

Before the National Anti-Doping Panel (Rod McKenzie, Chair; Dr Neil Townshend; Colin Murdock)

IN THE MATTER OF PROCEEDINGS BROUGHT UNDER  
THE ANTI-DOPING RULES OF THE BRITISH BOXING BOARD OF CONTROL  
AND THE ANTI-DOPING RULES OF THE AMATEUR BOXING ASSOCIATION OF ENGLAND

Between:

UK ANTI-DOPING (National Anti-Doping Organisation)

and

LANRE OLUBAMIWO (Respondent)

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CONSENT ORDER

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WHEREAS:

- A. From 2005 to 2008, the Respondent boxed as an amateur under the jurisdiction of the Amateur Boxing Association of England (the 'ABAE'). As a result, during that period he was subject to and bound to comply with its Rules of Boxing, including the Anti-Doping Rules of the Amateur Boxing Association of England Ltd dated August 2007 and its predecessors (the 'ABAE Anti-Doping Rules'). The ABAE and the Respondent have consented to UK Anti-Doping assuming results management authority and the NADP assuming adjudicative jurisdiction under the ABAE Anti-Doping Rules for purposes of this matter.
- B. In September 2008, the Respondent was licensed by the British Boxing Board of Control (the 'BBBoC') to box professionally. As a result, since that date he has been subject to and bound to comply with the BBBoC's Rules and Regulations, including its anti-doping rules, i.e., the UK Anti-Doping Rules, v.2.0, 14 December 2009 and its predecessors (the 'UK Anti-Doping Rules'). (Defined terms used in this Order – those beginning with capital letters – are as defined in the UK Anti-Doping Rules).
- C. On 29 February 2012, UK Anti-Doping charged the Respondent with having recombinant EPO present in his system on 13 January 2012, and with using recombinant EPO on or prior to 13 January 2012, in breach of Articles 2.1 and 2.2 respectively of the UK Anti-Doping Rules.
- D. The Respondent denied those charges, and so on 20 March 2012 UK Anti-Doping referred the matter to the NADP Secretariat for hearing and determination in accordance with the UK Anti-Doping Rules and the NADP Procedural Rules. The NADP President convened the above-referenced NADP members to form an NADP Tribunal for that purpose.
- E. On 5 April 2012, UK Anti-Doping added a further charge against the Respondent for use or attempted use of methandienone, in breach of Article 2.2 of the UK Anti-Doping Rules. That charge, denied by the Respondent, was consolidated with the first two charges for hearing and determination by the same NADP Tribunal.
- F. On 22 May 2012, a hearing was commenced before the NADP Tribunal, but the matter was adjourned part-heard in the afternoon in order to allow the parties to discuss possible resolution of the matter.

- G. Following such discussions, the parties have proposed a resolution of the matter on the terms set out below, subject to the approval of the NADP Tribunal.


