

**TRANSLATION FROM THE SPANISH LANGUAGE**

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**MINISTRY OF THE INTERIOR****CIVIL GUARD**  
**General Operations Branch**  
**Information and Judicial Police**  
**Central Operational Unit**  
**Group of Offences against Persons**  
**Environment and Consumption Section****OFFICIAL LETTER**Ref /Series DD.PP 4293/06  
Ref/No EG8/  
Date 27/06/2006

Subject: Informing on administrative breaches observed during the investigation

Addressee: His Worship, Magistrate of Local Criminal Court  
No. 31 de los de Plaza Castilla (MADRID)

On the 9th May of the current year, the Environment and Consumption Section (SECOMA) of the Civil Guard, presented police report 99/06 through which Pre-trial Proceedings 4293/06 were instituted by Local Criminal Court No. 31 de los de Plaza Castilla (MADRID), for an alleged crime against the public health by trading and administering harmful substances.

In the above-mentioned police report, the medical doctors Eufemiano FUENTES RODRIGUEZ (42.748.448) and José Luis MERINO BATRES (02.177.604) were identified as implicated in the diversion and traffic of medicinal drugs and medical devices, and an application was made to tap, record and listen to the subscriber telephone numbers 626.82.42.41 and 609.63.41.34 used by Eufemiano FUENTES, and 630.65.96.76 used by MERINO BATRES.

On 22 May, SECOMA presented a written report; number 77, with the information collected by means of the telephone bugging carried out, and through the operations conducted to this date; and requested Your Worship to issue court orders to enter and search homes, apartments and establishments allegedly linked to the illegal activities of the main defendants.

The entries and searches were carried out on 23 May, after the defendants had been detained in police raids, in the following addresses: 4<sup>th</sup> Floor, unit A, 20 Caídos de la División Azul Street and 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street of Madrid, linked to Eufemiano FUENTES RODRIGUEZ; 1st Floor, unit A, 56 Fernández de la Hoz Street and Ground Floor 92 Zurbano Street, linked to José Luis MERINO BATRES; and the addresses of Ignacio LABARTA BARRERA at 25-156 La Ilustración Avenue in Saragossa, and of Alberto LEÓN HERRANZ at Door 7, 9 Lepanto de San Lorenzo Street of El Escorial (Madrid).

The implementation of this court order allowed the seizure of a large number of items, documents and computer software/hardware connected with the alleged illegal activities carried out by this criminal group and by the persons associated with this group.

The purpose of this written document is to inform Your Worship of what has been done to date in relation to the identification and involvement of athletes or personnel associated with the administration of certain sporting entities. Thereby, **I STATE:**

## FIRST

In the search conducted on 23 May in the presence of the detainee Eufemiano FUENTES RODRIGUEZ in the apartment located at 4th Floor, unit A, 20 Caídos de la División Azul Street. In the first instance two fridges and a chest freezer were found. In the chest freezer, with an approximate volume of 200 litres, a total of 96 bags were stored at different levels, containing what apparently were frozen erythrocyte concentrates and 20 bags of plasma, also frozen.

These bags, both those with blood and those with plasma would have been mostly identified by a date (supposedly the date of collection), a number, and a name that did not correspond to any real identity.

In the search conducted on the same date in the apartment located at 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street, refrigerated new blood samples as well as frozen plasma were found. There were a total of 89 bags of supposedly full blood and 19 bags of frozen plasma.

These samples would come from the various (blood) collections done by Fuentes' group from the athletes that would hire their services, and from the subsequent fractionation of that blood, obtaining this way the plasma samples and erythrocyte concentrates.

A comparison of the identification dates of plasma and erythrocytes only allows matching beyond any doubt two frozen plasma samples found in Caídos de la División Azul Street, and identified with number 26 and the date 10-04, with two bags of frozen erythrocytes, identified in the same manner, with the same number and date.

The documentation seized, as mentioned in the following points, shows a schedule of collections / transfusions of blood samples conducted in a coordinated manner with a programmed administration of medicines. An example of this is document 34 of 53 Alonso Cano Street that seems to be a calendar for the year 2006, at the foot of which the meaning of the symbols employed is explained: E surrounded by two circles would mean Siberia, identified with the apartment of Caídos de la División Azul Street and its use for the storage of the frozen erythrocyte and plasma samples; E surrounded by a single circle would stand for normal (CPD or SAG- MANITOL), referring to blood preserved refrigerated for approximately one month in the apartment of 53 Alonso Cano Street, until its transfusion, and it also refers to the medical devices used in order to extend the normal preservation period in that state; R surrounded by two circles translates as Siberia , and it is explained as the transfusion of frozen samples preserved in Caídos de la División Azul Street; R surrounded by a single circle would stand for normal reinfusion with simple specification with CPDA or triple with SAG-MANITOL, which is interpreted as the transfusion of the refrigerated blood.

On the other hand, the matching of the dates in which certain cyclists had interviews with Eufemiano FUENTES with the alleged dates of collection indicated in the blood, plasma or erythrocyte bags, allows the identification of some of the riders that would have received this type of treatment.

In Police report 99/06 Your Worship was informed that cyclist Santiago BOTERO ECHEVERRI of the PHONAK team, would have been identified on 4 May in the company of FUENTES and LABARTA, as he entered the premises of Dr MERINO BATRES' Clinical Tests Laboratories, located in Mezzanine, 92 Zurbano Street, allegedly on an empty stomach, and on that same day Constantino ZABALLA GUTIÉRREZ, from the ILLES BALEARS team, was also seen on the premises of the same health clinic, meeting with FUENTES and LABARTA.

This same date appears identifying the bags of frozen erythrocyte concentrates which are labelled in the following manner:

- Two (2) bags allegedly containing refrigerated blood seized from 53 Alonso Cano Street and labelled "4 NO SIB 04/05/06"
- Three (3) bags allegedly containing refrigerated blood seized from 53 Alonso Cano Street and two of them labelled as "19 04/05/056" and the third "19 04/05/06 2nd"

In Police report 99/06, Oscar SEVILLA from the T-MOBILE team, was identified accompanying FUENTES and LABARTA to the apartment located in 4th Floor, unit A, 20 Caídos de la División Azul Street on 13 May. Four bags containing refrigerated blood showing that date, and labelled "5 NO SIB 13/05/06", were found.

On 14 May Jorg JAKSCHE, of the LIBERTY SEGUROS – WÜRTH team would have been identified having a meeting with FUENTES in Room 605 of Puerta de Madrid Hotel, and three bags with refrigerated blood were matched to that date and labelled "20 BELLA 14/05/06 SIB", "20 BELLA half 14/05/06" and "20 14/05/06" in the apartment of 53 Alonso Cano Street, as well as a bag containing frozen erythrocytes in the apartment situated in 20 Caídos de la División Azul Street and labelled "20 14/05/06".

In the search of 20 Caídos de la División Azul Street documents were seized regarding the contents in the chest freezer in the following dates: 04/05/04 (documents 109, 114 and 115), 26/06/04 (document 116), 29/04/06 (document 117), 15/05/06 (document 118).

Documents 109, 114 and 115 classify on a table the storage inside the chest in five levels, and each level is associated with two or three individuals identified by a number and a pseudonym.

These numbers would go from 1 to 17 and the correlation of the numbers with the pseudonyms is as follows: 1 – JAN; 2 – BIRILLO; 3 – SANSONE; 4 NICOLÁS; 5 – SEVILLANO; 6 – SANTI-P; 7 – 1<sup>Al</sup>; 8 – ATR; 9 – URKO; 10 – ROSA; 11 – 4142; 12 – GUTI; 13 – ALCALDE; 14 – RH; 15 – CÉSAR; 16 – VCS; 17 – GOKU. In document 114 the numbers 18 - VALV. (PITI) and 20 – VAINS are added to the above numbers.

In document 117, individuals are identified only by numbers, and all pseudonyms have been eliminated. The following numbers from the previous references are withdrawn: 3, 6, 7, 8, 9, 10, 11, 15 and 18, and the following numbers are added: 19, 23, 24, 25, 26, 27, 32, 33 and 101, linked to a succession of dates that could be related to collections. Document 118 would maintain the same structure as the previous one, but with the addition in level 4 of the following individuals identified as: 6, 15, 22, XXX, URCO, GEMMA and 1 hermano (brother).

The matching of the dates in which certain riders were identified while attending premises connected with FUENTES' clinical activity, with the dates marked in the seized bags, together with the link of number 5 with the alias "SEVILLANO" in the inventory for the month of April 2006 allowed, in the opinion of the investigating taskforce, to identify particular riders with particular numbers and, therefore, also with certain samples and documents

Consequently, BOTERO is identified as number 4; SEVILLA as number 5, Constantino ZABALLA as number 19; and finally Jorg JAKSCHE as number 20.

These identifications would be completed with the information collected during the investigation conducted with the use of telephone bugging duly authorised by Your Worship.

Thereby, in official document No. 77 an analysis was made of the telephone bugging conducted, benchmarking particular conversations held between FUENTES and LABARTA about the riders that would be participating in the 2006 Giro d'Italia (Tour of Italy) and would maintain a direct or indirect relationship with Eufemiano FUENTES and his associates, about the planning of their treatments.

At 20.02 hours on 13 May at 20.02 hours, there was a call from LABARTA, from telephone number 666.47.74.53, to FUENTES, in which he commented on the placings on that day's stage:

*L: There was a massacre in the Giro today, only thirty made it, and I saw what did... BÚFALO was fourth...*

*F: BÚFALO?*

*L: SAVOLDELLI, yes, and then BIRILLO finished 16 seconds later with SIMONI, and 20 seconds later came... then came ZAPATERO and UNO finished at 24, in other words, they all finished together... they all finished very well.*

*F: But all within that group.*

*L: Yes.*

*F: Within that group of thirty?*

*L: That's right, yes, yes, yes, only thirty. That is, there was a steep slope and... I mean the ones you handle and the ones you just get a glimpse of, at least they're all competing, and doing well. That's what I see, and then they can say whatever they like.*

In this conversation, LABARTA indicates that FUENTES would be responsible for the preparation of an undetermined number of riders who would have been participating in the 2006 Giro d'Italia, identifying a series of names, among which those identified in the conversation by their aliases stand out.

The expression "*the ones you handle and the ones you just get a glimpse of*" seems to indicate that they would differentiate between two groups: first, those riders who are the sole responsibility of FUENTES, and second, those with whom he had some sort of input in their preparation.

In regard to this assumption, in report 99/06 reference was made to the case of the preparation of CASERO for the 2001 Tour of Spain, when FUENTES made certain statements to the press asserting that he had called CASERO to pass on a message from his doctor Luigi CECCHINI, who was a personal friend of FUENTES, and that CECCHINI would often do the same with Fuentes's riders when they were competing in Italy.

This implies, according to the investigating taskforce, that FUENTES could be cooperating with other sport doctors involved in doping practices, forming independent criminal groups that are, however, linked with each other for the purpose of providing medical assistance to cyclists, and probably to obtain certain medicines or medical products.

On the Seventh Stage of the 2006 Giro d'Italia on 13 May, the fourth qualified was identified as José Ignacio GUTIÉRREZ CATALUÑA of the PHONAK team who, in an article published by the sports newspaper MARCA on 14 May, was identified with the alias of BÚFALO, which is a pseudonym supposedly used among the cyclists' peloton (main group).

At 16 seconds behind the winner BIRILLO, who finished together with SIMONI, was identified. After checking the stage placings, three riders had arrived at 16 seconds together with SIMONI: Davide REBELIN, Iván BASSO and Sergei GONCHAR.

At 20 seconds, the cyclists Michele SCARPONI and Damiano CUNEGO were identified, one of whom is known as ZAPATERO (Translator's Note: Zapatero translates as shoemaker),

and it should be pointed out that the translation of the Italian word *scarpa* is zapato (or shoe). For this reason, the investigating taskforce concluded that the reference to ZAPATERO could identify the rider Michele SCARPONI (LIBERTY SEGUROS – WÜRTH)

At 21.46 hours on 14 May, a telephone call was made by LABARTA from number 666.47.74.53, to FUENTES, in which they commented again on the placings of particular riders on that stage of the Giro d'Italia:

L: Have you watched the Giro today, yes or no?

F: I was able to watch the ending and I was amazed because he was going second, second, you know? Did you see who was second?

L: I don't know the placings, who won and all that.

F: Well, I do because I've seen it. A strange one won, the double s, Basso, Iván Basso.

L: A certain Iván Basso.

F: Iván Basso, s, s. And then came second in the sprint, after challenging him to a very, very long sprint, one minute later, a certain Cataluña came sprinting, Gutiérrez Cataluña with Cunego. But Cunego finished second and Gutiérrez Cataluña third; I don't remember who came fourth but there was a whole string of riders. **Presidente, who I didn't see coming in, called me and said he lost two and a half minutes, but he arrived together with the guy that won the Giro last year, with Salvo...delli;** and well, a whole string of riders. Right now he is the first, I think Basso is first now, and second is a certain Gutierrez Cataluña; third, I think is Savoldelli and that's it... no, there's another, another one, another who was there was Gonchar or one of those guys was there... but second and third were a minute plus behind, the second a minute and a bit, the third a minute plus...

L: Well, anyway I was checking the Internet to see how things were going, I can tell you right away.

F: No, no, I'm not telling you tales, this is how it went, I saw a bit, but I was stressed preparing for the artist's trip, but I know that Basso won, Cunego, third Guti and fourth... I don't know.

L: I saw that but well, the general (placings)...

