

Result Management Committee

**THE PROPOSED DECISION OF
HEARING PANEL**

**Between
Vietnam Anti-doping and Sports Medicine Center (VADA)**

And

Mr. NGUYEN BICH TRAM

Hearing Panel:

Prof. Le Quy Phuong, Doctor - Chairman

Mr. Ly Duc Tu - Member

Jurisdiction

1. This case by Vietnam National Anti-Doping Rules (compliance with WADA Code 2021, the Panel is of the view the applicable rules would be the **VADA Rules (Rules)**).
2. **Vietnam Anti-Doping and Sports Medicine Center (VADA)** was the Testing Authority, Sample Collection Authority and Result Management Authority.
3. Appointment of the hearing panel was made pursuant to Article 8.1.2.1 of the VADA Rules. For the purpose of this hearing, two members were appointed as follows:

Prof. Le Quy Phuong, Doctor - Chairman

Mr. Ly Duc Tu - Member

Background

4. **Nguyen Bich Tram ("Athlete")**, date of birth **21st April 1987**, is Vietnamese athlete. Her sports and discipline is Bodybuilding/Bodybuilding. She was managed by Vietnam Weightlifting and Bodybuilding Federation.
6. **VADA** was assigned to be the Testing Authority, Sample Collection Authority and Result Management Authority of OOC in 2022.
7. The athlete was tested on 10th April 2022. The Doping Control Officer (DCO) of the test was **Ms. Nguyen Thi Ngoc Ly**, the Chaperones were **Ms. Nguyen Thi Ngoc Ly** (for notification and for witness). His sample code is **7028512**. All the procedures were stipulated by the **World Anti-Doping Agency's (WADA)** International Standards for Testing 2021. All samples were sealed by the Athlete in the presence of DCO **Ms. Nguyen Thi Ngoc Ly**.
8. All information on athlete's sample was recorded in the Doping Control Form. The Athlete declared he used hydroxycut nextgen, tribulus, BCAA, HMB, whey protein in the Medication Information. The Athlete had no comment on the Doping Control Session.
9. The movement of the sample was recorded accurately on the Chain of Custody Form. A report was also provided by the Lead DCO on 11th April 2022.
10. The sample was transferred to the Laboratory on 14th April 2022. The sample was analyzed by the WADA-accredited laboratory, National Doping Control 9th May 2022 (Lab Reference #L220669), showed the presence of Prohibited Substance as below:

- **S1.1 Anabolic Androgenic Steroids/ boldenone and its metabolite**

11. This substance is in the S1.1 Anabolic Androgenic Steroids of WADA's 2022 Prohibited List.
12. The Athlete has, therefore, committed an **Anti-Doping Rule Violation (ADRV)** of Article 2.1 and 2.2 of the VADA Rules.
13. On 10th July 2022, the Athlete was notified that his urine sample was Adverse Analytical Finding (AAF) via email. The first notification stated that:
 - a. Athlete has right to send his explanation;
 - b. Athlete has right to request B-sample opening to confirm the A Sample results or to waive that right.
14. The deadline for the athlete was on 20th July 2022.
15. The Athlete did not send the B-sample opening request and any explanation to VADA
16. VADA sent the Notice of charge to the Athlete on 20th August 2022, in which states that:
 - Give the consequences will be applied to Athlete;
 - Athlete has right to admit his asserted ADRV and accept the proposed Consequences;
 - Athlete has right to request a hearing;
17. The athlete did not send the Hearing Request and to admit his asserted ADRV and accept the proposed Consequences

Anti-Doping Proceeding

18. Result Management Committee files proceedings alleging a violation of Article 2.1 and 2.2 of Rules, evidenced by the presence of Prohibited Substance in the sample collected on 10th April 2022 and the usage of Prohibited substance by the Athlete.
19. Definition of Article 2.1 of VADA Rules: **Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample**, and Article 2.2: **Use or Attempted Use by an Athlete of a Prohibited Substance or a Prohibited Method.**
20. The analysis of the sample confirmed the presence of boldenone. According to the Prohibited list 2022 of WADA boldenone is the Non-Specified Substances, which is in S1.1 Anabolic Androgenic Steroids, being prohibited at all time.
21. In the notice of charge, the Athlete was Provisionally Suspended since 10th July 2022 (the day of VADA sent the first notification).

Proposed Sanction

22. Our records indicate that you have No prior ADRVs; athlete's AAF substance was a Non-Specified Substance. The athlete did not send the Hearing Request and to admit his asserted ADRV and accept the proposed Consequences, therefore in the event that the asserted ADRVs are upheld, VADA will seek the following proposed Consequences:
- 22.1. A period of Ineligibility of **four [04] years** by athlete's IF or NF under VADA Rules 10.2.1;
- 22.2. Public disclosure pursuant to Article 14.3 of VADA Anti-Doping Rules;

Conclusion

23. In conclusion, the Panel propose a period of ineligibility of **four [04] years** backdate to commence from **10th April 2022**, and means athlete is ineligible to participate in sport until **10th April 2026**.

Appeal

24. The Athlete has 21 (twenty-one) days to appeal from the date the athlete is notified of the hearing decision as set forth in Article 13.6.2 of VADA Rules.

2nd December 2022

Hearing Panel



Prof. Le Quy Phuong, Doctor – Chairman

cc:

- Vietnam Weightlifting and Bodybuilding Federation, email:
- WADA Result Management / E-mail : rm@wada-ama.org