

**AFFIDAVIT OF RENZO FERRANTE**

I, Renzo Ferrante, under penalty of perjury, declare and state:

1. I am forty-three (43) years old and was born on 03 March, 1969. I am employed the Carabinieri NAS which is an Italian law enforcement agency.

2. The statements contained in this affidavit are based on my personal knowledge and are true and accurate.

3. The World Anti-Doping Agency (WADA) has been admitted by the prosecutor as a party in the investigative proceedings related to Case File n. 6989/2010 RGNR and has been given access to the file in order to review and obtain documents and information related to Dr. Ferrari, including his clients and relatives, and others involved in potential violation of sport anti-doping rules.

4. The following information was provided to WADA as a party in the ongoing investigative proceeding.

5. I am providing this affidavit to WADA under the instructions of The Public Prosecutor at Padua Court, Mr. Benedetto Roberti, who is in charge of the proceedings.

6. WADA and its designees have full authority to use this affidavit as appropriate in connection with their anti-doping responsibilities under the Code, including use in any legal proceedings or investigations or in connection with any decision or announcement of sanctions or violations issued by an anti-doping organization under the World Anti-Doping Code.

7. I'm a qualified and certified as Antidoping Investigative Inspector by Italian Ministry of Health.



8. In my job my principal responsibility is to conduct investigations regarding the violation of Italian laws prohibiting doping in sport.

9. I have had these responsibilities from 1996 and I have been involved in most of the anti-doping cases in Italy since that time, including proceedings brought against Prof. Francesco Conconi and Dr. Michele Ferrari. In relation to Dr. Michele Ferrari, I was involved in the investigative activities within the criminal proceedings related to his doping activities related to athletes' use of EPO and andriol for both Italian and international cyclists up to 1998. This proceedings resulted in the decision of the Criminal Tribunal of Bologna dated 1<sup>st</sup> October 2004 which is attached to this affidavit as **Annex A** together with relevant documents related to this case.

10. As stated in the above decision, one of the witnesses in this first judicial proceeding involving Dr. Ferrari was an Italian cyclist named Filippo Simeoni. Mr. Simeoni testified that Dr. Ferrari had advised him regarding the use of EPO and Andriol.

11. The records obtained from Dr. Ferrari during the above investigation reflected that a client of Dr. Ferrari was a cyclist named Kevin Livingston. True and accurate copies of documents related to the relationship between Dr. Ferrari and Kevin Livingston are attached to this affidavit as **Annex B**.

12. Included among the records of Dr. Ferrari pertaining to Kevin Livingston is a letter dated October 23, 1997, to Mr. Livingston regarding a test showing the presence of 19-Norandrosterone and 19-Noretiocholanolone. This letter is attached to this affidavit as **Annex C**.



13. Since 2010 I have been involved in a second investigation involving Michele Ferrari, these proceedings are related to Case File n. 6989/2010 RGNR, handled by the office of the public prosecutor of Padua.

14. In the course of our second investigation involving Dr. Ferrari we received a request from the United States Department of Justice dated June 22, 2011, for records related to our investigation against Dr. Ferrari as they related to the U.S. Postal Service cycling team.

15. Attached to this affidavit as **Annex D** is the request received from the United States Department of Justice.

16. Attached to this affidavit as **Annex E** is the report I have prepared upon instruction of the office of the public prosecutor of Padua for the United States Department of Justice in response to this request.

17. In the course of our investigation of Dr. Ferrari we have obtained bank records relating to payments made by athletes and others to Dr. Ferrari and to entities controlled by Dr. Ferrari and his son Stefano Ferrari. These bank records are a part of **Annex E**.

18. In the course of our investigation of Dr. Ferrari we have obtained electronic mails between athletes and athletes support personnel, including Lance Armstrong, Johan Bruyneel and others to Dr. Ferrari and to entities controlled by Dr. Ferrari and his son Stefano Ferrari. These emails are contained on CD-Rom provided to WADA, a copy of which is attached as **Annex F**.

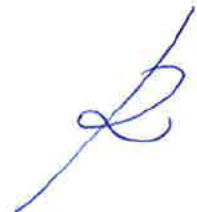
19. In the course of our investigation of Dr. Ferrari on November 11, 2010, we conducted a search of the residence of Yaroslav Popovych in Quarrata, Tuscany, Italy and

identified various materials including prescriptions of Dr. Michele Ferrari. Materials recovered in the search of Mr. Popovych's residence are attached in **Annex G**.

