

CONSENT AWARD

Dated 4 August 2021 and issued by the

FEI TRIBUNAL

Sitting in the following composition:

Sole Panel Member: Ms. Diane Pitts (USA)

in the matter between:

FÉDÉRATION EQUESTRE INTERNATIONALE (FEI)

and

Mr. Saif Salem Mohd AL FARESI in his capacity as the **Additional Person Responsible** in the following case:

Case: C21-0039 AL FARESI

FEI Case reference: Case 2021/BS04 [REDACTED] - APR Mr Al Faresi

[REDACTED]
Trainer/ID/NF: Mr. Saif Salem Mohd AL FARESI/10014789/UAE

Horse/Passport [REDACTED] UAE

Event/ID: CEI1*100 - Bou Thib (UAE), 01-06.03.21, 2021_CI_1665_E_S_03

Prohibited Substance(s): Arsenic

Bar Code Nos.: 5602268

I. Parties

1. The Fédération Equestre Internationale (**the FEI**) is the sole IOC recognised international federation for equestrian sport. The FEI is the governing body of the FEI equestrian disciplines (Dressage, Jumping, Eventing, Driving, Endurance, Vaulting, Reining, Para-Equestrian).
2. **Mr. Saif Salem Mohd AL FARESI** (FEI ID 10014789), the Additional Person Responsible (**the APR**) is a Trainer from the United Arab Emirates, and was the Trainer in charge of the horse [REDACTED] (**the Horse**) when it participated at the CEI1*100 - Bou Thib (UAE) on 01-06.03.21 (**the Event**).

II. Factual background and initial proceedings

3. The Horse was tested during the Event and returned a positive result for Arsenic, a Banned Substance and its metabolite under the FEI's Equine Prohibited Substances List 2021.
4. The APR was informed of the positive result by the FEI through the notification letter dated 15 April 2021. The APR was Provisionally Suspended as of the date of the Notification Letter.
5. The APR was subsequently charged by the FEI with a violation of Article 2.1 (*The Presence of a Banned Substance and/or its Metabolites or Markers in a Horse's Sample*) of the FEI Equine Anti-Doping Rules (**the EAD Rules**) through a Notice of Charge dated 14 June 2021.
6. In the Notice of Charge, the APR was provided with an option to admit the Rule Violation, accept the proposed consequences and benefit from a six (6) months reduction of the otherwise applicable Period of Ineligibility of two (2) years asserted by the FEI in accordance with Art. 10.8.1 of the EAD Rules.
7. On 14 June 2021, the APR submitted to the FEI a duly signed Acceptance of Consequences Form.

III. Summary of the proceedings before the FEI Tribunal

8. On 16 June 2021, the FEI submitted to the FEI Tribunal the duly signed Acceptance of Consequences Form alongside with the Notification and Charge Letters requesting the FEI Tribunal to issue a consent award confirming the accepted consequences to be imposed on the APR.

9. On 12 July 2021, the Tribunal informed the Parties of the appointment of a one-person hearing panel to adjudicate and approve this case. The Parties were asked to provide any objections to the constitution of the hearing panel by 15 July 2021.
10. On 12 July 2021, the FEI informed the Tribunal that they did not have any objections to the constitution of the hearing panel.
11. Neither party requested an oral hearing.

IV. Jurisdiction

12. The jurisdiction of the FEI Tribunal, which is not disputed, derives from the:

Statutes 24th edition, effective 19 November 2019 ("Statutes"), Arts. 1.5, 38 and 39.

General Regulations, 24th edition, 1 January 2021, Arts. 118, 143.1, 159, 164, 165 and 167 ("GRs").

Internal Regulations of the FEI Tribunal, 3rd Edition, 2 March 2018 ("IRs").

FEI Equine Anti-Doping and Controlled Medication Regulations ("EADCMRs"), 3rd edition, changes effective 1 January 2021.

V. Early Admission and Acceptance of Sanction

13. In accordance with Art. 10.8.1 of the EAD Rules *"Where a Person Responsible and/or member of the Support Personnel and/or other Person, after being notified by the FEI of a potential EAD Rule violation that carries an asserted period of Ineligibility of two (2) years or more years (including any period of Ineligibility asserted under Article 10.4), admits the violation and accepts the asserted period of Ineligibility no later than twenty (20) days after receiving notice of an EAD Rule violation charge, the Person Responsible and/or member of the Support Personnel and/or other Person may receive a six (6) month reduction in the period of Ineligibility asserted by the FEI. Where the Person Responsible and/or member of the Support Personnel and/or other Person receives the six (6) month reduction in the asserted period of Ineligibility under this Article 10.8.1, no further reduction in the asserted period of Ineligibility shall be allowed under any other Article"*.

VI. Ratification of the Accepted Consequences

14. The APR has explicitly admitted the Rule Violation and accepted the following consequences (in accordance with the Article 10.8.1 of the EAD Rules):

- A Period of Ineligibility of eighteen (18) months commencing from the date of the Final Decision issued by the FEI Tribunal (the Provisional Suspension already served shall be credited against the imposed Ineligibility Period);
- Fine of CHF 5,000;
- Costs of CHF 1,000 (in case of B-Sampling).

15. The Sole Panel Member confirms that the above Accepted Consequences are in compliance with the EAD Rules and finds no grounds to object to the terms of the Accepted Consequences.

ON THESE GROUNDS

1. The Sole Panel Member hereby ratifies the Accepted Consequences by the APR in the C21-0039 AL FARESI [Case 2021/BS04 ██████████] and incorporates its terms into the Consent Award.
2. Each Party is hereby ordered to perform the obligations and duties as per the Acceptance of Consequences Form.
3. The Consent Award is pronounced without legal costs.
4. This Consent Award is final and is not subject to appeal as the APR has waived his right.
5. This Consent Award shall be published in accordance with Article 14.3 of the EAD Rules.

DECISION TO BE FORWARDED TO:

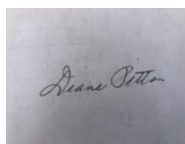
a. The Parties:

- FEI
- Mr. Saif Salem Mohd AL FARESI

b. Any other:

- The UAE- NF of the APR

FOR THE TRIBUNAL



Ms Diane Pitts (USA)