

Letter by Prof. McLaren to the Director General of the IOC Executive Board, March 2, 2017

Dear Mr. de Kepper,

On Friday February 24, 2017 I was made aware of your letter regarding the Independent Person (IP) Reports, which you sent to your IOC colleagues and Presidents of NOCs and IFs. As the IP I have always extended to the IOC advance copies of my Reports for your comment and review in advance of any public announcements. I would have appreciated the same courtesy from the IOC. It would have been helpful if you had spoken to me in advance so that I could have addressed the various issues you raise in relation to my Report.

I wish to emphasize that I stand by my findings and the evidence I collected. My mandate was to investigate and review “any evidence in support of the allegations of manipulation of samples and any other appropriate evidence made by Grigory Rodchenkov to the New York Times on May 12, 2016.”

As I made clear in my Reports, this investigation was not a Results Management investigation. It was not my mandate to bring violations against individual athletes. I am concerned that the IOC seems to be on a quest to re-define my mandate by attempting to establish that my Reports are inadequate for a purpose for which they were never intended.

Since your correspondence relates completely and directly to my investigation, I wish to draw your attention to some critical misrepresentations.

The Report findings are not “allegations” and the evidence that could be published is on the EDP web site established by the IP.

· With regards to the Oswald Commission’s plan to retest all the Russian athlete samples from Sochi 2014, as I told Mr. Oswald when I met with him in Zurich in September 2016, there is no point in testing these samples since any positives would have all been swapped during the Games. The Russian samples will all show negative results. They have already all been analysed by an international staff at the Sochi Games and not one was positive

· It was thanks to the IP team’s investigation that the IOC was successful in its re-analysis of the London 2012 samples. The IP gave the IOC the information they needed to do the type of re-testing for prohibited substances and the priority of athletes to begin testing providing wash out sheets used before 2012 and other IP intelligence. Your letter fails to acknowledge the considerable help extended by the IP to the IOC in its re-testing.

· I have explained on numerous occasions the rationale for changing my characterization of the Russian system from “state-sponsored” to “institutional conspiracy”. The facts described in the two reports remain unchanged and are more complete following the second Report.

The change in nomenclature was the direct result of my consultation with officials representing the Russian Federation following the release of the Report in July. They explained to me that the

Russian view of the term “state-sponsored” meant the President and his inner circle were involved. My evidence stopped at the Ministry of Sport. Therefore, in the second Report, having listened carefully to the Russian comments, I altered the descriptive label. No facts were altered.

· There is reference to “discrepancies” in the second Report that were clerical in nature and not substantive. The translations into English by my team were our working translations and adequate for the purposes of the Reports. The translations were never intended to be ‘official’. They were provided on the Evidence Disclosure Package (EDP) to assist users and not to certify the translation for some legal purpose.

In conclusion, my investigation put a spotlight on the systematic and centralized cover up and manipulation of the doping control process in Russia that evolved and was refined over the course of its use from the London 2012 Summer Olympic Games, Universiade Games 2013, Moscow IAAF World Championships 2013, and the Winter Games in Sochi in 2014. I am proud of the work of my team and would have appreciated the opportunity to clarify these points prior to your letter becoming public. I remain available to answer any question, you or your colleagues have about my Reports.

Sincerely yours

Professor Richard H. McLaren, O.C.

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