F: The first Liberty was a certain CARUSO.

L: Yes, I'm looking at the general (placings) and I can tell you... Basso, Guti second 1:34, third Cunego.

F: Cunego in the general, exactly.

L: Yes, Savoldelli, Gonchar, Di Luca, Simoni and a certain Caruso, yes, and **then you have to look for the fifteenth, Scarponi.**

F: Yes, but the fifteenth... he's fifteenth, it's not that bad for someone doing so badly, because today he said that it was still too explosive, that he wasn't going well, it's fucking great, and then there was someone telling him he was amongst the top fifteen, **and talking to him, he told me he hasn't made it yet, but he's almost there,** that he lost two and a half, "and then I think I finished with Savoldelli and I mean, that's what I wanted to say, that I'm getting better". **Well, I was more or less happy with that, and I asked him about the famous Uno and he said "he finished behind me", I don't know any more.**

L: **Behind him, well... well, behind him is the 34 at 9:26.**

F: A bit behind.

L: Yes, behind, but didn't say how far, I've just seen it now, no, no, no...

F: What?

L: I've just seen it now, I didn't know either more or less how...

F: No, no that already... because I was told. No, no, I didn't know anything...

L: **Well, boy, first and second are a certain Basso and a certain Guti**

F: Fuck.

**L: You have... first and second.**

In this conversation LABARTA specifically links the riders Iván BASSO and José Ignacio GUTIÉRREZ CATALUÑA with Eufemiano FUENTES, which seems to confirm the identification of CATALUÑA as BÚFALO, and as FUENTES' client, as is the case with Iván BASSO (CSC).

In the previous conversation the pseudonym BIRILLO was related to the possible identification of one of the three riders who finished 16 seconds after the winner, among which was Iván BASSO.

The lack of any links among the other riders in that group of three and Eufemiano FUENTES' illegal activities, and the specific statement of the relationship that existed between the doctor from the Canary Islands and BASSO allows, in the opinion of the investigating taskforce, to associate the use of the pseudonym BIRILLO, and, therefore, the number 2 in the blood samples, with the identity of Iván BASSO.

The same occurs in the case of SCARPONI, about whom FUENTES himself recognised in this conversation that he was his patient, when he made reference to an alleged conversation held between them about his physical condition during the race.

In this conversation FUENTES and LABARTA mentioned UNO once again, identifying specifically his general placing as well as his placing in that stage. This matches the data regarding Unai OSA EIZAGUIRRE (LIBERTY SEGUROS – WÜRTH), without specifically stating Fuentes' relationship with him.

Another rider that would be directly associated with FUENTES would be identified as Presidente, who apparently called him, and who would be identified by his time of arrival in the stage. This information is not sufficient to establish the real identity of the cyclist.

Regarding some of the pseudonyms employed in the storage of the erythrocyte samples in the chest freezer, at 19:39 hours on 17 May, FUENTES made a phone call to the subscriber of number 669.78.98.72, identified as Santiago BOTERO, in which he is linked to the alias of Sansón:

*F: Nothing, stuck, tied up, how are you going to be when you start painting those beautiful landscapes, which that artist Botero paints when he uses those Colombian labelling machines (translator's note: or felt-tip pens)...*

*B: Yes, but on the rest of the mountain here, I can move with agility, more or less...*

*F: Well, that's a miracle because I can say the same, that this artist, when he is painting landscapes with labelling machines (or felt-tip pens) it is very hard, he has to be tied up all the time, what happens is that he is... he's compensating a bit... the loss of hair Sansón had...*

*(...)*

*F: and I preferred to act the way I did and... look, it wasn't foreseen or scheduled, I mean, you know that at this time, right? That Sansón has had it cut or six times and... he didn't need any more haircuts.*

*B: Yes, yes, yes.*

*F: but what can I say? because in the end he didn't break any of the wigs or anything else, so then... it wasn't necessary, but he was afraid... well, that's it, I just wanted to find out how you were, I'm calling to gossip, to find out how things are and how you are.*

In the documentation related to the samples stored in the chest, the disappearance of number 3 was noted, who would be directly associated with number 3 (?), while at the same point number 4 had been identified – NICOLÁS as BOTERO. For that reason, and considering the possibility of changes being made

to the numbering SYSTEM and even to the aliases employed by FUENTES' group, the investigating taskforce considers that BOTERO would be identified as SANSÓN and be the current number 4 in relation to the blood samples seized.

## SECOND

In the search of the apartment of 4th Floor, unit A, 20 Caídos de la División Azul Street, together with the chest freezer where various frozen samples were preserved, two freezers/fridges were found. The first one contained only foodstuffs, while the second had all sorts of small containers with pharmaceutical medicines. Small quantities of up to 105 medicinal drugs were seized, including anabolic steroids, corticoids and various hormones, many of which had passed their expiry dates.

According to police report 99/06, among these drugs two types could be identified: those requiring a doctor's prescription, and those for hospital use, the access to which is much more restricted. Likewise, pharmaceutical drugs, both legal and illegal in Spain, were identified, some of which are traded in the black market through web sites linked to clandestine laboratories in China.

Some of these drugs had been identified by former KELME rider, Jesús MANZANO in his statements to the sports newspaper AS and in a dossier opened by the RFEC (Royal Spanish Cycling Federation). Some of these drugs are:

- ACTOVEGYN FORTE DRAGEES of NYCOMED PHARMA GmbH laboratories. A box of 100 pills was seized of this pharmaceutical drug that is illegal in Spain.
- SOLCOSERYL from Swiss laboratories SOLCO BASLE LTD. A box with 25 ampoules of this pharmaceutical drug was seized. This drug used to be legal in Spain until it was withdrawn from the market, after it was associated with cases of spongiform encephalopathy.
- ANDRIOL and ANDRODERM, which would be testosterone in the form of pharmaceutical medicines legal in Spain, and can be dispensed by authorised pharmacies with a doctor's prescription.
- EPOSINO (6 containers with one injectable each) in the form of EPO, of which six containers were seized. This is the name of the so called Chinese EPO that is marketed through several web pages such as [www.sdkexing.cn](http://www.sdkexing.cn). They are counterfeit drugs marketed by clandestine laboratories in China. The authorised version of EPO is a pharmaceutical drug used in hospitals.
- NORDITROPIN SIMPLEXX (3 boxes of NOVONORDIS FARMA) and JINTROPIN (5 boxes with 10 injectables) are pharmaceutical drugs used hospitals, and in the case of JINTROPIN, it is a counterfeit of the human growth hormone sold on the internet, though web pages linked to clandestine laboratories in China.
- SYNACTHENE (two boxes from NOVARTI FARMA laboratories) is a pharmaceutical drug used in hospitals in Spain.
- CAFFEIN, under the commercial name VIVARIN, which would be illegal in Spain, and according to the container, it came from the United States; COFFEINUM, which is not legal in Spain either; OTEROP GENERICS from Belgium that is not legal in Spain either.
- Other pharmaceutical drugs linked to MANZANO would be GEREFF, TRIGON DEPOT, HMG – LEPORI and ACTRAPID (insulin). All of which can be dispensed by a pharmacy with a doctor's prescription.

The analysis of all the documentation seized in all the searches conducted allows the identification of the administration schedules assigned to each specific athlete, for the utilization of all the drugs seized in the apartment of 4th Floor, unit A, 20 Caídos de la División Azul.

This same documentation permits to identify the use of a larger number of medicinal drugs that would also have been found in the searches carried out, such as those used in the treatment of athletes and found in various searches, for example,: LEGALON 150, which should be used to help restore normal liver functions, and it is dispensed with a prescription; LEDERFOLIN and ACFOL is used when an additional provision of folic acid it is necessary, it is related to the functioning of the red cells in the blood, and it is dispensed with a doctor's prescription; THIOCTACID would be associated with multivitamin compounds; SPIRULINA used to cure slimming and under-nourishment; HIDROXIL ~ BENEXOL is a medicine used when an additional intake of vitamin B1, B6 and B12 is necessary, and it is dispensed with a prescription.

The above documentation, which is examined in the following points of this report, contains annotations on the use of PROZAC- dispensed with a doctor's prescription –as it presents the risk of causing addiction. The same occurs with other medicinal drugs found in the searches associated with Eufemiano FUENTES, such as DIAZEPAM or ROYPHNOL.

Among the drugs seized and included in the riders' schedules, two seized in the apartment of 53 Alonso Cano Street should be highlighted: the first one would involve a total of 112 tablets kept in a white jar with a label and only with one handwritten annotation: "OXTS": the second one consisted of four envelopes containing a red powder, without any other label or annotation that would permit its identification.

In regard to the one described as OXTS, as it is observed in subsequent points of this report, it would appear frequently in the preparation schedules for the riders and it could be, in the opinion of the investigating taskforce, a steroid called OXITOSONA (Oxitosone) originally active oxymetalone manufactured by the SYNTES pharmaceutical laboratories, which stopped its production in 1993. Therefore, if it were oxymetalone it would be a counterfeit product from clandestine laboratories.

In the case of the red powders, they could be the substances used in the doping environment; riders rub the powder on their hands before giving a urine sample in the doping test. When this substance is mixed with the urine it foils the chance of conducting a proper test and, consequently, of detecting a possible positive result.

In the various schedules for the administration of drugs, the word "powders" is found frequently in the notes; supposedly to identify this substance used in doping controls.

### THIRD

In the second point of this report, it was mentioned that certain drugs seized in the apartments linked to the alleged illegal activities of FUENTES' group, seem to have been labelled using a specific series of symbols for the sport planning covering the entire season.

This sport planning that would normally be described in calendars from November to October the following year, would include three areas: first, sporting competitions in which the



rider had planned to compete that year; second, planning for the administration of the drugs, which would basically include anabolic steroids, corticoids, and different types of hormones (EPO, HMG, growth hormone, etc.); third, and only in the case of certain cyclists, a schedule for collections / transfusions of blood samples.

Besides these yearly plans, and in coordination with them, documents have been found concerning some cyclists, in which a program for their physical training is included, as well as a large number of clinical tests conducted in MERINO BATRES laboratory, in which the blood parameters of the rider at that particular time would be collected.

The logical outcome, in the opinion of the investigating taskforce, would be that the doping practice developed by FUENTES and MERINO group would result in the total preparation of a cyclist based on an illegal therapeutic activity based on the used of medical methods outside the framework of the instructions authorised by the competent Authority.

Therefore, this total preparation would basically entail scheduling the administration of drugs, during the overall period of the season, including the training phase and the competition phase that, probably in the case of the highest level riders or of the wealthiest riders, would be complemented by the collection and transfusion of blood samples.

A news item published in the digital edition of the newspaper AS of 20 June this year, under the heading "ROUX: WE ALL TOOK EPO, HORMONES AND CORTISONE" contains statements made by French cyclist Laurent ROUX in a Bordeaux Courthouse as part of the Belgian pot case. In those statements he seems to assert that "the top ones would take things that I could not afford. Other things were done, like synthetic haemoglobin, blood transfusions, to which I could not have access", making reference to a "two speed" system.

These statements would explain that since (some) cyclists could not financially afford to gain access to certain therapeutic practices; there was a difference between the doping of most riders treated by FUENTES' group, and those riders that would be subjected to blood transfusions.

These blood samples would present parameters with values well above the mean, as a result of the medication program, and were used to increase or reduce the rider's parameters as the need arose at a particular moment, based on the results of the clinical test.

In the first place, and in relation to the aspects dealt with in this section, what stands out are the documents seized related to doping practices of certain riders penalized during the period in which, as it is documented, they would have been associated with FUENTES.

Firstly - In police report 99/06 reference was made to rider Tyler HAMILTON (PHONAK) testing positive for an homologous blood transfusion in 2004, i.e. blood from another person of the same blood group, in a doping control during that year's Tour of Spain.

In that same report, reference was made to a possible indirect relationship with Eufemiano FUENTES through the then sport director of the PHONAK team, identified as Álvaro PINO, who had been together with FUENTES in the KELME team between 1996 and 2000.

In December 2004, Álvaro PINO was replaced as sport director of the team. On 4 January 2005, there was an article published in the digital edition of the sports newspaper MUNDO DEPORTIVO headed "PHONAK fires PINO" with statements made by Andy RIHS, owner of the team, in which he states that "(I) decided to give it a new direction towards a long-lasting, secure, successful and convincing future from an ethical point of view".

This alleged relationship of the cyclist with FUENTES seems to be confirmed in documents seized in the various searches conducted on 23 May, and in document 125 found in the apartment of 4th Floor, unit A, 20 Caídos de la División Azul Street.

At the back of this document, the following handwritten note appears: "Haven Hmltn 6801 Sunshine Canyon Boulder (Colorado) 80302 USA". The location referred corresponds to the birthplace of Tyler HAMILTON, a rider with the PHONAK team, and the consonants of his surname match the acronym HMLTN. Consequently, the rider was identified, and in this particular document he was associated with number 41 – 42.

Document 113 seized in the search of 20 Caídos de la División Azul Street has the heading "FAX TO HAVEN PARCHINSKI" who, according to what can be ascertained from the latest news published by the newspaper EL PAÍS on 26 June, would be identified as the wife of rider Tyler HAMILTON.

At the front of this document there are references to financial amounts in United States dollars and their euro equivalents, which supposedly allude to amounts agreed, paid and owed to the rider for the drugs that he would receive, with an indication of the payment dates.

