

CONSENT AWARD

dated 13 June 2023 and issued by the

FEI TRIBUNAL

Sitting in the following composition:

Sole Panel Member: Mr Phillip Cornegé (NZL)

in the matter between:

FÉDÉRATION EQUESTRE INTERNATIONALE (FEI)

and

Pedro Pablo GOMEZ MARTINEZ in his capacity as the **Person Responsible** in the following case:

Case: C23-0026 GOMEZ MARTINEZ

FEI Case reference: 2023/CM07, MEDANOSO

Person Responsible/ID/NF: Pedro Pablo GOMEZ MARTINEZ/10030149/CHI

Trainer/ID/NF: Pedro Pablo GOMEZ MARTINEZ/10030149/CHI

Horse/ID/NF: MEDANOSO/107ZV54/CHI

Event/Date: CEI2*120 - Al Ula (KSA), 03-04.03.2023, 2023_CI_0328_E_S_01

Date of sample collection: 04.03.2023

Prohibited Substance(s): Triamcinolone acetonide

Bar Code Nos.: 5619670

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 for the FEI equestrian disciplines of dressage, jumping, eventing, driving, endurance, vaulting, and para-equestrian.
2. Mr Pedro Pablo GOMEZ MARTINEZ (FEI ID 10030149), the Person Responsible (the “PR”), is an Endurance rider and trainer from Chile, who competed with the horse, Medanoso (the “Horse”) at the CEI2* 120 in Al Ula (KSA), between 3 and 4 March 2023 (the “Event”).

II. Factual background and initial proceedings

3. The Horse was tested during the Event and returned a positive result for Triamcinolone acetonide, which is a Corticosteroid use as Anti-inflammatory. Triamcinolone acetonide is classified as a Controlled Medication Substance under the FEI Equine Prohibited Substances List.
4. The FEI informed the PR of the positive result in a notification letter dated 17 April 2023 (the “**Notification Letter**”). The PR was not Provisionally Suspended by the FEI since only one Controlled Medication Substance was detected in the Horse’s Sample. The PR was however informed of his right to request to be voluntarily suspended, in accordance with Art. 7.4.9 of the Equine Controlled Medication Rules (the “**ECM Rules**”).
5. In the Notification Letter, the FEI provided the PR with an option to admit the ECM Rule violation, accept the sanctions and benefit from a three (3) month reduction of the otherwise applicable period of “Ineligibility” of six (6) months in accordance with Art. 10.8.1 of the ECM Rules.
6. On 26 April 2023, received by the FEI on 9 May 2023, the PR requested to be voluntarily suspended, and has therefore been provisionally suspended as of 9 May 2023.
7. On 19 May 2023, i.e. prior to receiving the Charge Letter from the FEI, the PR submitted to the FEI a duly signed Acceptance of Consequences Form.

III. Summary of the proceeding before the FEI Tribunal

8. On 23 May 2023, the FEI submitted to the FEI Tribunal the duly signed Acceptance of Consequences Form together with the Notification Letter and its annexes, as well as the PR's request to be voluntarily suspended, and requested that the FEI Tribunal issue a "Consent Award", confirming the accepted consequences that would be imposed on the PR.
9. On 7 June 2023, 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 12 June 2023.
10. On 7 June 2023, the FEI informed the Tribunal that it did not have any objections to the constitution of the hearing panel.
11. No objection as to the constitution of the hearing panel was received by the PR.
12. Neither party requested an oral hearing.

IV. Jurisdiction

13. 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, updates effective 1 January 2023, 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, effective 1 January 2021, updates effective 1 January 2023.

V. Early Admission and Acceptance of Sanction

14. In accordance with Art. 10.8.1 of the ECM Rules, *"Where Person Responsible and/or member of the Support Personnel and/or other Person, after being notified by the FEI of a potential ECM Rule violation that carries an asserted period of Ineligibility of six (6) months or more (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 ECM Rule violation charge, the Person Responsible and/or member of the Support Personnel and/or other Person may receive a three (3) 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 three (3) 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

15. The PR has explicitly admitted the ECM Rule violation and accepted the following consequences (in accordance with the Article 10.8.1 of the ECM Rules):

- A Period of Ineligibility of three (3) months commencing from the date of the Final Decision by the FEI Tribunal (the Provisional Suspension already served shall be credited against the imposed Ineligibility Period); and
- 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 2'500.-.

16. The sole panel member confirms that the above Accepted Consequences comply with the ECM Rules and finds no grounds to object to their terms. In particular, the sole panel member duly noted the elements submitted by the PR in support of his request to lower the fine, and the assessment made by the FEI in this respect.

ON THESE GROUNDS

1. The sole panel member hereby ratifies the Accepted Consequences in the case C23-0026 GOMEZ MARTINEZ [2023/CM07 – MEDANOSO] and incorporates its terms into this Consent Award.
2. Each Party is hereby ordered to perform the obligations and duties pursuant to the Accepted Consequences.
3. The Consent Award is pronounced without costs.
4. This Consent Award is final and is not subject to an appeal as the PR has waived this right.
5. This Consent Award shall be published in accordance with Article 14.3 of the ECM Rules.

DECISION TO BE FORWARDED TO:

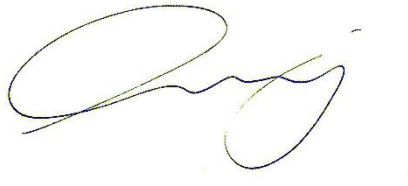
a. The Parties:

- FEI
- Mr Pedro Pablo GOMEZ MARTINEZ (PR)

b. Any other:

- The NF of the PR, the Chilean Equestrian Federation

FOR THE TRIBUNAL

A handwritten signature in black ink, appearing to be 'Phillip Cornegé', written in a cursive style. The signature is positioned above a horizontal line.

Mr Phillip Cornegé (NZL)