



**DECISION of the FEI TRIBUNAL
dated 16 January 2018**

Cases:

2017/CM14 CHACCO BOY

Horse/Passport: CHACCO BOY/102ZC11

Person Responsible/ID/NF: Mariann Hugyecz/10002161/HUN

Event/Date: CSI3*W in Bratislava, Slovakia/ 4 – 6 August 2017

Prohibited Substances:

Acepromazine and Hydroxyethylpromazine/Hydroxyethylpromazine Sulphoxide

2017/FT30 TIMPEX BOLCSESZ

Horse/Passport: TIMPEX BOLCSESZ

Person Responsible/ID/NF: Gabor Szabo JR/10027459

Event/Date: CSI3*W in Bratislava, Slovakia/ 4 – 6 August 2017

Prohibited Substances:

Acepromazine and Hydroxyethylpromazine/Hydroxyethylpromazine Sulphoxide

I. COMPOSITION OF PANEL

Dr. Armand Leone, chair

Mr. Chris Hodson QC, member

Mr. Henrik Arle, member

II. DESCRIPTION OF THE CASE FROM THE LEGAL VIEWPOINT

1. Relevant Articles of the Statutes/Regulations:

Statutes 23rd edition, effective 29 April 2015 ("**Statutes**"), Arts. 1.4, 38 and 39.

General Regulations, 23rd edition, 1 January 2009, updates effective 1 January 2017, Arts. 118, 143.1, 161, 168 and 169 ("**GRs**").

Internal Regulations of the FEI Tribunal, 2nd edition, 1 January 2012 ("**IRs**").



FEI Equine Anti-Doping and Controlled Medication Regulations ("**EADCMRs**"), 2nd edition, effective 1 January 2016.

FEI Controlled Medication Regulations ("**ECM Rules**"), 2nd edition, effective 1 January 2016.

Veterinary Regulations ("**VRs**"), 13th edition 2015, effective 1 January 2017, Art. 1055 and seq.

FEI Code of Conduct for the Welfare of the Horse.

2. Justification for sanction:

GRs Art. 143.1: "Medication Control and Anti-Doping provisions are stated in the Anti-Doping Rules for Human Athletes (ADRHA), in conjunction with The World Anti-Doping Code, and in the Equine Anti-Doping and Controlled Medication Regulations (EADCM Regulations)."

GRs Art. 118.3: "The Person Responsible shall be the Athlete who rides, vaults or drives the Horse during an Event, but the Owner and other Support Personnel including but not limited to grooms and veterinarians may be regarded as additional Persons Responsible if they are present at the Event or have made a relevant Decision about the Horse. In vaulting, the lunger shall be an additional Person Responsible."

ECM Rules Art. 2.1.1: "It is each Person Responsible's personal duty to ensure that no Controlled Medication Substance is present in the Horse body during an Event without a valid Veterinary Form. Persons Responsible are responsible for any Controlled Medication Substance found to be present in their Horse's Samples, even though their Support Personnel will be considered additionally responsible under Articles 2.2 – 2.5 ECM Rules where the circumstances so warrant. It is not necessary that intent, Fault, negligence or knowing Use be demonstrated in order to establish a Rule violation under Article 2.1."

ECM Rules Art. 7.6.1: "In cases where the Administrative Procedure, as set out in Article 8.3 below, is not available, at any time during the results management process the *Person Responsible* and/or member of the *Support Personnel* and/or *Owner* against whom an anti-doping rule violation is asserted may admit that violation at any time, waive a hearing and may agree with the FEI on the Consequences that are mandated by these ECM Rules or (where some discretion as to



Consequences exists under these ECM Rules) that have been offered by the FEI. The agreement shall be submitted to the FEI Tribunal for approval and, where approved by the *FEI Tribunal*, the final agreement shall state the full reasons for any period of Ineligibility agreed, including (if applicable), a justification for why the flexibility in Sanction was applied. Such agreement shall be considered as a decision for the case and will be reported to the parties with a right to appeal under 12.2.2 and published as provided in Article 13.3.”