In regard to the rider identified with number 41-42, documents numbered 70-73, 75, 76 and 125 of this raid were seized at Caídos de la División Azul Street, which matched the schedules from November to October of the following year, with the identification of drugs on a daily basis, and a program of collections / transfusions of blood.

Document 125 is consistent with the calendar of the year 2003, indicating the administration of medicinal drugs between the months of December and July, involving drugs such as EPO, anabolic agents, HMG-LEPORI, insulin, growth hormone IGF-I, and indicating throughout the season both the collections (11 February, 16 March, 4 April, 5 May, 2 June, 15 June and 2 July), and the transfusions (11 March, 4 April, 21 April, 2 June, 15 June, 21 June, 2 and 3 July), as well as when clinical tests were conducted; 11 and 20 February.

In regard to the reference to clinical tests being done, with an indication of the individual's blood parameters, documents 70-73 were seized, which would be consistent with the results of tests conducted at MERINO BATRES laboratory in the year 2004.

The labelling of these drugs, as well as the collections /transfusions were identified by means of symbols, the meaning of which could be determined from the entire documentation seized, as mentioned in the subsequent points of this report.

At the foot of this schedule, an annotation can be seen that would identify the meaning of T4 as LEVOTHROID, the meaning of the asterisk as GH (normal abbreviation for Growth Hormone).

Document 75 and 76 would be documents with the same features, and both corresponding to the 2004 season. Included in the back three documents (sic) are references to

certain dates in which certain quantities of medicinal drugs would be given to the rider or collections or transfusions be done, which are referred to as "oil changes", in reference to the blood transfusions. These could be identified on the schedule as they matched the various blood collections and transfusions.

In the summary of items found in the chest freezer in 2004, rider 41-42 was identified with number 11, but this number had disappeared in the documents corresponding to 2006, which coincided with the two-year suspension imposed on Tyler HAMILTON in 2004.

The practice of collections / transfusions, as can be inferred from the seized documents, would be done through "self – transfusions", i.e. this practice would have been performed with the rider's own blood.

However, and considering the result of the doping test done on Tyler HAMILTON in 2004 which came out positive for an homologous transfusion, it can be inferred that the FUENTES' group, besides treating their clients with a wide variety of drugs and performing self-transfusions, they would perform homologous transfusions using blood samples from the rider's own group.

Secondly - The case of Santiago PÉREZ of the PHONAK team would be similar to the case of Tyler HAMILTON mentioned above, as he was subjected to a doping test without warning in Switzerland in October 2004 showing a positive result due to homologous blood transfusions, as it had occurred to Tyler HAMILTON months earlier.

In document 114, where the supplies of erythrocyte samples held the chest freezer in May 2004 were outlined, the rider SANTI-P was linked to number 6, but this was omitted from the equivalent documents for the year 2006. This coincided with his two-year punishment after a positive result for doping in 2004. Other references to this rider are found in document 106, as Santi PZ, and in document 126 where he appears as S. PERE.

Document 126 would deal with the schedule from November 2003 to October 2004, which reflects the schedule of sporting events, the schedule for the administration of drugs, the timetable for blood collections / transfusions and for clinical tests, in the same manner as in Tyler HAMILTON's case.

The drug scheduled in this calendar would cover the months from January to June, and would include anabolic substances, EPO, EPOCRIN, growth hormone, IGF-I, HMG-LEPORI. Their delivery dates and prices were written at the back of the document, along with the (dates) of blood sample collections (30 January, 1 March, 19 April, 14 May, 10 June) and transfusions (19 April, 14 May, 10 June and 1 July).

The administration of these drugs seems to be confirmed in document 111, at the back of which the expenses incurred by Santi PÉREZ (identified as number 6) are written, in relation to EPO, growth hormone, IGF-I and testosterone.

As in the previous case, Santi PÉREZ positive test result was due to a homologous transfusion (blood from the same blood group, but from a different person), and it seems that this is a doping practice that would complement the administration of drugs and the self-transfusions.

Thirdly - In police report 99/06 the launching of the investigations was justified by the uproar caused by Roberto HERAS (LIBERTY SEGUROS-WÜRTH) showing positive for EPO in the second last stage of the 2005 Tour of Spain.

The result of the searches conducted led to the seizure of documents that allowed placing HERAS as a client of FUENTES.

In the search of the premises of Alonso Cano Street the planning schedule of the LIBERTY SEGUROS-WÜRTH team in relation to HERAS for 2005 was found. In it there are handwritten notes with the dates for the use of drugs, such as EPO, EPOCRIN, IGF-I, growth hormone and the collections / transfusions of blood samples.

The analysis of the documents seized, as shown in the following points, led to the assumption that on certain occasions riders are identified by their initials, and documents 109 and 114 were found in relation to Roberto HERAS on blood supplies in the chest found during the search of 4th Floor, unit A, 20 Caídos de la División Azul Street, in which the initials R.H. are linked to number 14.

Therefore, the link between a positive reading for use of EPO together with the scheduling of drugs and self – transfusions confirm the practice of this illegal therapeutic activity, with the subsequent risk to the athlete's health.

Fourth - In report 99/06, reference was made to the 2005 Dauphine Liberé disqualification of a LIBERTY SEGUROS-WÜRTH cyclist called Isidro NOZAL due to a high level of hematocrit during the health control carried out prior to the event.

As with previous cases, a calendar of the LIBERTY SEGUROS-WÜRTH team was found (document 9 of 53 Alonso Cano Street) that would correspond to the rider Isidro NOZAL. It contains handwritten notes using the same symbols used in the documents already outlined, and that would identify the schedule for the consumption of drugs and for the collections / transfusions of blood samples, in the same manner as in the previous cases.

In this specific case, it shows the schedule for the administration of growth hormone and for the collections / transfusions on the day prior to the health control in which excessively high levels of a hematocrit was detected, and the rider was not allowed to compete, as the standards of the International Cycling Union consider that they put the athlete at risk.

Regarding the cases of Roberto HERAS and Isidro NOZAL, the Sport director of their team at the time of their positive readings, Manuel SAIZ BALBAS, stated while being held in custody by the police on 24 May 2006, that in 2004 Roberto Heras had told him that he wanted to have Eufemiano FUENTES as his personal physician, and that initially he refused the request but eventually acceded to it when the cyclist insisted.

After SAIZ had agreed to this request, and according to his own statement, other riders also requested to be treated by FUENTES, particularly those riders that had been previously under his charge in the KELME team, for example Marcos SERRANO and Ángel VICIOSO. Under the circumstances he granted the request. Subsequently, with Isidro NOZAL coming second in the Tour (of Spain) losing the first spot to Roberto HERAS, Manuel Saiz contacted Eufemiano FUENTES so that he would take charge of that cyclist, approximately towards the end of 2004. Later on he showed a high level of hematocrit in the health control prior to the Criterium Dauphine Liberé event.

The association of these positive readings for doping with the illegal therapeutic activity conducted by the members of the criminal group object of this investigation, seems to put in evidence that the doping follows yearly schedules in which the physical preparation a high competition athlete must obviously have, is coordinated with the use of drugs obtained by

different means, and with blood collections / transfusions, in order to achieve the physiological parameters that would allow the highest sport performance in competition.

#### FOURTH

In the previous points it was stated that among the documents seized in the apartments associated with Eufemiano FUENTES in Madrid, documents were found relating to the medical preparation of athletes who had hired the services of this medical practitioner.

Along these lines, in the search of the apartment located in 4<sup>th</sup> Floor, unit A, 20 Caídos de la División Azul Street, documents 86 and 106 were found, which contained the timetable of appointments for a year and identified riders by their pseudonyms, as well as by some reference to drugs or collections / transfusions represented by their corresponding symbols, as indicated in the first point.

The planning of the administration of drugs is verified in documents which contain a yearly schedule from November to October (Documents 3, 54, 55, 75- 77 and 119- 129 and 131) using different symbols, the meaning of which can be identified in some cases by their notes.

Former cyclist Jesús MANZANO from the KELME team alluded to the same set of symbols in his statements to the AS newspaper and in the RFEC dossier, explaining their meaning and linking them to particular documents.

Considering these references, together with the annotations found in the said documents, the symbols used are interpreted as follows: Asterisk or GH would stand for the growth hormone; HM would represent the female hormone gonadotropin; the black dot would correspond to EPO within which specific signs would be used to make reference to international units of the doses to be administered and the ways of administering them; the *empty set* symbol with a dot inside would stand for EPOCRIN or Russian EPO; 13 would be insulin; OXA would be consistent with oxandrolone; NP would mean ARANESP (darbepoetin alpha); the letter A with a circle would refer to the test; the circle means anabolic substances, without specifically identifying any of them; IG would stand for IGF-1; T4 would be LEVOTHROID; VR would mean "entrenos duros" (or hard training) (5 lines of insulin); the letter P would mean patch and it could stand for testosterone that can be presented in the shape of patches; TGN to TRIGON; OXTS could be oxitosone; AND or *alubias* (beans) could be identified with Andriol, i.e. testosterone presented in the form of suppositories.

As footnotes to the documents, there are specific references to drugs such as: PREVALEN, LEDERFOLIN, SPIRULINA, INMUNOFERON, SAMET 200, ACFOL; HIDROXIL or BENEXOL, LEGALON; BECOZYME, which have already been mentioned in the third point.

A coordinated schedule would be included in this administration schedule and would be attached to the document on erythrocyte concentrates or blood collections / transfusions, represented in the seasonal calendar by the letter E and R inside one or two circles, depending on whether they were samples preserved in cold temperatures for a period of up to 28 days or frozen for a conservation period of up to ten years. This can be deduced from the notes of document 34 of those seized in the premises of 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street, also linked to Eufemiano FUENTES.

Each of these schedules is linked to a yearly season and to a specific cyclist identified by abbreviations or pseudonyms. The following were described: CATALÁN (doc. 3),

CP (doc. 55); 4142 (doc. 75, 76 and 125); VAINS or VANS (doc. 77 and 124); ATR OS (doc. 119, 120 and 121); RH (doc. 123); S. PERE (doc. 126); SANSONE (doc. 127 and 128); EDO (doc. 129); PTNI (doc. 131); ATR (doc. 148); UNA (doc. 164).

These links of pseudonyms or abbreviations used by Fuentes's in the seized documents allowed us to associate the following riders identified in the previous points with these schedules for the administration of drugs or for collections / transfusions: GUTIÉRREZ CATALUÑA (CATALÁN), Tyler HAMILTON (4142), Jorg JAKSCHE (VAINS o VANS); Roberto HERAS (RH), Santiago PÉREZ (S. PERE), Santiago BOTERO (SANSONE) and Unai OSA (UNA).

The back of these documents would contain various annotations regarding the delivery of drugs on certain dates, as well as the relevant payment, among which the following stand out:

- Document 76 linked to Tyler HAMILTON, the back of which includes several payments made by the rider identified as 41-42 with a note dated 13/05/04 with the comment: *"oil changes, he takes 60,000 pesetas. He gives me 5000 euros (but 800 are for MERINO)"*.
- Document 119 associated with ATR OS, at the back of which it is written that on the 13/02/03 José Luis gave him certain drugs outlined using the symbols referred to previously, and according to which they are identified as different forms of growth hormone.
- Document 120 associated with ATR OS, at the back of which there are notes dated 12/12/03 and 22/12/03 about a shipment from Eufemiano's sister (Yolanda FUENTES) and a delivery from MERINO of certain drugs outlined using the symbols referred to previously and according to which they are identified as different forms of EPO.
- Document 123 associated with Roberto HERAS, at the back of which there is a note dated 26/03/02: "he gives 5600 (5000 as instalment and 600 for 10 x EPO (identified by the symbol) which is handed over to Yoly there and then)" referring supposedly to Yolanda FUENTES a doctor with the COMUNIDAD VALENCIANA team.
- Document 124 associated with Jorg JAKSCHE, at the back of which reference is made to a payment to MERINO dated 04/04/03 with the comment "I'm giving 1500 to MERINO".
- Document 125, at the back of which there are several annotations referring to payments to José Luis MERINO: "instalment 15,000 + 3.000 for MERINO" or the note dated 11/02/03 in which he makes reference to José Luis giving him several doses of EPO, a drug identified by the symbol already mentioned.
- Document 127 associated with Santiago BOTERO, at the back of which the delivery of EPO on the 03/01/02; and 07/01/02 and 13/01/02 he would have received EPO, oxitosone, ARANESP and an identified product referred to as AVR.
- Document 128 associated with Santiago BOTERO, at the front of which there is a note dated 27/12/02 making reference to the shipment of various drugs, identified by symbols, which MERINO should make. At the back of the same document there are notes about payments related to MERINO that the cyclist identified as Sansone should make.
- Document 131 associated with PTNI, at the back of which there are notes dated 24/03 and 29/04 about several deliveries of drugs referred to by symbols, such as: EPO, growth hormone, insulin, LEVOTHROID and IGF-1 that MERINO should have made.
- Document 164 associated with Unai Osa, at the back of which reference is made to different symbols identified as various drugs, including at the end the comment "Ignacio takes the rest", that supposedly would mean Ignacio LABARTA. Dated 23/01/02 there is the note "IGN gives him 125,000 pesetas + 5 x IG= 640 (3,840 euros)", where IGN could refer to Ignacio, by analogy to other names given to individuals using similar types of abbreviations.



At the back of some of the documents outlined above the results by dates of certain blood parameters would be included, and identified by their abbreviations, indicating the various tests the cyclists would be subjected to, as part of the integrated training plan that would include the drug administration schedule.

