

CONSENT AWARD

dated 7 January 2022 and issued by the

FEI TRIBUNAL

Sitting in the following composition:

Sole Panel Member: Ms. Valérie Horyna (SUI), one-member panel.

in the matter between:

FÉDÉRATION EQUESTRE INTERNATIONALE (FEI)

and

Mr. Ruben Dario FLORES in his capacity as the **Additional Person Responsible** in the following case:

Case: C21-0063 - Mr. Ruben Dario FLORES (APR)

FEI Case reference: (2021/BS09) [REDACTED]

Person Responsible/ID/NF: [REDACTED]

Additional Person Responsible (Trainer): Ruben Dario FLORES/10189834/ARG

Horse/Passport: [REDACTED]

Event/ID: CEIYJ2*120 - Capitan Sarmiento BA (ARG), 15-16.07.2021

Prohibited Substances: Stanozolol

Bar Code Nos.: 5600608

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. Ruben Dario Flores, the Additional Person Responsible (**the "APR"**) is a Trainer from Argentina and was the Trainer for the Horse [REDACTED] (**the Horse**) when he participated at the CEIYJ2*120 - Capitan Sarmiento BA (ARG), 15-16.07.2021, (**the "Event"**).

II. Factual background and initial proceedings

3. The Horse was tested during the Event and returned a positive result for Stanazolol. Stanazolol is an anabolic steroid used to improve performance by promoting muscular development. Stanazolol is a "Banned Substance" under the FEI's 2021 Equine Prohibited Substance List.
4. The FEI informed the APR of the positive result in a Notification Letter dated 17 August 2021 (**the "Notification Letter"**). As a result of the positive finding the APR was Provisionally Suspended as of 17 August 2021, in accordance with Article 7.4.1 of the FEI Equine Anti-Doping Rules (**the "EAD Rules"**).
5. In the Notice of Charge, the FEI provided the APR with an option to admit the Rule Violation, accept the proposed consequences and benefit from a Six (6) month reduction of the otherwise applicable Period of "Ineligibility" of two (2) years in accordance with Art. 10.8.1 of the EAD Rules.
6. On 24 September 2021, the APR submitted to the FEI a duly signed Acceptance of Consequences Form.

III. Summary of the proceedings before the FEI Tribunal

7. On 3 December 2021, the APR submitted to the FEI Tribunal the duly signed Acceptance of Consequences Form alongside with the Notification and Notice of Charge Letter and requested that the FEI Tribunal issue a "Consent Award" confirming the accepted consequences to be imposed on the APR.
8. On 6 December 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 9 December 2021.

9. On 6 December 2021, the FEI informed the Tribunal that they did not have any objection to the constitution of the hearing panel. No objection was received from the APR to the constitution of the hearing panel.

10. Neither party requested an oral hearing.

IV. Jurisdiction

11. 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

12. In accordance with Art. 10.8.1 of the EADRs *"Where 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

13. 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 Consent Award issued by the FEI Tribunal (the Provisional Suspension already served shall be credited against the imposed Ineligibility period);
- Two (2) month period of Provisional Suspension of the Horse, commencing from the date of the Notification Letter;
- Disqualification from the whole Event and forfeiture of all medals, points, prize money, etc. won at the Event with the Horse; and
- Fine of CHF 5'000 and
- Cost of the B Sample.

14. The Sole Panel Member confirms that the above Accepted Consequences are in compliance with the ECM 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 C21-0063 [REDACTED] case 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 a right of 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. Ruben Dario FLORES

b. Any other:

- The Secretary General ARG-NF of the APR

FOR THE TRIBUNAL



Ms. Valérie Horyna (SUI)