III. DECISION

1. Parties

- 1.1 The Persons Responsible (the “**PRs**”), Ms. Mariann Hugyecz and Mr. Gabor Szabo JR are show jumping riders for Hungary.
- 1.2 The Fédération Equestre Internationale (the “**FEI**” and together with the PRs, the “**Parties**”) is the sole IOC recognised international federation for equestrian sport. The FEI is the governing body of the FEI equestrian disciplines (Dressage, Jumping, Eventing, Driving, Endurance, Vaulting, Reining, Para-Equestrian).

2. Further proceedings

On 19 December 2017, the FEI informed the Tribunal that the Parties had reached an agreement in the context of the cases 2017/CM14 CHACCO BOY & FT30 TIMPEX BOLCSESZ and submitted the Agreement (together with the Case Summary and the Full Reasoning for the Agreement), as well as the corresponding Annexes, to the Tribunal for approval and incorporation into a Decision of the Tribunal in accordance with Article 7.6.1 of the EADCMRs.

I – Case Summary (as provided to the Tribunal by the Parties as part of the Agreement referred to Article 3 below)

- “3.1 The PRs took part with the horses CHACCO BOY and TIMPEX BOLCSESZ (the “Horses”) at the CSI3*W in Bratislava Slovakia from 4-6 August 2017 (the “Event”). As members of the Hungarian Equestrian Federation (the “Hungarian NF”), the latter being a member of the FEI, the PRs were bound by the EADCM Rules.
- 3.2 The Horse was selected for testing on 5 August 2017 upon request of the Testing Veterinarian Dr Miklos Jarmy, due to an alleged sabotage.



The resulting samples were transported to the FEI approved LGC Newmarket Road Laboratory ("LGC") in Cambridgeshire, UK for analysis.

- 3.3 By notification letter dated 29 August 2017 the FEI informed, Ms. Mariann Hugyecz and Mr. Gabor Szabo JR, in their capacity as the Persons Responsible, and the Hungarian NF of an alleged violation by Ms. Mariann Hugyecz and Mr. Gabor Szabo JR of Article 2.1 (*The Presence of a Controlled Medication Substance or its Metabolites or Markers in a Horse's Sample*) of the ECM Rules. In accordance with Article 7.4.1 of the ECM Rules, no Provisional Suspensions were imposed following the positive finding of the Controlled Medication Substance Acepromazine in the A Sample of the Horses.
- 3.4 *Acepromazine and Hydroxyethylpromazine/Hydroxyethylpromazine Sulphoxide* (metabolites of Acepromazine) are tranquilisers used for sedation and peripheral vasodilation, and classified as Controlled Medication Substances under the Equine Prohibited Substances List. A positive finding for Acepromazine and Hydroxyethylpromazine/Hydroxyethylpromazine Sulphoxide in the Horses' Sample constitutes a *prima facie* Equine Controlled Medication Rule violation.
- 3.5 In the Notification Letter of 29 August 2017, the PRs were informed that they had the right to request that the Horse's B Sample be analysed. In these two cases the Slovakian Police took care of the B samples, hence the PRs could not request for the B Samples to be analysed.
- 3.6 On 4 September 2017 the Hungarian Federation submitted a letter (Annex 1) which explained the following:

*"Samples were collected from both of the horses concerned on 6th August 2017 at the CSI3 *-W held in Bratislava. The sample collections were not in connection with a Competition, but were requested by the persons responsible themselves, after informing the President of the Ground Jury. The two riders had experienced unusual symptoms on their horses the night before and the morning of the sample collection. Both riders decided -on their own, and not at the instructions of an official with such authority- not to participate in the Grand Prix on 6th August 2017 therefore bearing the consequences of not earning any raking points. Their decision was solely based on their commitment to the welfare of their horses and the prevention of having to compete with horses under the*



possible effect of controlled medication."