Also at the back of some documents there are several annotations, supposedly made by Eufemiano FUENTES, in which he usually lists a number of days in relation to deliveries of products to the rider specify at the front, and the drugs are identified using the same sets of symbols mentioned previously, also outlined are payments received, a balance statement, as well as the rider's addresses and telephone numbers.

Regarding these training plans, in some cases there are footnotes, in which the drug is specified, its symbols shown and the forms of administration detailed, as shown specifically in document 3 with the products THIOCTATID and HM, relying on Alberto LEON as the person who would make the delivery.

The front of the previously mentioned document 1 seized in the search of Caidos de la División Azul Street is divided into three columns, written in Italian, in which reference is made to particular dates and to a series of drugs identified as ACTOVEGIN, albumin and insulin, and there are some instructions written at the foot of the document, also in Italian, with a reference to BOTERO and "to the blue ones", which could be identified as PHONAK rider Santiago BOTERO and the LIBERTY team that uses a blue jersey.

Document 65, that at the front has the heading of the company BIOMEDISPORT CANARIAS SA, managed by Eufemiano FUENTES, and at the back a listing of "assistants and participants in the festival held in the month of May " which is made up of ALESSANDRO KALC, ALBERTO LEÓN, IVÁN BASSO, MARCOS SERRANO, MICHELE SCARPONI, JOSÉ ENRIQUE GUTIÉRREZ and JAN ULRICH.

The use of the word festival seems to be making reference to some major sporting event, and the Giro d'Italia is held in May, and by coincidence BASSO (CSC), SERRANO (LIBERTY SEGUROS-WÜRTH), SCARPONI (LIBERTY SEGUROS-WÜRTH), GUTIÉRREZ CATALUÑA (PHONAK) and JAN ULRICH (T-MOBILE) took part in that event.

Likewise, the same documentation seems to establish a relationship between these five cyclists and the activities of FUENTES's group, a relationship that has already been discussed in the case of Iván BASSO, Marcos SERRANO, SCARPONI and GUTIÉRREZ CATALUÑA.

In the case of Jan ULRICH, who does not seem to have been mentioned directly in the documents analysed thus far, it seems that he could be the donor of the blood samples identified with number 1 and the name of Jan.

The reference to a Jan is found in document 32 of the search of the premises of 53 Alonso Cano Street. This document contains a table in which riders identified by abbreviations are linked to a series of products supplied by FUENTES's group, which are referred to as VINO, NIÑO, IGNACIO, PCH and in the last three columns, the prices paid by each rider are detailed, and supposedly the date of each payment.

Specifically, there seem to be four references to JAN in document 32, linking him to the products referred to as VINO, NIÑO, IGNACIO and PCH. The meaning of these codes, according to the analysis of the documents and of the conversations

recorded, would be blood / erythrocytes, growth hormone, IGF-1 and testosterone patches respectively, for 2970 euros, to which the reference to "powders" should be added. The meaning of "powders" was explained previously in the point dealing with the drugs seized in the apartments.

Therefore, documents 119- 121 and 147 -157 referred to the rider Aitor OSA, identified in document 151 as ATR. The various documents seized in relation to Aitor OSA would include clinical tests conducted mostly in Dr. MERINO BATRES's Clinical Testing Laboratories from 2002 to 2004; a drug administration schedule that contains a coordinated program, included in the same document, of erythrocyte concentrates or blood collections / transfusions for 2002 (doc. 148); and several training programs.

These training plans (documents 152 – 158), besides the references to physical training, include several handwritten notes next to the outlined dates that, using the previously mentioned sets of symbols, identify the administration schedule of drugs such as EPO, HMG – LPORI, insulin, growth hormone, testosterone and anabolic substances, apart from the references to the blood collections and transfusions calendar.

Besides these notes associated with concrete dates, the documents have footnotes with specific references to drugs and the dosages to be taken daily, as is the case with BENEXOL, SPIRULINA, Vitamin C, LEDERFOLIN, , etc.

Of all the drugs mentioned in these annotations, the one that stands out is the reference in document 157 to PROZAC, a psychotropic drug, and to its administration once daily in the morning until 30/09/03, in a training program for the period 5 to 28 July 2003.

Documents 159 – 171 show the same structure and the same references are made to clinical tests, physical training, the administration of drugs, including antidepressants such as PROZAC and a schedule blood collections and transfusions for rider Unai OSA, who in document 162 is identified as 1<sup>al</sup>.

The identifications by means of these documents of Aitor OSA and Unai OSA as ATR and 1<sup>al</sup> leads to the conclusion that the abbreviations used to refer to certain riders correspond to their real names, which facilitates the identification of some of the riders.

Considering this way of identifying his clients, and regarding the previously mentioned abbreviations, which are not related to specific real identities, as is the case with CP, EDO and PTNI. (Translator's note: This appears to be an unfinished sentence)

In the case of EDO, it seems to refer to the rider Angel EDO, who would be specifically implicated in the use of drugs in other documents seized in the same apartments.

The acronym PTNI, in relation the schedule for the year 2002, seems to correspond to the surname of Italian cyclist Marco PANTANI. This would be similar to the way FUENTES used to identify Tyler HAMILTON in one of his schedules, by omitting the use of the vowels.

The documents seized in the apartment of 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street allow widening the information with the localisation of documents with similar features, such as additional schedules, that would include plans for the administration of drugs, and



blood collections / transfusions. These documents would be 78 – 90 and 123. Just like in the case of the schedules found in the apartment of 20 Caídos de la División Azul Street, using the symbols to describe them, the following drugs are included: anabolic agents, EPO, EPOCRIN, ARANESP, HMG-LEPORI, IGF-I, growth hormone, insulin, andriol, testosterone patches, oxtosone, and finally, and only in the case of some riders, showing blood collections and transfusions throughout the season.

These schedules would be allocated to a specific person identified by acronyms that in this case are as follows: UNO (2005 schedule) identified as Unai OSA; UNAI (2003, 2004 schedules) identified as Unai OSA; ZAP (2005 schedule); CÉSAR (2005 schedule) not yet identified; MARIA (2002, 2003, 2004 schedules) not yet identified; MZD (2005 schedule) not yet identified; EDO (2001, 2002 schedules) identified as Angel EDO; CATALAN (2005 schedule) identified as GUTIÉRREZ CATALUÑA; HDEZ (2004 schedule); VIC (2005 schedule).

The last two athletes referred to as HDEZ and VIC seem to correspond to the riders Jesús HERNÁNDEZ (LIBERTY SEGUROS – WÜRTH) and Ángel VICIOSO (LIBERTY SEGUROS – WÜRTH)

As with the same type of document outlines in the first point of this document, there are various handwritten annotations in which treatments with other drugs than those outlined in the schedule are specified, such as folic acid; PROZAC; INMUFERON; HIDROXYL; BENEXOL; SPIRULINA; SUPRADYN; VITAMIN C; French iron; DATIONIL; EXAFOSFINA; THIOCTACIDE; PREVALON; SAMET 200 and LEDERFOLIN.

Regarding payments, document 81 states as follows: "AGREEMENT 35,000 + 1,000 PER STAGE OF GIRO OR TOUR + 5,000 FOR WORLD CUP" that seems to indicate a fixed rate for the rider and the amounts for the prizes obtained during the season.

The different columns with which these cyclists are related would be I-3, H.M., TGN e I-2 that, in this report and according to the documents outlined in the first point, would be identified respectively as insulin, HMG – LEPORI, TRIGON, and insulin once again in a different doses or format. All of these drugs were seized in the searches conducted. In the opinion of the investigating taskforce, this document would describe to those cyclists the administration program of those drugs, in relation to the plans and dosages for each one of them.

Continuing with the different documents related to the drug administration programs, at the back of document 33, handwritten notes include comments such as: "PROZAC SEVILLA, Who puts I-3? What about TGN? What about HM?, which, as previously identified, referred to the rider of T-MOBILE Oscar SEVILLA, and to the drugs insulin, Trigon and HMG – LEPORI.

In different dates, different riders, identified by their respective numbers, are associated with some of these therapeutic processes of blood sample collections and transfusions. According to these numbers, the riders that would be treated by FUENTES's group with the administration of drugs and with the blood collection / transfusion program, would be those identified with numbers 1, 2, 4, 5, 12, 13, 16, 17, 19, 20, 23, 25, 26, 27, 32, and 101.

The relationship of these numbers with the identities that have been extracted during the preparation of this document, in the opinion of the investigating taskforce, would be

as follows: 1 – Jan ULRICH; 2 – Iván BASSO; 4 – Santiago BOTERO; 5 – Oscar SEVILLA; 12 - José Ignacio GUTIÉRREZ CATALUÑA; 13 – Marcos SERRANO; 16 - Ángel VICIOSO; 19 – Constantino ZABALLA; 20 – Jorg JAKSCHE.

With respect to the numbers that have yet to be matched, documents have been found in the apartments of LABARTA and LEON that, in certain cases, will allow establishing a relationship between the assigned numbers, the pseudonym and the rider's real identity.

Thus, in the case of number 17, folder number 20 was located during the search of the home of Ignacio LABARTA, with a note on the cover: "PACO 2004 – 05 – 06" which contained outline 20.2.12 with the title: "Strain Test Report MANCEBO" in which Francisco MANCEBO PEREZ (AG2R) is specifically identified.

In this same folder several documents are located dealing with the yearly schedules for 2005 and 2006, in which reference is made to the administration of drugs and the blood collections / transfusions, using the previously explained symbols. A direct relationship can be established between MANCEBO and number 17. Therefore, the identification is still pending of the blood samples associated with the riders numbered 23, 25, 26, 27, 32 and 101.

Document 35 identifies the planning of the administration of drugs in a yearly schedule from November to October and various symbols are used corresponding to ATR 2005 B (identified as Aitor OSA) in the same way as with the documents seized in the apartment of Caídos de la División Azul Street, by interpreting the symbols used,, the use of the following drugs is established: anabolic agents, EPO, HMG-LEPORI, and blood collections and transfusions

In the same way as the documents seized in the apartment of 4th Floor, unit A, 20 Caídos de la División Azul Street, different documents were found related to payments from alleged clients of Eufemiano FUENTES' group, as shown in document 30 and 32, where payments from each client are specified in a single table, and there are also boxes in which supposedly products, dates and financial amounts are described.

In these documents the alleged clients are identified as: 15 (not identified), JORGE (Jorg JAKSCHE), 16 (Ángel VICIOSO), EQUIPO, ETXEBERRIA (Joseba ETXEBERRIA), 15 (not identified), EQUIPO, ZAPATERO (Michele SCARPONI), GURI (not identified), VCS (Ángel VICIOSO), SRR (Marcos SERRANO), ETB (David ETXEBERRIA), BLK (Joseba BELOKI), BTR (Santiago BOTERO), SVQ (Oscar SEVILLA), VCS (Ángel VICIOSO), BTR (Santiago BOTERO), YO (PARA N° 1(Jan ULRICH), and AZUL HURI (not identified); MILÁN (not identified); JAN (Jan ULRICH) and GUTI (José Ignacio GUTIÉRREZ CATALUÑA).

Some of these abbreviations had already been identified previously, or were identified by determining that they were abbreviations of the real names of implicated cyclists.

The dates to which the financial amounts are linked range from February to June 2005, and it is noted that in cases such as those of JAN, BTR, ZAPATERO, EQUIPO, JORGE and ETB /ETXEBERRIA there are multiple dates, and assumed payments of various amounts.

In the same manner that previously reference was made to the documents related to the clinical tests of alleged riders in order to monitor the different levels of each of them and adjust

accordingly their drug administration programs and blood collections and transfusions, new documents were seized in the apartment of 53 Alonso Cano Street related to clinical tests done in Dr MERINO BATRES' Clinical Tests Laboratories, outlined as documents 37- 49.

Document 50 has two pages, the first of which records an extract of the transactions done with card number 4361 9700 0709 2025 in which reference is made to trip payments to several airlines in the year 2004, and on the other side there are handwritten notes under the heading "SAN FERMIN", that, in the opinion of the investigating taskforce, would mean the Tour de France, including notes about KARL and various transportation related expenses and "CAMEL EXPENSES".

At the back of the second page of the same document, there are references to quantities and to the values of different drugs, using the symbols used in all documents being examined, identifying EPO, IGF-I and testosterone patches, and there are footnotes on matters related to Small Hands and Siberia.

Other notes of interest are those found in document 63 in which up to nine suspected clients are linked by identifying numbers with aliases as follows: 4 – NICOLÁS; 12 – GUTI; 13 – MR; 14 – RH; 16; 17 – GOKU; GEMMA; 5 – SVK; ZAPATERO, and the real identities of those pseudonyms has been identified in all cases, except for GEMMA.

The other two columns that make up the notes refer to a series of units defined as 1, 2 or half that, based on the way the blood collection / transfusion units are described, could be erythrocytes or blood samples, particularly because it has been noticed that identification using only numbers has been used in reference to their storage in the chest and in the schedules for the performance of those collections / transfusions.

The second column lists a number of dates associated with each of the alleged athletes, and these were matched with the samples of plasma, blood and erythrocytes seized in the various apartments linked to Eufemiano FUENTES.

Document 77, headed Monday – Tuesday Program (days 25 and 26) includes references to Paco, Guti and Oscar, who would be identified by the investigating taskforce as the riders Francisco MANCEBO, GUTIÉRREZ CATALUÑA and Oscar SEVILLA, respectively.

