

AMERICAN ARBITRATION ASSOCIATION**UNITED STATES
ANTI-DOPING AGENCY****CLAIMANT****v.****Case No. 77 190 514 09****VAL BARNWELL****RESPONDENT****INTERIM ORDER**

WE, THE UNDERSIGNED ARBITRATORS ("Panel"), having been designated by the above-named parties, and having been duly sworn and having duly heard the proofs, arguments, and allegations of the parties, and, after an evidentiary Hearing held on February 25, 2010, do hereby render the Panel's Interim Order, as agreed to by the parties:

1. There is no dispute that the Respondent provided a urine sample at the World Masters Athletics Championship in Lahti, Finland on August 3, 2009.
2. The sample was determined in both the A and B analyses to reflect values consistent with the application of testosterone prohormones, a prohibited anabolic agent on the World Anti-Doping Agency (WADA) Prohibited List.
3. The parties stipulated that the doping offense occurred.
4. Based on the applicable rules, and after a review of the extensive evidence presented, the Panel finds that the sanctions for a first offense under WADA Code Article 10.2 are applicable.
5. Article 10.2 imposes a minimum two-year suspension or period of ineligibility.
6. The Claimant's contention that aggravating circumstances exist under Article 10.6 warranting a suspension longer than two-years is rejected by the Panel.
7. The Respondent's contention that his period of ineligibility should be reduced based on exceptional circumstances under Article 10.5 is denied.
8. The Panel imposes the two-year suspension retroactive to the Provisional Suspension of December 11, 2009.
9. During the two-year suspension, the Respondent is ineligible to participate in any sanctioned national or international event or competition. Moreover, he may not have access to the training facilities of the United States Olympic

Committee Training Centers or other programs and activities of the USOC including, but not limited to, grants, awards, or employment pursuant to the USOC Anti-Doping Policies.

10. Each side shall bear its own costs and attorneys' fees incurred to date.
11. The Respondent will be responsible for the payment of \$1,000.00 of the administrative fees and expenses of the American Arbitration Association. The remainder of such fees and expenses of the Panel shall be borne by the Claimant and set forth in the Final Award.
12. This Award is in full settlement of all claims and counterclaims submitted to this Arbitration. All claims not expressly granted herein are hereby denied.
13. The Panel will undertake to promptly prepare and submit its reasoned decision.

Carolyn B. Witherspoon
Carolyn B. Witherspoon, Chair of Panel

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