

February 23<sup>27</sup>, 2007

Mr. Scott Fontaine  
6146 S. Cushman Avenue  
Tacoma, WA 98408

Re: Public Records Request No. 07-016 Received January 29, 2007

Dear Mr. Fontaine:

Enclosed is our response to your Public Records Request 07-016. Please note that Ms. Saneholtz' memorandum on page 001 explains that the State of Washington prohibits random drug testing and therefore there is no calendar. Also, a thorough search was made for any contracts/agreements with vendors for student athlete drug testing and there is no such contract nor any bid or requested proposal for such a contract.

Student athlete names, initials and any identifiers on pages 007-009, 012-015 and 017 have been redacted in accordance with 20 USC § 1232g of the Family Educational Rights and Privacy Act ("FERPA"), which ensures the confidentiality of student identifiers; and RCW 42.56.070(1) and RCW 42.56.510, which affirm the applicability of other statutes with regard to exempt information.

A memorandum at page 016 has been withheld in accordance with the Health Insurance Portability and Accountability Act of 1996 (Pub.L. 104-191), 45 CFR Parts 160 and 164 ("HIPPA") which requires, in part, that protected health care information or medical records are confidential and exempt from disclosure without expressed authorization from the patient; Washington's Health Care Information Act, RCW 70.02, which is the public health and safety statute ensuring, among other things, that health care information is personal and sensitive information; and RCW 42.56.360(2), which confirms that RCW 70.02 applies to public inspection and copying of health care information of patients; and RCW 42.56.070(1) and RCW 42.56.510, which affirm the applicability of other statutes with regard to exempt information.

This concludes the University's response to your request for public records.


If you have any questions or comments, please feel free to contact me at 509-335-2004 or Linda Nelson at 509-335-3928.

Very truly,

  
Ralph Jenks  
Public Records Officer

Enclosure

TO: Scott Fontaine

FROM: Marcia L. Saneholtz  
Sr. Associate Athletic Director/SWA 

SUBJECT: Public Records Request – Drug Testing

DATE: February 8, 2007

As a public institution in the state of Washington, the Athletic Department is prohibited from doing random drug testing. The Department's drug testing policy is predicated on reasonable suspicion. A copy of that policy is attached.

Also attached is a memo from Bill Drake, Assistant Athletic Director for Athletic Training Services, outlining the tests conducted since 2004 and the cost of each test.

In addition, since 2004 one student-athlete tested positive in the NCAA's in-season/post-season random testing program. The student was suspended for a year and lost a year of eligibility in accordance with NCAA rules. The student did not return to the athletic program.

MEMORANDUM:

TO: Marcia Sanholtz, Senior Associate Athletic Director

FROM: Bill Drake, Assistant Athletic Director-Athletic Training Services



DATE: 2.7.07

SUBJECT: Public Records Request-Drug Testing

Cc: Dr. Garcia, Team Physician

The following is the information that is requested for the public records request regarding drug testing here at Washington State University Athletics.

1. There have been 9 reasonable suspicion drug tests conducted from 2004 to Present. 2 of the 9 have been positive by default, ie; the student athlete did not show for the scheduled test. Both were processed according to the policy and procedures regarding a positive test. The dates for those tests are as follows: 3.27.06/4.11.06/5.2.06/5.4.06/ 9.20.06/9.20.06/1.17.06/1.26.06/1.26.06.
2. The costs of each drug test are \$67.50. We conduct our tests using Pathologists Regional Laboratories (PRL) which is contracted through our campus Health and Wellness Department.

Thank you.