"On 5th August 2017 two witnesses noticed another member of the Hungarian team -Laszlo Toth Jr.- leaving the box of Timpex Bolcsesz, which he had entered unauthorized. (Statements from both of the witnesses are at disposal.) The Hungarian Equestrian Federation believes that the entrance of Laszlo Toth Jr. to the box of Timpex Bolcsesz is highly likely to be in connection with the unwellness of the horse (the behaviour of which has been recorded on camera) and the positive test result. In the case of Chacco Boy, traces of injection use were been found on the skin of the horse which had also been recorded and documented with clinical and ultrasonic examination. On the night of 5th August Gabor Szabo Jr. immediately notified the stewards and the treating veterinarian about the incident and the behaviour of his horse. The President of the Ground Jury was also present during the recording of the statement of facts. On 6th August charges were pressed against an unknown individual for abuse at the local police station. The investigation included the questioning of Laszlo Toth Jr., (who had been appointed as wildcard of the national team of Hungary for the European Championships in Goteborg) and, who was spotted leaving the box of Timpex Bolcsesz."

"For the reasons mentioned above, we would like to ask the FEI to handle the cases of Timpex Bolcsesz and Chacco Boy jointly, taking into account all the written evidence the FEI is in possession of (such as officials' reports). Furthermore, we request that the two riders -that we believe had not committed a violation and despite their effort to discover the truth became victims of the case- be exempt from the consequences, therefore the fine, the disqualification of results and ranking points not be applied against them."

"According to the facts mentioned above and viewpoint of the Hungarian Equestrian Federation, there is a suspicion of crime committed by Laszlo Toth Jr. who violated the rules of the FEI General Regulations: Chapter VJ, Article 142 of the General Regulations sets forth: "No person may abuse a Horse during an Event or at any other time. "Abuse" means an action or omission which causes or is likely to cause pain or unnecessary discomfort to a Horse (...)"

"The assumed action of Laszlo Toth Jr. - as a result of which the banned substance entered the body of horses Timpex Bolcsesz and



Chacco Boy- according to our opinion fulfils the definition of horse abuse."

"Based on the abovementioned points, the Hungarian Equestrian Federation would like to request the commence of a procedure at the FEI Tribunal to determine the liability of Laszlo Toth Jr. in the present case."

"Furthermore, the Hungarian Equestrian Federation requests that the FEI Tribunal, until the final decision is made, provisionally suspends Laszlo Toth Jr. and his right to compete in both international and national events based on Article 169.5 of the General Regulations. Based on the outspoken opinion of the riders on the case and the nature of Laszlo Toth Jr.'s action, it represents a significant risk to the reputation of equestrian sport and violates the rules of ethics in a way that even the chance of the recurrence of such an act must be avoided by all means."

"In case the decision on the application of a provisional suspension is not the authority of the FEI Tribunal, but the Secretary General (Appendix "G" Article 4 of the General Regulations) we would like to request that the matter be forwarded to her."

"Regarding the abovementioned claim we would like to inform the FEI Tribunal that the Hungarian Equestrian Federation, decided that, as a provisional measure, it does not allow the rider to enter international competitions until the final decision is made. Furthermore, on 7th August 2017, based on the suspected action of Laszlo Toth Jr. and the circumstances of the case, the Director of the Hungarian Jumping Committee initiated a disciplinary procedure at the Disciplinary Committee of the Hungarian Equestrian Federation against Laszlo Toth Jr."

3.7 On 12 September Mr. Gabor Szabo submitted several statements, which are summarised below: (Annex 2)

- The riders Mariann Hugyecz and Gabor Szabo Jr. are two of the four members of the National Team who were selected by the Hungarian Equestrian National Federation to compete in the 2017 European Jumping Championships, while Laszlo Toth Jr. was the fifth, spare member of the National Team. In the event of any one member of the team becoming unable to compete, Laszlo Toth Jr., as a spare, would have been included in the competing National Team.

