

CONSENT AWARD

dated 29 September 2023 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

Jassim Hilal H ABUHADOUD in his capacity as the **Additional Person Responsible** in the following case:

Case: C23-0015 ABUHADOUD

FEI Case reference: 2023/BS01, ZAIME

Horse/Passport: ZAIME/106SS76/QAT

Person Responsible/ID/NF: Mohd Jubal Ahmed Sayadur RAHMAN/10093895/QAT

Trainer/ID/NF: Jassim Hilal H ABUHADOUD/10030706/QAT

Event/ID: CEI1*100 - Doha, Mesaieed (QAT), 11-12.11.22, 2022_CI_2009_E_S_01

Date of sample collection: 12.11.2022

Prohibited Substance(s): 5 α -estrane-3 β , 17 α -diol, Cobalt

Bar Code Nos.: 5611644

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 Jassim Hilal H ABUHADOUD (FEI ID 10030706), the Additional Person Responsible (the “APR”), is an Endurance Trainer from Qatar, and was the registered Trainer for the horse, Zaime (the “Horse”), which competed, with its Rider, Mr. Mohd Jubal Ahmed Sayadur RAHMAN (the “PR”) at the CEI1* 100 in Doha (QAT), between 11 and 12 November 2022 (the “Event”).

II. Factual background and initial proceedings

3. The Horse was tested during the Event and returned a positive result for 5 α -estrane-3 β , 17 α -diol and Cobalt. 5 α -estrane-3 β and 17 α -diol are metabolites of nandrolone, an anabolic steroid used to treat catabolic diseases and to enhance muscle development. They are classified as Banned Substances under the FEI Equine Prohibited Substances List. Cobalt is a chemical element used to increase the number of red blood cells to enhance endurance, and 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 13 March 2023 (the “Notification Letter”). As a result of the positive finding, the APR was Provisionally Suspended as of 13 March 2023, in accordance with Art. 7.4.1 of the FEI Equine Anti-Doping Rules (the “EAD Rules”).
5. On 11 April 2023, in the context of the preliminary proceedings in relation to the PR, the APR challenged the Provisional Suspension and requested a hearing in front of the FEI Tribunal. A hearing was conducted on 3 May 2023. On 20 June 2023, the Preliminary Hearing Panel issued a Decision maintaining the Provisional Suspension imposed on the APR.
6. In the Notification Letter, the FEI provided the APR with an option to admit the EAD Rule violation, accept the sanctions 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.

7. On 19 June 2023, the FEI sent the APR a Notice of Charge (the “Charge Letter”), whereby the APR was charged with an EAD Rule Violation, due to the positive finding of the Prohibited Substances 5 α -estrane-3 β , 17 α -diol and Cobalt in the Horse’s sample.
8. On 9 July 2023, within the 20-days deadline, the QAT-NF submitted an Acceptance of Consequences Form on behalf of the PR in the present case that was signed by the APR and not the PR. No Acceptance of Consequences Form was submitted on behalf of the APR.
9. On 10 July 2023, the FEI informed the QAT-NF that the wrong form had been submitted, but granted an additional deadline to the PR and to the APR to submit a duly signed Acceptance of Consequences Form (the “AOC Form”). Despite a reminder, no AOC Form was received within the extended deadline.

III. Summary of the proceeding before the FEI Tribunal

10. On 15 August 2023, the FEI submitted to the FEI Tribunal their Response, with enclosures, and requested the Tribunal to nominate a Panel to adjudicate the present matter, as no position had been received by the APR in the context of the proceedings.
11. On 22 August 2023, before formal proceedings were opened in front of the FEI Tribunal, the FEI sent an additional email, enclosing a duly signed AOC Form from the APR and indicating that the reason the AOC Form was not submitted within the deadlines was due primarily to some misunderstandings between the FEI and the QAT-NF, coupled with the summer holiday period. In view of what it considered to be exceptional circumstances, the FEI was of the opinion that the AOC Form could be accepted, and submitted to the FEI Tribunal the duly signed AOC Form and requested that the FEI Tribunal issue a “Consent Award”, confirming the accepted consequences that would be imposed on the APR.
12. On 20 September 2023, the Tribunal acknowledged receipt of the FEI correspondences dated 15 and 22 August 2023, and informed the Parties of the appointment of a one-person hearing panel to adjudicate and approve this case, which would be, based on the described exceptional circumstances, considered as an AOC Case. The Parties were asked to provide any objections to the constitution of the hearing panel by 25 September 2023.

13. On 25 September 2023, the FEI informed the Tribunal that it did not have any objections to the constitution of the hearing panel.
14. No objection to the constitution of the hearing panel was received from the APR.
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").

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

V. Early Admission and Acceptance of Sanction

17. 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

18. The APR has explicitly admitted the EAD 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 by the FEI Tribunal (the Provisional Suspension already served shall be credited against the imposed Ineligibility Period); and
- A two (2) months period of Provisional Suspension of the Horse (as already imposed as per the Notification Letter of 13 March 2023);
- Fine of CHF 5'000; and
- Automatic publication of sanction.

19. The sole panel member confirms that the above Accepted Consequences comply with the EAD 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 C23-0015 ABUHADOUD [2023/BS01 – ZAIME] 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 EAD Rules.

DECISION TO BE FORWARDED TO:

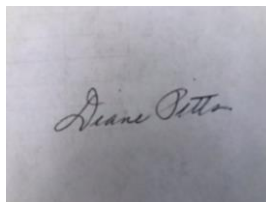
a. The Parties:

- FEI
- Mr Jassim Hilal H ABUHADOUD (APR)

b. Any other:

- The NF of the APR, the Qatar Equestrian Federation

FOR THE TRIBUNAL

A rectangular image showing a handwritten signature in cursive script, which appears to read "Diane Pitts". The signature is written in dark ink on a light-colored background.

Ms Diane Pitts (USA)