**Student-Athlete Consumption of Alcohol or Use of Controlled Substances:**

- Student-athletes are accountable for WSU alcohol and drug policies, as well as those of the Athletics Department.
- **Consumption of alcohol (or drugs) is expressly prohibited in connection with any official intercollegiate team function (i.e., any activity held at the direction or under the supervision of team coaching staff or department administrators, including team or individual travel to represent WSU).**
- Each student-athlete will be held accountable for the consequences of their involvement in any alcohol (or drug) related incident. Accountability includes university, athletics department, and team disciplinary actions.
- Sanctions for involvement in an alcohol or drug related incident in which there are no legal consequences or implications will be determined by the head coach and the athletics administrator responsible for the impacted team. Depending upon circumstances, sanctions may include suspension from practice and/or competition, as well as other appropriate consequences. This may include involvement in the WSU Athletics Drug and Alcohol Testing and Education/Counseling Program.
- Sanctions for involvement in an alcohol or drug related incident in which there are legal consequences or implications (i.e., violation of local, state, or federal laws), will be determined in accordance with the appropriate caveats of the WSU Drug Testing Policy for the First and Subsequent Positive Drug Test Results (see WSU Drug Testing Policy section of this manual).
- Washington State law prohibits provision of alcoholic beverages to be consumed by department-affiliated persons who are under the legal drinking age of 21 years. **This applies to prospective student-athletes while they are visiting the university and their student-athlete hosts.**

**WSU ATHLETICS SUBSTANCE ABUSE PROGRAM-DRUG AND ALCOHOL TESTING AND EDUCATION/COUNSELING POLICY**  
(revised 9/04 and 5/05)

Washington State University does not condone the illegal or irresponsible use of alcohol or any controlled substance. Alcohol and drug abuse are clearly documented mental health disorders, with well-recognized diagnostic indicators, that can lead to the more severe diagnosis of physical dependency and/or psychological alcohol and/or drug dependence. Both abuse and dependence impair brain function, dull judgment, reduce alertness and coordination, and can ultimately lead to tragic life-altering or life-ending consequences. It is therefore incumbent upon all members of the university community to be aware of the signs of substance usage and the appropriate supportive intervention services. University community members are expected to conduct themselves in an exemplary fashion and to adhere to the university, federal, state and city laws related to alcohol and drug usage. Violation of state laws is a criminal misdemeanor punishable by suspension of driver's license, imprisonment, and/or fines. All violators of state alcohol and drug laws are subject to prosecution. Student violators are subject to the full range of university discipline (including suspension and expulsion) regardless of any prosecution for criminal charges.

### **Definition of Reasonable Suspicion**

At Washington State University individuals can be tested based on reasonable suspicion. Reasonable suspicion will be based on the observation of behavior or conduct, or the presence of certain physical and emotional characteristics or patterns, which are symptomatic of the use of prohibited drugs or abuse of alcohol. Reasonable suspicion includes, but is not limited, to violation of state laws or university regulations, behavior changes, outward signs (odor of marijuana or alcohol). Examples include but are not limited to DUI, violent conduct, including assault and sexual assault, vandalism, theft, chronic fatigue or loss of vitality, decreased interest or effort in practices and competitions, prolonged illness or injuries, unexpected weight and/or strength gains or losses, unexplained fluctuations in moods expressed as inappropriate irritability, hostility, anxiety, anger or withdrawal.

### **Procedure for Determining Reasonable Suspicion**

1. An athletics department staff member will notify the Athletics Director and/or Senior Women's Administrator (SWA), and/or Assistant Athletics Director for Athletic Training Services about a student-athlete, citing examples of reasonable suspicion, and requesting the student-athlete be tested. This concern will be documented in writing and copied to the Athletics Director and Senior Women's Administrator. The Athletics Director or designee will process the documentation through the consulting committee.
2. The athletics department consulting committee will be composed of at least four of the following individuals: SWA, Assistant Athletics Director for Athletic Training Services, team physician, head coach, representative from the student-athlete development staff, substance abuse counselor, and team athletic trainer or any designee from the previous areas.
3. The consulting committee will decide whether the student-athlete should be referred for drug testing based on the reasonable suspicion standard and after evaluating the information presented to it by the individual stating their concern. If the committee approves the testing, the Assistant Athletics Director for Athletic Training Services will notify the student-athlete and proceed with scheduling the test by notifying the team physician who will order the test from the appropriate lab.
4. The student-athlete will be informed of the basis for the referral and given the opportunity to respond, either in person or in writing within 24 hours, by presenting information he/she wants the committee to consider. This is an opportunity to present information only, not to challenge the scheduling of the test. The student-athlete will also be informed that if they miss the scheduled test it will be considered a first positive.

