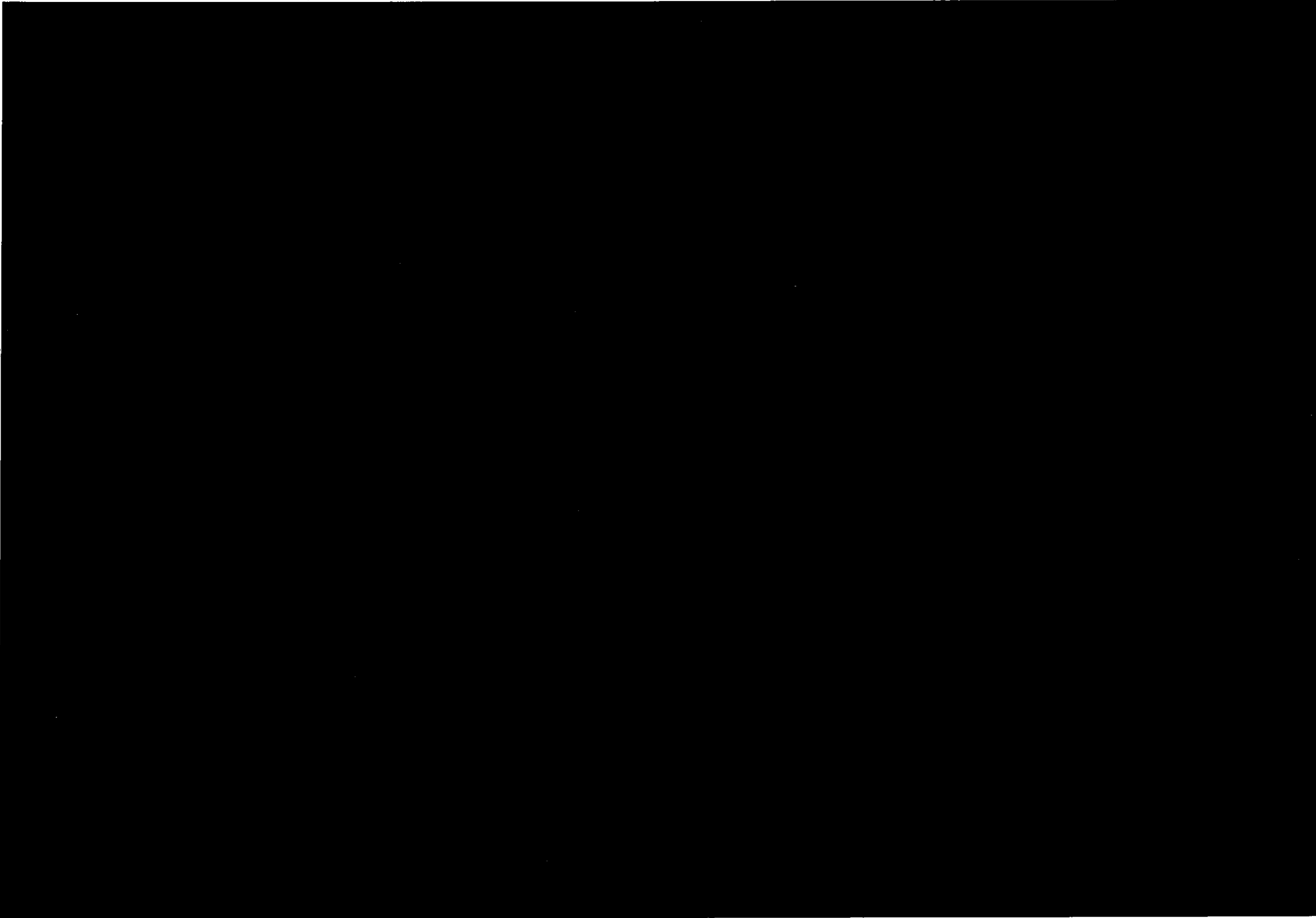
Phone: +
Mobile: +
Fax: +t

Email:
Web:

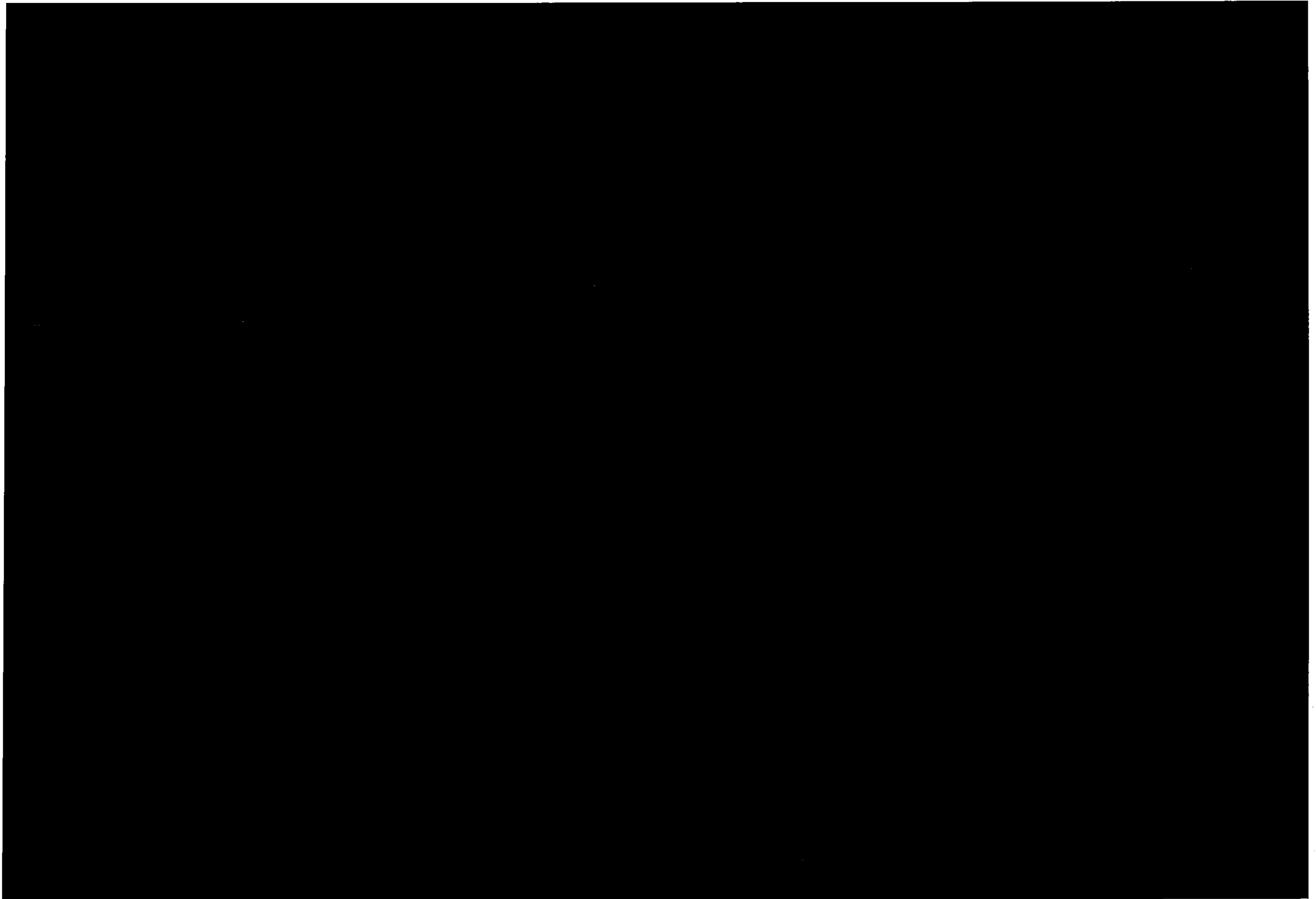
IMPORTANT

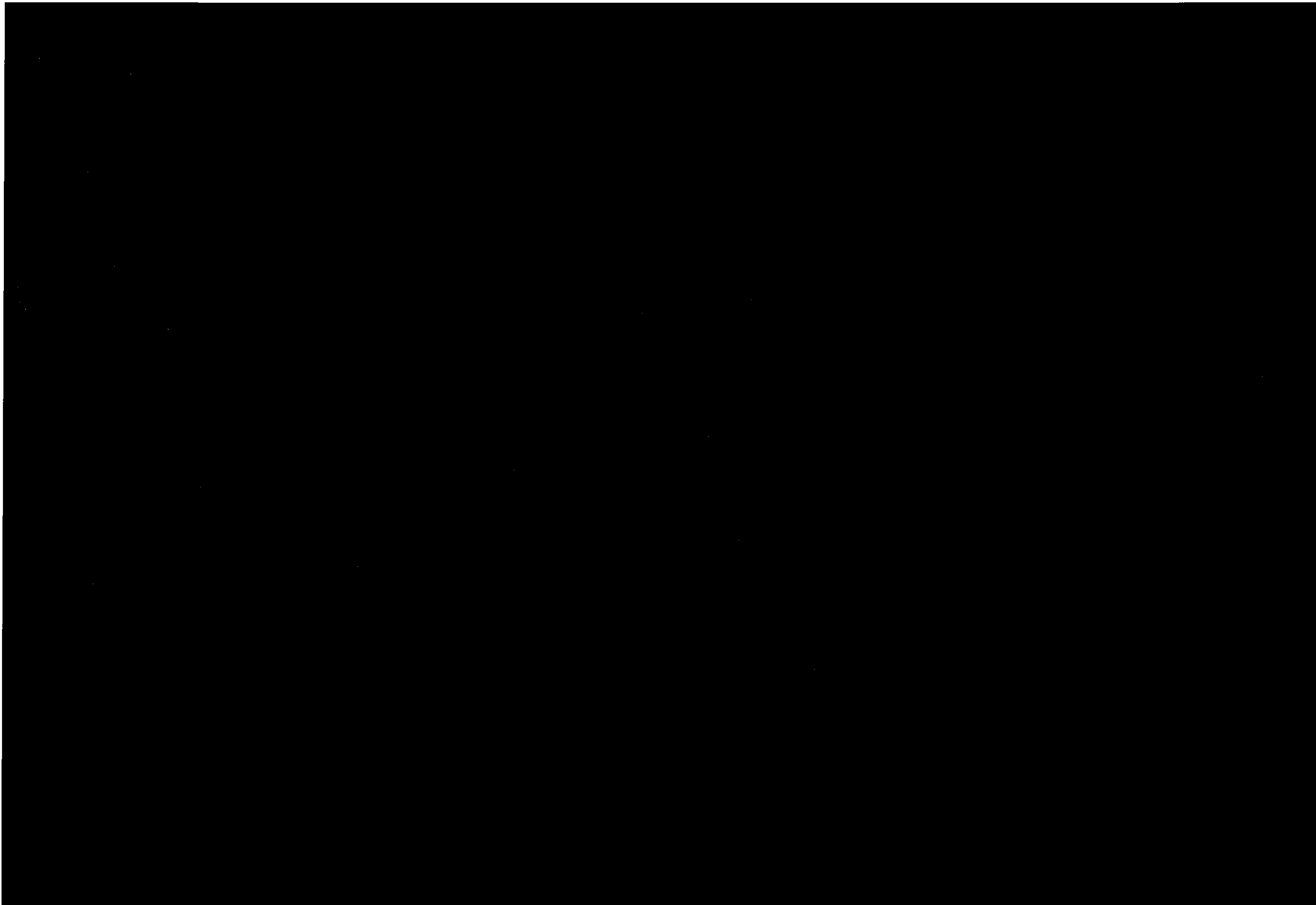
The information contained in this e-mail message and any attached files may be confidential information and may also be the subject of legal professional privilege. It remains the property of the Australian Sports Anti-Doping Authority (ASADA). If you are not the intended recipient, any use, disclosure, retransmission or copying of this e-mail is unauthorised. If you have received this e-mail in error, you are requested to notify the sender

