

**AFFIDAVIT OF LEVI LEIPHEIMER**

I, Levi Leipheimer, under penalty of perjury, declare and state:

1. I am thirty-eight (38) years old and was born on October 24, 1973. I have been a professional cyclist during the time period from 1997 until the present.

2. The statements contained in this affidavit are based on my personal knowledge and are true and accurate.

3. 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.

4. 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.

5. 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 investigations or in connection with any decision or announcement of sanctions or violations issued by USADA.

6. 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.

7. I am aware that should I fail to provide truthful information to USADA that I may lose any and all benefits of my cooperation with USADA.

8. I have also previously provided truthful testimony under oath and subject to penalties of perjury about doping on the U.S. Postal Service Cycling Team to the United States federal government in connection with a criminal investigation.

9. I understand and agree that I am subject to the results management jurisdiction of USADA as a member of the USADA registered testing pool, as a former U.S. Olympic Team Member and as a United States athlete who is a member of USA Cycling and who is subject to the USA Cycling Medical Control rules, the USADA Protocol for Olympic and Paralympic Movement Testing and the United States Olympic Committee National Anti-Doping Policies.

10. The statements provided in this affidavit were provided directly to USADA and have not previously been provided to the Union Cycliste Internationale or USA Cycling.

11. A brief history of my cycling career follows.

12. I have competed on the following professional cycling teams: Comptel – Colorado Cyclist (1997), Saturn (1998-1999), U.S. Postal Service (2000-2001), Rabobank (2002-2004), Gerolsteiner (2005-2006), Discovery Channel (2007), Astana (2008-2009), Team Radioshack (2010-2011), Omega Pharma-Quick Step (2012).

13. I have competed in fifteen (15) grand tours, including participating ten times in the Tour de France (2002, 2003, 2004, 2005, 2006, 2007, 2009, 2010, 2011, 2012), twice in the Giro d'Italia (2008, 2009) and twice in the Vuelta a España (2001, 2003, 2008).

14. I have more podium finishes in grand tours than any American cyclist other than Greg Lemond and Lance Armstrong.

15. I have had four (4) top ten finishes in the Tour de France, including third overall in 2007.

16. I have twice finished on the podium of the Vuelta a España, finishing second in 2008 and third in 2001.

17. I won the bronze medal in the individual time trial at the 2008 Olympic Games.

18. I won the Tour of California in 2007, 2008 and 2009 and finished second in the Tour of California in 2011 and third in the Tour of California in 2010.

19. I was the U.S. National Time Trial Champion in 1999 and the U.S. National Road Race Champion in 2007.

20. Other significant race wins in my career have included: 1<sup>st</sup> overall 1998 Tour de Beauce, 1<sup>st</sup> overall 1999 Tour de Beauce, 1<sup>st</sup> overall 2002 Route du Sud, 1<sup>st</sup> overall 2005 Tour of Germany, 1<sup>st</sup> overall 2006 Dauphiné Libéré, 1<sup>st</sup> overall 2009 Vuelta a Castilla y León, 1<sup>st</sup> overall 2009 Tour of the Gila, 1<sup>st</sup> overall 2010 Tour of the Gila, 1<sup>st</sup> overall 2010 Tour of Utah, 1<sup>st</sup> overall 2011 USA Pro Cycling Challenge, 1<sup>st</sup> overall 2011 Tour of Switzerland, 1<sup>st</sup> overall 2011 Tour of Utah, and 1<sup>st</sup> overall 2012 Tour de San Luis.

21. Other than the foregoing, I have won many additional stages of races and finished on the podium in many other competitions.

22. While riding with Comptel – Colorado Cyclist in 1997 one of my teammates was Jonathan Vaughters. Jonathan discussed with me his use of erythropoietin (EPO) which apparently began when he had previously competed for a Spanish team.

23. By 1999 I had come to believe that in order to be successful in professional cycling it was necessary to use performance enhancing drugs.

24. I was offered EPO in 1999 while on the Saturn team. The EPO was offered by **Other-7** a cycling coach with whom I worked in 1999, 2000, and 2001. I debated



internally about whether to use EPO for about six months before trying EPO during the second half of the 1999 season.