### **Testing Procedure**

1. The Athletics Director will authorize the Assistant Athletics Director for Athletic Training Services to facilitate a drug test.
2. The actual testing is done through a urine collection which will be witnessed by a full-time staff Certified Athletic Trainer. The results are sent to the

ordering team physician. At this point the lab will separate the sample into sample A and sample B (for use in the case that sample A results in a positive test).

3. Failure to report for testing will be treated as a positive test and consequences for a first positive test will result.
4. The team physician notifies the Athletics Director/SWA (or their designee) of the results. The Athletics Director or designee notifies the student-athlete and the head coach of the results.

### **Consequences of a Positive Test**

#### **First Positive Test Result**

1. The sample B will be tested. At this time the student-athlete has the right to be present for the opening and testing of sample B. The results of the testing will be sent to the team physician. If a positive result is verified and confirmed as nonmedically related, the team physician shall notify the Athletics Director/SWA or their designee. The Athletics Director or designee notifies the student-athlete and the head coach of the results.
2. The Athletics Director/SWA or designee will communicate to the appropriate head coach that a positive test was obtained. The student-athlete will be immediately placed on a **probation** that includes mandatory drug counseling and retesting within the departmental drug testing program until released by the team physician and athletics administration and consulting committee.
3. The team physician or Assistant Athletics Director for Athletic Training Services will refer the student-athlete to the substance abuse counselor for assessment and inform him/her that he/she will be tested again in the near future as determined through counseling.
4. Based on the results of the assessment, the Counselor will complete a behavioral contract with the student-athlete. The Athletics Director or designee, head coach and consulting committee will have the opportunity for input. The contract will include subsequent drug testing and counseling.

#### **Student-Athlete Right to Request a Review**

1. If the student-athlete desires to contest the results of the test, he/she has the right to request a review.
2. The request for review must be in writing and must be submitted within two days of the notification of the positive test result to the Athletics Director or SWA, who will conduct the review.
3. Evidence of the student-athlete's reasonable suspicion, documentation of a positive drug test, and information presented by the student-athlete will be presented to the Athletics Director or SWA for review.
4. The Athletics Director/SWA will render a written decision within five working days of the review which will be the final decision in the matter.

#### **Second Positive Drug Test Result**

1. The student-athlete will be retested, either on schedule with the consequences of the behavioral contract based on the first positive result **OR** if new a

- reasonable suspicion charge is brought forth. The same protocol is followed as for the first positive test.
2. If the result is positive and verified as nonmedically related, the team physician will notify the Athletics Director. The Athletics Director or SWA or designee will then notify the head coach.
  3. The student-athlete will be **suspended** from participation for one calendar year with counseling and contracts continually in place. Loss of scholarship and/or dismissal from the team are other possible consequences.
  4. After one year, the student-athlete may be reinstated by the Athletics Director after receiving recommendations from the substance abuse counselor, team physician, head coach, and consulting committee.
  5. Any subsequent positive tests will result in additional suspension for one calendar year or other penalties which could include loss of scholarship and/or dismissal from the team.

**SELF-REPORTED USE/ABUSE OF ALCOHOL/OTHER DRUGS BY STUDENT-ATHLETES**

Any WSU student-athlete who feels he/she has a problem with the use of alcohol and/or other drugs may request assistance through any athletics department staff member or the University Counseling and Testing Services. **Assistance will or could include assessment, alcohol/substance abuse evaluations, individual therapy, group therapy, and behavior contracts with either the WSU substance coordinator, or counselors at the WSU Counseling Center.** This request must occur prior to the student-athlete being notified of an impending drug test (NCAA or departmental) or prior to having legal charges made for alcohol and/or drug related behavior. If such a request is made prior to the above two scenarios, the request shall not be treated as a positive drug test or violation of alcohol policies. The student-athlete shall then be evaluated, treated, and/or counseled in a manner appropriate for his/her problem. It is important to clarify that being in treatment still requires the student-athlete's compliance with applicable NCAA, institutional, athletics department alcohol and drug policies. **This includes participating in any required NCAA drug testing or WSU Athletics Department drug testing based upon other reported reasonable suspicion. Like any other student-athlete, you will be accountable for any violation of these policies including positive drug testing results.**

2.6.07

DT NOTES  
for PRR Report.