**NOW, THEREFORE, WITH THE CONSENT OF THE PARTIES, IT IS HEREBY ORDERED THAT:**

1. The Respondent hereby admits the intentional and repeated use of the following Prohibited Substances in the period 2006 to January 2012, in violation of Article 2.2 of the ABAE Anti-Doping Rules (in relation to use prior to September 2008) and of Article 2.2 of the UK Anti-Doping Rules (in relation to use from September 2008 to January 2012):
  - 1.1 Category S1 (anabolic agents): boldenone; fluoxymesterone; methandienone; metribolone (aka methyltrienolone); oxymetholone; testosterone; and trenbolone.
  - 1.2 Category S2 (peptide hormones, growth factors and related substances): erythropoietin (aka EPO); Growth Hormone; and Insulin-like Growth Factor-1.
  - 1.3 Category S4 (hormone and metabolic inhibitors): anastrozole; exemestane; letrozole; and tamoxifen.
2. As a consequence:
  - 2.1 All of the Respondent's boxing results from 1 January 2006 are disqualified, and all medals, titles, points and prize money that the Respondent won are forfeited, in accordance with Article 9 of the ABAE Anti-Doping Rules and Articles 9.1 and 10.8 of the UK Anti-Doping Rules. That prize money amounts to £46,000 (the 'Prize Money'). In accordance with Article 10.11.3 of the UK Anti-Doping Rules, the Respondent will not be entitled to be reinstated at the end of the period of ineligibility set out below unless and until he has paid all of the Prize Money to UK Anti-Doping.
  - 2.2 The Respondent is ruled Ineligible for a period of four years, calculated as follows:
    - 2.2.1 Two years of Ineligibility is imposed pursuant to Article 10.2 of the UK Anti-Doping Rules, on the basis that (further to Article 10.7.4 of the UK Anti-Doping Rules) all of the above violations are to be treated as one single violation for purposes of Article 10.2, due to each occurring prior to the Respondent being charged with any violation.
    - 2.2.2 A further two years of Ineligibility is imposed pursuant to Article 10.6 of the UK Anti-Doping Rules, due to the following aggravating circumstances:
      - 2.2.2.1 The Respondent has committed multiple anti-doping rule violations, albeit that for purposes of Article 10.2 they are treated as one violation.
      - 2.2.2.2 The Respondent has used multiple prohibited substances repeatedly and intentionally as part of a doping plan or scheme.
      - 2.2.2.3 The Respondent engaged in deceptive conduct in an effort to avoid the adjudication of his anti-doping rule violations, asserting that *'I have yet to use this product [i.e., methandienone]'* and *'I have never take EPO'*, when he knew both statements were false.

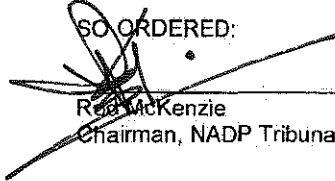
- 2.3 In accordance with Article 10.9.1 of the UK Anti-Doping Rules, the four-year period of Ineligibility is deemed to have started running from the date that the Respondent was provisionally suspended on account of his adverse analytical finding for EPO, i.e., from 29 February 2012.
- 2.4 During the four year period of Ineligibility:
- 2.4.1 In accordance with Article 10.10.1 of the UK Anti-Doping Rules, the Respondent may not participate in any capacity in any Competition, Event or other activity (other than authorised anti-doping education or rehabilitation programmes) organised, convened, authorised or recognised by (a) the BBBoC or the ABAE or any body that is a member of or affiliated to or licensed by the BBBoC or the ABAE; (b) any Signatory of the World Anti-Doping Code or any club or other body that is a member of or affiliated to or licensed by a Signatory or a Signatory's member organisation; or (c) any professional league or any international or national-level Event organisation. If the Respondent fails to abide by this prohibition, his results in any fights that he contests in breach of this prohibition will be disqualified and a new period of ineligibility will be imposed on him, in accordance with Article 10.10.5 of the UK Anti-Doping Rules. If the Respondent has any doubt about the ambit of the prohibition, he must discuss with UK Anti-Doping.
- 2.4.2 The Respondent will remain subject to and bound to comply with the UK Anti-Doping Rules, including the obligation to submit to drug-testing under the UK Anti-Doping Rules. If requested, he will provide information as to his whereabouts to facilitate such testing, in accordance with Article 5.4.1 of the UK Anti-Doping Rules.
3. In accordance with Article 7.6.6 of the UK Anti-Doping Rules, the Respondent must pay the costs of analysis of his B Sample collected on 13 January 2012, in the amount of £846 (the 'B Sample Costs'). However, there shall be no order as to the costs of these proceedings.
4. The Respondent has no further right of appeal against this Order, but each of the International Amateur Boxing Association, and the World Anti-Doping Agency has a right of appeal against this Order or any part of it in accordance with Article 13 of the UK Anti-Doping Rules.
5. The disposition of these proceedings on the terms set out above will be publicly announced (including via UK Anti-Doping's website) without delay.
6. Further provisions relating to the period of Ineligibility are set out in the Appendix to this Consent Order.

ACKNOWLEDGED AND AGREED:

  
For and on behalf of UK Anti-Doping Ltd.  
By: JONATHAN TAYLOR, COUNTESS  
Date: 11 June 2012

  
Lanre Olubamiwo  
Date: 12 June 2012

SO ORDERED:

  
Ross McKenzie  
Chairman, NADP Tribunal

Date: 13 June 2012