

## AFFIDAVIT OF JÖRG JAKSCHE

I, Jörg Jaksche, under penalty of perjury, declare and state:

1. I am thirty-six (36) years old and was born on July 23, 1976. I was a professional cyclist during the time period from 1997 through 2007.
2. I am currently an economics student in Innsbruck, Austria.
3. The statements contained in this affidavit are based on my personal knowledge and are true and accurate to the best of my knowledge, information and belief.
4. I am providing this affidavit to the United States Anti-Doping Agency (USADA) as part of my voluntary cooperation with USADA and as a part of USADA's investigation of doping in the sport of cycling.
5. I understand that this affidavit will be submitted in legal proceedings, including arbitrations, in which USADA is presently involved or may become involved and in connection with cases that USADA has brought or may bring in connection with doping in the sport of cycling.
6. USADA has full authority to use this affidavit as appropriate in connection with its anti-doping responsibilities under the Code including use in any legal proceedings or in connection with any decision or announcement of sanctions or violations issued by USADA.
7. I understand that a requirement of my cooperation with USADA is that I provide USADA truthful and complete information concerning my involvement in doping and the involvement in anti-doping rule violations of all others of which I am aware.

8. I accepted a period of ineligibility from participation in sport for my involvement in doping. My period of ineligibility was reduced to one (1) year by the Austrian Cycling Federation due to my cooperation and substantial assistance.

9. A brief history of my cycling career follows.

10. I rode for the following professional cycling teams: Polti Cycling Team (1997-1998), Team Telekom Cycling Team (subsequently T-Mobile Cycling Team) (1999 – 2000), ONCE Cycling Team (2001 – 2003), CSC Cycling Team (2004), Liberty Seguros Cycling Team (2005-2006), Tinkoff Credit Systems Cycling Team (2007).

11. I rode in the Tour de France six (6) times. My best finish in the Tour was 16<sup>th</sup> in 2005. I was also 18<sup>th</sup> at the 1998 Tour de France and 17<sup>th</sup> at the 2003 Tour de France.

12. In 2004, I won the Tour of the Mediterranean and Paris–Nice, an eight-day stage race.

13. Soon after I joined Team Telekom in 1999 I learned of an organized doping program involving the team that was run through doctors at the Sports Medicine Department of the Freiburg University Clinic (the “Freiburg Clinic”). The doping program at the Freiburg Clinic was subsequently investigated by a Commission which called me as a witness. I testified truthfully to the Commission and the Commission’s report, entitled Final Report of the Expert Commission investigating the accusations of doping against doctors in the Sports Medicine Department of the Freiburg University Clinic (the “Freiburg Clinic Report”), is attached hereto as Exhibit A. The matters referred to in the Freiburg Clinic Report concerning me are true and accurate to the best of my information and belief.

14. After I joined Telekom in 1999, at the traditional team training camp in January in Mallorca I was told by [Other-4] of the Freiburg Clinic that I should see him if I needed anything.

15. I received an initial delivery of between 20,000 and 30,000 units of EPO from [Other-4], without a prescription. For this delivery, like subsequent ones, I paid [Other-4] in cash. I also received from [Other-4] a summary on the optimum use of EPO and on how to check hematocrit levels with a centrifuge. I obtained a centrifuge in 1999 as well. I received EPO deliveries from the Freiburg Clinic via either courier or post, or I went and picked up the EPO myself from the Freiburg Clinic.

16. The doctors at the Freiburg Clinic also ordered therapeutic use exemptions without medical justification in order to allow the riders on Team Telekom to receive performance-enhancing drugs, including cortisone for intramuscular use.

17. I received cortisone preparations while on Telekom from 1999 to 2000. The doctors said that I had tendonitis, which was false, in order for me to receive a therapeutic use exemption from the Union Cycliste Internationale ("UCI").