- On the Saturday of the Event in Bratislava, in the evening hours, after the suspicious act was discovered, Laszlo Toth Jr. admitted to those present - when handler Anna Gulyas had seen him leaving the box of TIMPEX BOLCSESZ - the fact that he had been to the box assigned to our horse, saying that he wanted to calm the horse. The horse has a calm nature, is easy to handle, therefore there is no reason to administer a substance like the one found in the blood sample taken from the horse in this current inquiry, because to the best of our knowledge it is usually applied in order to 'sedate' horses with an unrestful, aggressive nature, and to correct its behaviour during the competition. Our horse has never been given such a substance.
- With regard to possible motives, one would have reasonable grounds to suspect that Laszlo Toth Jr., as designated spare member of the Hungarian National Team registered to participate in the European Tournament, has an interest in one team member giving an inferior performance or failing two weeks before the 2017 European Championships and thus he himself becoming a real team member.
- On August 6th, 2017, on the last day of the competition, as an effect of the administered substance, the horse TIMPEX BOLCSESZ got into such a bad physical state that, though qualified, she could not participate in the competition.
- Statement from the Horse's veterinarian. (Annex 2a)
- Minutes recorded at the witness questionings conducted by the Slovakian Police authorities. (Annex 2b & 2c)
- Statement from Attila Bor, the groom working for Hungarian rider Gyula Szuhai, witnessed by two people, in which he declares that he saw Laszlo Toth Jr. with an apple and a syringe in his hand going towards the box of TIMPEX BOLCSESZ. (Annex 2d)

3.8 On 30 August and 15 September 2017 Ms. Mariann Hugyeczk submitted several statements, which are summarised below (Annex 3 & 4):

- Dr. Jarmi Miklos who was doing service at the Bratislava as a FEI veterinarian requested a data sheet, which showed: "On the request of GJ, because of suspicion of poisoning, B" sample, one tube was given to police", it shows the suspicion of poisoning. Because of this, a police investigation is already in place and the



blood test was requested by Mariann Hugyecz and also the rider of TIMPEX BOLCSESZ, Gabor Szabo; besides "GJ".

- It is important, because, in Gothenburg at the European Championship; besides the events at Bratislava during August 5-6; the horses showed such symptoms, on the basis which could be supposed, that the determined narcotic or something else, were in the horses even after 15 days.
- We firmly state, that neither Mariann Hugyecz, the Intertrio Bt. as owner, nor our groom has to do anything with the events. So possible far, the investigation is against an unknown offender, however the Hungarian Equestrian Association has suspended a possible offender junior Laszlo Toth, an from competing at international levels and as of today, a hearing will happen between the Hungarian Equestrian Association and it's show jumping branch, after the hearing we will inform you of the outcome.
- In the evening of 5 August 2017, between times 20:30 and 21:00 a drug administration happened to the horse, at present committed by unknown person, made with hypodermic needle on the left neck and also with hypodermic needle on left rear leg of the horse, enclosed find the relevant photos taken by the vet and the police. On the same evening on 5 August 2017 there was another happening with another Hungarian horse, called Timpex Bolcsesz, and the owner of the horse Istvan Tarbaly reported the case to the Slovakian police without delay. The Slovakian police visited the spot on the same evening and also the vet of the Jumping Show examined the horse and they assessed the unsoundness of the horse. As regards this other case, we cannot tell additional details but the owner and rider of Timpex Bolcsesz and the Hungarian Equestrian Federation can obtain all necessary information from the Slovakian police. (Annex 2b & 2c)
- On 6 August 2017 early in the morning my groom, Peter Kalasz called me by phone urging me to see the spot as he perceived similar symptoms on Chacco Boy as that was earlier with Timpex Bolcsesz. I visited the scene without delay, later also the Slovakian police arrived, and the FEI veterinarians, and later also came Dr. Miklos Jarmi, FEI doping inspector. They examined and recorded the marks of the hypodermic needle on the left neck and also the marks of the hypodermic needle on left rear leg of the horse, and also recorded that, as it is included in the report of Dr. Miklos Jarmi, for the request of the president of the jury and let us



remark, also for the request of Mariann Hugyecz, a blood sample was taken from the horse. This blood sample was sent to the laboratory and later it was assessed that prohibited drug was administered to the horse.