1.17.07



TEST

neg.

1.26.07



"

"

1.26.07



"

"

5.2.06



?

?

4.11.08



"

Too Dilute

5.4.06



"

NO SHOW 1st Pos.

3.27.06



"

NO SHOW 1st Pos left team.

9.20.06



"

neg.

9.30.06



"

neg.

9 TESTS marijuana 7 neg 2 pos.

Collection box PAMC box dept.  
set up Acc't : Chain of Custody  
Acc't to PAMC kits -

Panel Ordered - Repairs.

TRIC  
TO

Randy

@ Lab

AGW

AGW

PRV

2 bills bill by Collection PRt.

49.70 Collection

PAMC test itself

Dmrt @ PAMC

1-800-349-8586

007



**Drake, Bill**

---

**To:** Doba, Bill  
**Cc:** From: Bill Drake  
**Subject:** Drug Testing. cc: AD, SWA, Team Physician

Coach Doba,

Below are some options and review of our current two drug testing/counseling cases per our WSU Drug and Alcohol Testing Policy.

- [REDACTED]
1. Reasonable suspicion is confirmed with his ticket for possession of marijuana that he claimed to me and you in separate meetings this week.
  2. You have requested that he be tested and our committee of AD, AAD-ATS and SWA all agree to conduct that test as ordered by our team physician.
  3. For the record I will officially forward this in writing to the AD for approval to order a test.
  4. Then forward it to the team physician to order the test.
  5. AAD-ATS will notify the student athlete of time and specifics of the test. SA has chance to respond in writing within 24hours but still must attend test and provide sample or be considered first positive.
  6. SA attends the drug test and provides urine sample.
  7. Test results are sent to team physician and AD.
  8. AD informs head coach of results.
  9. If NEGATIVE option exists to remain in counseling and retest at time to be determined and remain on team or not.
  10. If POSITIVE option for counseling and retesting vs.. immediate dismissal from team per head coach and AD.

- [REDACTED]
1. Reasonable suspicion does exist based on information provided by many to myself, along with apathy, loss of vitality, prolonged injury and withdrawal.
  2. I recommend at the minimum we place in our drug education program for a course of counseling and testing on a time line to be determined by CDC (Chemical dependency counselor).
  3. The first strike for any positive test would be only to continue counseling prescribed and any retesting offered. The counseling and retesting program often takes months to work through.
  4. No impact on eligibility exists until a second positive is confirmed.

Thank you for your inquiry and consideration of the above information.

008

2/16/2006

Drake, Bill

To: Jim Sterk, Marcia Saneholtz  
Cc: Dennis Garcia, Jerry Pastore, Bill Doba  
Subject: [REDACTED] Drug Test

Jim/Marcia,

After consulting with Jerry on the progress of [REDACTED] drug counseling we feel at this time it would be appropriate to order a drug test for marijuana. This would take place at the independent lab for PRH/HWS. The void would be witnessed at the lab at HWS by myself today if approved by you. The test would be ordered by Dr. Garcia and the results would be forwarded to you and Dr. Garcia and we would proceed by policy from there. Jerry and I feel that regardless of the results that [REDACTED] should continue counseling through the spring and summer. Thank you for the consideration of this request.

Bill.

Bill Drake, M.Ed. ATC  
Assistant Director of Athletics  
Athletic Training Services  
Washington State University  
509-335-0238 w.  
509-432-6792 c.  
509-335-4729 fx

4.11.06 met w/ JS, MS.

1. initials to memo to proceed,
2. cc all + initial,
3. get copy of NCAA D.T. poster to MS+SR.
4. JS ASK BSB Drug plan for ed + etc,
5. BSB other issue discussed w/ MS. eligib Rep.
6. No longer elig for serv.

4.12.06.

1. Had JT Hand del. this memo to all above names ie JS, MS, DG, JP + B. Doba. In confid label sealed envelopes.

## Drake, Bill

---

**From:** Drake, Bill  
**Sent:** Monday, March 27, 2006 5:26 PM  
**To:** Sterk, Jim  
**Cc:** Saneholtz, Marcia; Garcia, Dennis J; Radakovich, Jeffrey B; Deeds, Shawn; Doba, Bill; Pastore, Gerald Michael  
**Subject:** Drug Testing case review.

