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Via Electronic Mail

December 8, 2014

Sir Craig Reddie, President
David Howman, Director General
World Anti-Doping Agency (WADA)
Stock Exchange Tower
800 Place Victoria
Suite 1700
Montreal Quebec H4Z 1B7
Canada

Re: Need for WADA Investigation of Allegations of Systematic Doping in Russia

Dear Sir Craig and Mr. Howman:

Recent days have brought multiple news reports alleging systematic doping in Russia involving participation and complicity by a broad range of Russian Olympic sports, the Russian national anti-doping agency (RUSADA) and the World Anti-Doping Agency (WADA) accredited Moscow laboratory.

These news reports cite as evidence undercover tape recordings with Russian athletes and coaches, financial records pertaining to the alleged payment of bribes, emails and confessions by a number of insiders including athletes, coaches and a former employee of RUSADA. Already, since the publication of these news reports USADA has been approached by a credible sports official who claims to have additional first hand evidence of systematic blood doping by Russian athletes.

On the whole, the claims that have been made are that organized, systematic doping in Russia covers many, if not all, Olympic sports. The sports of athletics (track and field), biathlon, cycling, nordic skiing, swimming and weightlifting have all been specifically identified. Individuals implicated include high ranking sports officials, such as a Vice President of the International Association of Athletics Federations (IAAF), Russian Olympic team coaches and the Director of the Moscow anti-doping laboratory.

If true, the allegations of organized and systematic doping of Russian athletes go far beyond any known doping scheme in the past 30 years and present a challenge to clean sport that overshadows any other faced by WADA in its 15 years of existence. By positing the potential that doping has been pursued on such a massive and systematic scale involving complicity by



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such a range of sports and anti-doping officials, the allegations strike at the heart of the current efficacy and continuing legitimacy of the global anti-doping system.

The alarm and concern raised by clean athletes and other stakeholders in the Olympic movement has been swift, as well as loud and clear. There can be no doubt that these apparent revelations present a watershed moment for anti-doping and the integrity of sport. The circumstances require dynamic and decisive action by WADA to lead a thorough, searching and independent investigation. Anything less than a full, complete and successful investigation by WADA of the claims regarding an organized Russian doping operation would constitute an abdication of WADA's responsibilities and its role as the leader of the global anti-doping movement.

There can be no reasonable position that in the face of such extensive, shocking and apparently well evidenced claims that WADA can legitimately do anything less than organize an independent, full-scale investigation of the claims. The fact that the claims transcend any single sport means that reliance on the IAAF or any other sports organization to investigate is insufficient. Moreover, for WADA to sit on the sidelines in the face of such allegations flies in the face of WADA's mandate from sport, governments and clean athletes and the role for which it was created.

In the past WADA has not shrunk from its responsibility to lead the fight against doping in sport. For instance, WADA's support of USADA's cycling investigation was pivotal in many respects, and WADA has played an invaluable role in bringing public pressure to bear on professional sports leagues to improve their anti-doping programs. These are just to name a few of WADA's many prior courageous stances.

Yet, in the few brief days since these allegations were reported there seem to be indications that WADA has in this particular case deviated from its traditional leadership role. Moreover, on the whole, in our opinion, WADA's initial statements in response to the allegations of Russian doping have been disappointing and unfortunately equivocal and insufficient.

We were initially encouraged by David's statement to German television in response to the allegations of an organized Russian doping program that WADA must be "fearless in approaching [these] issues and make sure those who are suffering from fear are protected." This statement appeared to us to reflect WADA's willingness to assume a leadership role in protecting witnesses and investigating their claims.

However, David's comments were thereafter followed by a statement on the WADA website which seemed to signal a retreat from this initial statement and indicate an unwillingness to become immediately engaged in investigation of the claims. The official WADA statement reads, in part, that "WADA has in fact already received some information and evidence of the



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type exposed in the documentary. All of that information has been passed to the appropriate independent body within the international federation, the IAAF. We will await the outcome of that independent body's deliberations."

We have also read that Sir Craig was cited by the Associated Press as saying that WADA is unable to take action even against Russia's anti-doping laboratory or anti-doping agency. The AP article states, in part:

Reedie, who is also an IOC vice president, said WADA was not in a position to take action against Russia's anti-doping lab or anti-doping agency.

"We don't have these powers," he said. "The next part of the process is in the hands of the IAAF ethics commission. That's where we are at the moment."

With all due respect, having worked with WADA on many prior investigations, we do not believe WADA lacks the power to conduct an investigation, protect witnesses or take steps to investigate whether WADA accredited laboratories or national anti-doping agencies have become corrupted or otherwise failed to fulfill their responsibilities under the World Anti-Doping Code and WADA International Standards. Moreover, if there was ever any doubt as to whether sport, governments, and clean athletes wanted WADA to undertake an investigative role regarding such allegations of corruption, any such doubts must have been erased by the amendments to the Code adopted in South Africa last year which provide in Article 10.7.10, that WADA is directed "to initiate its own investigations of anti-doping rule violations and other activities that may facilitate doping."

Sport must have an independent body which will investigate and get to the bottom of claims of widespread, systematic doping such as have been alleged in this case. There can be no question that WADA was in part created and empowered in order to undertake the very sort of investigation that is needed into the circumstances of alleged organized Russian doping. Indeed, WADA is the only body with such a global mandate. Therefore, clean athletes and all who care about clean sport are looking to WADA to investigate the claims of pervasive doping that have been made.

As to the contention that the IAAF investigation should be permitted to proceed before WADA acts, this position fails to address the claims of doping in a variety of sports in addition to athletics as well as the contention that the Moscow laboratory and RUSADA, entities as to which WADA has Code-based responsibility for oversight and review, are allegedly complicit in the doping scheme. Furthermore, the allegations that have been made include the claim that an IAAF Vice-President has been complicit in the cover-up of tests and that IAAF anti-doping controls may have been compromised. In such circumstances, WADA should not defer investigative responsibility to the IAAF.



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In light of the foregoing, we write to ask that on behalf of all stakeholders WADA immediately initiate an independent, detailed and thorough investigation into claims of organized Russian doping. Such investigation should start with review of all evidence upon which the public reports of doping have been based and include a systematic and searching effort to determine whether the claims are supported by additional evidence. Ultimately, WADA should assess whether any individuals have cases to answer for anti-doping rule violations and report whether any institutions have failed to fulfill their responsibilities under the Code and International Standards.

We are writing first to both of you as the appropriate officers within WADA to assess and respond to this request and wish to give you a sufficient period of time in which to do so. We recognize the possibility of being misquoted and that notwithstanding your statements cited above, that you may, in fact, intend that WADA conduct an investigation along the lines we have suggested. Therefore, we are presenting our concerns to you first before presenting them to the WADA Executive Committee or Foundation Board.

We seek your clarification at the earliest practicable time as to whether WADA intends to conduct an investigation such as we have described. If WADA does not intend to initiate such an investigation then, for the reasons set forth in this letter, we would likely request further consideration of this matter by the WADA Executive Committee and/or by the WADA Foundation Board.

We look forward to hearing from you in response to this inquiry.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Tygart", with a long horizontal line extending to the right.

Travis T. Tygart
USADA CEO

A handwritten signature in black ink, appearing to read "Edwin Moses", written in a cursive style.

Dr. Edwin Moses
USADA Chairman of the Board