25. I got EPO from **Other-7** for three (3) years and paid him for the EPO separately from what I paid him for coaching me.

26. During this time period I administered EPO through subcutaneous injection and followed the instructions on the package insert on how to inject it.

27. **Other-7** put together my training plans and instructed me when to use the EPO. He also advised that I get a centrifuge to monitor my hematocrit, and I did this.

28. After the 1999 season I negotiated with Mark Gorski and Dan Osipow to join the U.S. Postal Service Cycling Team. The team was attractive to me as Lance Armstrong had just won the Tour de France.

29. I was told that I would be brought in to do some races domestically but that 80% of my racing would be in Europe. Initially, my focus was to be competing in the smaller stage races.

30. After signing with the U.S. Postal Service Team for the upcoming season, I was on the U.S. team at the 1999 World Championships in Italy which is where I first met Johan Bruyneel. We discussed the upcoming U.S. Postal Service Team training camp in Austin, Texas to take place in December 1999.

31. At the training camp in Austin, Texas I met Dr. Luis Garcia del Moral and Jose "Pepe" Marti. Dr. del Moral was introduced to me as the U.S. Postal Service team doctor and Pepe was introduced to me as the team trainer.

32. At this training camp Dr. del Moral asked me if I had used performance enhancing drugs previously. I was taken aback and did not respond to him right away. Dr. del Moral was not happy by my reticence, and I eventually told him that I had used EPO.

33. I moved to Girona, Spain at the beginning of the 2001 season, and I have lived in Girona during the cycling season since that time.

34. During the 2000 season I was competing in mostly smaller races for the Postal Service Team, and I was not supplied banned drugs by the team. I did continue to use EPO that was supplied to me by **Other-7**

35. In 2001, I was second overall in the Vuelta a Castilla y León a fairly significant 5 day stage race held in Castile and León, Spain which took place on August 5-9, 2001.

36. After the 2001 Vuelta a Castilla y León Dr. del Moral called me and asked if I had used performance enhancing drugs to achieve this result. I responded, "yes" and told him that I had used EPO.

37. Shortly after that Johan called to confirm I had used EPO without telling him in advance and he was not happy. Johan said "nobody uses that stuff."

38. A few minutes later Dr. del Moral called back and gave me specific instructions on how to use EPO to prepare for an event. He told me when to use it, how much to use and when to stop before a competition. He also instructed me to inject EPO intravenously rather than subcutaneously so that it would clear my body faster, and I would test positive for a shorter period of time. I realized then that Johan's concern and Dr. del Moral's concern was not necessarily that I had used EPO but that because they had not been told of my use, and I might not be using it safely, that I could have had a positive test which could have lead to problems for the team.

39. Nevertheless, I was put on the team for the 2001 Vuelta a España which took place on September 8 – 30, 2001. This was my first opportunity to compete in a grand tour.

40. Before the race started Dr. del Moral gave me a saline infusion to make sure my hematocrit was not too high.

41. Before the individual time trial at the Vuelta Dr. del Moral gave me an injection of a substance that he said was called “Actovegin.” Dr. del Moral said that it would bind oxygen to my hemoglobin and make me more efficient.

42. During the Vuelta I roomed with **Rider-13** and became aware that **Rider-13** was using EPO and human growth hormone (hGH).

43. I ended up finishing third at the Vuelta, which was the first time an American had ever finished on the podium in the Vuelta a España.

44. After the race, and although he knew that I had been using EPO, Johan said, “don’t worry you were the real winner.” I took this to mean that he was aware that others in the race were likely using more effective doping techniques than EPO, such as blood transfusions.

45. I left the U.S. Postal Service Team after the 2001 season because after performing so well in the Vuelta my market value went up substantially, and I thought that I would have a better opportunity to be a team leader on another team.

46. After leaving the U.S. Postal Service team I had continued to live in Girona, and remained friends with many riders on that team.

47. After leaving the U.S. Postal Service team I learned that Pepe Marti was providing performance enhancing drugs to many individuals on the team.

48. I approached Pepe in 2003 about purchasing EPO from him, and he sold me EPO in 2003.



49. I continued to use EPO while with Rabobank in 2002, 2003 and 2004, and was also assisted in using it by the Rabobank team doctor **Other-8** from whom I purchased EPO.