Committee,

Below is a review of our current four (4) drug testing/counseling cases per our WSU Drug and Alcohol Testing Policy.

SA #1:

2.16.06

1. Reasonable suspicion is confirmed with his ticket for possession of marijuana that he claimed to me and coach Doba in separate meetings this week.
2. Coach Doba requested that he be tested and our committee of AD, AAD-ATS and SWA all agree to conduct that test as ordered by our team physician.
3. For the record I will officially forward this in writing to the AD for approval to order a test..
4. Then forward it to the team physician to order the test.
5. AAD-ATS will notify the student athlete of time and specifics of the test. SA has chance to respond in writing within 24hours but still must attend test and provide sample or be considered first positive.
6. SA attends the drug test and provides urine sample.
7. Test results are sent to team physician and AD.
8. AD informs head coach of results.
9. If NEGATIVE option exists to remain in counseling and retest at time to be determined and remain on team or not.
10. If POSITIVE option for counseling and retesting vs. immediate dismissal from team per head coach and AD.

3.27.06

1. SA chose to deny the requested test and therefore invoked a first positive and also chose to leave the team on his own.

SA #2:

2.16.06

1. Reasonable suspicion does exist based on information provided by many to myself, along with apathy, loss of vitality, prolonged injury and withdrawal.
2. I recommend at the minimum we place in our drug education program for a course of counseling and testing on a time line to be determined by CDC (Chemical dependency counselor).
3. The first strike for any positive test would be only to continue counseling prescribed and any retesting offered. The counseling and retesting program often takes months to work through.
4. No impact on eligibility exists until a second positive is confirmed.

3.27.06 Update:

1. There was a communication glitch between SA#2 and myself for intended appointment to be made with drug counselor and himself.
2. I had provided a card with the correct numbers on it on 2.16.06 and SA#2 had misunderstood his direction to

4/13/2006

010

schedule an appointment asap.

3. We were able to call together and make the appointment for this Wednesday at 11am 3.29.06. He has promised to hold this apt and meet with WSU's CDC.

4. I explained to him that he is officially in our drug testing and treatment program and that missed appointments in the future would have consequences.

5. Any conflicts in schedule he would need to call first and make certain to reschedule any missed appointments.

6. He was informed that at some point there would be a drug test conducted during the ongoing counseling sessions.

7. I explained that this was not a self report case and explained the process through possible first and second positive scenerios.

SA#3:

3.27.06

1. Currently in treatment and counseling for alcohol per coach Doba's request from this past fall.

2. Has made every appointment and CDC has positive comments towards his progress.

3. SA#3 and I discussed the ongoing process and he is looking forward to continuing treatment.

SA#4:

1. Coach Doba has requested drug and alcohol treatment based on a self report of substance use/abuse.

2. I will contact CDC to update on this case.

3. I will meet with the SA this evening to explain process.

Prior to any drug test that is scheduled I will do two things:

1. Email and request the test through the AD's office per our policy.

2. Request the team physician to order the test through the PRH lab.

Thank you for your consideration of the above information and please email or call with any questions.

Bill

Bill Drake, M.Ed. ATC  
Assistant Director of Athletics  
Athletic Training Services  
Washington State University  
509-335-0238 w.  
509-432-6792 c.  
509-335-4729 fx

**Drake, Bill**

---

**From:** Garcia, Dennis J  
**Sent:** Wednesday, April 26, 2006 4:20 PM  
**To:** Drake, Bill  
**Subject:** RE: New drug testing.

Bill, just let me know the names and I will get the paper work.  
Dennis

-----Original Message-----

**From:** Drake, Bill  
**Sent:** Wednesday, April 26, 2006 3:44 PM  
**To:** Sterk, Jim  
**Cc:** Saneholtz, Marcia; Garcia, Dennis J  
**Subject:** New drug testing.

Jim/Marcia/Dennis:

Shawn and the football staff would like to conduct five (5) drug tests on the new sas we discussed recently. This would be based on reasonable suspicion from an recent incident. Jim/Marcia I would need your approval and Dennis would need you to write the script. They would like to conduct all 5 this Friday. I will be back this Friday and can sure do that pending your approval. Dennis I can get you the names by phone soon. Thanks.