- Later the horse fell into a bad state so I could not ride horse on the Grand Prix on 6 August 2017.
- Enclosed find a declaration of the Attila Bor, groom of Gyula Szuhai, Hungarian rider (Annex 2d) saying that he was made a declaration, before two witnesses, that he saw Laszlo Toth Jr. to walk towards the box of Timpex Bolcsesz, with an apple and a syringe in his hands. This declaration also says that the groom of Laszlo Toth Jr. asked him to give urine sample in a glass and he handed it over. Let me remark that as far as we know Laszlo Toth Jr. was taken by the Slovakian police to perform a drug test. It is not impossible that that urine of another person was tested and not of Laszlo Toth Jr. This could be clarified by the Slovakian police with later tests or with DNA tests.
- Our horse Chacco Boy was not located in the same stable where the other Hungarian horses, i.e. the horses of Laszlo Toth Jr. and Timpex Bolcsesz, but they were located in another stable, where Chacco Boy and other horses of Intertrio Bt. were the only Hungarian horses. It follows that the unknown person, wearing the armband giving opportunity this entry, went out to the another stable and performed the drug administration, as declared in his report by Dr. Miklos Jarmy FEI vet, and this action is a punishable crime according to the Criminal Code.
- In the evening of 6 August 2017 the PR was summoned to the Slovakian police office to take the stand and enclosed find its original Slovakian version, where she have filed a complaint based on an attempt to commit crime of foreign property damage; its Hungarian translation and the English translation of the Hungarian version.
- As far as we know the Hungarian Equestrian Federation had commenced disciplinary proceedings against Laszlo Toth Jr. Hungarian rider, started on 12 September 2017. In addition the Hungarian Equestrian Federation withdrew his international riding license, and the competitors of the Adult Hungarian Show Jumping Championship (held on 7-10 September 2017 in Kiskunhalas, Hungary) signed a petition not to compete if the organizing



committee accept the nomination of Laszlo Toth Jr. So the organizing committee rejected the nomination of Laszlo Toth Jr. to the Hungarian Championship.

3.9 The FEI have extracted the important reporting from the Testing Veterinarian Report, (Annex 5), the Chief Steward Report (Annex 6), the Veterinary Delegate Report (Annex 7) and the Foreign Veterinary Delegate Report (Annex 8) below:

- TV Report – *“There was an investigation going on because of possible "poisoning" of two horses from the same team. On the request of the GJ, I have tested 3 horses for this reason and one tube of B sample in two cases and the whole B sample in one case was retained by the local police.”*

- CS Report – *“7. Unusual incidents, irregularities, suggestions At 9:30 p.m., before the closing of the Stables on Saturday night 03/08/2017 the treating vet received a phone call from the Stable Security that there is a suspicion, from the side of the Hungarian rider (SZABÓ JR., Gábor (10027459), that his horse (TIMPEX BOLCSESZ (104EF14) had been poisoned. The treating vet (Dr. Eva Cykritová, 10053441) asked the horse to me moved to the treating boxes and treated the horses which had all functionality normal, but looked very tired. The on duty FEI Steward as well as President of the Ground Jury had been immediately arriver to the treating boxes in the venue. After the treatment of the Treating vet the horse had return to the stables. Another Hungarian rider (HUGYECZ, Mariann (10002161) reported that same marks appeared to her horse CHACCO BOY (102ZC11) the next morning. The Ground Jury requested the Official FEI testing Vet (EADCMP) to take blood samples from 3 Hungarian horses (the abovementioned two) as well as horse from rider KRUCSÓ, Szabolcs (10002892) , CHACCO BLUE II (104KA08). The State police had been called at the Show Ground venue upon request of the owner of the (TIMPEX BOLCSESZ (104EF14) to further investigate the incident and to report back any findings.”*

- VD report - *“All the details contains the report of the Testing Vet! During the night 5-6 Aug 2017 I was alarmed to supervise suspicious application of the forbidden drug by the Hungarian rider Laszlo Toth to the horses of other Hungarian riders (Gabor Szabo and Mariane Hudec). The suspiciously affected horsed were included into the tested group by present testing veterinarian. See the Testing Vet report and report of Head Steward and foreign Judge.”*



- FVD report – Same as stated in the CS Report above.

3.10 The Slovakian Police has until present no results from their ongoing investigation of criminal offences committed by Mr. Laszlo Toth.

3.11 The FEI reserves its right to open a case against the Additional Person Responsible Mr. Laszlo Toth, FEI ID: 10001975.”