50. During my time on Rabobank I was aware that **Rider-14** was using EPO, and on several occasions we discussed his EPO use.

51. I went on a training ride with Lance Armstrong in 2003 while I was recovering after breaking my hip. Lance asked who handled the training on Rabobank, and I told him, **Other-8**. **Other-8** Lance then said, "What about the other stuff." I believe we both understood he was asking who was handling the doping program, and I responded, "Same."

52. Before the 2005 season I left the Rabobank team to join the Gerolsteiner Cycling Team.

53. While with the Gerolsteiner team in 2005 I talked with Pepe Marti at a race and asked if he could get me some EPO. Pepe agreed to provide EPO to me. He told me, however, not to tell Johan Bruyneel that Pepe was providing drugs to a rider from a rival team.

54. I purchased EPO from Pepe on numerous occasions in 2005 and 2006. I also received testosterone from Pepe.

55. On one occasion in 2005 I met Pepe at a rest stop south of Girona, and, in addition to EPO for me, he gave me EPO and other drugs to provide to George Hincapie and Michael Barry who were on the Discovery Channel team which Pepe was working for at the time. As requested by Pepe, I delivered the drugs to George and Michael.

56. I trained with Michael Barry on many occasions during 2005 and 2006 and we discussed the performance enhancing drugs we were using. I recall that Michael was trying hGH and using EPO, testosterone patches and a testosterone product known as the "oil."

57. In March of 2005 I got a call from Lance Armstrong who said that he was flying to the Island of Tenerife for 8 to 10 days to train. Lance said that he would be taking Sheryl Crowe, and he asked if I and my wife Odessa Gunn would like to join them on the trip. Odessa is a former professional cyclist, and she and Sheryl Crowe had gone on rides together in Girona and become friends. We agreed to go.

58. When we got to Tenerife I was introduced to Dr. Michele Ferrari who was there to assist with the training of several riders, including Lance and **Rider-1**. I asked Dr. Ferrari if he would begin working with me, and he agreed to do so.

59. Beginning in March of 2005 I became a client of Dr. Ferrari and he wrote a number of training plans for me. We discussed my use of EPO, and Dr. Ferrari advised me how much EPO to take during my training for the 2005 Tour de France. I became familiar with the fact that a nickname used by Dr. Ferrari is "Schumi" and that Lance called him "Schumi."

60. On the training plans prepared by Dr. Ferrari he would use a code for EPO. A dot represented 500 international units of EPO. A dot with a circle around it stood for 1000 international units of EPO.

61. Dr. Ferrari also recommended that I use a version of testosterone known as "Andriol." Andriol came in red gel pills and Dr. Ferrari provided a formula for mixing the Andriol liquid contained in the red jell caps in olive oil. The mixture was then to be taken under the tongue.

62. Dr. Ferrari instructed me to take the Andriol and olive oil mixture after stages in races.

63. I would keep the product, known as the "oil" in a small bottle the size of a small shampoo bottle. Floyd Landis told me that he also used the "oil."



64. 2005 was the first year that I transfused blood. Early in 2005 I was talking with Floyd Landis who had recently left the U.S. Postal Service Team, and Floyd suggested that I contact Dr. del Moral, who had been the team physician with the U.S. Postal Service Team until the end of 2003. In our conversation we had been talking about how Lance Armstrong seemed to be levels ahead of everyone else when it came to the Tour de France, and Floyd talked about his knowledge of Lance's blood doping program. Floyd also said that he thought Dr. del Moral would assist me with a blood doping program.

65. After the conversation with Floyd I got in touch with Dr. del Moral and asked him to assist me with a blood doping program. Dr. del Moral agreed to assist me with such a program, and I traveled to Valencia to meet him for the extraction. In both 2005 and 2006 I made two to three trips each year to Valencia prior to the Tour de France to have Dr. del Moral assist with the extraction or re-infusion of blood. These visits were to the sports clinic in Valencia at which Dr. del Moral worked.

