

INTERNATIONAL SKATING UNION

HEADQUARTERS ADDRESS: AVENUE JUSTE OLIVIER 17 - CH 1006 LAUSANNE - SWITZERLAND
TELEPHONE (+41) 21 612 66 66 TELEFAX (+41) 21 612 66 77 E-MAIL: info@isu.ch

Disciplinary Commission

Case No. 2018-08

03.12.2018

Final Decision in the matter of

Mr. Alexander Gamelin,

- Complainant -

against

Ms. Yura Min,

- Alleged Offender -

regarding the violation of the ISU Code of Ethics.

I. History of the Procedure

On November 27, 2018 the Complainant filed a Statement of Complaint together with 9 exhibits with the ISU Disciplinary Commission (the DC) against the Alleged Offender.

Following Article 1 Para 3 of the ISU Disciplinary Commission Rules of Procedure (ISU Communication No. 2001) this case has been decided by the Chair of the Disciplinary Commission without submission to a full panel.

II. Admissibility

The ISU Disciplinary Commission decides, in accordance with Article 25, paragraph 1 of the ISU Constitution, all charges and complaints referred to it by any party against any skater, Official, Office Holder or other participant in ISU activities (the Alleged Offender) who is accused of a disciplinary or ethical offence; (see Article 1 of the ISU Disciplinary Commission Rules of Procedure).

According to Article 25, paragraph 6 a) of the ISU Constitution and Article 8 paragraph 1 of the DC Rules of Procedure, complaints must be filed with the DC within 60 days of learning of the facts which constitute a disciplinary or ethical offence. Complaints filed later than this are dismissed.

This complaint alleged that defamatory statements about the Complainant had been published by Ms. Min on her social media and Instagram, and on numerous international media outlets between 18 and 24 July 2018.

On 8 August 2018, Attorney-at-Law Mr. B., who was representing the Complainant, demanded that Ms. Min cease and desist from making defamatory statements about the Complainant and to also cease and desist from causing others to do so.

Therefore, the Complainant must have learned of the facts of the Complaint on or before 8 August 2018. However, the Complaint was received at the ISU Office on 27 November 2018. This means it was not within the time limit of 60 days from (at the latest) 8 August 2018. Therefore, the Complaint is out of time and is inadmissible.

III. Decision

1. The Complaint is dismissed.
2. The Complainant bears the costs of the procedure.



Volker Waldeck

Chair of the ISU Disciplinary Commission

The present decision is subject to appeal to the Court of Arbitration for Sport, Avenue de Beaumont 2, CH-1012 Lausanne, Switzerland, within 21 days upon receipt of the decision, in accordance with Article 25 Paragraph 12 and Article 26 of the ISU Constitution 2018.