Bill Drake

1.30.07.

In reading the above 5 SA's These tests were never conducted per Coach because charges were unclear. Evidently they were never charged. The players to my knowledge were, [REDACTED], [REDACTED], [REDACTED] + I don't know or recall the last 2 names.

2.5.07 Reviewing notes show the fine to be [REDACTED], [REDACTED], [REDACTED] unclear on the 5th. This from handwritten notes on phone log notes dated 4.17.06.

**Drake, Bill**

**Subject:** DATEP  
**Status:** Not Started  
**Percent Complete:** 0%  
**Total Work:** 0 hours  
**Actual Work:** 0 hours  
**Owner:** Drake, Bill  
**Categories:** Long Term Continuous

*5.8.06 copy hand del to M.S.*

- Jan06-Feb06- 3 staff members approach to state concern and suspicion of [redacted] using marijuana and openly talking of it to others both staff and other SA's. Encouraged by those 3 to make reasonable suspicion charge and begin counseling and testing.
- 2.16.06 Memo to Doba cc Sterk Marcia Dr G on [redacted] reasonable suspicion does exist. Hand delivered to all. BD.
  - 3.28.06 Conversation w/ SD. Discuss DT issues w/ [redacted]. Also conv. w/ Ch. Doba. Left vm for JS 2:30pm aprox. Msg to MS 2:40 aprox on today's update.
  - 3.28.06 Msg to [redacted] to set up sched to test.
  - 3.28.06 Msg. to DG on updates.
  - 4.10.06 Met w/ JP to discuss [redacted] counsel.
  - 4.11.06 Memo to Sterk, Saneholtz, Doba, Garcia, pastore from Drake updating situation. Request to test [redacted] for marijuana. Continue counsel.
  - 4.11.06 Del. Memo to JS, MS to sign. They sign.
  - 4.11.06 Conduct Drug test with witness void by myself on [redacted]. Non compliant on 11am time set up and resched for 2pm. Cleared w/ ML to miss pos meet
  - 4.11.06 Conducted test at 2pm. Sample appeared too dilute. Lab tech sealed all w/ [redacted] handling and present and signed and sent to lab.
  - 4.12.06 JT hand del to all above names in sealed envelopes.
  - 4.13.06 Dr. G calls, lab can not test sample it is too dilute. He lvs msg. We talk later and decide immediate retest next avail am first am urine.
  - 4.14.06 Met w/ [redacted] in person to discuss retest time. Discussed but did not confirm next Tuesday 8am time. This time did not end up working.
  - 4.24.06 I was out of town this week. Returned Friday.
  - 4.28.06 Met w/ chDoba to disucss [redacted] status. States transfer discussion.
  - 4.28.06 Ph call w/ JS on [redacted] told to cont. to try and contact for retest.
  - 4.28.06 Msg to [redacted] pm to set up re test time. Vm on cell ph. [redacted]
  - 5.1.06 Msg to [redacted] am to set up re test time. Vm on cell #.
  - 5.2.06 Msg to [redacted] 11:15am to set up to retest and provide non dilute sample.
  - 5.3.06 No msgs left today. Was reported he left team and asked for release. Regardless would be considered first positive.
  - 5.3.06 Meet with RA to discuss ability to contact and lack of return calls from [redacted] to me.
  - 5.4.06 10am aprox. Left msg to [redacted] to report for test and consequences of first positive if not.
  - 5.4.06 Rumored to stay on team. Met with Ch.Doba and stated still had time to collect testable sample before Monday. If not consider it 1st pos
  - 5.4.06 Left vm's for JS and MS on status of first positive decision on [redacted] and attmpts to contact and Monday deadline.
  - 5.4.06 Call from KS re [redacted] status and he talked into staying. Express emphatically that [redacted] needs to report for test or consider first positive.
  - 5.4.06 Call to DG on re ck that test order per him is still valid at HWS. He stated he would reck.
  - 5.4.06 Met with Ch. Doba to discuss case and relay info of first postive if he does not show by Monday.
  - 5.4.06 Coach Doba calls to discuss that [redacted] possibly has left town and we should write up as first postive and he also spoke w/ his mother.