66. On one occasion Dr. del Moral drove to Girona to assist me because it was close to the Tour.

67. I paid Dr. del Moral personally and in cash for these services.

68. In May of 2005 I attended a second training camp on the island of Tenerife with Dr. Ferrari. The purpose of my attendance at this camp was to train at altitude and to have Dr. Ferrari monitor my training. Also present at the camp were Yaroslav Popovych, Andrey Kashechkin, Alexandre Vinokourov and Michael Rogers. Dr. Ferrari performed testing on me during training rides, including taking lactate measurements. At this camp I discussed with Dr. Ferrari the use of EPO and blood transfusions as part of my training and racing program.

69. In June of 2005 I attended a third training camp with Dr. Ferrari. This camp was held in St. Moritz, Switzerland and again the cyclists in attendance were followed by Dr. Ferrari on their training rides and lactate testing was performed. Riders present at this camp included Paolo Savoldelli, Yaroslav Popovych, Michael Rogers and Eddy Mazzoleni. I also discussed the use of EPO and blood transfusions with Dr. Ferrari at this camp.

70. During 2005 Floyd Landis assisted me with my blood doping program. Floyd was aware that I was working with Dr. Ferrari at the time and Floyd suggested that I should not mention to Dr. Ferrari that I was working with Floyd. Prior to the 2005 Tour de France Floyd Landis and I rented an apartment in France in which we stored our blood. During the Tour we used the apartment to re-infuse the blood.

71. During the 2005 Tour Floyd told me that Lance had made a comment about the apartment in France where Floyd was keeping his blood. Floyd felt that the comment indicated that Lance had found out about his blood doping program, most likely from Dr. del Moral.

72. As we worked on our own blood program in 2005 Floyd discussed his blood doping on the U.S. Postal Service Team. Floyd told me about an incident during the 2004 Tour de France in which he said that the entire team received blood transfusions on the team bus following a stage in the Tour. He told me that Lance was present in the bus and received a transfusion at that time.

73. I was good friends with George Hincapie, and following the 2005 Tour George told me that Lance had only used a single bag of blood during that Tour. I believe that this conversation occurred in 2006 or 2007.

74. In 2008 **Rider-15** told me that he was using EPO during his recovery from an injury in 2005 before the Tour of Switzerland.

75. I discontinued working with Dr. Ferrari in 2005.

76. In 2007 I returned to the Discovery Channel Team (the successor to the U.S. Postal Service Team).

77. Once back on the team I had a discussion with Johan in which he said that he was frequently asked how Lance had doped and whether there was some mysterious substance that Lance had and no one else did; Johan said, however, that Lance used the same things everyone else did, which I understood him to mean EPO, testosterone and blood transfusions. Johan said it was funny to watch everyone freak out trying to find out what Lance was doing when he was simply using the same substances everyone else was using.

78. In April of 2007 at the Tour of Georgia I asked Johan Bruyneel whether the team was going to organize a blood doping program for the 2007 Tour de France. Johan responded, "you're a pro, you should do it on your own." I told Johan, however, that it was too stressful and that without team assistance I would not be using blood at the 2007 Tour. Johan seemed upset by my response.

79. More than once thereafter Johan brought up whether I was going to organize my own blood program for the 2007 Tour, and I told him that I was not going to do it.

80. During the 2007 Dauphiné Libéré, which took place from June 10 to June 17, 2007, Johan again brought up the topic of organizing a blood program for the 2007 Tour, and this time he said, "I think we can make it work."

81. After the Dauphiné Pepe Marti extracted a bag of blood from me. Prior to the Tour I had to go to an apartment in France to have another bag extracted and then the blood extracted after the Dauphiné was reinfused.



82. When I went to the apartment in France for the extraction prior to the Tour I was met by Discovery Channel employee **Other-3**. This did not surprise me as I was aware that **Other-3** was part of the doping going on on the team, and on several occasions **Other-3** had told me about close calls that had occurred when he was transporting banned drugs for the team.

83. When I returned to France prior to the Tour de France to get my blood re-infused and to have another bag extracted I saw my teammate **Rider-16** having his blood extracted.

84. During the 2007 Tour de France at a hotel in the South of France **Rider-16** and I went to the room of **Other-5**, one of the team physicians. **Other-5** closed the drapes and told us not to say anything and then re-infused bags of blood into both of us.

85. Johan was very aware of my training program and my hematocrit level throughout the time that I rode for him. He would frequently discuss my hematocrit level with me.

