

## CONSENT AWARD

dated 23 August 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

Jean-Luc RIOU in his capacity as the **Additional Person Responsible** in the following case:

Case: C23-0044 RIOU

**FEI Case reference: 2023/FT39, AULNE DALHIA**

Person Responsible/ID/NF: Saif Juma Mohd Khamis BELJAFLA/10148091/UAE

**Trainer/ID/NF: Jean Luc RIOU/10014387/FRA**

Horse/Passport/NF: AULNE DALHIA/106RW82/FRA

Event/Place/Date: CEIJ2\*120 - Sant Boi de Lluçanès (ESP), 10-11.06.2023

Event/ID: 2023\_CI\_1520\_E\_YJ\_02

Date of sample collection: 10.06.2023

Prohibited Substance: Flunixin

Bar Code Nos.: 5623608

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## 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 Jean-Luc RIOU (FEI ID 10014387), the Additional Person Responsible (the “APR”), is a trainer from France, and was the registered trainer for the horse, Aulne Dalhia (the “Horse”), which competed at the CEIYJ2\* 120 in Sant Boi de Lluçanès (ESP), on 10 June 2023 (the “Event”).

## II. Factual background and initial proceedings

3. The Horse was tested during the Event and returned a positive result for Flunixin, which is an anti-inflammatory drug used as analgesic. Flunixin is classified as a Controlled Medication Substance under the FEI Equine Prohibited Substances List.
4. The FEI informed the APR of the positive result in a notification letter dated 18 July 2023 (the “Notification Letter”). The APR was not Provisionally Suspended by the FEI, since only one Controlled Medication Substance was 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 APR with an opportunity 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 7 August 2023, the APR submitted to the FEI a duly signed Acceptance of Consequences Form.

## III. Summary of the proceeding before the FEI Tribunal

7. On 9 August 2023, the FEI submitted to the FEI Tribunal the duly signed Acceptance of Consequences Form together with the Notification Letter, and requested that the FEI Tribunal issue a “Consent Award”, confirming the accepted consequences that would be imposed on the APR.

8. On 18 August 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 21 August 2023.
9. On 18 August 2023, the FEI informed the Tribunal that they did not have any objections 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 24<sup>th</sup> edition, effective 17 November 2021 ("Statutes"), Arts. 1.5, 38 and 39.

General Regulations, 24<sup>th</sup> edition, updates effective 1 January 2023, Arts. 118, 143.1, 159, 164, 165 and 167 ("GRs").

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

FEI Equine Anti-Doping and Controlled Medication Regulations ("EADCMRs"), 3<sup>rd</sup> edition, effective 1 January 2021, updates effective 1 January 2023.

#### V. Early Admission and Acceptance of Sanction

12. 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

13. The APR has explicitly admitted the ECM Rule violation and accepted the following consequences (in accordance with the Art. 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 (in case of Voluntary Provisional Suspension, the already served suspension shall be credited against the imposed Ineligibility Period); and
- Fine of CHF 2'500.-.

14. The sole panel member confirms that the above Accepted Consequences comply with the ECM Rules and finds no grounds to object to their terms.

#### ON THESE GROUNDS

1. The sole panel member hereby ratifies the Accepted Consequences in the case C23-0044 RIOU [2023/CMFT39 – AULNE DALHIA] 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 APR 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 Jean-Luc RIOU (APR)

b. Any other:

- The NF of the APR, the French Equestrian Federation

FOR THE TRIBUNAL



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Mr Phillip Cornegé (NZL)