

INTERNATIONAL OLYMPIC COMMITTEE

IOC DISCIPLINARY COMMISSION DECISION

REGARDING MRS LUIZA GALIULINA BORN ON 23 JUNE 1992, ATHLETE, UZBEKISTAN, GYMNASTICS ARTISTIC

1. Mrs Luiza Galiulina (hereinafter the "**Athlete**") was accredited as a participant in the Games of the XXX Olympiad in London in 2012. She received accreditation number 1067281-02, which was validated on 24 July 2012.
 2. The Athlete was requested on 25 July 2012, in London, at around 2.00 p.m., to provide a urine sample for a doping control.
 3. Pursuant to Article 6.2.1 of the *IOC Anti-Doping Rules Applicable to the Games of the XXX Olympiad, London 2012* (the "**Rules**"), Dr Patrick Schamasch (the "**IOC Medical Director**"), as representative of the Chairman of the IOC Medical Commission, was informed at approximately 07:30 a.m. on 28 July 2012, by the Head of the WADA Accredited Laboratory in Harlow, of an adverse analytical finding on the A sample of the above-noted urine.
 4. Pursuant to Article 6.2.2 of the *Rules*, the IOC Medical Director determined that the above-noted A sample belonged to the Athlete, and verified that it did in fact give rise to an adverse analytical finding. He also determined that there was no apparent departure from the International Standards for Testing or the International Standards for Laboratories that undermined the validity of the adverse analytical finding.
 5. Pursuant to Article 6.2.3 of the *Rules*, the IOC Medical Director immediately informed the IOC President, Dr Jacques Rogge, of the existence of the adverse analytical finding and the essential details available to him concerning the case.
 6. Pursuant to Article 6.2.5 of the *Rules*, the IOC President, by letter dated 28 July 2012, promptly set up a Disciplinary Commission, consisting of:
 - Thomas Bach (Chairman)
 - Frank Fredericks
 - Göran Petersson
- The IOC President also informed the Disciplinary Commission that, pursuant to Rule 59.2.4 of the Olympic Charter and Article 6.1.6. of the *Rules*, the decision of the Disciplinary Commission in this case would constitute the decision of the IOC.
- The IOC President has in this case decided that the procedure may be extended beyond the 24 hour time limit as per Article 6.2.14 of the *Rules*.
7. The analytical report of the laboratory analysis of the A sample, issued by the WADA Accredited Laboratory in Harlow and attached to the above-mentioned letter dated 28 July 2012, indicated the presence of the prohibited substance **furosemide**, which is a diuretic, prohibited under S.5 of the Prohibited List and is a Specified Substance.
 8. The Athlete was due to compete on Sunday 29 July 2012 at 16h30.
 9. Instead of simply taking a provisional suspension preventing the Athlete from competing the following day on the basis of the adverse analytical finding of the A sample pursuant to Article 6.2.8 of the *Rules*, the Disciplinary Commission decided to take all possible steps to help protect the interests of the Athlete and to provide the Athlete with an opportunity to be heard in relation to such adverse analytical finding on that same day, namely, Saturday evening at 10.00 p.m.

10. Pursuant to Article 6.2.6 of the *Rules*, by letter dated 28 July 2012 notified to the Athlete, to the Chef de Mission of the NOC of Uzbekistan, Jasur Akramov, to the Fédération Internationale de Gymnastique and to the Head of the Independent Observers' Programme, the IOC President advised them of the above-mentioned adverse analytical finding and of the time, date and place of the hearing of the Disciplinary Commission regarding this case.
11. The Disciplinary Commission held a hearing on 28 July 2012 starting at around 10:00 p.m. in the IOC Executive Board Meeting Room in the Hilton Hotel on Park Lane, in the presence of a delegation of the NOC of Uzbekistan (hereinafter the "Delegation") comprised of:

Luiza Galiulina, Athlete
Filippova Gyozal, coach, Secretary General of the National Gymnastics Federation of Uzbekistan
Andrei Nilov, personal coach of the Athlete
Ruslan Mustaev, Vice-President of the National Gymnastics Federation of Uzbekistan
Bakhodir Khusankhodjaev, Deputy Chef de Mission
12. The Fédération Internationale de Gymnastique (hereinafter "FIG") did not send a representative to the hearing.
13. Attending the hearing were:

