

Press Release 10/2006

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Doping Case Edita Daniute Court Of Arbitration For Sport (CAS) Granted Request For A Stay

Following the positive test results of an anti-doping control under the rules of the IDSF Anti-Doping Code which took place on the occasion of the German Open Championships 2006 in Stuttgart, the respective case had been assigned to the IDSF Disciplinary Council as the judicial organ of the IDSF.

The respective Chamber in Charge of the IDSF Disciplinary Council rendered its official decision on 17 November 2006, stating that the athlete **Edita Daniute/Lithuania** is responsible for an anti-doping rule violation and she has been declared **ineligible for competitions for a period for three months, ending on December 22, 2006**. The respective decision has been officially published on the IDSF Internet page.

According to the respective rules, on November 22, 2006 the athlete filed an official appeal with the Court of Arbitration for Sport (CAS) in Lausanne. At the same time the athlete applied to stay the decision in relation to the suspension until the appeal has been decided by the CAS.

On November 23, 2006, the CAS decided that it has jurisdiction to decide the present dispute and that the case will be assigned to the CAS Appeals Arbitration Division for a final decision.

At the same time the CAS decided – as a provisional and conservatory measure – that the Request for a Stay shall be granted and therefore the suspension of the athlete shall be lifted until the CAS has taken its final decision.

This means in other words, that the athlete, Edita Daniute, is with immediate effect allowed to continue to compete, including to participate in the IDSF World Championships Standard to be held on November 25, 2006 in Aarhus/Denmark.

Should the CAS come to a final decision confirming – or expanding – the period of ineligibility as stated by the IDSF Disciplinary Council, the athlete would – retrospectively – be disqualified from all events she participated in the respective period, incl. – but not limited – to the result of the IDSF World Championships.

In its – provisional – decision the CAS stated as main reason that in this case the interests of the athlete outweigh those of the IDSF or other participants, due to the fact that – should the Appeal be heard – the suspension and non-participation in the IDSF World Championship Standard could not be reverted retrospectively, on the other hand – should the Appeal not be successful – the IDSF would still be in the position to reverse and readapt any results as necessary.

*Carlos Freitag
President of the IDSF*

