



# GUVERNUL ROMÂNIEI

## AGENȚIA NAȚIONALĂ ANTI-DOPING

### DECISION No. 9/21.05.2008

*The Sanctions Committee* gathered on 21.05.2008, at the National Anti-Doping Agency's official seat in Bucharest, 37-39 Basarabia Blvd, District 2, reviewing the file no. 5/2008, establishes the followings:

On 15.05.2008, the Hearing Commission was convened to review the case of the athlete **NUTA Mihai Alexandru** – basketball player, registered at **OTOPENI Sport Club**, having the domicile in Bucharest, District 1, 8 Gheorghe Valentin Bibescu Street, bl. 13/7, sc. 1, apt. 1, following the doping control conducted on 05.04.2008 during the NATIONAL BASKETBALL CHAMPIONSHIP FOR SENIORS, A Division, return match – stage XXVI, and the presence in the athlete's sample of the prohibited substance **carboxy-THC – metabolite of THC beyond the threshold of 15ng/ml**.

The Hearing Commission took note, from the athlete's statements, that several days before the doping control the athlete had smoke a marijuana cigarette, during a meeting with some friends who came from Netherlands. He stated that he regrets his gesture, taking into account that it was done out of curiosity and extravagancy, without the intent of enhancing his sport performance.

*The Sanctions Committee* takes note that the substance identified in the athlete's sample is part of the cannabinoids' category, which represents specific substances according to the Prohibited List approved by the President of National Anti-Doping Agency through the Disposition no. 115/2007, with subsequent amendments.

*The Sanctions Committee*, reviewing the documents from the file, i.e. the athlete's statement given on 15.05.2008, the bulletin of analysis issued by the Doping Control Laboratory for the sample 2318319A and taking into account the provisions of the Hearing Commission's Decision no. 9/15.05.2008, in accordance with the relevant national and international legal provisions:

### DECIDES

The ineligibility of the athlete **NUTA Mihai Alexandru**, registered at **OTOPENI Sport Club**, for a period of three (3) months, according to the provisions of Article 32 (a) thesis II of the Law no. 227/2006 regarding the prevention and fight against doping in sport, with subsequent amendments, being found guilty for the violation of Article 2 paragraph (2) a) of the above mentioned Law.

The ineligibility period shall start with the date of this decision.

The present decision may be appealed in 10 days from its notification, to the Appeal Commission besides National Anti-Doping Agency; after the expiring of the above mentioned term, the decision shall become mandatory.

The present decision shall be notified to the athlete, the sport club where he is registered, the relevant national sport federation, the National Sports Agency, the Romanian Olympic and Sports Committee, as well as to the World Anti-Doping Agency.

The relevant National Sport Federation shall have the responsibility to implement the provisions of the present decision.

**CHAIR PERSON OF THE SANCTIONS COMMITTEE,**

**GRAZIELA ELENA VÂJIALĂ**