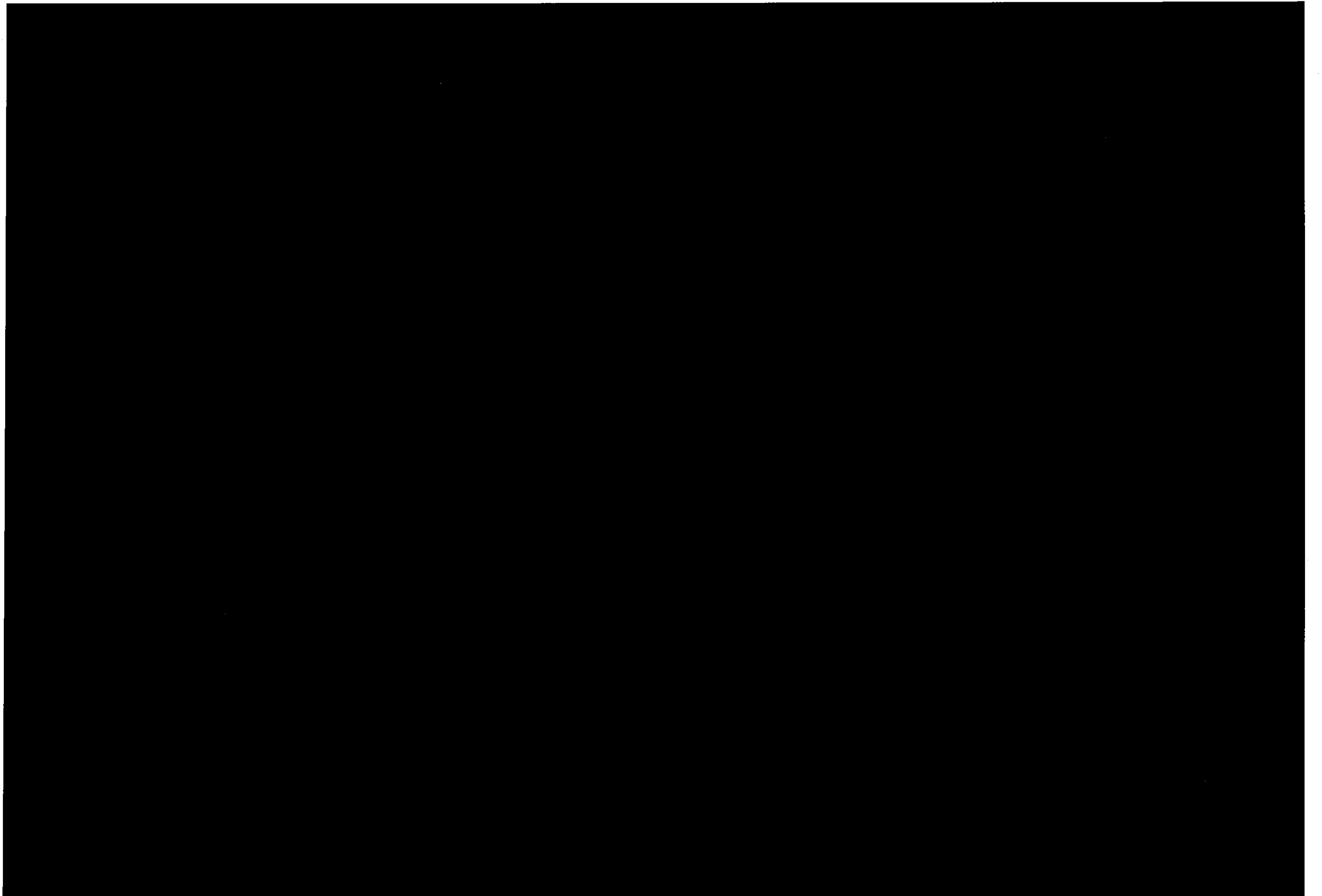
ID MEMBER_TYPE CATEGORY FIRST_NAME LAST_NAME CHAPTER PAID_THRU EMAIL

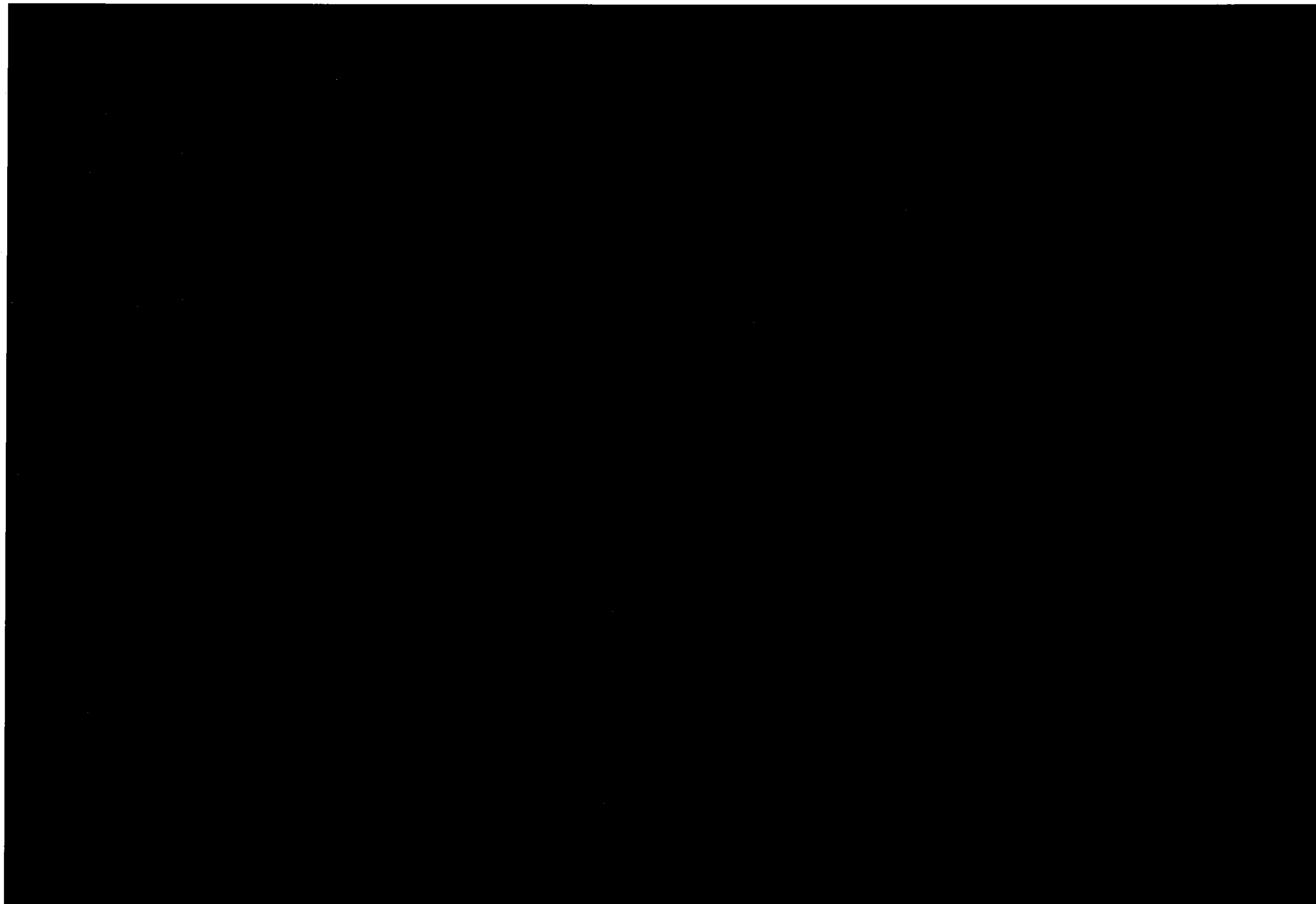


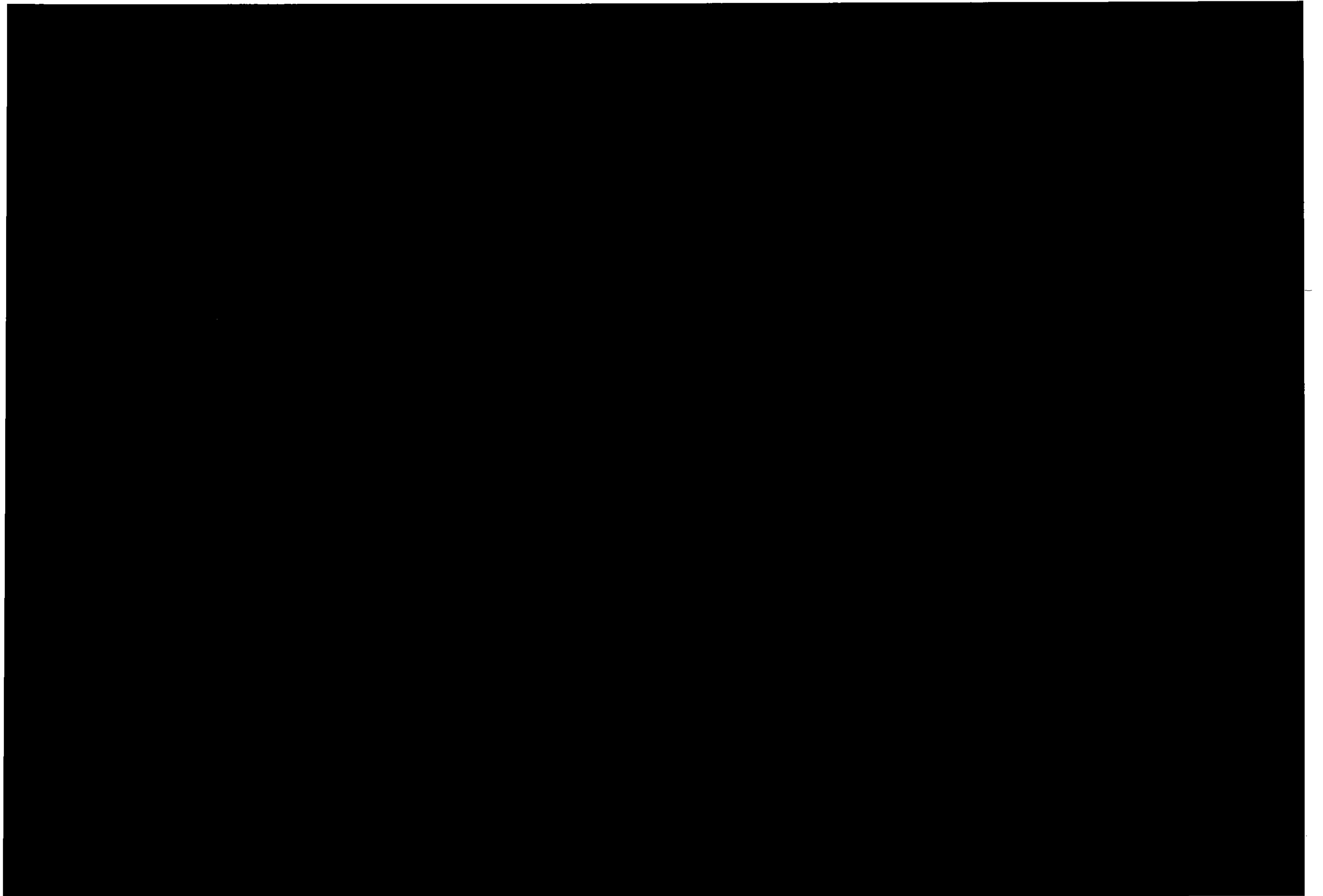


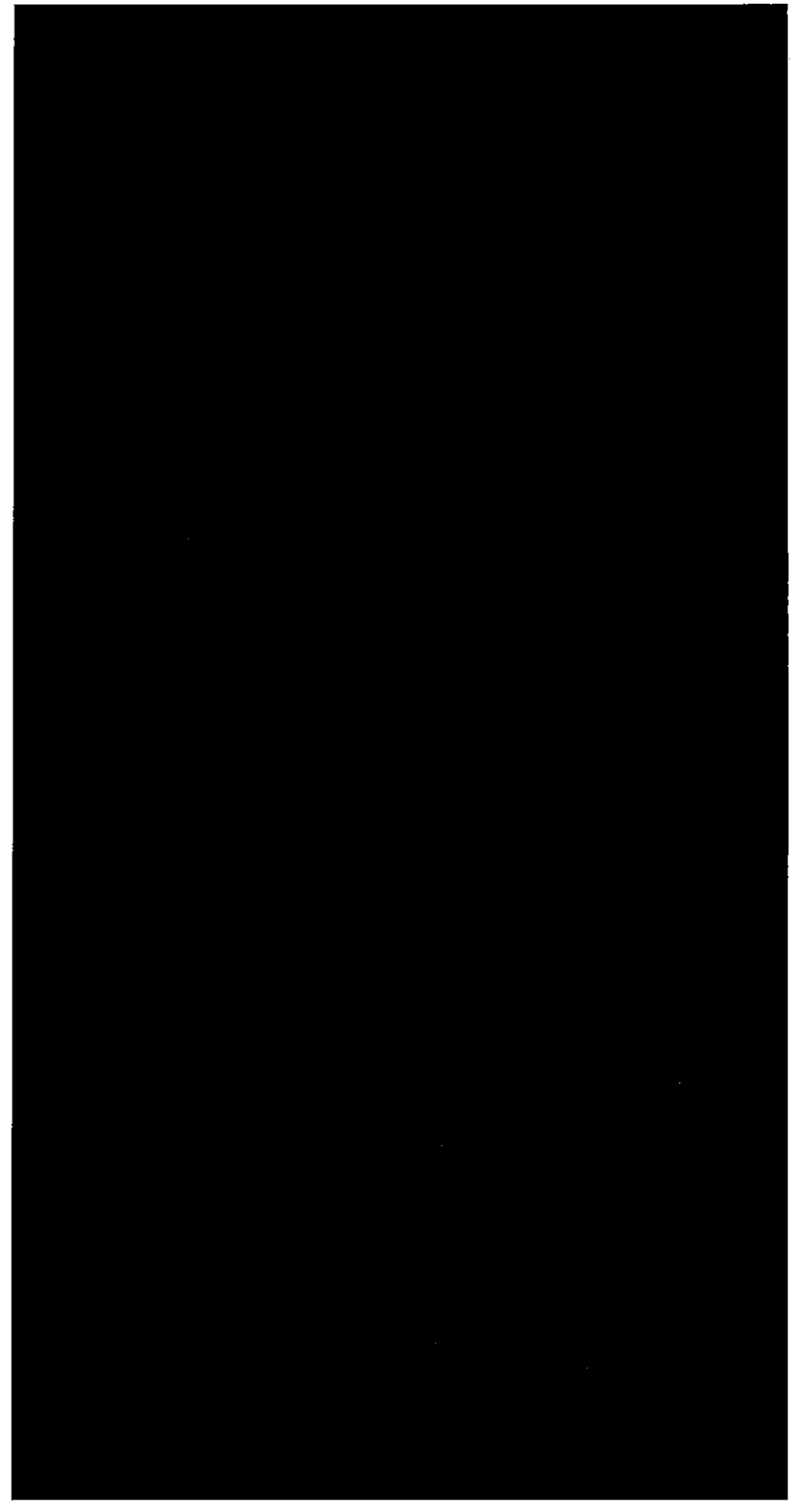








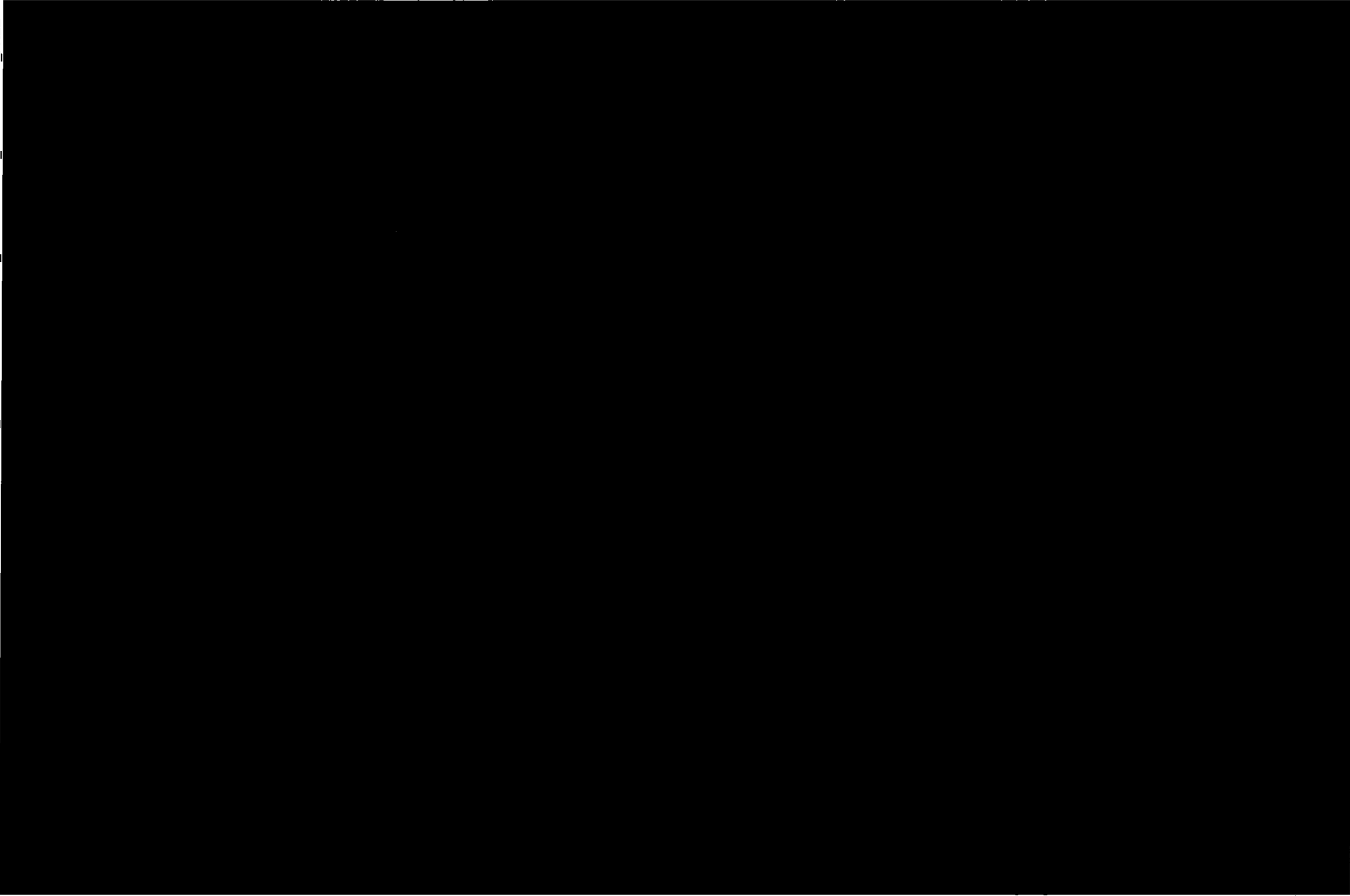


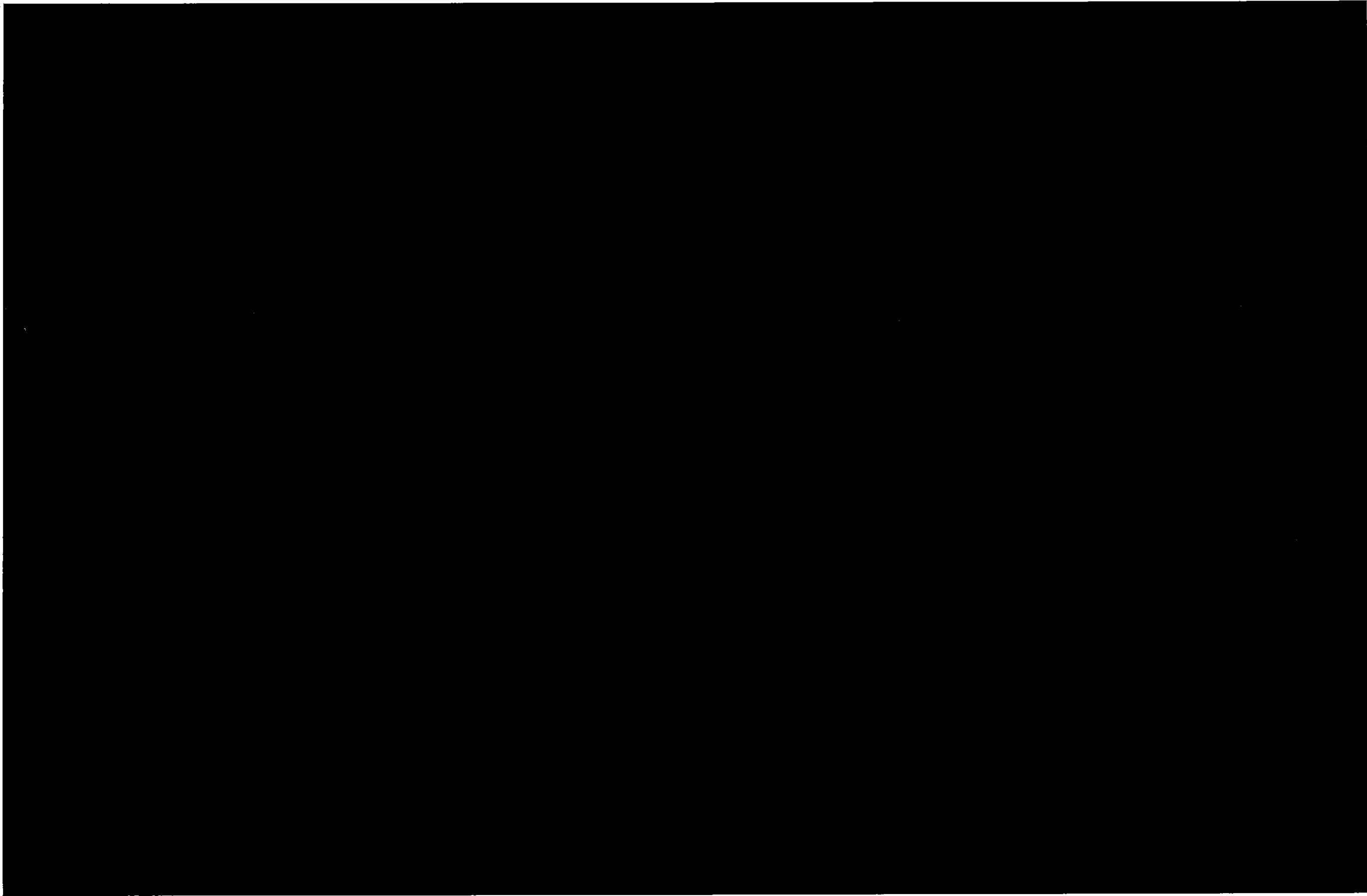


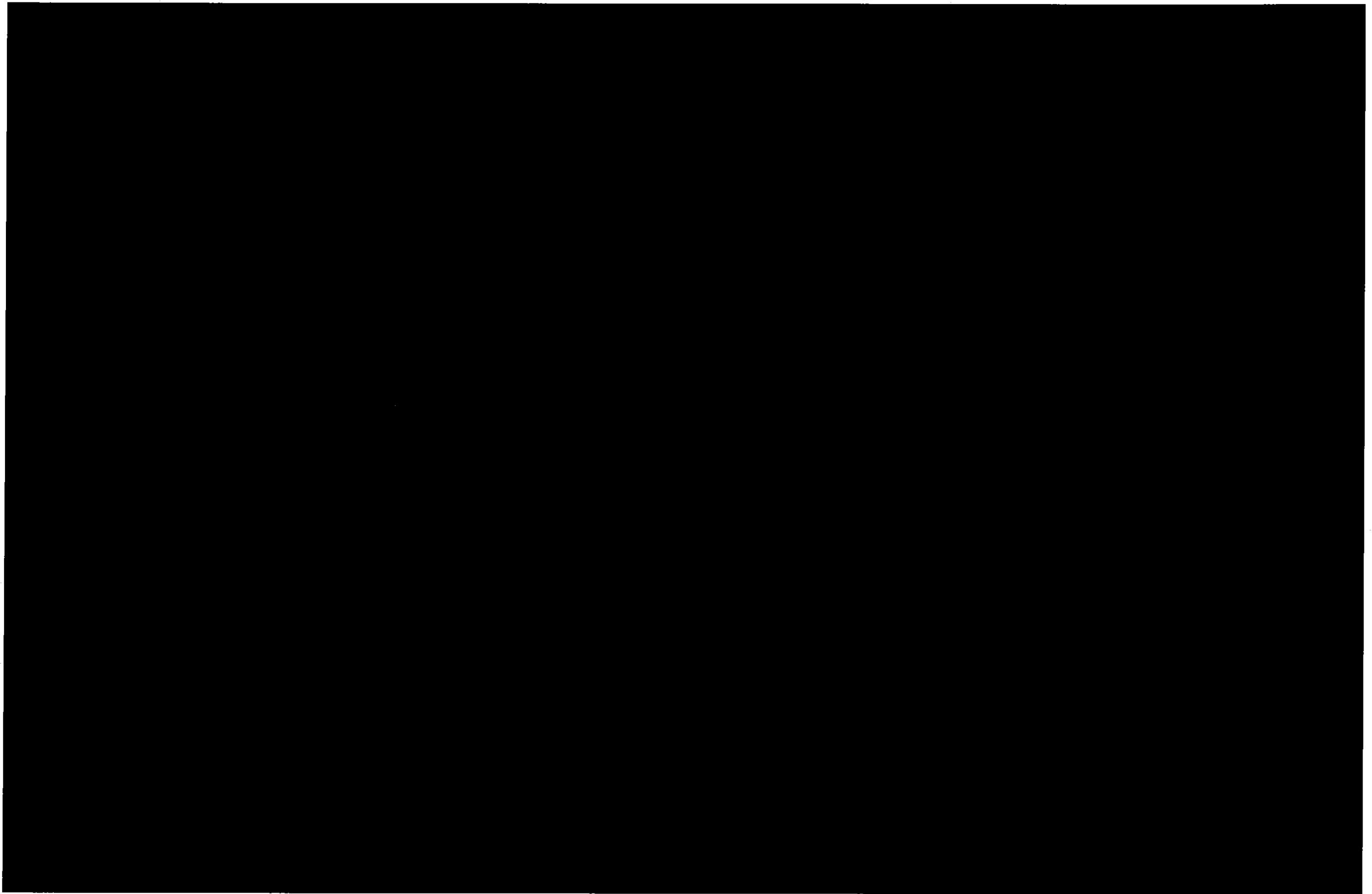
ADDRESS_1

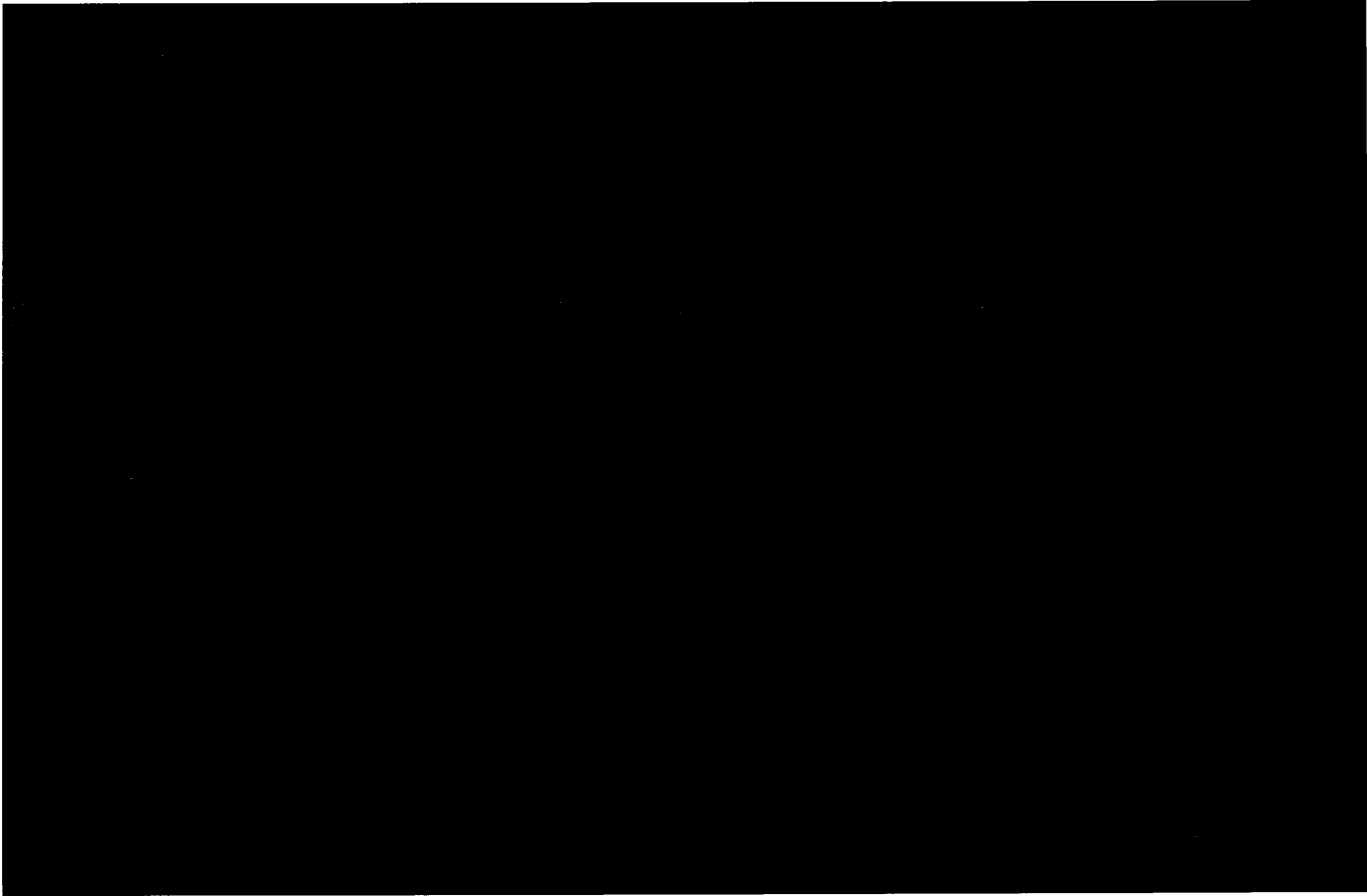
CITY

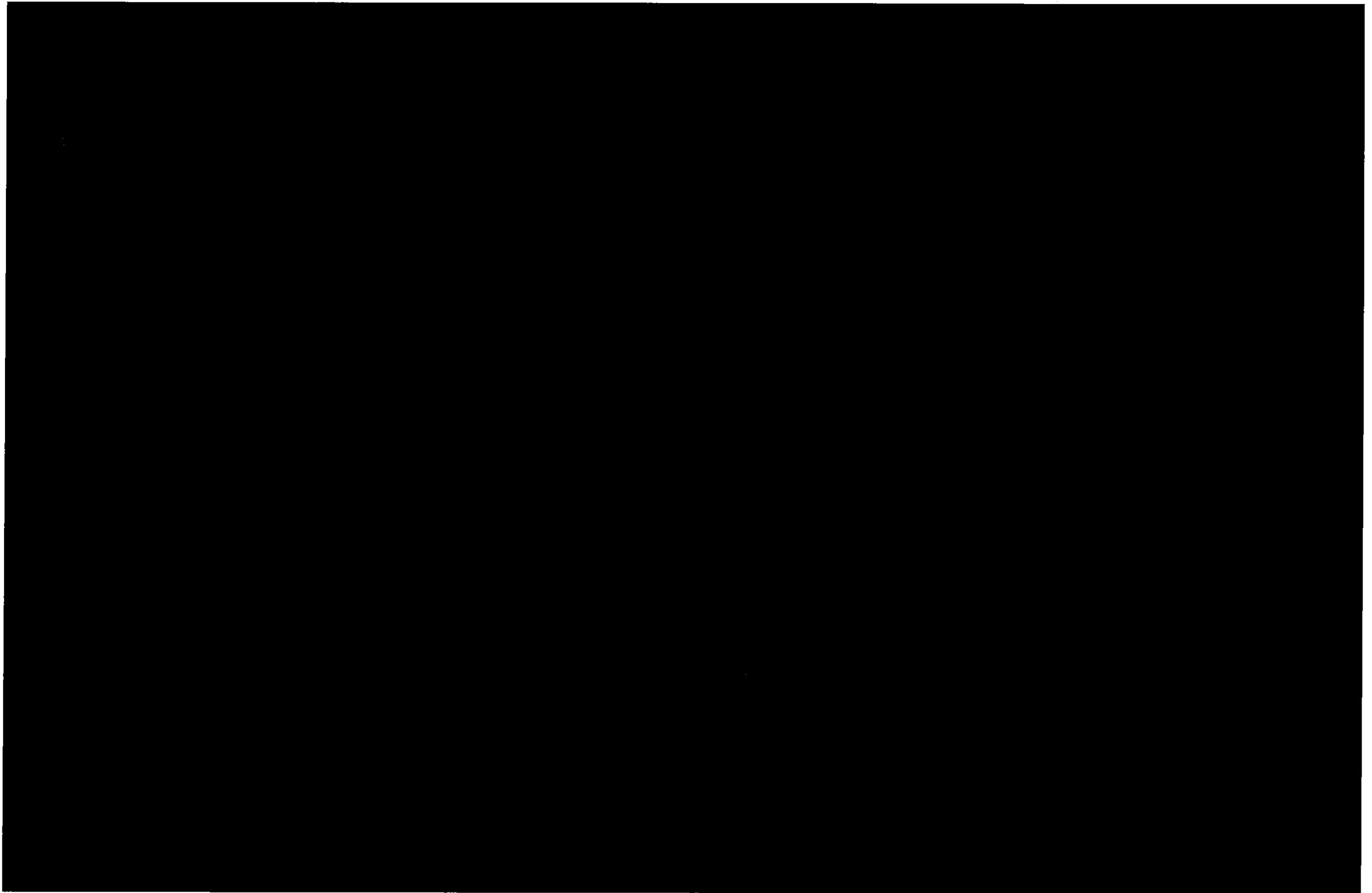
STATE_PROVINCE ZIP WORK_PHONE HOME_PHONE TOLL_FREE

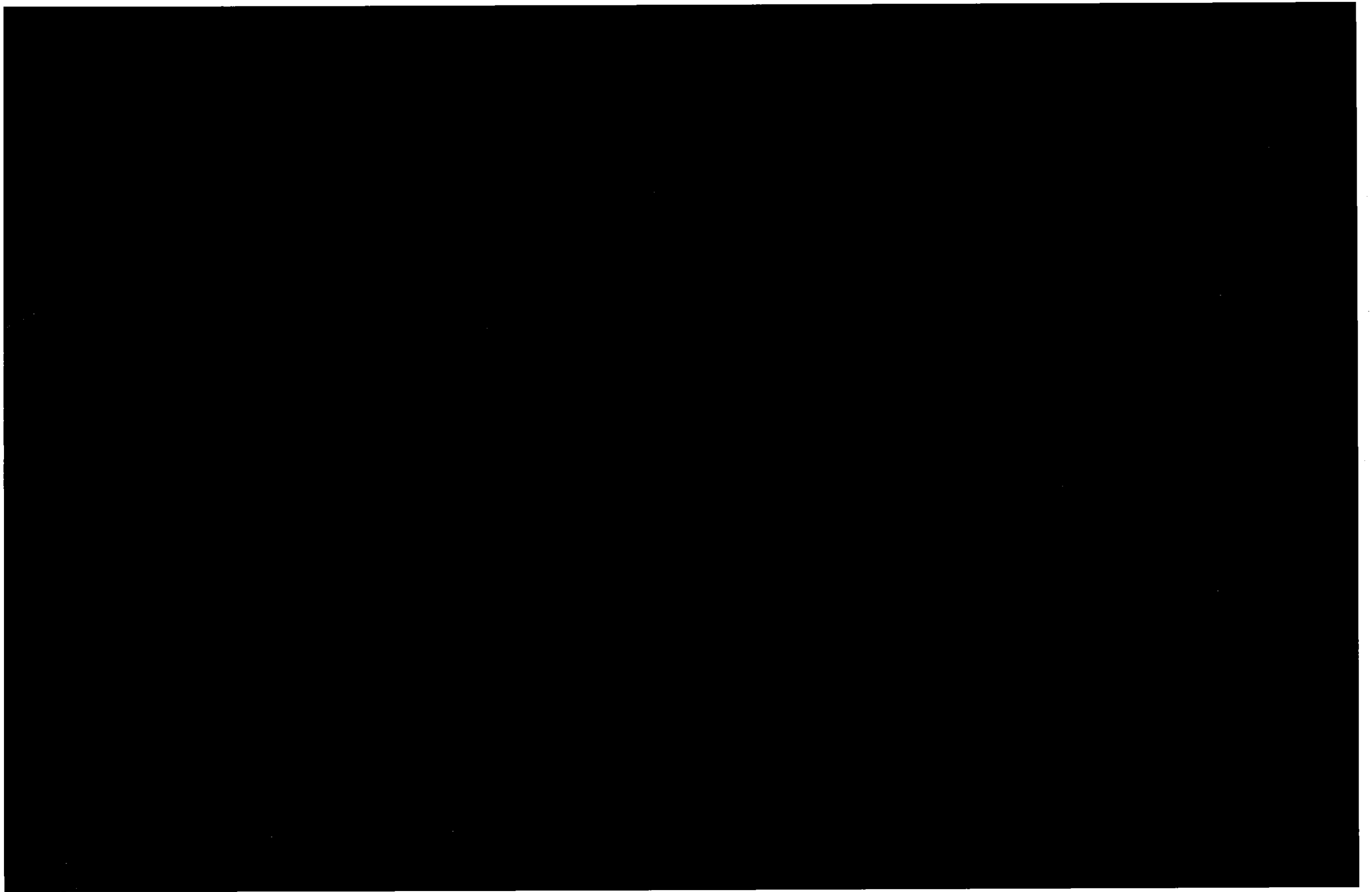


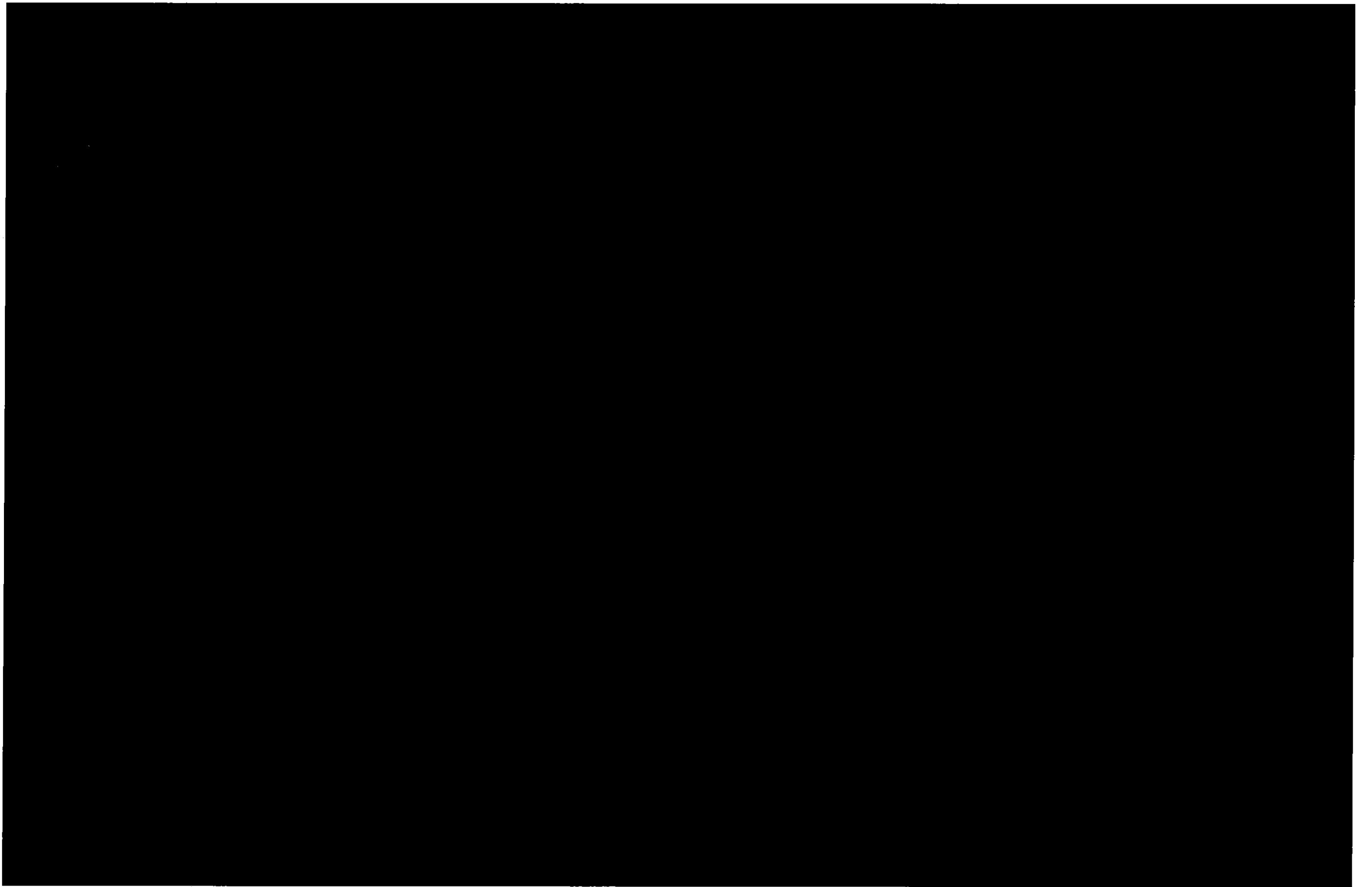


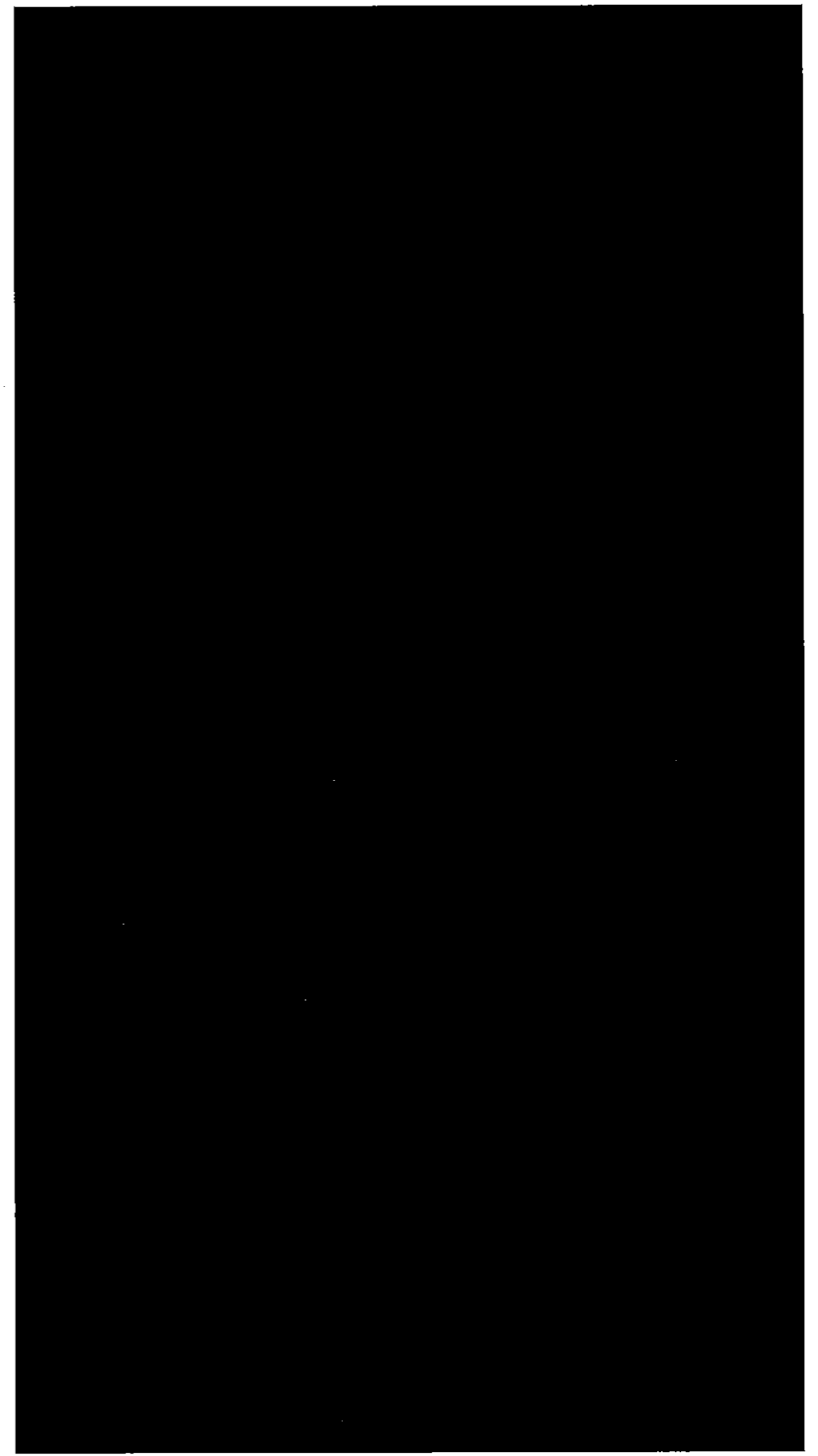












From: [REDACTED]
Sent: [REDACTED]
To: [REDACTED]
Subject: PRIVATE & CONFIDENTIAL - Anti-Doping Matter [SEC=UNCLASSIFIED]
Attachments: [REDACTED] - RoF Letter.PDF

Dear [REDACTED],

Please see the attached correspondence ASADA has sent to [REDACTED].

This correspondence is being provided to you in accordance with a confidentiality undertaking executed by Cycling Australia

Please feel free to contact me should you have any queries.

Kind regards

Lawyer
Australian Sports Anti-Doping Authority

Phone:
Fax:
Email:
Web:

Post:

ASADA Hotline 13 000 ASADA (13 000 27232)

From:
Sent:
To:
Subject: PRIVATE & CONFIDENTIAL - Anti-Doping Matter [SEC=UNCLASSIFIED]

Dear :

In accordance with clause 4 of the Cycling Australia Anti-Doping Policy, ASADA will soon issue an infraction notice in relation to the athlete whose details appear below.

Kind regards

Australian Sports Anti-Doping Authority

Phone: +61 2
Fax:
Email:
Web: www.asada.gov.au

Post: 19

ASADA Hotline 13 000 ASADA (13 000 27232)

From:
Sent: 4
To:
Subject: PRIVATE & CONFIDENTIAL - Anti-Doping Matter [SEC=UNCLASSIFIED]

Dear :

Please see the attached correspondence ASADA has sent to