At the back of document 91 there's a handwritten annotation: "BIRILLO: TAKES: 2 X PLASMA; 3 X HM; 10 PATCHES; SWISS ACCOUNT CODE. The plasma, of which several samples of frozen plasma were found it's not really used for doping, but it is used in transfusions to lower blood levels to within the levels acceptable by sporting regulations. Also, and as has already been mentioned in this report, the other identified products would be the female hormone HMG – LEPORI and testosterone patches.

Finally, among the documents seized in this search document 106 stands out. It is a patient information leaflet for JINTROPIN 10 IU that would be linked to the growth hormone boxes of that name seized from the premises of 20 Caídos de la División Azul Street, and that would have been purchased through the internet from Chinese clandestine laboratories.

## SIXTH

At 20:12 hours on 12 May, a conversation between FUENTES and the subscriber of telephone number 609.77.31.31 identified as Vicente BELDA, Sport director of COMUNIDAD VALENCIANA (previously called KELME).

In the conversation they talk about meeting in Salou or Lloret de Mar, since BELDA would be with the team competing in the Tour of Catalonia, and at a certain moment in the conversation FUENTES tells him: **"Since we have to talk about a few minor things that I want to discuss with you, but not now, because I want to talk to you in person about the fiestas that are coming"** They continue talking about meeting, and FUENTES says he would like to escape and get together for the Tour of Catalonia and that if he was not going on Monday, he would be there on Thursday or Friday, and **that he puts the blame on his partner for the planning of the team and of the Tour** or that otherwise BELDA should call FUENTES's wife and tell her that he needs him to make some adjustment to certain things for the season.

This conversation, in the opinion of the investigating taskforce, seems to indicate that the relationship between FUENTES and COMUNIDAD VALENCIANA would still continue although he had left the team towards the end of the year 2002 season, as declared in report 99/06. The excuse they would give FUENTES' wife about the team preparation for this year's Tour in order to meet in Catalonia, seems to confirm this.

The reference made about "a few minor things" and using other means to talk about the subject seems to indicate an illegal activity that, in the opinion of the investigating taskforce, could be related to the treatment by FUENTES of the riders of the COMUNIDAD VALENCIANA team.

In the same way, the tapping of phone number 626.82.42.41, used by FUENTES, allowed the identification of Yolanda FUENTES, current doctor of the professional team COMUNIDAD VALENCIANA, and the sister of the main defendant Eufemiano FUENTES.

The first reference to the alleged illegal activity of Yolanda FUENTES occurs with a call from Eufemiano to subscriber number 4955237751, at 22:01 hours on 14 May.

*F: A bit, sorry. I got your message. Did you send packet on 10 May?*

*M: Yes.*

*F: How much, urgent, normal, how did you do it?*

*M: Urgent, urgent.*

*F: Urgent, because I haven't got it yet; today's the 14<sup>th</sup>, tomorrow then...*

*M: Tomorrow, it's possible. These are five or six....*

*F: Days...*

*M: I will send you five or six...boxes ACTOVEGYN tablets.*

...

*M: Ten boxes of ACTOVEGYN and between five and six boxes of SYNACTHEN.*

*F: Ah, ok. You have to... I need you to give me the price of ACTOVEGYN and the price of SYNACTHEN, not now because ACTOVEGYN is for me and SYNACTHEN is for my sister, to say, you pay for that and I pay for this. But tomorrow I'll be in Madrid. Tomorrow there's Fiesta in Madrid, San Isidro, it's not possible: Tuesday I'll send you transfer.*

This package containing ACTOVEGYN and SYNACTHEN would have been received by Ignacio LABARTA, assistant sport director of COMUNIDAD VALENCIANA, at his address in Saragossa, according to the conversation at 12:39 hours on 15 May between Eufemiano FUENTES and Ignacio LABARTA, who states that he has received the package:

**L: I was sent the package we were waiting for.**

**F: Did you get it?**

**L: Yes, right now.**

**F: Because he said it'd get there on Monday because I sent it on the 10<sup>th</sup>, I spoke to him last night, and there are several things, but in any case, put in the boxes of such and such, the ones you know... the ones of...**

**L: No, I've already got them, it's just that I thought they were in a box but they came separately, and then in the boxes for one I put two, there are a total of nine and I think you told him ten.**

...

**L: Well, what arrived here is what I'm telling you, about the presentation and the quantity. There are nine, and I'm not going to count them twice, and five on the matter of the bus, and you'll have to tell me how to go about it, what if...**

**F: No, my sister has already asked for that, but we have it, she'll have to tell me how many, and I'll tell you these are for my sister, and you keep one for me because there's always someone asking me.**

**L: All right, then... Well, there are five... and the thing that makes me...**

**F: Five little boxes?**

**L: Yes, exactly. I don't know if they have 60 or...**

**F: 100, 100 tablets, I think.**

So, in the search and entry of LABARTA's home address four packets of the German pharmaceutical drug ACTOVEGYN were seized, and which according to the contents of the above conversations were for the use of Yolanda FUENTES.

With this information, the antecedents related to doping cases in which Yolanda FUENTES could be involved are verified, confirming her involvement in the proceedings related to the NAS – CARABINIERI case in the 2001 Giro d'Italia, in which several riders and mechanics of the KELME team were called to testify, as well as Yolanda FUENTES and Vicente BELDA.

Both Yolanda FUENTES and BELDA would also have been implicated in the statements made to the newspaper AS and in the dossier opened with the RFEC (Cycling Federation) by Jesús MANZANO, former rider with the KELME team.

At 12:39 hours on 15 May, Eufemiano FUENTES received a call from LABARTA, in which LABARTA tells him that he has received a package with nine individual boxes containing an ampoule each, and then described them, indicating the boxes are sealed, and he also received five boxes with tablets of the medicinal drug called ACTOVEGYN, known in street slang as "bus". Out of that same conversation it is revealed that the sender is a third person, and comments are made to the effect that FUENTES' sister, Yolanda Fuentes also wanted ACTOVEGYN.

At 11.59 hours on 17 May, FUENTES received a call from the subscriber of phone number 607.76.07.38 identified as Yolanda FUENTES, in which Yolanda tells Eufemiano that she wanted to talk to him about a few minor things, and asking him if he could call her from the other (phone), to which Eufemiano replies that she should call him home from the hotel.

On that date, Yolanda FUENTES was competing with her team, COMUNIDAD VALENCIANA, the 2006 Tour of Catalonia, as the team's doctor during the race.

At 19:39 hours on 17 May, FUENTES makes a telephone call to the subscriber of telephone number 669.78.98.72, identified as Santiago BOTERO. In this conversation they made reference to the supposed treatment to which BOTERO

would be subjected, referring to various drugs by their colloquial names, such as "rotuladores" (translator's note: either labelling machines or felt-tip pens) for EPO or "haircuts" (presumably meaning blood collections).

F: Nothing, stuck, tied up, how are you going to be when you start painting those beautiful landscapes, which that artist Botero paints when he uses those Colombian labelling machines (translator's note: or felt-tip pens)...

B: Yes, but on the rest of the mountain here, I can move with agility, more or less...

F: Well, that's a miracle because I can say the same, that this artist, when he is painting landscapes with labelling machines (or felt-tip pens) it's very hard, he has to be tied up all the time, what happens is that he is... he's compensating a bit... the loss of hair Sansón had...

B: Yes, I believe he's stable now...

(...)

B: Ah, no, he's fine now... I spoke to Ignacio; he went through the day and is much better...

(...)

F: and I preferred to act the way I did and... look, it wasn't foreseen or scheduled, I mean, you know that at this time, right? That Sansón had it cut or six times and... he didn't need any more haircuts.

B: Yes, yes, yes.

F: but what can I say, because in the end he didn't break any of the wigs or anything else, so then... it wasn't necessary, but he was afraid... well, that's it, I just wanted to find out how you were, I'm calling to gossip, so you tell me how things are and to find out how you are.

(...)

B: Fine, the only thing is that I brought what you said, right?

F: Yes.

B: but I've brought so little that I don't even know... how...I've brought it very tight, before like a pharmacy, and it was as if it got lost in the thing...

F: all right, you relax

B: and it's as if it isn't there, I spoke to Ignacio and told him if he knew if your sister was there...

F: and she is...

B: so maybe she has a little, nothing, just three drops ...because I'm really two short...

(...)

B: ... and your sister hasn't got any...

F: ah, no, I don't know, call and ask her if she has any... no, she's there and I think she has it, I'm sure she does and she can... look, there's no problem.

B: I followed the program as you had made it

(...)

F: No, no, let me see if you understood, I think I didn't explain myself properly, this isn't to go more, it's to set up the foundation for later, now, as you set up that foundation you don't feel well, do you understand? The more tired you are when you take these things the better they work, and tomorrow you'll feel much more tired than today

(...)

F: well, when you're well, it's almost no effort, but when you're not well, you feel it later ...in your case it's going to be very hard, your suffering tomorrow will be good for you, for the time you get to that little meal that I'd rather you have tomorrow, regardless of whether you talk to my sister later, and that you repeat it the day before the 20<sup>th</sup> and then stop, because that's it for those two days, and then when you get back here you continue on odd days, do you understand?

In this conversation, BOTERO himself implicates Yolanda FUENTES as involved in Eufemiano's activities, and according to the same conversation, at least on occasions she would assist riders at her brother's request, by supplying them certain drugs.

At 1:41 hours on 19 May, FUENTES received a phone call from her sister Yolanda, as user of number 607.76.07.38, in which they discussed the previous call from BOTERO to FUENTES:

Yolanda commented about the way BOTERO called her on the phone to request something he needed, noticing that she already knew because bigotes (moustache) had already told her. Yolanda comments about the way that, through comparisons with team directors, BOTERO was asking her for certain products, and that she had promised to give them to him the following Saturday, as on that occasion both teams were staying at the same hotel.

YOLANDA said to FUENTES:

Y: do I give whole ones to him or do I give him...?

F: no no, no...

Y: the doses he needs and then he'll pay you, and that's that..

F: exactly, he needs a doses if you have something opened, that is he needs one out of I3 (T/note: please note that I3 stands for a capital i + number 3, not number 13) is three lines and then he needs...

Y: yes, he needs my two team directors, what Vicente lacks what Ignacio has in excess

F: no, but he's confused, he's with I3 now and with the other thing, it's that clear, therefore he needs I3 three lines and...

Y: the rotu...what Vicente lacks is that he didn't get enough when he was little.

F: Ignacio.... for us one thing we need to prepare, that IG...

Y: no, no, no I've already asked him ... 10 doses ... no, not the other one, he wants I3 and... rotu.

F: I'm telling you because I've prepared his plan...

Y: no, he doesn't want I3

F: Yes, no, no, I don't want IG, he wants I3 and rotu, and of rotu he'd want some five lines...

Y: That's why, i3, Ignacio told me very clear, enough of Ignacio, something else ... or gorgonzola or whatever ... another story.

(...)

Y: but let's see, do I give him a whole one of each or do I give him the doses

F: the doses...

Y: that's it ... got it

F: that's it or he gets enthusiastic ... give him the doses

Y: got it

F: if you have to start a new one and then you don't happen to get anyone else

Y: no!, I have buckets... it's all the same to me, I give him two or three doses of one and two or three doses of the other, I have buckets, of the empty one, of those you and I have

F: All right then, that's more than enough...

Y: I put two or three doses in one two or three doses in the other and let him go for it, because I don't know what the doses is for the...

F: put it in one that is for one thing and in the other that is for another thing and tell him, "here you are" and...

Y: I see, I put in a place what each thing is and that's it

FUENTES himself reminds his sister that the phone is bugged and to be careful about what she says.

They talked about a cyclist from Aragon (T/note: a region of Spain) YOLANDA called "Quebrantahuesos" (T/note: literally the name means "bone breaker" but it may also refer to a vulture-type of bird called Lammergeyer but also commonly known as "Quebrantahuesos" which inhabits the Aragonese Pyrenees) to whom YOLANDA supplied oxygen on one occasion, and who, taking advantage of the fact that she was in Andorra ordered many things among other "little roses", to which YOLANDA retorted if he was going to go to the Tour (de France) it would be her who would give him the recipes to take out the "little roses".

Among the products they identify is I3 that according to MANZANO's statement in the dossier of the RFEC it would be identified as insulin, and Yolanda asked about the appropriate doses. Eufemiano tells her that BOTERO should pay her directly. Other products identified by the agreed language would be rotu and IG, which in this analysis would be associated with EPO and IGF-I respectively.

At 16:24 hours on 22 May, Eufemiano FUENTES receives a telephone call from LABARTA who tells him he has to send him a package, and that he has doubts about whether he wants him to send the other thing that he received. Eufemiano tells him that regarding the other thing (several boxes with pills) except for one box, the rest is for her sister, for the team, and he would keep a jar for his needs.

