

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

Abdulaziz ALZAAGI in his capacity as the **Person Responsible** in the following case:

Case: C23-0027 ALZAAGI

FEI Case reference: 2023/CM05, SAHM II

Person Responsible/ID/NF: Abdulaziz ALZAAGI/10184362/KSA

Horse/Passport: SAHM II/106HM14/KSA

Trainer/ID/NF: Osama ALMUHANA/10150023/KSA

Event/Place/Date: CEI2* 120 - Al Ula (KSA)/ 3-4.03.2023/ 2023_CI_0328_E_S_01

Date of sample collection: 3.03.2023

Prohibited Substance(s): Betamethasone, Flunixin, Triamcinolone acetonide

Bar Code Nos.: 5621652

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 Abdulaziz ALZAAGI (FEI ID 10184362), the Person Responsible (the “PR”), is an Endurance rider from Saudi Arabia, who competed with the horse, Sahn II (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 Betamethasone, Flunixin and Triamcinolone acetonide. Betamethasone and Triamcinolone acetonide are corticosteroids with anti-inflammatory effects. Flunixin is an anti-inflammatory with analgesic effects. The abovementioned substances are classified as Controlled Medication Substances 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 Provisionally Suspended by the FEI as of 17 April 2023, since three Controlled Medication Substances were detected in the Horse’s Sample, in accordance with Art. 7.4.1 of the Equine Controlled Medication Rules (the “**ECM Rules**”).
5. In the Notification Letter, the FEI provided the PR with an opportunity to provide his explanations as to the CM Rule Violations within 20 days as of the date of the Notification Letter.
6. By way of three different correspondences, the PR provided his explanations as to the CM Rule Violations.
7. On 23 May 2023, by way of a notice of charge (the “**Notice of Charge**”) the FEI notified the PR the charges that were brought against him, i.e. an ECM Rule Violation following the positive result of the Horse’s sample for the substances Betamethasone, Flunixin and Triamcinolone acetonide.
8. In the Notice of Charge, the FEI summarized the explanations submitted by the PR, and indicated considering the PR to be highly negligent in the present case. Furthermore, the Horse’s sample showed a presence of three different Controlled

Medication Substances, which constitute in the FEI's view Aggravating Circumstances and which warrant imposition of a period of Ineligibility greater than the standard sanction in accordance with Art. 10.4 of the ECM Rules.

9. In the Notice of Charge, the PR was therefore provided 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 seven (7) months in accordance with Art. 10.8.1 and Art. 10.4 of the ECM Rules.
10. On 24 May 2023, the PR submitted to the FEI a duly signed Acceptance of Consequences Form.

III. Summary of the proceeding before the FEI Tribunal

11. On 25 May 2023, the FEI submitted to the FEI Tribunal the duly signed Acceptance of Consequences Form together with the Notification Letter, the Notice of Charge and their respective annexes, as well as the PR's positions submitted in the context of the FEI proceedings, and requested that the FEI Tribunal issue a "Consent Award", confirming the accepted consequences that would be imposed on the PR.
12. 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.
13. On 8 June 2023, the FEI informed the Tribunal that it did not have any objections to the constitution of the hearing panel.
14. No objection as to the constitution of the hearing panel was received by the PR.
15. Neither party requested an oral hearing.

IV. Jurisdiction

16. 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").

V. Early Admission and Acceptance of Sanction

17. 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."*
18. In accordance with Art. 10.4 of the ECM Rules, *"If the FEI establishes in an individual case involving an ECM Rule violation other than violations under 2.5 (Administration or Attempted Administration) or 2.4 (Complicity) that Aggravating Circumstances are present which justify the imposition of a period of Ineligibility greater than the standard sanction, then the period of Ineligibility otherwise applicable shall be increased by an additional period of Ineligibility of up to six (6) months depending on the seriousness of the violation and the nature of the Aggravating Circumstances, unless the Person Responsible, member of the Support Personnel or other Person can establish that they did not knowingly commit the ECM Rule violation."*

VI. Ratification of the Accepted Consequences

19. The PR has explicitly admitted the ECM Rule violation and accepted the following consequences (in accordance with the Art. 10.8.1 and Art. 10.4 of the ECM Rules):
- A Period of Ineligibility of four (4) 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.-.

20. 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 C23-0027 ALZAAGI [2023/CM05 – SAHM II] 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:

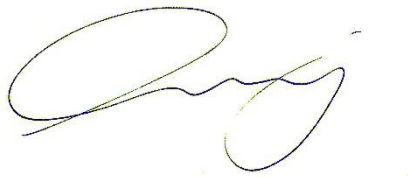
a. The Parties:

- FEI
- Mr Abdulaziz ALZAAGI (PR)

b. Any other:

- The NF of the PR, the Saudi Arabian Equestrian Federation

FOR THE TRIBUNAL

A handwritten signature in blue ink, appearing to read 'Phillip Cornegé', is written over a horizontal line.

Mr Phillip Cornegé (NZL)