II – Full Reasoning for the Agreement (as provided to the Tribunal by the Parties as part of the Agreement referred to in Article 3 below)

“4.1 According to Article 10.2 of the ECM Rules, the period of ineligibility imposed for the violation of Article 2.1 shall be six (6) months, subject to potential reduction or suspension pursuant to Articles 10.4, 10.5 or 10.6. A fine of up to CHF15,000 shall also be imposed and appropriate legal costs.

4.2 Article 10.4 of the ECM Rules states: *“If the Person Responsible and/or member of the Support Personnel (where applicable) establishes in an individual case that he/she bears No Fault or Negligence for the ECM Rule violation, the otherwise applicable period of Ineligibility and other Sanctions (apart from Article 9) shall be eliminated in regard to such Person. When a Controlled Medication Substance and/or its Metabolites or Markers is detected in a Horse’s Sample in violation of Article 2.1 (presence of a Controlled Medication Substance), the Person Responsible and/or member of the Support Personnel (where applicable) must also establish how the Controlled Medication Substance entered the Horse’s system in order to have the period of Ineligibility and other Sanctions eliminated. In the event this Article is applied and the period of Ineligibility otherwise applicable is eliminated, the ECM Rule violation shall not be considered a violation for the limited purpose of determining the period of Ineligibility for Multiple Violations under Article 10.8 below”.*

4.3 Based on the evidence and documentation supplied by the PRs (as described in Section 3 above), the FEI has evaluated whether or not Article 10.4 ECM was applicable. The FEI has considered if the PRs have established how the Controlled Medication Substance has entered the Horses’ system. In this regard, the FEI finds that there is a very plausible explanation as to how the Controlled Medication Substance entered the Horse’s system based on the information that the Horse had been sabotaged by Mr Mr Laszlo Toth Junior at the Event site. The FEI is thus satisfied that the requirement of establishing how the Prohibited Substance entered the Horse’s system has been fulfilled.



- 4.4 The FEI has proceeded to evaluate the level of Fault and Negligence of the PR. The FEI is satisfied that the PRs have demonstrated that they bore no Fault or Negligence for these rule violations as described above under 3.
- 4.5 The FEI accepts that the circumstances of the case were truly exceptional on the basis that the presence of the Controlled Substances in the Horses' Samples were most likely due to sabotage of Mr Laszlo Toth. The Hungarian NF has already opened proceedings against Mr Laszlo Toth and suspended him from activity in the NF. As the fifth rider of the national team it is also highly likely that Mr Laszlo Toth has sabotaged for the PRs and their Horses, in order to be able to compete at the European Championship. Further, both Horses tested positive for the very same substance, and the Horses were found to not be well on the Sunday and could therefore not compete on the final day of the Event. Based on the submissions made, the evidence of sabotage, the involvement of the FEI Officials and the Slovakian Police, it has been proven very likely that the Horses were sabotaged and injected with Acepromazine by Mr Laszlo Toth during the Event.
- 4.6 The FEI is satisfied that the criteria for the application of Article 10.4 of the ECM Rules had been met in that (i) the PRs have established how the Controlled Medication Substances came to enter the Horses' system, (ii) the PRs have demonstrated that they bore No Fault or Negligence and (iii) the circumstances of the case are truly exceptional and that, therefore, the otherwise applicable period of Ineligibility (i.e. six (6) months) should be eliminated and that no other Sanctions (other than the Disqualification of the Horse's results at the Event in accordance with Article 9 and Article 10.1.4 and of the ECM Rules) should apply."

3. Agreement between Parties

On 19 December 2017, the Parties reached the following Agreement, based on the facts as detailed above:

*** Quote***

- 5.1 All capitalised terms used in this Agreement but not defined herein shall have the meaning ascribed to such term in the the FEI Equine Anti-Doping and Controlled Medication Rules ("EADCM Rules").

