



**TAS / CAS**

TRIBUNAL ARBITRAL DU SPORT  
COURT OF ARBITRATION FOR SPORT  
TRIBUNAL ARBITRAL DEL DEPORTE

**CAS 2024/A/10291 US Anti-Doping Agency (USADA) vs. James ‘Michael’ Brinegar**

## **ARBITRAL AWARD**

**delivered by the**

## **COURT OF ARBITRATION FOR SPORT**

**sitting in the following composition:**

President: Dr Georgios Petrochilos KC, Attorney-at-Law in Paris, France  
Arbitrators: Mr Luigi Fumagalli, Professor and attorney-at-Law in Milan, Italy  
Mr Jeffrey Benz, Attorney-at-Law in London, United Kingdom, and  
Los Angeles, United States of America  
*Ad Hoc* Clerk: Ms Camelia Aknouche, Attorney-at-Law in Paris, France

**in the arbitration between**

**US Anti-Doping Agency (USADA), United States of America**

Represented by Mr Jeff T. Cook (USADA General Counsel) and Mr Spencer Crowell (USADA Olympic and Paralympic Counsel), Attorneys-at-Law in Colorado Springs, CO, United States of America

**Appellant**

**and**

**James ‘Michael’ Brinegar, United States of America**

Represented by Mr Howard L. Jacobs and Ms Katlin N. Freeman (Law Offices of Howard L. Jacobs), Attorneys-at-Law in Westlake Village, CA, United States of America

**Respondent**

**ON THESE GROUNDS**

**The Court of Arbitration for Sport rules that:**

1. The appeal filed by US Anti-Doping Agency (USADA) on 9 January 2024 against the decision issued on 26 December 2023 by New Era Arbitration (Case No 2023082801) is partially upheld, as set out in paragraphs (3)-(6) below.
2. The said decision issued on 26 December 2023 is set aside.
3. James 'Michael' Brinegar is found to have committed an Anti-Doping Rule Violation under Article 2.2. of the World Anti-Doping Code.
4. James 'Michael' Brinegar is sanctioned with a period of Ineligibility (within the meaning of the World Anti-Doping Code) of four (4) years, commencing on the date of this decision.
5. Credit is to be given for the period during which James 'Michael' Brinegar has already been provisionally suspended, from 18 August 2023 until 27 November 2023.
6. James 'Michael' Brinegar's competition results in the period from 20 July 2022 to 31 December 2022 are disqualified, with all resulting consequences, including forfeiture of any medals, titles, ranking points and prizes (all within the meaning of the World Anti-Doping Code).
7. The costs of the arbitration, to be determined and served to the Parties by the CAS Court Office, shall be borne by James 'Michael' Brinegar.
8. Each party shall bear its own costs and other expenses incurred in connection with this arbitration.
9. All other motions or prayers for relief are dismissed.


Seat of arbitration: Lausanne, Switzerland

Date: 21 June 2024

**THE COURT OF ARBITRATION FOR SPORT**

Georgios Petrochilos KC  
President of the Panel

  
Luigi Fumagalli  
Arbitrator

  
Camelia Aknouche  
*Ad Hoc* Clerk

  
Jeffrey Benz  
Arbitrator