

**McCauley, Eileen**

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**From:** lance [tentwo@planetcse.com]  
**Sent:** Tuesday, August 30, 2005 11:15 AM  
**To:** Bill Stapleton; Levinstein, Mark  
**Subject:** Fw: Best time to call



Armstrong -  
questions.doc (25 ...

Fyi...

Thoughts?

-----Original Message-----

**From:** "Richard Pound" <RPound@stikeman.com>  
**Date:** Tue, 30 Aug 2005 11:01:15  
**To:** "lance" <tentwo@planetcse.com>  
**Subject:** RE: Best time to call

Lance,

I have attached a memo with the answers (to the best of my present knowledge and belief) to the questions you asked.

RWP

-----Original Message-----

**From:** lance [mailto:tentwo@planetcse.com]  
**Sent:** Wednesday, August 24, 2005 6:15 PM  
**To:** Richard Pound  
**Cc:** Bill Stapleton  
**Subject:** Re: Best time to call

Dick,

Thanks for taking the time tonight to talk.

We look forward to your responses.

Take care,

Lance

-----Original Message-----

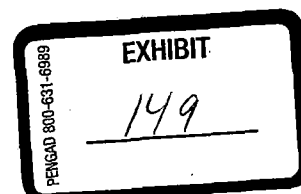
**From:** "Richard Pound" <RPound@stikeman.com>  
**Date:** Wed, 24 Aug 2005 14:47:07  
**To:** "lance" <tentwo@planetcse.com>  
**Subject:** RE: Best time to call

Whenever you want.

RWP

-----Original Message-----

**From:** lance [mailto:tentwo@planetcse.com]  
**Sent:** Wednesday, August 24, 2005 10:34 AM  
**To:** Richard Pound (CIO)  
**Subject:** Best time to call



Dick,

When would be the best time for myself, my agent, and my lawyer to call and speak to you?  
Please advise.

Thanks,

Lance

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1. *What role, if any, did WADA have in the research project?*

This is not research conducted by the French laboratory pursuant to any specific WADA funded research project. The French laboratory has been one of the leading laboratories in advancing and improving the test to detect EPO. In that regard, it has routinely continued in its internal study and research. During the course of refining the EPO test in an appropriate fashion, findings were made as a result of analyses of 98 samples retained from the 1998 and 1999 Tours de France, following the process and timelines outlined in the answer to your second question, the French laboratory shared this information with WADA. This information is confidential and does not have any connection to any individual.

2. *When results were positive, how did that get posted out?*

The French laboratory is a government-funded laboratory. In July 2005 WADA was informed by the French Government that the Laboratory had this information available and wished to share the data with WADA under certain conditions, including that WADA would not use the data for any sanction purpose. After an appropriate exchange of correspondence, the laboratory forwarded the information to WADA on 22 August 2005. It was received the following day, but not opened until the Director General's return from Europe on 25 August. We are not aware of distribution to anyone else.

3. *Chain of custody – did WADA ever have the information? UCI? French Government? – Who was in charge of the samples and the codes in relation to them?*

These samples were collected in 1998 and 1999. They were collected during the Tours de France, over which both the UCI and French Government had some jurisdiction for doping controls. The doping control forms, which include the codes or numbers that relate to the samples, would have been held by either or both responsible anti-doping organizations. We do not know whether either or both had such copies. WADA has none.

4. *Does a WADA-accredited laboratory have any obligation to follow a minimum WADA Code procedures re confidentiality, and so on?*

There is an International Standard on Laboratories. There are normal protocols in relation to research projects. Both have requirements of confidentiality. In this particular situation the French laboratory, on the information presently provided to us, adhered to the principles of confidentiality. The samples used in their work were collected under UCI rules in existence in 1998 and 1999, and not pursuant to the Code nor any WADA protocols. WADA was not in existence at the time. Ownership, retention and use for research are matters for those responsible for the testing in 1998 and 1999.