



GUVERNUL ROMÂNIEI

AGENȚIA NAȚIONALĂ ANTI-DOPING

DECISION

No. 17/03.06.2010

The *Hearing Commission for athletes and their support personnel who violated the anti-doping rules*, summoned on 03.06.2010, 10:00 H, at the National Anti-Doping Agency official seat in Bucharest, 37 – 39 Basarabia Bvd., sector 2, to review the file no. 6/2010 of the athlete **Kabengele Brice Kalala**, registered to **Asesoft Ploiesti University Sport Club (C.S.U. Asesoft Ploiesti)**, residing in Sibiu, 45 Constantin Noica Street, county of Sibiu establishes:

Following the doping control on **20.05.2010** conducted on sport discipline basketball on the occasion of the National Basketball Championship, on the match between **C.S.U. Ploiesti – U. Mobitelco Cluj**, which took place in Ploiesti, the analytical result of the sample of the athlete **KABENGELE BRICE KALALA** with the code number 2541292A, indicated the presence of **acid 11-nor-delta 9-tetrahydrocannabinol-9 carboxylic (carboxy THC) – metabolite of delta 9-tetrahydrocannabinol (THC)>15ng/ml**.

The substance detected in athlete's sample is included in the class S8 of the Prohibited List, as specified substance.

The Hearing Commission takes note of the fact that the Doping Control Laboratory identified $THC < 15ng/ml$ in the athlete's sample collected in competition at the match between **C.S.U. Ploiesti – U. Mobitelco Cluj** on 19.05.2010.

Also, the athlete admitted that following the match on 19.05.2010 he used the prohibited substance detected in the sample collected on 20.05.2010. During the hearing session, the athlete stated he did not request B sample analysis and he admitted the result of A sample.

The *Hearing Commission for athletes and their support personnel who violated the anti-doping rules* by reviewing the documents within the file, namely the analysis bulletin no. 224/28.05.2010 of Bucharest Doping Control Laboratory showing the athlete used THC>15ng/ml, the analysis bulletin no. 222/28.05.2010 of Bucharest Doping Control Laboratory showing that in the athlete's sample collected on 19.05.2010, THC<15ng/ml was identified and athlete's statement as of 03.06.2010, taking into consideration that the athlete did not request B sample analysis, pursuant to the legal provisions on national and international level:

DECIDES

The ineligibility of the athlete **Kabengele Brice Kalala**, registered to **Asesoft Ploiesti University Sport Club (C.S.U. Asesoft Ploiesti)** for a period of six (6) months, pursuant to the provisions of the art. 37, thesis II of Law 227/2006 regarding the prevention and fight against doping in sport republished as he is guilty of violating article 2, paragraph 2, letter a) of the above-mentioned law.

The ineligibility period starts on 03.06.2010.

Pursuant to the provisions of art. 43 of the mentioned law, during the ineligibility period, the athlete has the obligation to submit his whereabouts information to the Agency. Aiming to reintegrate in sport activity, during the ineligibility period, the athlete has to undergo four no advance notice doping testing, one of them at the moment when the sport activity is started again. When the athlete firstly retires from sport activity during the ineligibility period and then he requests to be reintegrated in sport activity, he won't be reintegrated until he informs the Agency and no advance notice doping testing is performed during a period of time equal to the ineligibility period remained when he retired.

The decision of the *Hearing Commission* may be appealed in 21 days since the notification to the Appeal Commission besides National Anti-Doping Agency.

The decision shall be communicated to the athlete, **Ploiesti University Sport Club (C.S.U. Asesoft Ploiesti)**, Romanian Basketball Federation, the National

Authority for Youth and Sport, Romanian Olympic and Sport Committee, International Basketball Federation (FIBA) and the World Anti-Doping Agency.

Romanian Basketball Federation has the obligation to apply the provisions of the current decision and to comply with the legal provisions in force pursuant to the provisions of the article 65, paragraph (1) of the Law 227/2006 republished.

**CHAIRPERSON OF THE HEARING COMMISSION FOR ATHLETES AND
THEIR SUPPORT PERSONNEL, WHO VIOLATED THE ANTI-DOPING
RULES,**

GRAZIELA ELENA VÂJIALĂ