



18<sup>th</sup> August 2011

Attention: Mr. Enver Mall  
Prof. Denver Hendricks  
Dr. M'Zwaki Qobose

**Re: Ratio decidendi Young**

In the matter of Mr. Johnny Young a written decision and written reasons for such a decision by the Chairperson of the South African Institute for Drug-Free Sport Anti-Doping Disciplinary Committee has not been rendered to date. Article 8.3.8.3 of The Rules of 2009 stipulates that the Committee must "***issue written reasons for the decision within thirty (30) days of the notification date.***"

Mr. Young was charged with an anti-doping rule violation in terms of Article 2.1 of the 2009 Anti-Doping Rules of the South African Institute for Drug-Free Sport (SAIDS).

Mr Young provided a urine sample (A2530519) on 17<sup>th</sup> October 2010 during an in-competition test at the BSG Energade Triathlon Series as per the normal procedure for drug testing in sport. Upon analysis, the South African Doping Control Laboratory at the University of Free State reported the presence of a prohibited substance in his sample.

The substance identified was 19-norandrosterone, a metabolite and/or precursor of the Anabolic Agent, Nandrolone, which is classified as an Anabolic Agent and falls under the Class S1, "Anabolic Agents" on the World Anti-Doping Code 2010 Prohibited List International Standard.

The athlete was **notified on the 16<sup>th</sup> November 2010** of the result of the urine sample (A2530519) test performed by the South African Doping Control Laboratory at the University of Free State. Subsequent to which an anti-doping disciplinary hearing was convened on Thursday, 17<sup>th</sup> February 2011.

SAIDS requests that, in the absence of a written decision and written reasons for such a decision by the Committee's chairperson more than 9 months after the date of notification, the following be confirmed by the Committee by return of e-mail:

- a) The Committee is satisfied that corroborating evidence from the athlete's medical doctor confirms that nandrolone was prescribed to treat a medical condition.;
- b) The doctor confirmed that he was unaware that his patient would take part in a sports event;
- c) The athlete acknowledged that he did not apply for a TUE;
- d) The Committee decided in the case of Johnny Young the appropriate sanction would be 24 months served as from Thursday, 18<sup>th</sup> November 2010 and ending on Sunday, 18<sup>th</sup> November 2012.
- e) The Committee decided that a possible reduction in sanction of six months would be revisited in August 2011 should SAIDS receive documented evidence of educational programmes undertaken by the athlete beforehand.

Please confirm the above mentioned by return of e-mail before close of business (16h30) on Thursday 25<sup>th</sup> August 2011.

Yours Truly



**Adv NG Kock**  
Legal Counsel for SAIDS

**Subject:** Re: Johnny Young Final Decision  
**Date:** Monday 22 August 2011 8:09:48 AM SAST  
**From:** Denver Hendricks  
**To:** Fahmy Galant

Fahmy,  
I am in agreement with this decision.  
Regards,  
DENVER

||| Fahmy Galant <[fahmy@drugfreesport.org.za](mailto:fahmy@drugfreesport.org.za)> 8/18/2011 10:30 AM >>>

Dear Enver/Mzwakhe/Denver

Please see attached documentation in the Johnny Young matter.

Please let me have your comments and agreement or disagreement by Thursday,  
25 August

I would appreciate if you could respond earlier.

Let me know if you have any further questions

Regards  
Fahmy

Doping Control Manager  
South African Institute for Drug-Free Sport  
Telephone: +27 21 671 6795  
Fax: +27 21 671 6648  
Cellular: +27 82 499 8756  
Website: [www.drugfreesport.org.za](http://www.drugfreesport.org.za)  
Facebook: [www.Facebook.com/iplayfairZA](http://www.Facebook.com/iplayfairZA)  
Twitter: @iplayfairZA

**Subject:** Re: Johnny Young Final Decision  
**Date:** Thursday 18 August 2011 4:01:49 PM SAST  
**From:** qobose@iburst.co.za  
**To:** Fahmy Galant

Hi Fahmy

Regarding the issue of Mr Young, his Dr sent a letter stating the need for the medication. When he participated in the event:

- 1- he was not yet discharged
- 2- he did not participate for a prize but to check on his recovery and be with his friends.
- 3- he was going to participate in awareness programmes.
- 4- reduction of his suspension by 6months from 24months depended SAIDS been satisfied with 3 above.

Hope this helps to wrap up his matter.

Kind regards  
M. Qobose

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Fahmy

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