86. At the 2007 Tour de France I also received a saline infusion after putting in the blood bag in order to make sure my hematocrit was not too high.

87. In 2008 I was riding with the Astana cycling team for which Johan Bruyneel was the team director, Pepe Marti was a trainer and Dr. Pedro Celaya was a team physician.

88. In 2008 Lance Armstrong announced that he was making a comeback to professional cycling and would join the Astana team.

89. I trained with Lance in 2008, 2009 and 2010.

90. At the 2009 tour de France I asked Lance whether he still talked with "Schumi" and he said not directly but that he and Dr. Ferrari communicated through a middle person.

91. In October of 2008, before he made his comeback, Lance asked if there was any talk of any new performance enhancing drugs in the peloton. I responded that I had not done anything and Lance said, "if you had done something I would know."

92. I was Lance Armstrong's teammate on the Astana cycling team in 2009.

93. I had a good season in 2009 and got along well with the riders and support staff on Astana.

94. Prior to the 2009 Tour de France Lance invited me to train with him in Aspen, Colorado.

95. In the 2009 Tour de France I was in fourth place in the general classification when I fell and broke my wrist during the 12<sup>th</sup> stage of Tour forcing me to abandon the race.

96. Lance and Johan were involved in the founding of the RadioShack team which I joined after the 2009 season.

97. I rode for RadioShack in 2010 and had a good year, and my relationships with Johan and Lance were good throughout the year.

98. I recall in 2009 or 2010 discussing with Lance a theoretical new drug being discussed in the media. I asked him if he knew anything about it and his response was "you know I am always down for it" by which I understood him to be saying that he was always willing to try a new doping product.

99. In October of 2010 I was subpoenaed to testify before the federal grand jury in California, and I testified truthfully.

100. Shortly after my grand jury testimony I attended a dinner with Lance and sat next to him. Lance was very cold towards me, and I figured that he had learned of my grand jury testimony. During the course of that dinner, although he did not speak to me, Lance sent a text

to my wife Odessa that said, "Run don't walk." A true and accurate copy of this text message is attached hereto as Attachment A. This was the first time in several years that Lance had communicated to Odessa and in context his message to her felt threatening.

101. The 2011 cycling season was very difficult as I experienced a great deal of animosity from teammates and staff on the RadioShack team.

102. For instance, **Other-3** was very aggressive towards me. When I would walk by him he would make comments like, "I never forget. One day I will pay back." On another occasion, he was speaking to Andreas Klöden and when I walked into the room, **Other-3** said in a very loud voice: "I will pay back anyone who fucks with me!"

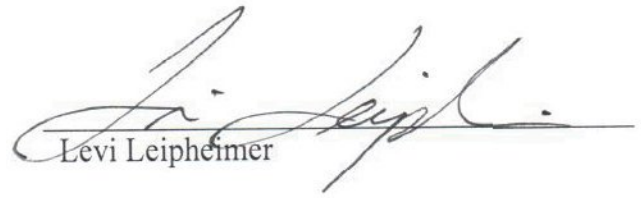
103. In 2011 my agent Paul Degeyter had a conversation with Johan Bruyneel in which Paul asked Bruyneel whether RadioShack was going to renew my contract in 2012. Paul told me that Bruyneel said words to the effect of, "Don't tell anyone but we are not bringing Levi back because he testified to the grand jury and we didn't know about it."

104. During the 2012 Tour de France, and shortly after I had been interviewed by USADA's General Counsel, my wife Odessa received a text from Lance asking, "Are you in CA." A true and accurate copy of this text message is attached hereto as Attachment B. Both Odessa and I found this text to be very disturbing as she was indeed home alone at the time, and I was in Europe competing. The text made her feel very vulnerable, and there was no legitimate reason for Lance to communicate with Odessa.

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

Dated this \_\_\_\_ day of \_\_\_\_\_, 2012.





Levi Leipheimer

STATE OF Texas  
COUNTY OF Dallas

)  
) ss.  
)

Subscribed and sworn to before me by Leif Leipheimer on this 21 day of  
September 2012.

Witness my hand and official seal.

My commission expires: 6/30/15

Haven Parchinski  
Notary Public

Address: 1301 W 25th St #406  
Austin, TX 78705

