

INTERNATIONAL COURT OF APPEAL (I.C.A.)

of the

FEDERATION INTERNATIONALE DE L'AUTOMOBILE

CASE

Appeal brought by the Deutscher Motor Sport Bund (DMSB) on behalf of its competitor Panasonic Toyota Racing against decision n° 45 taken by the Stewards of the Meeting on 24 April 2005 at the San Marino Grand Prix (Imola) counting towards the 2005 FIA Formula One World Championship

Hearing of Tuesday 3 May 2005

The FIA INTERNATIONAL COURT OF APPEAL, composed of Mr Vassilis KOUSSIS (Greece), elected President, Mr Erich Sedelmayer (Austria), Mr Pierre Tourigny (Canada) and Mr Xavier CONESA (Spain),

Meeting in Paris on Tuesday 3 May 2005, at the headquarters of the Fédération Internationale de l'Automobile, 8 place de la Concorde, 75008 Paris, concerning the appeal brought by the Deutscher Motor Sport Bund (DMSB) on behalf of its competitor Panasonic Toyota Racing against decision n° 45, taken by the Stewards of the Meeting on 24 April 2005 at the San Marino Grand Prix (Imola) counting towards the 2005 FIA Formula One World Championship, imposing a 25-second time penalty on car n° 17, driver Ralf Schumacher,

WHEREAS the DMSB, on behalf of its competitor Panasonic Toyota Racing, requested the International Court of Appeal to accept the withdrawal, formulated on 29 April 2005, of the appeal which it had officially brought,

WHEREAS no objection was raised in this respect, either by the FIA or by any opposing party who might have come forward, and whereas it does not appear that the appeal that had been brought can be considered as frivolous,

ON THESE GROUNDS,

ACCEPTS the withdrawal of the appeal,

DECLARES that the appeal fee will not be returned, in accordance with Article 185 of the International Sporting Code which states: "*If the appeal ... is withdrawn after being brought, no part of the appeal fee shall be returned*",

LEAVES it to the appellant to pay the costs.

The President,

Made in Paris, 3 May 2005