At 23:38 hours on 22 May, FUENTES calls her sister Yolanda, requesting from her certain products and drugs identified by the language agreed upon that have already been described in this report:

*F: listen to me, do you have any albu there, you know what an albu is...*

*Y: I'll check for you in a second..... Yes, one, and at least 10 in the bus*

*F: Let's see, let me explain, Guti's brother has asked me, and you can imagine for whom... to see if I could do it, he has to leave tomorrow... are you going to be in surgery tomorrow?*

*Or are you already going back to Fuerteventura?*

*Y: give me a second, I'll call you right back...*

*F: Listen, can Guti's brother call you tomorrow to arrange to meet with you? Can you leave it with him?*

*Y: I'll be in Gandía if he wants to come...*

*F: He can go to Gandía...*

*Y: Tell him to come to my house at night, the next day I'm going to Port Aventura at eight in the morning*

*F: No, no, don't go out of your way, let him call you...*

*Y: He can call and I'll give it to him*

*F: I'm going to see him now, he's going to be travelling all night, and he'll call you tomorrow morning. What's a good time for him to call? You tell me and he'll call at that time*

*Y: No, I get up at eight a.m. with Antonio; I take him to school and go to work*

*F: Take with you the...*

*Y: And I'll also take it in case he comes to Gandía...*

***F: Yes, and if he doesn't you can bring it back and that's it, Take it well preserved and no problem, I'll explain the rest... Ah! another thing, I want you to know Ignacio already has those tickets... the bus gas bonds for ... they're oral, and he'll take them to the Euskal when you're both there.***

The reference to "albu" is considered to be a reference to albumin which is a plasma expander used in doping to lower the levels of the different positive parameters in case of a possible doping control, and in relation to the pharmaceutical drugs authorised in Spain, it would be for hospital use. Yolanda states that she would have them available in her normal place of residence, which is in Gandía, identifying the bus (presumably the team bus) as the expanding place where she would keep them.

The last reference to LABARTA's "bus gas bonds" should be interpreted as the ACTOVEGIN containers that LABARTA would have received at his home address by parcel service from Germany and that would have been seized during the search of his residence on 23 May.

With respect to Yolanda FUENTES' implication resulting from the seized documents in the various searches, in the first place we should refer to the documents mentioned in the fifth point, which directly linked Yolanda with the delivery of drugs and the collection of payment for them.

However, the investigating taskforce finds interesting, besides the individual implication of Yolanda FUENTES, the specific or implied references made in the documents and schedules in relation to the COMUNIDAD VALENCIANA team, where she would be responsible for the medical services.



In this way, document 1 of the search of the premises of 53 Alonso Cano Street stands out. At the back of this document there is a table with a series of dates of the months of July, August and September without specifying the year, with cyclists Llorente, Blanco, Eladio, P Rodríguez, Bernabeu, Ruben, Latasa, Carlos, Cabello, Martinez, and a chart of identified blood collections and transfusions as referred previously by the letters E and R.

These names would be identified as the riders Javier PASCUAL LLORENTE, David BLANCO, Eladio JIMÉNEZ, Javier PASCUAL RODRÍGUEZ, David BERNABEU, Rubén PLAZA, David LATASA, Carlos, referring probably to Carlos GARCÍA QUESADA, Francisco CABELLO, and José Luis MARTÍNEZ.

The riders identified in these listings would tally, according to the investigating taskforce, with ten riders in the KELME team (at present COMUNIDAD VALENCIANA) in the year 2005, when supposedly Eufemiano FUENTES stopped conducting any kind of medical activity in an official capacity with this team, while the official team doctor was his sister Yolanda FUENTES.

Document 107 would include references to a series of expenses and symbols used to identify drugs such as \* and PCH (growth hormone and testosterone patches respectively) associated with the "Greens" and the "Blues".

These references and the relations highlighted during the course of the investigation seem to indicate that it could be the means of identifying the COMUNIDAD VALENCIANA and LIBERTY SEGUROS – WÜRTH teams, whose jerseys would be green and blue respectively.

Document 111 also identifies a series of incomes and is headed "2005 Estimates". It outlines by means of different symbols the products identified as EPO, growth hormone, IGF-I and testosterone patches, with reference to Yoly (Yolanda FUENTES) in one of the lists, and who is linked to certain quantities of these medicines.

At the back of this document headed "2005 Estimates" there are a series of quantities of various medicines identified by their symbols as testosterone patches, growth hormone and IGF-I and classified as "Blue", "Green" and "Mine", which in the opinion of the investigating taskforce would identify the KELME and LIBERTY SEGUROS – WÜRTH teams, and other cyclists that presumably Eufemiano FUENTES would treat separately from their teams..

In relation to the identification "Greens" meaning the KELME or COMUNIDAD VALENCIANA team, documents 33 – 53 were found, which deal with the planning of the year 2005 competitions of cyclists BALLESTER, ELADIO, CABELLO, RUBÉN PLAZA, CARLOS GARCÍA, BONILLA ALFREDO, LLORET, OLMO, FITO, LATASA, DAVID MUÑOZ, DAVID BLANCO, ZÁRATE, CHERRO, AGUSTÍN, PASCUAL RODRÍGUEZ, CASERO, P. LLORENTE, JUAN GOMIS, MARTÍNEZ, BERNABEU, MARCOS and the document 172 corresponding to the planning to the planning of 2006 competitions for the rider RUBÉN.

The listing of cyclists is consistent with the team members of the 2005 COMUNIDAD VALENCIANA professional team, identified in some of the above documents in notes written in pencil with the letter R surrounded by a circle.

These would correspond to the following riders: Vicente BALLESTER, Eladio JIMÉNEZ, Francisco CABELLO, Rubén PLAZA, Carlos GARCÍA QUESADA, José Adrián BONILLA, Manuel LLORET, Antonio OLMO, Adolfo GARCÍA QUESADA, David LATASA,

David MUÑOZ, David BLANCO, Carlos ZÁRATE, Javier CHERRO, Agustín ALONSO, Javier PASCUAL RODRÍGUEZ, Ángel CASERO, Javier PASCUAL LLORENTE, Juan GOMIS, José Luis MARTÍNEZ, David BERNABÉU, all of them members of the 2005 COMUNIDAD VALENCIANA team.

Document 32 contains the complete listing of this team with the above cyclists and the reference to particular dates in which the blood collections and transfusions are summarized using the previously explained set of symbols or indicating the same treatment as other rider on the list

The alleged timetable of blood collections and transfusions would appear to be done in the columns corresponding to riders LLORENTE, BLANCO, ELADIO, RODRÍGUEZ, RUBÉN, CARLOS and LATASA.

## SEVENTH

Report 77 includes the entries and searches of the apartments and premises linked with the group of FUENTES and MERINO, as well as the taping of telephone conversations in which Manuel SAIZ was mentioned.

This relationship would seem to be confirmed as the telephone bugging continued. A conversation between FUENTES and SAIZ on 18 May went as follows:

*-FUENTES: Hi.*

*-SAIZ: Hi.*

*-F: eh, I called you this morning but...*

*-S: I was flying. Listen... where did I leave the car, man?... In B...*

*-F: In B for Barcelona, fourth level. Go to the B, go up to the fourth floor and when you come out, it's right there*

*S: Shit.*

*-F: Look to the left and you'll see it...*

*S: Right. Bloody hell, where the fuck did I leave the parking... where did I leave my car? Listen... can you hear me?*

*-F: Yes, I hear you. Tell me...*

*(...)*

*F: Well, if you confirm it... besides I can't because of you, but I've heard from a friend that you need something and I'm making arrangements to be able to give it to you.*

*-S: fine... do we meet on Tuesday?*

*-F: I don't mind sleeping on Monday ... I mean, let's see, it's important for you and for me, because you know what I need and I want people to cool down, because I've already been asked, then if you're going to bring me what you promised I'll be right there like a rocket, and I'll try by all means to have... also there. Do you want to take to the Pyrenees what you need, and the reason why you called my friend?*

*-S: Well, I think so, shouldn't I? So that way...*

The conversation seems to indicate that on 18 May, SAIZ would be in Madrid because of the indications that coincide with the location of FUENTES address (4th Floor, unit A, 20 Caídos de la División Azul Street), and arranging to meet on 23 May.

On 18 May, FUENTES calls LABARTA to tell him about the call he received from SAIZ arranging for a pay day and that FUENTES would hand him a certain quantity of drugs:

**-FUENTES: Listen, el Gordo (Fatso) called. I'm not going to tell you over the phone, but we have already arranged the payment day, and I won't have any options if that's the case. He said: 'I know because your friend told me you have something I need' I told him I didn't have much but I had some, and I had to go and look for it... where are you?**

**-LABARTA: I'm at home.**

**-F: If that's the situation... otherwise I'll tell him I don't have any, just to the point.**

**-L: Man, what do I know? If the cards are on the table, it depends on what you want to do. It's as simple as saying, send a package there. I'd love you to come and I'll invite you to dinner, but you know....**

**-F: I'd travel at night because he told me it has to be in the morning, and I'll do the same as now, I'll travel overnight, and sleep at my parents'. I see him first thing in the morning, because later he's going to some place, to a training place, in del Huerto in the Pyrenees, And so I have to meet him and then I can say to him 'Look, it hasn't arrived yet, but give me an address anywhere and I'll send it to you, and that way I can send him whatever the fuck I fell like sending him.**

**-L: Look, if he takes 60 take 30 or send him one and a half, I don't know, whatever you decide.**

**-F: Exactly, as I said the minimum. I'm going to send him less, and now I'm going to return to him less than he gives to me, because now is his turn to show good faith. He told me: 'so you see I have no obligation and I'm meeting with you to try to sort that out'. And I told him: 'I know you're under no obligation, but you should know that I have told my team that until you made up with me, I wasn't going to have any dealings with you, and here I am dealing and making arrangements with you... you know?**

**-L: In any case, you must be aware that whatever the fuck he says, he comes to you because of his own self-interest**

**-F: of course and I'm charging him dearly for that self-interest**

**-L: But of course, he wants information, he wants you to draw a picture for him before July, to tell him more or less that this isn't a tale... come on!**

At 21:55 hours on 20 May, FUENTES received a telephone call from MERINO in which they talk about a meeting between FUENTES and SAIZ for the following Tuesday, 23 May to discuss the money SAIZ would owe to the entire group, "My people", as FUENTES himself calls them, and to talk about a supply to SAIZ, supposedly of drugs.

**-FUENTES: Since I've arranged to meet El Gordo at ten in the morning on Tuesday, more or less, and I'd like you to make an effort and escape from the place you know and come.**

**-MERINO: Yes, yes.**

**-F: Besides, I want him to explain why he told me that, and I'll be stronger if I go with you. I'll tell him: "Listen, he's my friend, and I've been worried. I've told him but he wants to know where that comes from... and he'll tell you, you know? And the other thing, because I'm giving you my word that the first thing that comes is for you, and I hope that he brings enough, not only to keep my word with you, but because (money) is owed to Manos Pequeñas (Small Hands), to Alí Babá and to Bigotes (Moustache). Many people are owed, you know that, and last week I told him: As long as you bring what it's owed to my people, I'm waiting for what's owed to my people and they don't work for you'. And this we'll makes us start talking, that is, on Tuesday we'll start talking and see what he wants. First, he must bring the money, but I would like you to come, José, because really...**

**-F: Right, but I want you to know... listen to me, tomorrow... on Tuesday, when I ask him and he pays me, I'm going to ask him in front of you, I'll say to him: what have you paid me? Because I want him to tell you what he has paid me and how he has paid me, so you can hear it from him, not from me, because I could be telling you anything... So I'll say let's see, have you paid me anything since you promised to pay me in September? and you'll see what he says, and when he tells you, you're going to have to say something because...**

**-M: We've been together for 20 years...**

**-F: That's a long bloody time, José. It's not worth it...**

**-M: I've never had any suspicions, never...**

**-F: I give you my word of honour. It doesn't pay me for those 9,000 euros nor for those 5,000 I promised you because of the matter with the milis** (Translator's note: 'milis' could refer to something to do with the military, or perhaps the Civil Guard – which in Spain police rural areas and roads). **It doesn't pay me if I'm going to fight with you, I'm telling you the way I feel, and when Manolo comes you'll see he'll be the first... because I'm going to ask him... an it is for you and if he does as the German did and brings 5,000 euros you'll take them, if he brings 10,000 you'll take them, up to 14,000, you'll take them... but I swear to you that I haven't received anything. I want you to hear him say that he owes me, do you understand?**

At 9:58 hours on 23 May FUENTES calls LABARTA on number 600.94.59.65 and they talk about a package LABARTA sent to FUENTES, who has just received it:

**-F: I received the package.**

**-L: So you have a good package for the morning.**

**-F: Yes, sir. I have the package and I'm meeting the guy at eleven, I was hurrying till 10:15 to sleep a little, I went to bed at five in the morning...**

Subsequently, at 11:10 hours Eufemiano is observed leaving the apartment situated in 4<sup>th</sup> Floor, unit A, 20 Caídos de la División Azul Street carrying only a green bag, and goes to the coffee shop in the Pio XII Hotel, where MERINO and SAIZ are waiting

During the meeting, FUENTES is observed handing the green bag he was carrying when he left his apartment to Manuel SAIZ. FUENTES leaves the hotel with SAIZ, who is carrying the said green bag, and it can be observed that in the bag there is a cardboard box with the label of packing company MRW and the addressee is Eufemiano FUENTES, 4<sup>th</sup> Floor, unit A, 20 Caídos de la División Azul Street and as the contact telephone number of the sender, appears number 976.75.83.82 of Ignacio LABARTA's home address in Saragossa, as well as briefcase with an envelope, inside of which there are handwritten in blue ink "30,000 E" and "28,000 FR.S", and those amounts of money in euros and Swiss francs.

The contents of the green bag are wrapped in aluminium foil and a sheet from the newspaper 'Heraldo de Aragón' with devices to preserve the cold and four containers of SYNACTHENE printed in French and German and supposedly sent by LABARTA, according to the contents of the telephone conversations outlined in this report, as well as from the seizures of drugs in the search of LABARTA's premises.