20. One of the items found in the residence of Yaroslav Popovych was a prescription from Dott. (i.e., doctor) Michele Ferrari to Cindy Baroni, the former wife of Yaroslav Popovych, for Kenacort. When we asked Mr. Popovych about this prescription we were told by him that it was a prescription for Cindy Baroni. Later, we intercepted a phone call between Mr. Popovych and Cindy Baroni in which Mr. Popovych asked Cindy Baroni to confirm his statement to the investigators that the prescription from Dr. Ferrari for Kenacort was really for her.

21. As part of proceedings related to Case File n. 6989/2010 RGNR, handled by the office of the public prosecutor of Padua, we received the voluntary witness statement of cyclist Volodymyr Bileka who was a teammate of Mr. Popovych and a client of Dr. Ferrari. Mr. Bileka confirmed that Dr. Ferrari introduced him to the practice of doping and specifically to the use of EPO in 2007. In 2007 Ferrari told Mr. Bileka if he wanted to go faster he needed to take EPO. Mr. Bileka said that he used EPO under the specific direction of Dr. Ferrari from 2007 until he was found positive for EPO from an unannounced doping control at his home in the Spring of 2008. He said that Dr. Ferrari told him not only how to take EPO but also how to use EPO to attempt to avoid a positive test. The statement of Volodymyr Bileka was given under Italian law within this official proceeding. A copy of the statement of Volodymyr Bileka dated October 8, 2010, is attached to this affidavit as **Annex H**.

22. As part of proceedings related to Case File n. 6989/2010 RGNR, handled by the office of the public prosecutor of Padua, the public prosecutor received the confession of cyclist



Leonardo Bertagnolli who had been charged with doping under Italian criminal law for the use of blood transfusions. In his confession Mr. Bertagnolli admitted to doping as described below.

23. Mr. Bertagnolli is an Italian professional cyclist who has ridden on professional teams including Saeco, Cofidis, Liquigas and Lampre and has been a client of Dr. Ferrari. Mr. Bertagnolli stated that Dr. Ferrari started to assist him at the end of 2006. He also stated that in the camper of Dr. Ferrari where they met Dr. Ferrari had a hemoglobin machine that permitted him to measure hemoglobin values.

24. In a meeting in July 2007 Mr. Bertagnolli met Dr. Ferrari in St. Moritz and they discussed the use of EPO. Mr. Bertagnolli said that at that time he was already using EPO, however, Dr. Ferrari explained a better way to take EPO in order to avoid being found positive. Mr. Bertagnolli stated that Dr. Ferrari instructed him to take EPO in small doses, 1000 international units per day in the vein and Dr. Ferrari commented that with 1000 international units you go up and with 500 units you maintain your level. Mr. Bertagnolli said that for 10 days in St. Moritz he took EPO of the brand name Eprex and that he stopped taking EPO two to three days before the competition as Dr. Ferrari recommended.

25. Mr. Bertagnolli said that following Dr. Ferrari's recommendation he was able to take EPO up to two to three days before a competition.

26. Mr. Bertagnolli said that in 2007 the obligation to provide whereabouts information pursuant to ADAMS was established and that this increased the risks for using EPO. He said at this time Dr. Ferrari advised to use blood transfusions instead of EPO and instructed him how to perform blood transfusions by himself. He said that a problem was how to find the

proper blood bags and that Dr. Ferrari advised to go to a veterinarian as the bags used for veterinary purposes would also work for humans and were less controlled.

27. Mr. Bertagnolli explained that Dr. Ferrari told him what kind of refrigerator to buy to store the blood, how to keep the blood, and when the blood transfusions should occur. Mr. Bertagnolli said before this he had never done a blood transfusion. Mr. Bertagnolli said he started this blood doping practice in 2008 and he did it in 2009 and 2010.

28. Mr. Bertagnolli said that in 2010 after the search of the residence of Yaroslav Popovych he saw Dr. Ferrari and that Dr. Ferrari told him to throw away all materials related to transfusions.

29. The statement of Leonardo Bertagnolli was given under Italian law and subject to criminal penalties if he gave a false statement. A copy of the statement of Leonardo Bertagnolli dated May 18, 2011, is attached to this affidavit as **Annex I**.

I swear or affirm that the foregoing statements are true to the best of my knowledge, information and belief.

Dated this 27<sup>th</sup> day of September, 2012.

Guardia di Finanza  
COMANDO COMPAGNIA PADOVA  
Nucleo Mobile

  
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Renzo Ferrante