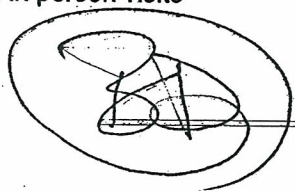
**Drake, Bill**

---

**Subject:** DATEP  
**Status:** Not Started  
**Percent Complete:** 0%  
**Total Work:** 0 hours  
**Actual Work:** 0 hours  
**Owner:** Drake, Bill  
**Categories:** Long Term Continuous

*5.4.06 copy hand del to M.S.*

- 5.2.06 [redacted] was ref. down by Ch. Doba after they met and [redacted] asked for help for drug use. This occurred aprox. 4 wks ago. Evidently there had been a visit by law enforcement to his dorm with suspicion of drugs. None were found but his case was ref. to the student conduct board. I understand there was a phone call home and [redacted] admitted use to his parents and since ref down by coach.
- 4.10.06 JP and I talked of his case and [redacted] did tell me that he met with a school counselor and discussed drugs and he then took a small computer refresher on drugs etc. I explained to [redacted] how he now was in our drug and alcohol testing and education program which meant that he needed to make counseling appts and be drug tested at some point randomly. He seemed to understand this and has been compliant while not consistent since.
- 4.12.06 [redacted] met with sto set up for joint call to JP tomorrow at 245pm.
- 4.13.06 [redacted] no show today.
- 4.28.06 Met w/ [redacted] in person outside of building to remind to come by to sched. He agreed on time and did not show as scheduled.
- 5.1.06 Met w/ [redacted] in person to lv JP vm on sched. For initial counseling meeting.
- 5.2.06 Met w/ [redacted] in person to lv JP vm on sched. For initial counseling meeting.
- 5.3.06 10:30am checks in on time. No msg ret from JP so reck in tomorrow same time.
- 5.4.06 10:30am checks in on time. Set up time for tomorrow Friday ck in after final at 930am.
- 5.4.06 3pm aprox. JP calls sets up 11am Friday tomorrow for initial meeting and ck in. [redacted] will lv town Saturday am. Return for f/u June.
- 5.4.06 Met w/ BSO to look for [redacted] in am report and let know of 11am meeting with JP. [redacted] has no phone to call and confirm. Confirm only on in person visits



**Drake, Bill**

---

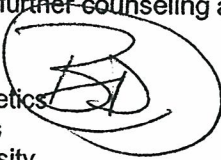
To: Jim Sterk (sterkj@wsu.edu)

Cc: Saneholtz, Doba, Pastore, Garcia,

Subject: [REDACTED] First Positive on Drug Test by default.

After [REDACTED] first sample was too dilute to test, he was instructed to report to set up a time asap to retest. After several attempts to contact, and he not reporting in for scheduling the test, he has by default obtained a first positive result due to non compliance. On his return to campus this summer, I will notify [REDACTED] of this result and the plan to continue with further counseling and testing. Thank you.

Bill Drake, M.Ed. ATC  
Assistant Director of Athletics  
Athletic Training Services  
Washington State University  
509-335-0238 w.  
509-432-6792 c.  
509-335-4729 fx





**Drake, Bill**

---

To: [REDACTED]

Cc: Jim Sterk AD, Marcia Saneholtz Sr. AAD, Bill Doba Head Coach, Jerry Pastore CDC, Dr. Garcia Team Physician

Subject: First Positive Drug Test.

6.6.06

[REDACTED]

I regret to inform you that due to non compliance to follow through with completing your first drug test that by default you have registered a first positive in accordance with our drug testing policy here at Washington State University. You will need to schedule ASAP a follow up appointment with the chemical dependency counselor and then be subject to a follow up drug test to be announced in the near future. Failure to show for this test, counseling appointments or testing positive will result in a second positive and you will not be allowed to participate in athletics practice or competition for the period of one year. If you have any questions please contact me. Thank you.

Bill Drake, M.Ed. ATC  
Assistant Director of Athletics  
Athletic Training Services  
Washington State University  
509-335-0238 w.  
509-432-6792 c.  
509-335-4729 fx