In turn, the documents seized concerning the participation of SAIZ or of his team in the events is covered below, where the most relevant areas are outlined:

The front of document 1 referred to previously, and seized from 53 Alonso Cano Street, has three columns written in Italian with particular dates and drugs identified as ACTOVEGIN, albumin and insulin and some instructions in Italian regarding BOTERO and "the blues", which could identify PHONAK's rider Santiago BOTERO and the LIBERTY team that wears a blue jersey.

In document 105 obtained in the search of Caídos de la División Azul Street a similar arrangement in relation to 2005 is presented, with the inclusion in the box of earnings from "INDIVIDUALS"; LYB; OTHERS" from which it can be extrapolated that the reference LYB corresponds to the LIBERTY SEGUROS – WÜRTH team and, in relation to payments, it seems

to differentiate concepts such as instalment (which could be an established set amount), material (that would include the medication) and separately, the prizes won, as seems to be indicated by the note at the back "prizes not yet included".

For the purpose of rating income, four numbers would be assembled in this table: 13, 14, 15, and 16, referred to by their acronyms or nicknames as ALCALDE, RH, CÉSAR and VCS, who would be identified as Marcos SERRANO, Roberto HERAS, an unidentified individual, and Ángel VICIOSO. The three identified riders all belong to LIBERTY SEGUROS – WÜRTH team. This fact would explain the reason why their incomes are rated jointly

Another fact that could be considered significant is a note about 12,000 euros and the name JANDRO that seems to indicate the amount to be received from this assistant whose income didn't appear in previous documents

This specific annotation about JANDRO in the earnings to be received from LIBERTY SEGUROS – WÜRTH, could mean that the activities of this unidentified individual could be linked to this particular team, and in fact, he could be a member of the actual team.

Document 107 of Caídos de la División Azul Street includes references to Ignacio (presumably Ignacio LABARTA); it also includes a number of expenses and a set of symbols to identify drugs, such as \* and PCH (growth hormone and testosterone patches) associated with "Greens" and "Blues"

These references, and the relationships revealed during the course of the investigation, seem to indicate that they could represent a way of identifying the COMUNIDAD VALENCIANA and LIBERTY SEGUROS – WÜRTH teams whose jerseys are green and blue.

At the back of this document headed "2005 Estimates" there are a series of quantities of various medicines identified by their symbols as testosterone patches, growth hormone and IGF-I and classified as "Blue", "Green" and "Mine", which in the opinion of the investigating taskforce would identify the KELME and LIBERTY SEGUROS – WÜRTH teams, and other cyclists that presumably Eufemiano FUENTES would treat independently from those teams.

These references to "blues" appear again in documents 25, 88, 102 and 103.

Document 25 would regard a delivery note of a parcel sent on 09/09/2005 by Roberto HERAS to Cristina PÉREZ DÍAZ to the address in Rafael Calvo nº31. At that time Roberto HERAS would have been competing in the 2005 Tour of Spain, in which he was penalised for taking EPO in the second last stage of the race. Cristina PÉREZ would be Eufemiano FUENTES wife, and Rafael Calvo nº31 was identified in report 99/06 as one of the addresses where Eufemiano would reside on his visits to Madrid, and which in the seized documents is referred to as "police station" probably because its closeness to the Headquarters of the National Police.

Document 88 consists of a handwritten paper with the reference 'Fax Nelson' in which several scripts are included among which references to Manolo and to Alfredo stand out. He seemed to have sent a message to the last one, to stop cooperating in sporting projects; to Zapatero; to ETB; and "Make new reservations for the Blue boys, and explain the new situation and tell them that it costs money ". Zapatero and ETB would be identified by the investigating taskforce as Michele SCARPONI (translation from Italian) and ETB as and abbreviation for Etxeberría, a LIBERTY rider.

In the opinion of the investigating taskforce, and on the basis of all the documents collected during the course of the investigation, it is believed that Manolo could be Manuel SAIZ; Alfredo, could refer to Alfredo CORDOVA, current doctor of LIBERTY, and a former doctor of KELME during the period in which FUENTES led the team.

Document 102 is an envelope with the reference Blues and an annotation about the sum 4,422 euros and a note that it would include all accounts, except "second box, Dr. Lange". At the back of 103, there are notes that seem to refer to the five storage levels of the chest freezer, and there is the note "LIBERTIS-RH-ALCALDE", with another annotation dated 04/05/04, that is interpreted as a specific reference to the LIBERTY team in relation to the stored blood samples on that date, that would be matched to Roberto HERAS (RH) and Marcos SERRANO who was associated with the pseudonym of ALCALDE, through the examination of documents seized in other searches.

This information related to the LIBERTY SEGUROS – WÜRTH would be complemented with the documentation seized in the apartment situated at 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street., Madrid. On 23 May a second entry and search was conducted of the apartment at 5<sup>th</sup> Floor, Unit D, 53 Alonso Cano Street, in which several items and documents were seized. These relate to the alleged illegal activities that led to this investigation and will allow the completion of the studies and finalise the conclusions outlined in the first point.

Among the seized documents, a blue folder printed LIBERTY SEGUROS TEAM stands out. This folder contains documents 3 - 36 related to the 2005 cycling calendar of the LIBERTY team, indicating the competitions in which each rider would participate, and whether he would in the first or the reserve team.

In Document 3, registered in several ways, appear the names of the following riders: Dariuz BARANOWSKY; Joseba BELOKI; Gianpaolo CARUSO; Alberto CONTADOR; Allan DAVIS; David ETXEBERRÍA, Igor GONZÁLEZ DE GALDEANO; Roberto HERAS; Jorg JAKSCHE; Isidro NOZAL; Sérgio PAULINHO; Nuno RIBEIRO; Luis León SÁNCHEZ; Michele SCARPONI; Marcos SERRANO and Ángel VICIOSO.

On 24 May a statement was obtained from Manuel SAIZ, sport director of LIBERTY SEGUROS – WÜRTH, when he was under detention for involvement in the trade of illegal doping substances, in which he stated that at the time he had a personal relationship with Eufemiano FUENTES, but that he was aware that he had treated some riders from his team.

So, he would assert that in 2004 Roberto HERAS had asked him to have Eufemiano FUENTES treat him as his personal physician, and that initially Manuel SAIZ refused, but acceded to it in March 2004, sensing that their relationship had been long standing.

Manuel SAIZ would also state other riders also requested to be treated by Eufemiano, such as Marcos SERRANO and Ángel VICIOSO, and that he acceded to their request. .

According to his statement made in police premises, Manuel SAIZ would have asked Eufemiano FUENTES to take charge of the preparation of NOZAL towards the end of 2004. This relationship ended as a result of the high level of hematocrit reading during the health control carried out prior to Dauphiné Liberé. He also recognised to have had consultations during the riders' rest and training periods in the years 2004, 2005 and 2006.

However, the analysis of the documents seized during the searches, seem to indicate that the relationship between FUENTES and the LIBERTY riders went beyond the cyclists mentioned by SAIZ.

In the documents referred to in point four of this report, references to LIBERTY as the "blues" have been found, and riders Marcos SERRANO, Michele SCARPONI, Roberto HERAS, Ángel VICIOSO, Jorg JAKSCHE and David ETXEBERRÍA were identified in different ways. In all cases in document 3.

Documents 8 to 29 are calendars or schedules of the 2005 season for each of the members of the LIBERTY team, including the different competitions in which each particular rider would take part, and in the case of some of them there were various handwritten notes:

- Document 8 refers to VICIOSO with notes on the back about collections and repositions, with the indication: 31/01/05 "I give him 10xAVR + 1 x \* + 1 x IG + 10 PCH = 660 euros - he owes me", which is interpreted as the sale of growth hormone, IGF-1, testosterone patches and an unidentified product (AVR).
  - Document 9 deals with Isidro NOZAL with notes at the back about collections, transfusions, IGF-1 and EPO by using symbols. At the back there are other handwritten notes stating "I give him" and then a series of products, some of which can be identified by the symbols used such as IGF-1, growth hormone, EPO. Then the reference to 10,000, supposedly International Units, and associated to all this there is the sum of 1,020 euros.
  - Document 10 refers to Roberto HERAS. At the front it has a schedule for the use of EPO, growth hormone, IGF-1 and anabolic agents, in a coordinated manner with the collections and transfusions program.
  - Document 11 refers to René ANDERLE, and at the front of which it has a schedule for EPO use.
  - Document 13 refers to "EQUIPMENT + AMAT" in which various "IG" dates (meaning IGF-1) are noted.
  - Document 14 refers to Jan HRUSKA with notes on different dates for IGF-I and EPO and on the dates between 11 and 30 April, there's the note: "idem ANDERLE".
  - Document 15 refers to Jesús HERNÁNDEZ with indications for the use of EPO and testosterone patches.
  - Document 16 refers to Igor GONZÁLEZ DE GALDEANO with handwritten notes at the top for the use of anabolic agents twice a week, and the use of EPO on certain dates, as well as a collection on 10-11 January. It is noted "I give him 60,000 pts+powders+caps". In this case, considering that the term "pelas" is used to identify international units of EPO, it is believed that 60,000 pts could refer to EPO units. (Translator's note: "pelas" is also a colloquial term for peseta, equivalent to "buck" in English. That explains the use of the abbreviation 'pts')
  - Document 23 refers to Allan DAVIS with handwritten notes for the use of EPO, growth hormone and IGF-1.
  - Document 24 refers Jorg JAKSCHE with notes about a schedule for the use of EPO, anabolic agents, growth hormone, IGF-1, coordinated with a collections and transfusions and analyses program. At the back there is a note with the price of certain quantities of IGF-1, growth hormone and an unidentified medicine.
- In relation to JAKSCHE, document 62 contains the results of clinical analyses sent by fax, supposedly from DR. MÜLNLER-HÖRNER's Laboratories, with fax number 091197141224.

- Document 26 refers to Michel SCARPONI with notes about growth hormone, HMG-LEPORI, testosterone patches and the calendar for collections and transfusions.
- Document 27 refers to David ETXEBERRÍA with notes about EPO, IGF-1, growth hormone. and among other questions, there is a reference to collections, transfusions and analyses.
- Document 28 refers to Joseba BELOKI with annotations about HMG-LEPORI, IGF-1, testosterone patches, growth hormone, EPO and anabolic agents, in coordination with a schedule of blood collections and transfusions.
- Document 29 refers to Igor GONZÁLEZ DE GALDEANO and at the back it specifies a fee of 2,100 euros for two products, one of which would be IGF-1, with the reference "delivered".

At the back of document 31 some annotations can be found with the heading "INDIVIDUALIZATION" in which several riders of the LIBERTY SEGUROS – WÜRTH are identified by their initials: RH (Roberto HERAS), MS (Marcos SERRANO), JB (Joseba BELOKI), IG (Igor GONZÁLEZ), AV (Ángel VICIOSO), JJ (Jorg JAKSCHE), AD (Allan DAVIS), L. (unidentified), AC (Alberto CONTADOR).

Besides these documents referring to LIBERTY, there are calendars for the 2005 season numbered from 53 to 61 and from 72 to 75 with the LIBERTY letterhead, in relation to riders, indicating the sporting events in which each one of them would participate, as is the case with documents 55 (CARUSO) and 58 (KOLDO GIL), in which there are references to "IDEM ANDERLE", in whose schedule (document 11) the use of EPO was indicated.

In document 81 of 53 Alonso Cano Street the following reference is found: "ARRANGED MEETING WITH MANUELO - Circular UCI –As far as JANDRO can go- Rooms Germany and France-Explain my opinion about Alberto's situation".

The name of MANUELO that in other documents had been linked to Eufemiano FUENTES is identified in document 34, in which over a calendar of 2006 this name appeared written on 15 May, which is the date of the meeting with Manuel SAIZ BARBAS at the PÍO XII Hotel, Madrid.

Document 92 is a magazine of the 2005 Tour which has among its pages the documents from 93 to 102. On page 2 the stages of the 2005 Tour with hand-written annotations that include: 1<sup>st</sup> stage - HM; 2<sup>nd</sup> stage - I3 and TGN; 3<sup>rd</sup> stage - TGN and PCH; 4<sup>th</sup> stage - HM; 6<sup>th</sup> stage- I3; 7<sup>th</sup> stage - R + Vitamin E + I3; 8<sup>th</sup> stage - PCH; 9<sup>th</sup> stage - I3; rest - TGN; 10<sup>th</sup> stage - PCH; 11<sup>th</sup> stage - PCH; 12<sup>th</sup> stage - HM + I3; 13<sup>th</sup> stage - TGN; 14<sup>th</sup> stage - PCH; 15<sup>th</sup> stage - I3 + TGN; 17<sup>th</sup> stage - TGN; 18<sup>th</sup> stage - PCH.

The drugs would be interpreted as HMG - LEPORI; TGN as TRIGON; PCH as testosterone patches; I3 as insulin, all of them seized in different quantities en the searches conducted on 23 May.

In this same page other notes can be observed, such as: "ON THE SEVENTH (day) I HAVE TO TAKE 15 BLUE PATCHES". This reference to blues has already been interpreted as a reference to LIBERTY SEGUROS – WÜRTH team.

Document 91 has notes on tasks to be done by Eufemiano in relation to certain assistants with the boxes "ALBERTO" and "MANOLO" ISSUES.



Regarding the issues related to Alberto LEÓN HERRANZ, the results of the analysis of ZAPATERO are recorded (identified as Michele SCARPONI) and a series of notes: "Medication rest. To be given; Giro schedule (things and days); Tour schedule (Romandía's); explain appointment with Little Hands; albumin and data ZAPATERO; explain future function to JANDRO; ¿How are the accounts of the delivered medication?"