Dr Patrick Schamasch, IOC Medical Director
Howard Stupp, IOC Director of Legal Affairs
Christian Thill, IOC Doping Control Administrative Coordinator
Soheyla Behnam and Susan Greinig, Assistants
Kate O'Neill, Minute-taker

René Bouchard, Head of the Independent Observers' Programme.
14. At the beginning of the hearing, the Delegation was informed that the meeting was being recorded and that minutes were being taken. The Delegation was also informed of the results of the laboratory analysis of the A sample which, according to the analysis report prepared by the Head of the WADA Accredited Laboratory, indicated the presence of the prohibited substance **Furosemide**.
15. At the beginning of the hearing, the Delegation declared that they were fully aware of the World Anti-Doping Code and the Rules. Upon questioning from the Chairman of the Disciplinary Commission, the Delegation confirmed that it did not have any objection as to the conduct of this disciplinary procedure.
16. In summary, the Athlete explained that:
 - She did not know how the prohibited substance entered into her body;
 - However, she explained that she had been treated by her mother when she was sick at home, during two weeks at the end of June 2012;
 - She also indicated that she had taken medication for a heart condition, the last time being before arriving in London, on 22 or 23 July 2012;
 - She also confirmed having taken numerous other products and natural herbs, to help her sleep and relax; and
 - The athlete declared she did not take Furosemide, but that she knew what it was and its effects.
17. Notwithstanding the various explanations and declarations provided by the Athlete and the Delegation, there was no corroborating evidence in addition to this. Therefore, the Disciplinary Commission is not comfortably satisfied, as required under Article 10.4 of the World Anti-Doping Code, of the absence of an intent to enhance sport performance or mask the use of a performance-enhancing substance.

18. Shortly after the hearing, the Athlete requested the opening and analysis of the B sample, which took place on Sunday 29 July 2012 at 2:00 p.m but stated that she would not attend nor send a representative.
19. On 29 July 2012, the Disciplinary Commission, considering the circumstances, the arguments referred to in paragraphs 16 and 17 above, and taking into consideration the principle of strict liability, applying Article 1.2 of the Rules and Article 10.4 of the World Anti-Doping Code, had provisionally suspended the Athlete.

It was also mentioned that a final decision would be made in this case by the Disciplinary Commission once the result of the B sample was known.
20. On 31 July 2012, at around 3.15 p.m., the analytical report of the laboratory analysis of the B sample, prepared by the Head of the WADA Accredited Laboratory in Harlow, was communicated to the IOC. Such report indicated the presence of metabolites of **Furosemide** in the B sample, thus confirming the adverse analytical finding of the A sample.
21. In the absence of any additional facts or elements, and following confirmation of the adverse analytical finding through the B sample analysis, the Disciplinary Commission unanimously concluded that the Athlete had committed an anti-doping rule violation pursuant to Article 2.1 of the *Rules* in that there was the presence of the prohibited substance **Furosemide** in her body.

CONSIDERING the above, pursuant to the Olympic Charter and, in particular, Rule 59.2.1 thereof, and pursuant to the *IOC Anti-Doping Rules applicable to the Games of the XXX Olympiad, London 2012* and in particular, Articles 1.2, 2 and 7 thereof and pursuant to the World Anti-Doping Code and, in particular, Articles 2.1 and 10 thereof

THE DISCIPLINARY COMMISSION OF THE
INTERNATIONAL OLYMPIC COMMITTEE
DECIDES

- I. The athlete Mrs Luiza Galiulina, Uzbekistan, Gymnastics Artistic:
 - (i) is excluded from the Games of the XXX Olympiad in London in 2012;
 - (ii) shall have her Olympic identity and accreditation card immediately cancelled and withdrawn.
- II. The Athlete's file shall be transmitted to the Fédération Internationale de Gymnastique, which is requested to consider any further action within its own competence.
- III. The NOC of Uzbekistan and LOCOG shall ensure full implementation of this decision.
- IV. This decision shall enter into force immediately.

London, 1 August 2012

The IOC Disciplinary Commission

Dr Thomas BACH
Chairman

Mr Frank FREDERICKS

Mr Göran PETERSSON