This correspondence is being provided to you in accordance with a confidentiality undertaking executed by Cycling Australia on

Please feel free to contact me should you have any queries.

Kind regards

Phone:
Fax:
Email:
Web: www.asada.gov.au

Post: PO Bc

ASADA Hotline 13 000 ASADA (13 000 27232)

19/07/2010



Level 2, 280 Coward Street
Mascot NSW 2020
PO Box 6310
Alexandria NSW 2015

T: +61 2 9339 5800
F: +61 2 9339 5008
E: Info@cycling.org.au
ABN: 36 087 389 269

By email only:

Dear

Re: Anti-Doping Rule Violation

We refer to the Register of Findings letter sent to you by ASADA dated

We notify you that Cycling Australia (CA) believes that you have violated Article . of CA's Anti-Doping Policy (the Policy) (which incorporates by reference Article . of the World Anti-Doping Code (the Code)) for the Attempted Use of a Prohibited Substance. This is based on your attempted use of Erythropoietin (EPO), by importing it into Australia, between and

We understand that ASADA also forwarded an infraction notice to you dated . The infraction notice provided you with a 14 day period within which to elect to have a hearing in relation to this matter. CA notes that you did not request a hearing, but did provide a formal submission to ASADA as to any applicable sanction which may apply. The Anti-Doping Rule Violation Panel (ADRVP) considered this submission and whether it satisfied Articles or of the Code (in relation to the elimination or reduction of a period of ineligibility based on exceptional circumstances). The ADRVP recommended to CA that you be subject to a period of ineligibility of two (2) years. Ultimately, the ADRVP did not consider that your circumstances satisfied Articles . or . of the Code.

CA hereby informs you, in accordance with Articles . and of the Policy that the period of ineligibility for your violation is two (2) years. Furthermore, under the Policy the appropriate start date of the period of ineligibility is: , being the date of this letter that imposes a period of ineligibility on you.