18. After I left Team Telekom (subsequently known as T-Mobile), the team signed former U.S. Postal Service Rider Kevin Livingston. Around this time I had a conversation with a T-Mobile rider who told me that one of reasons that Kevin Livingston was brought to T-Mobile in 2001 was to provide insight into the U.S. Postal Service doping program. This rider also subsequently told me that Livingston revealed that U.S. Postal was doing blood transfusions in 2000 (before we knew that other teams in the peloton were doing it).

19. I left Team Telekom and joined the Spanish professional cycling team ONCE in 2001. The team director at ONCE from 2001 – 2003 was Manolo Saiz.

20. I understand that Manolo Saiz was the team director at ONCE over the time period from 1989 through 2003.

21. Due to my involvement in the sport of cycling I also understand that ONCE became the Liberty Seguros-Würth team in 2004 and that Manolo Saiz became the team director of this team. I am informed that on May 23, 2006, Manolo Saiz was arrested in connection with the Operación Puerto doping scandal and, thereafter, he resigned as team director.

22. Team Director Saiz made clear that the ONCE team doctors were to be obeyed when they prescribed a substance for the rider.

23. Doping on the ONCE team during the period 2001-2003 was organized by ONCE's team doctor Pedro Celaya.

24. I understand that Dr. Celaya had previously worked as the team doctor for the U.S. Postal Service Team. I also understand that Dr. Celaya was most recently a team physician for the RadioShack Cycling Team.

25. I was not told by Dr. Celaya what drugs I was being given but I was expected to take what I was given. One of the substances provided by Dr. Celaya was injections of a clear liquid that raised my hematocrit. From my experience I understood, though I did not ask, that this substance was EPO. The injections were given subcutaneously most of the time but in the 5-6 days prior to a race were given intravenously.

26. Dr. Celaya also provided injections of a recovery product which was a clear liquid that was frozen. I recall waiting for the liquid in these syringes to thaw, and believed this product to be GH or IGF-1.

27. Other drugs provided were corticosteroids for which prescriptions were falsified. Celaya also assisted riders to reduce their hematocrit when it got too close to the 50 percent limit. The practices here included saline injections administered by Celaya (which I did not receive but was aware of).

28. I left the ONCE Cycling Team after the 2003 season and joined the CSC Cycling Team in 2004. My team director on the CSC team was Bjarne Riis.

29. One of my teammates on CSC in 2004 was **Rider-4**. I observed **Rider-4** receiving cortisone from CSC team doctors in 2004. Also, early that season I observed on a list written by our team doctors that **Rider-4** had a hematocrit value over 50.

30. Manolo Saiz referred me to a physician in Madrid, Spain named Eufemio Fuentes for the purpose of beginning a program of blood doping and performance enhancing drugs to assist my cycling performance.

31. Dr. Fuentes provided me with EPO, anabolic agents, growth hormone, and IGF-1 to use in conjunction with blood collections and transfusions.

32. Dr. Fuentes and his physician associate Jose Luis Merino Batres ("Dr. Merino") were two of the principals in the Operación Puerto doping scandal involving the doping of numerous professional cyclists and uncovered by the Spanish Civil Guardia in 2006 following the confession of Kelme Cycling Team rider Jesus Manzano in 2004 and the

positive drug test of **Rider-7** in the 2005 Tour of Spain.

33. From time to time between 2005 and 2006 I met with Dr. Fuentes in Madrid and had blood drawn and re-infused by him and his staff.

34. I am aware that at least three bags of refrigerated blood as well as a frozen bag were seized from Dr. Fuentes by the Spanish Civil Guardia. The bags of blood all contained numbers on them, and I understand that blood storage tables seized from the apartments of Dr. Fuentes and Dr. Batres included synonyms which were used by the Spanish Civil Guardia to match the codes and numbers to particular riders.

35. I, like my former Team Telekom teammate, Jan Ullrich, was among the riders thought by the Civil Guardia to be associated with records of blood transfusions based on the numbers indicated on the bags, which investigators were able to attribute to certain riders. And, as with Ullrich, documents indicating payments from February to June 2005 from clients to the Fuentes group could be associated with me, according to synonyms deciphered by the investigators.

