

Appeal Commission
Beside
NATIONAL ANTI-DOPING AGENCY
Bucharest

DECISION

No. 6/10.08.2010

The Appeal Commission summoned on 10.08.2010, 17.00 H, at the National Anti-Doping Agency's official seat in Bucharest, 37-39 Basarabia Blvd, District 2, in order to solve the appeal formulated by the athlete DUMBRĂVEAN Corina Mihaela, residing in Craiova, 34C Stirbei Voda Bvd., Dolj County against the Decision no. 18/08.07.2010 of *the Hearing Commission for athletes and their support personnel who violated the anti-doping rules* beside ANAD which decided the lifetime ineligibility of the athlete DUMBRĂVEAN Corina Mihaela, registered to **Olimpic Sport Craiova Sport Club and Bucharest Municipal Sport Club** starting with 03.06.2010, the date of the provisional suspension of the athlete, pursuant to art. 39 of Law no. 227/2006 regarding prevention and fight against doping in sport, republished, the athlete being guilty of violating the provisions of art. 2, paragraph 2, letters c) and e) of the above-mentioned law.

The session of the Appeal Commission in 10 August 2010 was attended by:

The Appeal Commission's members:

- Mr. Dragos CONDREA – Chairman
- Mrs. Floarea CHIVU – member
- Mrs. Carmen TROCAN – member
- Mr. Alin Florin CARSTOIU – member

Absent: Mrs. Elena Magdalena COSTACHE – member

The Appeal Commission beside ANAD, by reviewing the appeal statement formulated by the athlete DUMBRĂVEAN Corina Mihaela and registered by A.N.A.D. with no. 4351/03.08.2010, against the Decision no. 18/08.07.2010 of *the Hearing Commission for athletes and their support personnel who violated the anti-doping rules*, which decided the lifetime ineligibility of the athlete DUMBRĂVEAN Corina Mihaela, registered to **Olimpic Sport Craiova Sport Club and Bucharest Municipal Sport Club** starting with 03.06.2010, the date of the provisional suspension of the athlete, pursuant to art. 39 of Law no. 227/2006 regarding prevention and fight against doping in sport, republished, the athlete being guilty of violating the provisions of art. 2, paragraph 2, letters c) and e) of the above-mentioned law, takes note of the followings:

De facto, regarding the object of the appeal submitted by the athlete DUMBRĂVEAN Corina Mihaela and taking into consideration that the athlete DUMBRĂVEAN Corina Mihaela is an international level athlete – according to the document in proof *IAAF's Registered Testing Pool* – displayed on IAAF website.

By reviewing the preliminary aspects, the Appeal Commission beside ANAD ascertains the lack of material competency to review and decide with regard to the appeal submitted.

The Appeal Commission invokes as legal grounding the provisions of art. 59 Law no. 227/2006 regarding prevention and fight against doping in sport, republished to support the above-mentioned.

The Minute of the Appeal Commission's session elaborated on 10.08.2010 is a part of the present decision.

Taking into account the provisions of art. 30 letter a) of the Order no. 47/2009 for the approval of Appeal Commission's set up and functioning regulation, with further changes, the Appeal Commission consisting in the mentioned members, in unanimity

DECIDES :

To dismiss the appeal submitted by the athlete DUMBRĂVEAN Corina Mihaela on 03.08.2010 against the Decision no. 18/08.07.2010 of *the Hearing Commission for athletes and their support personnel who violated the anti-doping rules* as inadmissible.

Subsidiary, the Appeal Commission assesses that the present appeal is the subject of IAAF Rules and should comply with the terms and conditions of international level athlete status.

The decision of the Appeal Commission may be appealed directly to the Court of Arbitration for Sports in Lausanne, in up to 21 days since the notification.

The current decision is mandatory.

**CHAIRMAN OF THE APPEAL COMMISSION,
DRAGOS CONDREA**