- 5.2 In the matter of the Adverse Analytical Finding related to the samples, which were collected from horses CHACCO BOY and TIMPEX BOLCSESZ (the "Horses"), at the CSI3*W in Bratislava Slovakia from 4-6 August 2017 ("the Event"), Ms. Mariann Hugyecz and Mr. Gabor Szabo JR (the "PRs") and the Fédération Equestre Internationale (the "FEI" and together with the PRs, the "Parties") agree, in accordance with Article 7.6.1 (*Agreement between Parties*) of the ECM Rules, on the following:
- 1) The **Presence of the Controlled Medication Substance(s) in the Horses' samples** constitutes a violation of Article 2.1 of the ECM Rules.
 - 2) **Ineligibility Period:**
The Parties agree that the prerequisites for Article 10.4 of the ECM Rules (*Elimination of the Period of Ineligibility Where there is no Fault or Negligence*) are fulfilled in the cases at hand and that the applicable period of Ineligibility shall be eliminated.
 - 3) In accordance with Article 10.8.3 of the ECM Rules, these violations of the ECM Rules shall **not be considered a prior violation** for the purpose of Article 10.8 (*Multiple Violations*) of the ECM Rules.
 - 4) **Disqualification of Results:**
In accordance with Articles 9 and 10.1.4 of the ECM Rules, all the results achieved by the PRs with the Horses at the Event are disqualified, including forfeiture of medals, points and prizes.
 - 5) **Full Settlement and Resolution:**
This agreement resolves and settles all outstanding matters between the FEI and the PRs, Ms. Mariann Hugyecz and Mr. Gabor Szabo JR including the horses CHACCO BOY and TIMPEX BOLCSESZ. Accordingly, any and all other claims for relief that any party might otherwise have made against another in relation to the subject-matter of these proceedings are released and discharged unconditionally, and they may not be pursued in any form hereafter.
 - 6) **No Other Sanctions:**
No fine shall be imposed on the PRs. Each of the Parties shall bear their own legal costs.
 - 7) **Right of Appeal:**
This Agreement will constitute the decision for this case. Consequently it will be communicated to the Parties with a right of



appeal in accordance with Article 12.2 of the ECM Rules.

8) **Additional Person Responsible:**

The FEI reserves its right to open a case against Mr Laszlo Toth Junior, as the Additional Person Responsible due to sabotage, and/or abuse of horse, in relation to his action of sabotage in the above mentioned cases.

End Quote

4. Jurisdiction

- 4.1 The Tribunal has jurisdiction over this matter pursuant to the Statutes, the GRs and the EADCMRs.
- 4.2 As members of the Hungarian National Equestrian Federation (the "**HUN-NF**"), and the latter being a member of the FEI, the PRs were bound by the EADCMRs.
- 4.3 Further, Article 7.6.1 of the EADCMRs allows for agreements between parties.
- 4.4 As a result, the Tribunal finds that it has jurisdiction to issue this Decision.

5. Approval of Agreement

- 5.1 Having reviewed the Case Summary, the Full Reasoning for the Agreement and terms of the Agreement, the Tribunal finds no grounds to object to or disapprove the terms of the Agreement and is satisfied the Agreement constitutes a *bona fide* settlement of the present cases.
- 5.2 In accordance with the mutual consent of the Parties, the Tribunal hereby directs the Parties to fully comply with all the terms of the Agreement as set forth in Article 3 above. Further, this Decision shall terminate the present cases, *i.e.*, Cases 2017/CM14 CHACCO BOY & FT TIMPEX BOLCSESZ.

6. Decision

- 1) The Tribunal rules that the Agreement executed by the FEI and the PRs, Ms. Mariann Hugyecz and Mr. Gabor Szabo JR, including the horses CHACCO BOY and TIMPEX BOLCSESZ, concerning the Cases 2017/CM14 CHACCO BOY & FT30 TIMPEX BOLCSESZ is hereby ratified by the Tribunal with the consent of the Parties and its terms are incorporated into this Decision.
- 2) This Decision is subject to appeal in accordance with Article 12.2 of the ECM Rules. An appeal against this Decision may be brought by lodging an appeal with the Court of Arbitration for Sport (CAS) within twenty-one (21) days of receipt hereof.
- 3) This Decision shall be published in accordance with Article 13.3 of the ECM Rules.

IV. DECISION TO BE FORWARDED TO:

- a. The Persons Responsible: Yes**
- b. The President of the NF of the Persons Responsible: Yes**
- c. The Organising Committee of the Event through the NF: Yes**
- d. Any other: No**

FOR THE PANEL



THE CHAIRMAN, Dr. Armand Leone