36. I moved from CSC to the Liberty Seguros-Würth team in 2005. My name appeared in Fuentes' files on the 2005 cycling calendars of the Liberty Seguros-Würth team, indicating the competitions in which each rider would participate, which were seized from the Fuentes group. Like cyclist **Rider-7**, my name was on at the back of a document in Dr. Fuentes' file, under the heading "Individualization."

37. I was held out of the 2006 Tour de France based on my link to Operation Puerto, and, ultimately, I was the first of the riders implicated in the Puerto investigation to admit my involvement.

38. On July 2, 2007, I admitted to *Der Spiegel* that I was guilty of EPO and growth hormone use and blood doping, and that I was the rider known as "Bella" according to documents seized during the investigation.

39. The Austrian Cycling Federation applied the state's witness' regulation which reduces sentences when the suspect cooperates, and I received a one-year period of ineligibility.

40. While with the Liberty Seguros-Würth team in 2005 I had a conversation with Christian Vande Velde in which Vande Velde acknowledged U.S. Postal's doping program and told me it was similar to programs on the Spanish teams (in that there was tight control by the team). Vande Velde expressed his opinion that Postal's use of Spanish doctors was to facilitate doping.

41. Following my admissions to public authorities regarding my doping I spent hours talking with the UCI in 2007. I spoke to UCI lawyers, to Anne Gripper, who was then head of anti-doping for the UCI, and to UCI President Pat McQuaid. I wanted to be fully transparent regarding my doping and the anti-doping rule violations of others and to fully explain the level of doping of which I was aware and that was taking place on Team Telekom, ONCE, CSC and Liberty Seguros during my time in professional cycling. However, the UCI showed zero interest in hearing the full story about doping on these teams and did not seek to follow up with me.

42. Moreover, despite my efforts to assist in cleaning up cycling the UCI attempted to push for two years ineligibility in my case, and Pat McQuaid told me he would have liked me to have handled things differently from which I can only conclude he wished I

had not been as forthcoming regarding the degree of doping that was taking place in the peloton.

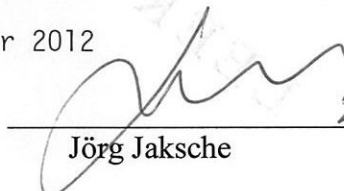
43. To the best of my knowledge, information and belief the UCI did not move forward on any evidence of doping that I provided to them. I have never been subsequently called in for any follow up by the UCI.

44. This affidavit is not an exhaustive summary of my testimony, however, it fairly and accurately sets forth information within my personal knowledge.

I swear or affirm that the foregoing statements are true to the best of my knowledge, information and belief.

Dated this 5<sup>th</sup> day of october, 2012.

Hopfgarten im Brixental, am 05. Oktober 2012

  
\_\_\_\_\_  
Jörg Jaksche

23/07/1976



)  
)  
)

ss.

Subscribed and sworn to before me by \_\_\_\_\_ on this \_\_\_\_\_ day of September, 2012.

Witness my hand and official seal.

My commission expires:

Notary Public

Address:

ÖFFENTLICHER NOTAR  
**DR. FRANZ STRASSER**  
A-6361 Hopfgarten im Brixental  
Brixentaler Straße 4  
Tel. 0 53 35 / 36 66  
Fax 0 53 35 / 36 67  
email: strasser@notar.at



B.R.Zl.: 1135/12

Ich bestätige die Echtheit der Unterschrift des Herrn Jörg Armin **JAKSCHE**, geboren am 23.07.1976 (dreiundzwanzigsten Juli neunzehnhundertsechundsiebzig), Wurzrainweg 6, A-6361 Hopfgarten im Brixental. -----  
Hopfgarten im Brixental, am 05.10.2012 (fünften Oktober zweitausendzwoölf). -----

Gebühr in Höhe von  
€ 14,30 gem. § 14 TP 13  
Gebührengesetz entrichtet.

öffentl. Notar