With respect to the issues related to MANOLO, supposedly Manuel SAIZ, sport director of LIBERTY SEGUROS – WÜRTH, the following notes stand out: Giro and Tour list of hotels; races program from Romand, JANDRO issue, GURI issue (trainings) + flight to Hanover.

## EIGHTH

The third point of the report identified several cyclists penalised for showing positive in doping tests, with the aid of the documents seized in the apartments associated with Eufemiano FUENTES.

The first two riders would be Tyler HAMILTON and Santi PÉREZ both with the PHONAK team and penalised for showing positive for homologous blood transfusions in doping controls in 2004.

Rider Tyler HAMILTON would be associated with number 11 and code 41-42, according to the document about the items in the chest freezer in 2004 (document 114) and with documents 70, 73, 75, 76 and 125 of the search of 20 Caídos de la División Azul Street, and that would tally with the calendar from November to October of the following year and with the identification of the administration of drugs and the schedule of blood collections /transfusions.

Rider Santi PÉREZ would be associated with number 6 and code SANTI –P according to the document about the items in the chest freezer in 2004 (document 114), and with documents 111 and 126 on payments from cyclists and the administration of drugs and the schedule of blood collections /transfusions.

In report 99/06 the relationship that existed between Álvaro PINO, sport director of the PHONAK team between 2000 and 2004, and Doctor Eufemiano FUENTES was mentioned. They had been together in the KELME team (at present COMUNIDAD VALENCIANA) between 1996 and 1999, in the positions of sport director and chief of the medical team, respectively.

In the same report, reference was made to the fact that Álvaro PINO had been dismissed from his position with PHONAK towards the end of 2004 and after the positive results of HAMILTON and PÉREZ, declaring publicly (Translator's note: the team owner) that he "decided to give it a new direction towards a long-lasting, secure, successful and convincing future from an ethical point of view".

During the investigation other members of the current PHONAK team were identified, such as Santiago BOTERO and the GUTIÉRREZ CATALUÑA brothers.

Santiago BOTERO would have been identified during the course of the investigation, at 15:10 hours on 4 May leaving the block of residences located in 20 Caídos de la División Azul Street in Madrid, carrying a racing bicycle, after staying there and looking as if he had been waiting for someone.

At 15:30 hours FUENTES was observed leaving 20 Caídos de la División Azul Street together with Ignacio LABARTA to go to the clinical analysis laboratories situated in 92 Zurbano Street, and BOTERO followed them. At 15:45 hours FUENTES,

LABARTA and BOTERO entered the laboratories at 92 Zurbano Street. At 16:20 hours BOTERO came out of the lab and went to a coffee shop and sat down to eat. It is assumed he had not eaten until that time.

In the first point BOTERO had been linked to certain blood samples collected on 4 May. This allowed to implicate BOTERO with the performance of self-transfusions, and to identify him with the f items listed in the chest freezer of 2004 and 2006; first as number 3, and later as number 4, and with the pseudonym SANSONE or SANSÓN.

The second point made reference to the documents related to BOTERO's drug administration and collections /transfusions schedules for the years 2002 and 2003.

The sixth point included conversations between FUENTES and BOTERO involving his medical treatment in order to participate in the following Tour de France, identifying by using argot terms to describe EPO and blood collections / transfusions.

In other telephone conversations between FUENTES and his sister Yolanda, included in that sixth point, they mention BOTERO's treatment including the use of insulin (13).

In documents 30 and 32 from the searches of 53 Alonso Cano Street a table was found in which riders identified by abbreviations are linked with products supplied by FUENTES' group, which are referred to as VINO, NIÑO, IGNACIO, PCH and, in the three final columns, there is the price paid for each one of them, and supposedly the payment date.

Specifically, there are a total of three references to BOTERO in both documents, and he is linked to the products referred to as VINO and NIÑO. The meaning of these codes according to the examination of the documents and the recording of telephone conversations would be blood / erythrocyte and growth hormone, respectively.

In the search of LABARTA's address at 25-156 La Ilustración Avenue in Saragossa, inside folder 20 associated with Santiago BOTERO, the connection between this rider and number 4 was found, as well as the schedule for the administration of drugs, and collections/transfusions, including anabolic agents, EPO, HMG -LEPORI, insulin and growth hormone.

On the other hand, José Enrique GUTIÉRREZ CATALUÑA was identified in the second point as one of the riders treated by Eufemiano FUENTES, He was identified from the telephone conversations between LABARTA and FUENTES made at 20:02 hours on 13 May and at 21:46 hours on 14 May.

The documentation seized in the various searches, as well as the blood and plasma samples relate GUTIÉRREZ CATALUÑA to number 12 and the pseudonyms GUTI or CATALÁN, as stated on the second and fourth points.

In the same way, as was the case for practically all riders identified as FUENTES "patients", various schedules for the administration of drugs and for collections /transfusions were found, in the case of GUTIÉRREZ CATALUÑA these corresponded to the planning of the 2004 and 2005 seasons.

In documents 30 and 32 from the searches of 53 Alonso Cano Street a table was found in which riders are linked with products supplied, referred to as VINO, NIÑO, IGNACIO, PCH and, in the last three columns, the price paid for each one of them is included, and supposedly the payment date.

Specific reference to GUTIÉRREZ (GUTI) is made in document 32. He is associated with the product called Ignacio, which had previously been interpreted as IGF-1, and there is a note indicating payment pending for the sum of 300 euros and dated 03/05/05.

On the other hand, in the search of Ignacio LABARTA's address at 25-156 La Ilustración Avenue in Saragossa, inside folder 24 associated with GUTIÉRREZ a link was found between this rider and number 12, as well as the schedule for the administration of drugs, and collections/transfusions, including anabolic agents, EPO, HMG -LEPORI, insulin and growth hormone. One of these schedules relates to 2006, while the season for the second one could not be identified.

José Enrique GUTIÉRREZ CATALUÑA is implicated as a result of the telephone tapping and the surveillance on the activities of Eufemiano FUENTES.

At 16:37 hours on 22 May FUENTES receives an SMS from subscriber number 666.477.453 associated with Ignacio LABARTA with the text: "Do me a favour. **Tell Nacho Guti to call me** at the number ending in... 4762, after 21:15 when my flight to Madrid arrives. Thank you".

Subsequently, after 16:37 hours, FUENTES receives a call from LABARTA, as the user of number 600.94.59.65, in which he refers to the delivery of a certain product, identified using argot terminology, which would be interpreted as the delivery of a sample of frozen erythrocyte that presents a distinguishing orange colour.

**-FUENTES: He says he's going to pick up his brother's orange juice tonight.**

**-LABARTA: Tells him to call after 21:30 to the number that they know.**

At 00:20 hours on 23 May FUENTES is observed leaving in a vehicle the premises at 53 Alonso Cano Street and heading towards José Abascal Street, where he parks the vehicle near the intersection with Fernández de la Hoz Street, remaining inside the vehicle.

Ignacio GUTIÉRREZ CATALUÑA is identified as an individual waiting in that place until FUENTES arrived. Then, GUTIÉRREZ approaches FUENTES' vehicle carrying a black backpack, and gets inside FUENTES' vehicle. Then both remain inside the vehicle for a period of time, of approximately a quarter of an hour. At 00:44 hours Ignacio GUTIÉRREZ comes out of the vehicle carrying the black backpack and leaves the place. The investigating taskforce considers that it can be assumed that the delivery of the "orange juice" mentioned by FUENTES could have been made then.

The brother mentioned by LABARTA and FUENTES in their conversation could then be identified as José Enrique GUTIÉRREZ CATALUÑA, who was competing in the 2006 Giro d'Italia at the time.

Ignacio GUTIÉRREZ CATALUÑA would have been identified by former KELME rider, Jesús MANZANO in his statements in the dossier opened by the RFEC (Real Federación Española de Ciclismo) as the KELME team mate who gave him a package with the growth

hormone GENETONORM, in the 2003 Tour of Portugal, and the delivery would have taken place at the clinic of one of that team's doctors.

In the statement made by the above-mentioned cyclist, when asked about the contents of the package, he denied knowing that it contained growth hormone.

Therefore, and based on what has been put forward in this written report, this investigation would have linked up to five riders, members of the PHONAK team, including the suspended HAMILTON and PÉREZ, with being involved in doping practices.

On the other hand, among the documentation seized in 53 Alonso Cano Street, document 102 should be highlighted. This document has a listing of all the hotels where the sport director of the PHONAK stayed between 29-6-05 and 14-07-05.

This last document, and the high number of riders from the same team that would be associated with the doping treatments provided by FUENTES, would seem to indicate the possibility of some sort of relationship between FUENTES' group and the PHONAK team, or at least with part of its members.

## NINTH

The first point mentioned the numbers and pseudonyms used in the identification of the items in the chest freezer in various dates in the years 2004 and 2006, among which number 1 was located and associated with the name JAN.

In the fourth point, document 65 of the search of 4th Floor, unit A, 20 Caídos de la División Azul Street, was mentioned, that at the front has the heading of the company BIOMEDISPORT CANARIAS SA, managed by Eufemiano FUENTES Eufemiano and at the back a listing of "assistants and participants in the festival held in the month of May", among which JAN ULRICH would be found.

Other references to the name JAN associated with number 1 would be located in document 32 of the search of 53 Alonso Cano Street which has a table in which riders are linked to products supplied by FUENTES' group, and referred to as VINO, NIÑO, IGNACIO and PCH, and in the last three columns the prices paid for each and the supposed payment date.

There are four references to JAN in document 32, and he is linked to VINO, NIÑO, IGNACIO and PCH. The meaning of these codes based on the analyses of the documents and the taped conversations would be blood/erythrocytes, growth hormone, IGF-1 and testosterone patches for 2,970 euros, to which the reference to "powders" should be added, the meaning of which was explained previously in the point dealing with the drugs seized from the apartments.

In view of these data, FUENTES' telephone conversations recorded by tapping of number 626.82.42.41 used by FUENTES were reviewed, finding the following conversations and SMS translated from the Italian:

-At 23:27 hours on 17 May FUENTES receives an SMS from a subscriber number with a Belgian prefix, 324733964815, with the following text: "*Friend, when can we talk for a while? Rudicio*". Consequently, this subscriber number can be associated with an individual identified as Rudicio.

-At 12:20 hours on 18 May, he receives a call from subscriber number 32473964815, previously identified as Rudicio. In this conversation Rudicio asks FUENTES if he was busy right there and then. FUENTES replies that he's with his daughter visiting a dental technician. He adds that he needs to be told the dates for July. Rudicio explains that he needs to talk to him about a very urgent matter. FUENTES tells him there's no problem and that he'll try to call him in the afternoon, since he'll finish at 14:00 hours. **Rudicio tells him he'll have a 'chronometer' early that afternoon. FUENTES tells him to call him when he finishes.**

-At 20:15 hours on 18 May, FUENTES receives a call from subscriber number 32473964815, previously identified as **Rudicio**, who **comments that a third person has won today.**

On 18 May the individual timed stage was being run in the Giro d'Italia, and it may be what Rudicio was referring to with the expression 'chronometer'. The winner of that stage (the eleventh) was the German rider Jan ULRICH (T-MOBILE), and for this reason it is believed that the third person referred to in the conversation was ULRICH.

-At 10:44 hours on 20 May, FUENTES makes a call to subscriber number 3247339664815, previously identified as **Rudicio** who **tells FUENTES that he can call from another Belgian number; at another time** in their conversation **he comments that he has spoken to another person on the bus**, and that this person is interested, even if it's only half.

Assuming that the third person were ULRICH it seems clear, in the opinion of the investigating taskforce, that the conversation on the bus could refer to the T-MOBILE bus, and therefore, the person identified as Rudicio would be involved with that team, and possibly be Belgian.

This information allows assuming that the so-called Rudicio would be Rudy PEVENAGE, the current Belgian sport director of T-MOBILE, who would accompany the German rider on the last years of his sporting career.

Also, in previous points the Spanish rider ÓSCAR SEVILLA, from the T-MOBILE team, was identified when he visited the apartment at 20 Cálidos de la División Azul Street on 13 May. SEVILLA has number 5 assigned in the items of the chest freezer for the years 2004 and 2006, and would be identified in several schedules of drug administration and collections/transfusions with the initials SVQ or the pseudonym SEVILLANO, as mentioned in previous points.

## TENTH

In the previous points the investigating taskforce has proceeded to inform Your Worship about the practices the group of FUENTES aimed at improving artificially the sporting performance in competition that, as previously explained, would involve planning the physical training, the use of a wide variety of pharmaceutical drugs of various origins, the analytical monitoring of the athletes and, in some cases, the practice of blood transfusions.

Considering what's been gathered from the administrative legislation of sport, both at national and international levels, and also in view of the celebration of high-level sporting competitions in the near future, the organisation of which could be affected by the participation of teams and athletes who are infringing the current regulations, we hereby inform Your Worship

about the identifications and implications detected to date in relation to athletes and teams that, in the opinion of the investigating taskforce, would have hired the services of the group of FUENTES and MERINO, with the aim of improving their performance in competition.

For all of the above, **I REQUEST** if Your Worship deems it convenient, to inform of these extreme practices to the relevant Administrative Authorities, in this case the High Sports Council, so that that actions can be taken if considered appropriate and to initiate the administrative process, and take preventative measures based on the current legislation.

This report conveyed to Your Worship for your information and for any action you may deem convenient.

Lieutenant Section Chief