We draw your attention to Article of the Policy, which incorporates by reference Article . of the Code, which provides in part:

"Status During Ineligibility

No Person who has been declared Ineligible may, during the period of any Ineligibility, participate in any capacity in a Competition or activity (other than authorised anti-doping education or rehabilitation programs) authorised or organised by any Signatory or Signatory's member organisation ..."



Australian Government
Australian Sports Commission

www.cycling.org.au

Furthermore, under the mutual recognition of decision rules, you are also prohibited from competing in all other sports with a World Anti-Doping Agency compliant anti-doping policy. Other relevant sports and stakeholders will be informed of the outcome in accordance with the Policy.

Please note however that this does not prohibit you from participating in sport on a purely recreational level. Should you have a question as to what level of participation constitutes "recreational participation", please contact CA or ASADA to discuss.

Accordingly, you are eligible to re-commence competing in sport from

Yours sincerely

Chief Executive Officer

cc ASADA, i



PRIVATE AND CONFIDENTIAL

Dear

Re: Infraction Notice: Anti-Doping Rule Violation

This infraction notice is being sent to you by the Australian Sports Anti-Doping Authority (ASADA) on behalf of Cycling Australia (CA), and in accordance with the CA Anti-Doping Policy (the Policy). Please find enclosed a copy of the Policy. We also note that a copy of the world Anti-Doping Code (the Code) is located on the Internet at:

ASADA has advised CA that your details have been entered onto the Anti-Doping Rule Violation Panel's (ADRV) Register of Findings for the Attempted Use of a Prohibited Substance, namely Clenbuterol. The alleged Attempted Use of a Prohibited Substance is an Anti-Doping Rule Violation as prescribed in Article [redacted] which incorporates, by reference, Article [redacted] of the Code) of the Policy.

Details of the Alleged Anti-Doping Rule Violation

Attempted Use of a Prohibited Substance

1. On or around [redacted], it is alleged that you attempted to use a prohibited substance, by importing it into Australia, as follows:

Prohibited Substance - Clenbuterol

Notice of Possible Sanctions

Article [redacted] of the Policy incorporates, by reference, Article [redacted] of the Code. Article [redacted] of the Code specifies the applicable sanctions for Anti-Doping Rule Violations.

For a first anti-doping rule violation (for Attempted Use of a Prohibited Substance) under Article [redacted] of the Code, the sanction is two (2) year's Ineligibility.

You have the opportunity to make a submission in relation to reducing or eliminating any sanction which may apply. Please refer to Article [redacted] of the Code for details.

If you would like to make any submission in relation to the above you may do so in writing or at a hearing. Please forward any submission to [redacted] in fax number (02) 6222 4369 or e-mail at [redacted].

Hearing Details

You have a right to have a hearing in relation to the alleged Anti-Doping Rule Violation. You have 14 days from the date that you receive this Infraction Notice to advise ASADA in writing that you either:

- (a) want this matter to be referred to a hearing by the Court of Arbitration for Sport (CAS); or
- (b) acknowledge that you admit to the Anti-Doping Rule Violation and waive your right to a hearing in relation to:
 - (i) whether you have committed an Anti-Doping Rule Violation; and
 - (ii) what sanction will apply.

