

**To the President of CONI
Dott. Giovanni Malagò**

To the National Council of CONI
To the National Assembly of CONI

Piazza Lauro de Bosis, 15
00135 - Rome

To the Guarantor of the Code of Sport Behavior of CONI
Stadio Olimpico - Foro Italico
Curva Sud - Gate 23 - 2nd Piano - Stanza 2.24

SUBJECT: Ruling TAS / CAS Lausanne - Suspension of FITAV President Luciano Rossi - injunction to act

The undersigned:

Pasquale Valente (FITAV Membership Card Number AB94170), living in Bojano via Colonna n. 39 (Postal Code 86021) PEC:

Luigi Vitali (Fitav Membership Card Number N ER3094) resident in S. Andrea in Casale, San Clemente (RN),

Present the following:

1. On 27/04/2018, the independent Ethic Committee of ISSF (International Shooting Sport Federation), accepting that the complains and the accusation moved against Mr. Luciano Rossi were mostly proved, decided that he had to be banned from the participation in any shooting related activity (administrative, sport, and other) at national and international level for a period of 36 months starting from the 27th April 2018. The defendant is suspended from his office of ISSF Vice President for a period fo 36 months from the 27th April 2018 on. The decision has immediate legal effect.
2. On 07/09/2018, the TAS / CAS released its decision in the arbitrate procedure between Luciano Rossi and the International Shooting Sport Federation (ISSF). The appeal of Mr. Luciano Rossi was partially accepted. As a consequence, the decision of the ISSF Ethic Committee dated 28 April 2018 was modified, and the suspension of Mr. Rossi from participating in any shooting-related activities (administrative, sport, and other) was reduced from 36 months down to a period of 20 weeks. At the same time, the sanction was increased from CHF 30.000 to CHF 50.000

Considering that: the Code of Sport Behavior (“Codice di Comportamento Sportivo”) includes between its general principles that: *“the members of the national sport federations, and of the associated sport disciplines, the sport promotion organizations and the associations, in their positions of athletes, coaches and administrators, officials and other subjects including members who control directly or indirectly the sport organizations, have to observe the Code, and their violation is a serious breach worthy appropriate sanctions”*.

Seen the article 20, comma 2, letter a) of the FITAV statutes, that says: *“It can’t be elected a person who has his/her main or prevalent source of income from a commercial activity directly connected to the management of FITAV, for which he/she is a candidate.”*

Seen the article 21, comma 3, of the same FITAV statutes - that says that it is considered incompatible with the elective role (and that it should be declared relieved of duty) that member who is in a permanent conflict of interest with the body, for economical reasons.

Considering that the ruling of the TAS / CAS of Lausanne dated 7/09/2018 recognized that: Mr. Rossi is held responsible of serious breach of article 2.2.1 (Conflict of Interest) and of Article 2.1.3 (loyalty) of the Ethic Code of the International Federation of Shooting Sport (*sic.*)

Considering all this, with this letter, **we urge and warn:**

CONI - in the person of its pro-tempore legal representative dott. Giovanni Malagò - according to the FITAV Statutes - to relieve of duty (*remove from duty*) mr. Luciano Rossi, from the role of FITAV President, and at the same time to nominate a Commissioner ad acta - in the person of Congressman ("onorevole") Maurizio Carrara, who was the first of the non-elected in the FITAV Assembly held in December 2016. We warn that, after a deadline of 15 days, the undersigned will take legal action to enforce the respect of the statutes.

Best regards,

Bojano, 27/09/2018

Pasquale Valente
Luigi Vitali