ASADA will refer this matter to a hearing within 14 days (unless you provide a written waiver in accordance with Article of the Policy). Alternatively, if you do not respond within 14 days of receiving this Infraction Notice a hearing can be held in absentia (in your absence) or a sanction can be applied in accordance with Article of the Policy.

At any hearing, ASADA is responsible for prosecuting the alleged Anti-Doping Rule Violation. You would have a right to respond to the allegations, present evidence and be represented by counsel.

Referral to a CAS Hearing

If you want this matter referred to CAS, you should contact to obtain an application form. You should be aware that CAS requires a filing fee currently set at \$500.00. It is likely that CAS will also require both parties to pay costs associated with the hearing (currently \$3000 per party) prior to the commencement of the hearing.

Please contact matter.

if you have any questions in relation to this

Yours sincerely

Chief Executive Officer
ASADA

cc:

CA

encl.



Australian Government

Australian Sports
Anti-Doping Authority

Unit 6, 5 Tennant Street Fyshwick ACT 2609
PO Box 1744 Fyshwick ACT 2609 AUSTRALIA
T 13 000 ASADA (13 000 27232) F +61 (0) 2 6222 4201 E asada@asada.gov.au
www.asada.gov.au ABN 91 592 527 503

Cycling Australia

By e-mail only:

Dear

Re: Private and Confidential

On [redacted] ASADA issued [redacted] with an infraction notice on behalf of Cycling Australia (CA), pursuant to Articles [redacted] of the [redacted] Anti-Doping Policy (the *Policy*). The infraction notice provided [redacted] with a 14 day timeframe within which to elect to have a hearing in relation to an alleged anti-doping rule violation (Attempted Use of Clenbuterol).

[redacted] did not elect to have a hearing but provided submissions (attached) to ASADA concerning the issue of sanction for the violation. In that submission, [redacted] argued that Articles [redacted] or [redacted] of the [redacted] World Anti-Doping Code (which the Policy incorporates by reference in Article [redacted] dealing with the elimination or reduction of a period of ineligibility based on exceptional circumstances) should apply. This submission, along with other relevant materials, was referred to the Anti-Doping Rule Violation Panel (ADRVP).

The ADRVP, a panel independent of ASADA specially convened to determine appropriate sanctions for anti-doping rule violations, has considered the matter and recommends to Cycling Australia that [redacted] subject to a period of ineligibility of two (2) years in accordance with Article [redacted] CA's Anti-Doping Policy [redacted], which adopts Articles [redacted] and [redacted] of the WADA Code. The ADRVP also determined that the sanction should commence from the date on which CA imposes it. Ultimately, the ADRVP did not consider that the athlete's circumstances warranted a reduction in any applicable period of ineligibility based on an argument of 'no fault or negligence' or 'no significant fault or negligence'.

ASADA suggests that the following letter be sent to [redacted] on the CA, on CA letterhead:

By post and email:

Dear:

Re: Anti-Doping Rule Violation

We refer to the Register of Findings letter sent to you by ASADA dated [redacted]

We notify you that Cycling Australia (CA) believes that you have violated Article [redacted] of CA's Anti-Doping Policy [redacted] (the Policy) (which incorporates by reference Article [redacted] of the World Anti-

Doping Code (the Code)) for the Attempted Use of a Prohibited Substance. This is based on your Attempted Use of Clenbuterol, by importing it into Australia, on or around

We understand that ASADA also forwarded an infraction notice to you dated . The infraction notice provided you with a 14 day period within which to elect to have a hearing in relation to this matter. CA notes that you did not request a hearing, but did provide a formal submission to ASADA as to any applicable sanction which may apply. The Anti-Doping Rule Violation Panel (ADRVP) considered this submission and whether it satisfied Articles :

if the Code (in relation to the elimination or reduction of a period of Ineligibility based on exceptional circumstances). The ADRVP recommended to CA that you be subject to a period of ineligibility of two (2) years. Ultimately, the ADRVP did not consider that your circumstances satisfied Articles or . f the Code.

CA hereby informs you, in accordance with Articles . and : of the Policy that the period of ineligibility for your violation is two (2) years. Furthermore, under the Policy the appropriate start date of the period of ineligibility is . being the date of this letter that imposes a period of ineligibility on you.

We draw your attention to Article of the Policy, which incorporates by reference Article . of the Code, which provides in part:

"Status During Ineligibility

Prohibition Against Participation During Ineligibility

No Athlete or other Person who has been declared Ineligible may, during the period of Ineligibility, participate in any capacity in a Competition or activity (other than authorized anti-doping education or rehabilitation programs) authorized or organized by any Signatory, Signatory's member organization, or a club or other member organization of a Signatory's member organization, or in Competitions authorized or organized by any professional league or any international or national level Event organisation".

Furthermore, under the mutual recognition of decision rules, you are also prohibited from competing in all other sports with a World Anti-Doping Agency compliant anti-doping policy. Other relevant sports and stakeholders will be informed of the outcome in accordance with the Policy.

Please note however that this does not prohibit you from participating in sport on a purely recreational level. Should you have a question as to what level of participation constitutes "recreational participation", please contact CA or ASADA to discuss.

Accordingly, you are eligible to re-commence competing in sport from .

Yours faithfully..."

When you send this letter to please copy it to Senior Lawyer at ASADA, at the email address . Upon receiving a copy of the formal sanction letter ASADA will thereafter notify WADA, the UCI, the ASC and AOC of the sanction details. ASADA will also liaise with you in relation to the publication of the sanction details and any media release with regard to the matter.

Should you have any queries, please do not hesitate to contact me.

Yours sincerely

Senior Lawyer
Australian Sports Anti-Doping Authority

From:

Sent:

To:

Subject:

As per our telephone conversation this is to advise that
2006.

was a member of Cycling Australia in

Regards

National Administrator
Cycling Australia

PO Box: 7

Ph: 02 9

Fax: 02

The staff of Cycling Australia wish our members safe cycling in



Australian Government

Australian Sports
Anti-Doping Authority

Suite 15 Level 1 Kingston Warehouse 71 Leichhardt St Kingston ACT 2604
PO Box 345 Curtin ACT 2605 T +61 (0) 2 6206 0200
F +61 (0) 2 6206 0201 E asada@asada.gov.au www.asada.gov.au
ABN 91 592 527 503

40

By Courier

STRICTLY PRIVATE AND CONFIDENTIAL

Dear



ATTEMPTED USE OF PROHIBITED SUBSTANCES

- ASADA has determined that you attempted to use prohibited substances, namely Erythropoietin (*EPO*) & human Growth Hormone (*hGH*).
- ASADA confirms that you provided a submission outlining any reasonable cause for your conduct. ASADA has considered the information that you provided in your submission.
- ASADA has made a decision to enter the following details onto its Register of Findings:

Finding re Attempted Use

Athlete's name:	
Athlete's sport:	Cycling
Drug or Doping Method believed to have been used:	Erythropoietin (<i>EPO</i>) & human Growth Hormone (<i>hGH</i>).
Approx date of alleged use:	
Other matters:	Note: The ASADA Register may be amended later to include further relevant information that may become available

- Cycling Australia (*CA*), the Australian Sports Commission (*ASC*), the World Anti-Doping Agency (*WADA*), the Australian Olympic Committee (*AOC*) and the Union Cycliste Internationale (*UCI*) will be given details of your entry on the Register. ASADA may also publicly disclose details of your entry onto the Register in accordance with the requirements of the National Anti-Doping Scheme.

POSSESSION OF PROHIBITED SUBSTANCES

- ASADA has also determined that you possessed prohibited substances, namely Erythropoietin (*EPO*) & human Growth Hormone (*hGH*).

6. ASADA confirms that you provided a submission outlining any reasonable cause for your conduct. ASADA has considered the information that you provided in your submission.
7. ASADA has made a decision to enter the following details onto its Register of Findings:

Finding re Possession

Athlete's name:	
Athlete's sport:	Cycling
Drug or Doping Method believed to have been used:	Erythropoietin (EPO) & human Growth Hormone (hGH).
Approx date of alleged use:	
Other matters:	Note: The ASADA Register may be amended later to include further relevant information that may become available

8. CA, the ASC, the AOC, WADA and the UCI will be given details of your entry on the Register. ASADA may also publicly disclose details of your entry onto the Register in accordance with the requirements of the National Anti-Doping Scheme.

YOUR RIGHTS

9. You may apply to the Administrative Appeals Tribunal (AAT) for a review of ASADA's decision within 28 days of the date of this letter. The AAT is located at Level 7, City Centre Tower, 55 Market Street, Sydney NSW 2000 and can be contacted on 1300 366 700. If the AAT makes an order affecting the operation or implementation of ASADA's decision, ASADA will as soon as practicable, provide written notices to you and any organisation previously notified.

Please contact _____ ASADA Principal Lawyer on _____ if you have any queries in relation to the above.

Yours sincerely

Chair
ASADA

cc: CA,
UCI,
Australian Sports Commission,
World Anti Doping Agency,



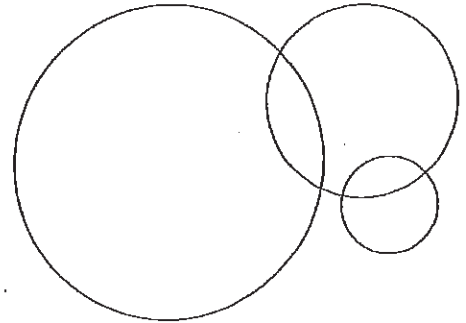
Australian Government

Australian Sports
Anti-Doping Authority

Suite 15 Level 1 Kingston Warehouse 71 Leichhardt St Kingston ACT 2604
PO Box 345 Curtin ACT 2605 T +61 (0) 2 6206 0200
F +61 (0) 2 6206 0201 E asada@asada.gov.au www.asada.gov.au
ABN 91 592 527 503

CEO
Cycling Australia

By Email



Dear

Re:

I refer to the above athlete.

On , ASADA determined to place onto the ASADA Register of Findings (RoF) for the possession and attempted use of prohibited substances, namely EPO and hGH, on or about

Please find attached a copy of the RoF letter sent to by ASADA dated

As at the time of the anti-doping rule violations, was a member of Cycling Australia (CA). Accordingly, the next step is for an Infraction Notice to be issued to in accordance with the CA Anti-Doping Policy (the *Policy*).

Please advise ASADA at your earliest convenience whether CA wishes to issue the Infraction Notice to on its letterhead, or if it would prefer ASADA to issue the Infraction Notice as an agent of CA.

We note that under the Policy, the Infraction Notice should be sent within ten (10) days of "any necessary follow-up investigation." As CA has not yet performed any such investigation, it is likely that the 10 days may start running from the time that CA receives this letter. However, it is also possible that the 10 days has begun to run from the time that the letter was sent to

Hence, for the abundance of caution, the Infraction Notice should be sent to on or before

ASADA's last known address for If CA has a more recent address for we would be obliged to receive it. To that end, we note that may currently be

Please do not hesitate to contact me to discuss.

Yours faithfully

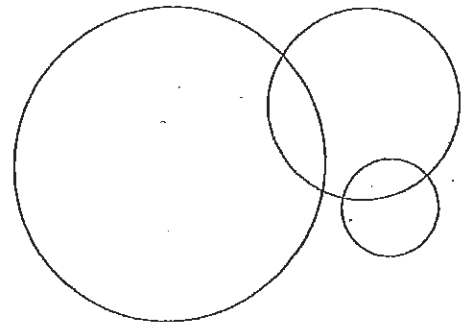
Principal Lawyer
ASADA
Att



Australian Government

Australian Sports
Anti-Doping Authority

S P A R G
Suite 15 Level 1 Kingston Warehouse 71 Leichhardt St Kingston ACT 2604
PO Box 345 Curtin ACT 2605 T +61 (0) 2 6206 0200
F +61 (0) 2 6206 0201 E asada@asada.gov.au www.asada.gov.au
ABN 91 692 527 503



By Registered Post

Dear

Re: Infraction Notice: Anti-Doping Rule Violation

This infraction notice is being sent to you by the Australian Sports Anti-Doping Authority (**ASADA**) as agent for Cycling Australia (**CA**) in accordance with a letter of referral executed on [redacted] and in accordance with the CA Anti-Doping Policy (copies of which are **attached**).

CA has been advised by ASADA of an alleged Possession and Attempted Use of prohibited substances, being Erythropoietin (**EPO**) & human Growth Hormone (**hGH**), by you on or shortly prior to [redacted]

Article [redacted] of the CA anti-doping rules identifies "use or attempted use of a prohibited substance or a prohibited method" as an anti-doping rule violation. Article [redacted] of the CA anti-doping rules identifies "possession of prohibited substances and methods" as an anti-doping rule violation.

Details of the Alleged Anti-Doping Rule Violation

Attempted Use of a Prohibited Substance

On or shortly prior to [redacted] it is alleged that you attempted to use the following prohibited substances:

EPO and hGH

Possession of a Prohibited Substance

On or shortly prior to [redacted] it is alleged that you possessed the following prohibited substances:

EPO and hGH

Notice of Possible Sanctions

Article [redacted] of the CA Anti-Doping Policy specifies the applicable sanctions for Anti-Doping Rule Violations.

For a first anti-doping rule violation under Article [redacted] of the CA Anti-Doping Policy, the sanction is two (2) years' ineligibility.

Hearing Details

You have 14 days from the date that you receive this Infraction Notice to advise us in writing that you either:

- (a) want this matter to be referred to a hearing in the Court of Arbitration for Sport (CAS); or
- (b) acknowledge that you admit to the Anti-Doping Rule Violation and waive your right to a hearing in relation to:
 - (i) whether you have committed an Anti-Doping Rule Violation; and
 - (ii) what sanction will apply.

ASADA as agent for CA will refer the matter to a hearing within 14 days (unless you provide a written waiver as outlined above). If this matter is referred to the CAS, that hearing will be convened as soon as practicable at your convenience, and within 3 months from the date that you receive this Infraction Notice.

If you forego your right to a hearing by admitting the Anti-Doping Rule Violation, a sanction as specified in Article of the AWF Anti-Doping Policy will be applied by CA.

If you do not respond within the 14 days, the hearing may be conducted in your absence (in accordance with of the Policy) or a sanction in accordance with Article of the CA Anti-Doping Policy may be applied.

At any hearing, ASADA is responsible for presenting the alleged Anti-Doping Rule Violation. You have a right to respond to the allegations, present evidence and be represented by counsel.

Please contact ASADA Principal Lawyer on you have any questions in relation to this matter.

Yours sincerely

CEO
ASADA
Enc

Cc: ASC
AOC
JCI,
CA

[REDACTED]

[REDACTED]

PRIVATE AND CONFIDENTIAL

Dear [REDACTED],

We refer to:

- the interview between officials from the Australian Customs and Border Protection Service (*Customs*) and you on [REDACTED]; and
- the interview between officials from the Australian Sports Anti-Doping Authority (*ASADA*) and you on [REDACTED] (a copy of a transcript of this interview has previously been provided to you).

After reviewing both the above transcripts of interview and evidence Customs has provided to ASADA, ASADA believes that you may have Attempted to Use a prohibited substance, namely Erythropoietin (*EPO*) between about [REDACTED] and [REDACTED]. Your actions may constitute a possible violation/s of the National Anti-Doping Scheme (*NAD Scheme*) established by the *Australian Sports Anti-Doping Authority Act 2006* (Cth).

ATTEMPTED USE OF PROHIBITED SUBSTANCES

1. ASADA believes that you may have Attempted to Use a prohibited substance, namely; EPO between about [REDACTED] and [REDACTED].
2. ASADA proposes to refer this matter to the Anti-Doping Rule Violation Panel (*ADRVP*) in order for the ADRVP to consider whether to make the finding set out below and to enter that finding onto the Register of Findings (*Register*):

Proposed Finding re: Attempted Use

Athlete's name:	[REDACTED]
Date of Birth	[REDACTED]
Athlete's sport:	Cycling
Drug or Doping methods Attempted to be Used:	Erythropoietin (EPO)
Approx date of alleged Attempt to Use:	[REDACTED] [REDACTED]
Other matters:	Note: The Register may be amended later to

	include further relevant information that may become available.
--	--

3. If you wish to contest the proposed finding being made and entered on the Register, you should read the balance of this letter carefully and make a submission referred to below.

Submission

4. You (or a representative on your behalf) may, **within 10 days after receipt of this letter**:
- (a) give a written submission to ASADA setting out information or evidence relating to the possible anti-doping rule violation; or
 - (b) give a written notice to ASADA, waiving your right to make a submission.
5. If you do not give ASADA such written submission or notice within the submission period, you will be taken to have waived your right to make a submission.
6. Your written submission or notice can be forwarded to [REDACTED], Lawyer, at [REDACTED], via facsimile on (02) 6222 4359 or to ASADA, PO Box 1744 Fyshwick ACT 2609.

The Anti-Doping Rule Violation Panel (ADRVP)

7. Upon expiry of the submission period, ASADA will refer the matter (including any submission provided by you or a representative on your behalf) to the ADRVP for decision. The ADRVP is a panel independent of ASADA, and is comprised of experts experienced in the area of drugs in sport.
8. The ADRVP, and not ASADA, will determine whether to place your details onto the Register. The ADRVP may seek ASADA's advice in relation to that decision. As such, your opportunity to inform the ADRVP about your circumstances in this matter is via a submission as set out above.
9. If the ADRVP determines NOT to make the proposed finding and enter it onto the Register, you will be advised of that outcome by ASADA, and the matter will be closed.
10. If the ADRVP determines to make the proposed finding and enter it onto the Register, there may be further consequences for you.

Consequences of ADRVP's decision

11. The consequences of the ADRVP making the proposed finding and entering it on the Register include that ASADA must thereafter give written notice about the entry to:
- a. your relevant National Sporting Organisation/s;
 - b. your relevant sporting organisation;
 - c. relevant government agencies (for example, the Australian Sports Commission); and
 - d. WADA.
12. ASADA may also publicly disclose details of the entry on the Register.
13. Those bodies (or ASADA on their behalf) may thereafter seek to impose a sanction upon you under any applicable anti-doping policy of your sport.

Please contact [REDACTED] on (02) 6222 4259 or [REDACTED] if you have any queries in relation to the above.

Yours faithfully

[REDACTED]
Acting Chief Executive Officer
ASADA

cc: [REDACTED], ASC

[REDACTED]

[REDACTED]

PRIVATE AND CONFIDENTIAL

Dear [REDACTED],

Re: Infraction Notice: Anti-Doping Rule Violation

This infraction notice is being sent to you by the Australian Sports Anti-Doping Authority (**ASADA**) on behalf of Cycling Australia (**CA**), and in accordance with the CA Anti-Doping Policy [REDACTED] (**the Policy**). Please find enclosed a copy of the Policy. We also note that a copy of the World Anti-Doping Code [REDACTED] (**the Code**) is located on the internet at:
[REDACTED]

ASADA has advised CA that your details have been entered onto the Anti-Doping Rule Violation Panel's (**ADRVP**) Register of Findings for the Attempted Use of a Prohibited Substance, namely Erythropoietin (**EPO**). The alleged Attempted Use of a Prohibited Substance is an Anti-Doping Rule Violation as prescribed in [REDACTED] of the Policy.

Details of the Alleged Anti-Doping Rule Violation

Attempted Use of a Prohibited Substance

1. Between [REDACTED] and [REDACTED] it is alleged that you attempted to use a prohibited substance, by importing it into Australia, as follows:

Prohibited Substance – Erythropoietin (**EPO**)

Notice of Possible Sanctions

Article [REDACTED] of the Policy incorporates, by reference, Article [REDACTED] of the Code. Article [REDACTED] of the Code specifies the applicable sanctions for Anti-Doping Rule Violations.

For a first anti-doping rule violation (for Attempted Use of a Prohibited Substance) under Article [REDACTED] of the Code, the sanction is two (2) year's ineligibility.

You have the opportunity to make a submission in relation to reducing or eliminating any sanction which may apply. Please refer to Article [REDACTED] of the Code for details.

If you would like to make any submission in relation to the above you may do so in writing or at a hearing. Please forward any submission to [REDACTED], Lawyer on fax number (02) 6222 4359 or e-mail at [REDACTED].

Hearing Details

You have a right to have a hearing in relation to the alleged Anti-Doping Rule Violation. You have **14 days** from the date that you receive this Infraction Notice to advise ASADA **in writing** that you either:

- (a) want this matter to be referred to a hearing by the Court of Arbitration for Sport (CAS); or
- (b) acknowledge that you admit to the Anti-Doping Rule Violation and waive your right to a hearing in relation to:
 - (i) whether you have committed an Anti-Doping Rule Violation; and
 - (ii) what sanction will apply.

ASADA will refer this matter to a hearing within 14 days (unless you provide a written waiver in accordance with Article [REDACTED] of the Policy). Alternatively, if you do not respond within 14 days of receiving this Infraction Notice a hearing can be held in absentia (in your absence) or a sanction can be applied in accordance with Article [REDACTED] of the Policy.

At any hearing, ASADA is responsible for prosecuting the alleged Anti-Doping Rule Violation. You would have a right to respond to the allegations, present evidence and be represented by counsel.

Referral to a CAS Hearing

If you want this matter referred to CAS, you should contact [REDACTED] on [REDACTED] to obtain an application form. You should be aware that CAS requires a filing fee currently set at \$500.00. It is likely that CAS will also require both parties to pay costs associated with the hearing (currently \$3000 per party) prior to the commencement of the hearing.

Please contact [REDACTED], Lawyer on (02) 6222 4259 if you have any questions in relation to this matter.

Yours sincerely

[REDACTED]
Acting Chief Executive Officer
ASADA

cc: [REDACTED], CA

Encl.

██████████
██████████
Chief Executive Officer
Cycling Australia
██

Dear ██████████,

Re: ██████████ – Private and Confidential

On ██████████, ASADA issued ██████████ with an infraction notice on behalf of Cycling Australia (CA), pursuant to Articles ██████████ and ██████████ of the ██████████ CA Anti-Doping Policy (the *Policy*). The infraction notice provided ██████████ with a 14 day timeframe within which to elect to have a hearing in relation to an alleged anti-doping rule violation (Attempted Use of EPO).

██████████ did not elect to have a hearing but provided submissions (attached) to ASADA concerning the issue of sanction for the violation. In that submission, ██████████ argued that Articles ██████████ or ██████████ of the ██████████ World Anti-Doping Code (which the Policy incorporates by reference in Article ██████████, dealing with the elimination or reduction of a period of ineligibility based on exceptional circumstances) should apply. This submission, along with other relevant materials, was referred to the Anti-Doping Rule Violation Panel (ADRVP)

The ADRVP, a panel independent of ASADA specially convened to determine appropriate sanctions for anti-doping rule violations, has considered the matter and recommends to Cycling Australia that ██████████ be subject to a period of ineligibility of two (2) years in accordance with Article ██████████ of CA's Anti-Doping Policy ██████████. The ADRVP also determined that the sanction should commence from the date on which CA imposes it. Ultimately, the ADRVP does not believe that this athlete's circumstances warrant no fault or no no significant fault or negligence under the Policy.

ASADA suggests that the following letter be sent to ██████████ from the CA, on CA letterhead:

"██████████

By email only ██████████

Dear ██████████,

Re: Anti-Doping Rule Violation

We refer to the Register of Findings letter sent to you by ASADA dated ██████████.

We notify you that Cycling Australia (CA) believes that you have violated Article ██████████ of CA's Anti-Doping Policy ██████████ (the *Policy*) (which incorporates by reference Article ██████████ of the World Anti-Doping Code ██████████ (the *Code*)) for the Attempted Use of a Prohibited Substance. This is based on your attempted use of Erythropoietin (EPO), by importing it into Australia, between ██████████ and ██████████.

We understand that ASADA also forwarded an infraction notice to you dated [REDACTED]. The infraction notice provided you with a 14 day period within which to elect to have a hearing in relation to this matter. CA notes that you did not request a hearing, but did provide a formal submission to ASADA as to any applicable sanction which may apply. The Anti-Doping Rule Violation Panel (ADRVP) considered this submission and whether it satisfied Articles [REDACTED] or [REDACTED] of the Code (in relation to the elimination or reduction of a period of ineligibility based on exceptional circumstances). The ADRVP recommended to CA that you be subject to a period of ineligibility of two (2) years. Ultimately, the ADRVP did not consider that your circumstances satisfied Articles [REDACTED] or [REDACTED] of the Code.

CA hereby informs you, in accordance with Articles [REDACTED] and [REDACTED] of the Policy that the period of ineligibility for your violation is two (2) years. Furthermore, under the Policy the appropriate start date of the period of ineligibility is [REDACTED], being the date of this letter that imposes a period of ineligibility on you.

We draw your attention to Article [REDACTED] of the Policy, which incorporates by reference Article [REDACTED] of the Code, which provides in part:

"Status During Ineligibility

No Person who has been declared Ineligible may, during the period of any Ineligibility, participate in any capacity in a Competition or activity (other than authorized anti-doping education or rehabilitation programs) authorized or organized by any Signatory or Signatory's member organization ..."

Furthermore, under the mutual recognition of decision rules, you are also prohibited from competing in all other sports with a World Anti-Doping Agency compliant anti-doping policy. Other relevant sports and stakeholders will be informed of the outcome in accordance with the Policy.

Please note however that this does not prohibit you from participating in sport on a purely recreational level. Should you have a question as to what level of participation constitutes "recreational participation", please contact CA or ASADA to discuss.

Accordingly, you are eligible to re-commence competing in sport from [REDACTED].

Yours faithfully..."

When you email this letter to [REDACTED], please copy it to [REDACTED] at ASADA, at the email address [REDACTED]. Upon receiving a copy of the formal sanction letter ASADA will thereafter notify WADA, the UCI, and the ASC of the sanction details. ASADA will also liaise with you in relation to the publication of the sanction details and any media release with regard to the matter.

Should you have any queries, please do not hesitate to contact me.

Yours sincerely

[REDACTED]
Lawyer
ASADA

[REDACTED]

[REDACTED]

Via email: [REDACTED]

Dear [REDACTED],

RE ATTEMPTED USE - ERYTHROPOIETIN

1. We refer to the Australian Sports Anti-Doping Authority's (**ASADA**) letter to you dated [REDACTED].
2. ASADA believed that you may have Attempted to Use a Prohibited Substance, namely erythropoietin (**EPO**) between [REDACTED] and [REDACTED]. ASADA's letter provided you with an opportunity to make a submission in relation to that belief, prior to the matter being referred to the Anti-Doping Rule Violation Panel (**ADRVP**) for decision.
3. The ADRVP is a panel independent of ASADA that is specially convened to determine whether to place a person's details onto the Register of Findings (**Register**), and if so, to recommend an appropriate sanction to the athlete's sport.
4. ASADA confirms that you provided a submission dated [REDACTED], and that the submission was referred to the ADRVP as part of their consideration of your matter.
5. The ADRVP has made a decision to enter the following details onto the Register:

Finding re Attempted Use

Athlete's name:	[REDACTED]
Date of Birth	[REDACTED]
Athlete's sport:	Cycling
Drug or Doping Method Attempted to be Used	Erythropoietin (EPO)
Approx date of Attempted Use	[REDACTED] [REDACTED]
Anti-Doping Rule Violation	Attempted Use
Other matters:	Note: The Register may be amended later to include further relevant information that may become available

YOUR RIGHTS IN RELATION TO THE ADRVP'S DECISION TO PLACE YOUR NAME ON THE REGISTER

6. The ADRVP's decision only relates to placing your name on the Register. This decision may be appealed to the Administrative Appeals Tribunal (**AAT**) for review. Please note the AAT is not the forum in which to appeal a decision relating to any sanction that may later be imposed upon you by your sport.
7. You may apply to the AAT for a review of the ADRVP's decision within 28 days of the date of this letter. The AAT can be contacted on 1300 366 700. The ADRVP, not ASADA, is the proper respondent for any such review. If the AAT makes an order affecting the operation or implementation of the ADRVP's decision, ASADA will, as soon as is practicable, provide written notices to you and any organisation previously notified.
8. Cycling Australia (**CA**), the Union Cycliste Internationale (**UCI**), the World Anti-Doping Authority (**WADA**) and the Australian Sports Commission (**ASC**) will be given details of your entry on the Register. ASADA may also publicly disclose details of your entry onto the Register in accordance with the requirements of the National Anti-Doping Scheme.

NEXT STEPS

9. Shortly, you will receive an infraction notice from ASADA pursuant to Articles [REDACTED] and [REDACTED] of the [REDACTED] CA Anti-Doping Policy, notifying you of an alleged anti-doping rule violation and of a possible sanction. That notice will inform you of your right to refer this matter to a hearing in the Court of Arbitration for Sport. Alternatively, you may choose to waive your right to a hearing and any sanction which may apply to the anti-doping rule violation.
10. The ADRVP may, in the future, make recommendations to your relevant sporting organisations about the consequences (including any possible sanctions) of the alleged anti-doping rule violation.
11. Please contact [REDACTED], Lawyer, on 02 6222 4259 if you have any queries in relation to the above.

Yours sincerely

[REDACTED]

Chief Executive Officer
ASADA

cc: Cycling Australia, [REDACTED]
Union Cycliste Internationale, [REDACTED]
Australian Sports Commission, [REDACTED]
World Anti Doping Agency, [REDACTED]

[REDACTED]

By courier and email: [REDACTED]

[REDACTED]

PRIVATE AND CONFIDENTIAL

Dear [REDACTED],

We refer to:

- the interview between the Australian Customs and Border Protection Service (*Customs*) and yourself, conducted on [REDACTED] at the time Customs executed a search warrant on your residence at [REDACTED]; and
- the interview between the Australian Sports Anti-Doping Authority's (*ASADA*) Investigator, [REDACTED] and Intelligence Analyst, [REDACTED] and yourself, conducted on [REDACTED].

Please let ASADA know whether you require copies of the transcripts of interview.

After reviewing the above transcripts of interview and further evidence ASADA has received, ASADA believes that you may have Possessed, Attempted to Use, and Attempted Trafficking prohibited substances between on or about [REDACTED] and [REDACTED]. Your actions may constitute possible violations of the National Anti-Doping Scheme (*NAD Scheme*) established by the *Australian Sports Anti-Doping Authority Act 2006 (Cth)* (*ASADA Act*).

POSSESSION OF PROHIBITED SUBSTANCES

1. ASADA believes that you may have Possessed prohibited substances, namely, stanozolol, mesterolone, drostanolone, human Growth Hormone, methandienone, methyltestosterone, testosterone, nandrolone, and boldenone between on or about [REDACTED] until [REDACTED].
2. ASADA proposes to refer this matter to the Anti-Doping Rule Violation Panel (*ADRVP*) in order for the ADRVP to consider whether to make the finding set out below and enter that finding onto the Register of Findings (*Register*):

Proposed Finding re: Possession

Athlete's name:	[REDACTED]
Date of Birth	[REDACTED]
Athlete's sport:	Cycling
Drug or Doping methods	Stanozolol
Possessed:	Mesterolone

	Drostanolone human Growth Hormone Methandienone Methyltestosterone Testosterone Nandrolone Boldenone
Approx date of alleged Possession:	Between on or about [REDACTED] until [REDACTED]
Other matters:	Note: The ASADA Register may be amended later to include further relevant information that may become available.

ATTEMPTED USE OF PROHIBITED SUBSTANCES

- ASADA believes that you may have Attempted to Use prohibited substances, namely, stanozolol, mesterolone, drostanolone, human Growth Hormone, methandienone, methyltestosterone, testosterone, nandrolone, and boldenone on or about [REDACTED] and [REDACTED] and [REDACTED].
- ASADA proposes to refer this matter to the ADRVP in order for the ADRVP to consider whether to make the finding set out below and enter that finding onto the Register:

Proposed Finding re: Attempted Use

Athlete's name:	[REDACTED]
Date of Birth	[REDACTED]
Athlete's sport:	Cycling
Drug or Doping methods Attempted to be Used:	Stanozolol Mesterolone Drostanolone human Growth Hormone Methandienone Methyltestosterone Testosterone Nandrolone Boldenone
Approx date of alleged Attempt to Use:	[REDACTED] and [REDACTED] and [REDACTED]
Other matters:	Note: The ASADA Register may be amended later

	to include further relevant information that may become available.
--	--

ATTEMPTED TRAFFICKING OF PROHIBITED SUBSTANCES

5. ASADA believes that you may have Attempted Trafficking prohibited substances, namely, mesterolone, methandienone, and methyltestosterone on or about [REDACTED].
6. ASADA proposes to refer this matter to the ADRVP in order for the ADRVP to consider whether to make the finding set out below and enter that finding onto the Register:

Proposed Finding re: Attempted Trafficking

Athlete's name:	[REDACTED]
Date of Birth	[REDACTED]
Athlete's sport:	Cycling
Drug or Doping methods of Attempted Trafficking:	Mesterolone Methandienone Methyltestosterone
Approx date of alleged Attempted Trafficking:	[REDACTED]
Other matters:	Note: The ASADA Register may be amended later to include further relevant information that may become available.

7. If you wish to contest the proposed findings being made and entered on the Register, you should read the balance of this letter carefully and make a submission referred to below.

Submission

8. You (or a representative on your behalf) may, **within 10 days after receipt of this letter:**
 - (a) give a written submission to ASADA setting out information or evidence relating to the possible anti-doping rule violation; or
 - (b) give a written notice to ASADA, waiving your right to make a submission.
9. If you do not give ASADA such written submission or notice within the submission period, you will be taken to have waived your right to make a submission.
10. Your written submission or notice can be forwarded to [REDACTED], Lawyer, at [REDACTED], via facsimile on (02) 6222 4359 or to ASADA, PO Box 1744 Fyshwick ACT 2609.

The Anti-Doping Rule Violation Panel (ADRVP)

7. Upon expiry of the submission period, ASADA will refer the matter (including any submission provided by you or a representative on your behalf) to the ADRVP for decision. The ADRVP

is a panel independent of ASADA, and is comprised of experts experienced in the area of drugs in sport.

8. The ADRVP, and not ASADA, will determine whether to place your details onto the Register. The ADRVP may seek ASADA's advice in relation to that decision. As such, your opportunity to inform the ADRVP about your circumstances in this matter is via a submission as set out above.
9. If the ADRVP determines NOT to make the proposed finding and enter it onto the Register, you will be advised of that outcome by ASADA, and the matter will be closed.
10. If the ADRVP determines to make the proposed finding and enter it onto the Register, there may be further consequences for you. Further, the ADRVP may make recommendations to your relevant sporting organisation/s about the consequences of the possible anti-doping rule violations.

Consequences of ADRVP's decision

11. The consequences of the ADRVP making the proposed finding and entering it on the Register include that ASADA must thereafter give written notice about the entry to:
 - (a) your relevant National Sporting Organisation/s;
 - (b) your relevant sporting organisation;
 - (c) relevant government agencies (for example, the Australian Sports Commission); and
 - (d) the World Anti-Doping Agency.
12. ASADA may also publicly disclose details of the entry on the Register.
13. Those bodies (or ASADA on their behalf) may thereafter seek to impose a sanction upon you under any applicable anti-doping policy of your sport.

Please contact [REDACTED] on (02) 6222 4259 or [REDACTED] if you have any queries in relation to the above.

Yours faithfully

[REDACTED]
Acting Chief Executive Officer
ASADA

cc: [REDACTED], ASC



Dear

RE ATTEMPTED USE – CLENBUTEROL

1. We refer to the Australian Sports Anti-Doping Authority's (ASADA) letter to you dated
2. ASADA believed that you may have Attempted to Use a Prohibited Substance, namely Clenbuterol on or about ASADA's letter provided you with an opportunity to make a submission in relation to that belief, prior to the matter being referred to the Anti-Doping Rule Violation Panel (ADRVP) for decision.
3. The ADRVP is a panel independent of ASADA that is specially convened to determine whether to place a person's details onto the Register of Findings (Register), and if so, to recommend an appropriate sanction to the athlete's sport.
4. ASADA confirms that you provided a submission dated and that the submission was referred to the ADRVP as part of their consideration of your matter.
5. The ADRVP has made a decision to enter the following details onto the Register:

Finding re Attempted Use

Athlete's name:	
Date of Birth	
Athlete's sport:	Cycling
Drug or Doping Method Attempted to be Used	Clenbuterol
Approx date of Attempted Use	
Anti-Doping Rule Violation	Attempted Use
Other matters:	Note: The Register may be amended later to include further relevant information that may become available

YOUR RIGHTS IN RELATION TO THE ADRVP'S DECISION TO PLACE YOUR NAME ON THE REGISTER

6. The ADRVP's decision only relates to placing your name on the Register. This decision may be appealed to the Administrative Appeals Tribunal (AAT) for review. Please note the AAT is not the forum in which to appeal a decision relating to any sanction that may later be imposed upon you by your sport.
7. You may apply to the AAT for a review of the ADRVP's decision within 28 days of the date of this letter. The AAT can be contacted on 1300 366 700. The ADRVP, not ASADA, is the proper respondent for any such review. If the AAT makes an order affecting the operation or implementation of the ADRVP's decision, ASADA will, as soon as is practicable, provide written notices to you and any organisation previously notified.
8. Cycling Australia (CA), the Union Cycliste Internationale (UCI), the World Anti-Doping Authority (WADA) and the Australian Sports Commission (ASC) will be given details of your entry on the Register. ASADA may also publicly disclose details of your entry onto the Register in accordance with the requirements of the National Anti-Doping Scheme.

NEXT STEPS

9. Shortly, you will receive an infraction notice from ASADA pursuant to Articles and if the CA Anti-Doping Policy, notifying you of an alleged anti-doping rule violation and of a possible sanction. That notice will inform you of your right to refer this matter to a hearing in the Court of Arbitration for Sport. Alternatively, you may choose to waive your right to a hearing and any sanction which may apply to the anti-doping rule violation.
10. The ADRVP may, in the future, make recommendations to your relevant sporting organisations about the consequences (including any possible sanctions) of the alleged anti-doping rule violation.
11. Please contact , if you have any queries in relation to the above.

Yours sincerely

~~Acting~~ Chief Executive Officer
ASADA

cc: Cycling Australia,
Union Cycliste Internationale,
Australian Sports Commission,
World Anti Doping Agency,