

UNITED STATES ANTI-DOPING AGENCY PROTOCOL FOR OLYMPIC MOVEMENT TESTING

1. USADA's Relationship with the United States Olympic Committee ("USOC") USADA is an independent legal entity not subject to the control of the USOC. The USOC has contracted with USADA to conduct drug testing and results management for participants in the Olympic movement within the United States and to provide educational information to those participants. For purposes of transmittal of information by USADA, the USOC is USADA's client. However, the USOC has authorized USADA to transmit information simultaneously to the relevant National Governing Body ("NGB"), International Federation ("IF") the World Anti-Doping Agency ("WADA") and involved athlete.

2. Athletes Subject to Testing by USADA

The USOC and NGBs have authorized USADA to test the following athletes:

- a. Any athlete who is a member of a NGB;
- Any athlete participating at a competition sanctioned by the USOC or a NGB;
- c. Any foreign athlete who would otherwise be subject to testing by USADA, the USOC or NGB; or
- d. Any other athlete who has given his/her consent to testing by USADA.
- e. Any athlete who has been named by the USOC or an NGB or is competing in a qualifying event to represent the USOC or NGB in international competition.

USADA will not allow the testing process to be used to harass any athlete. In selecting athletes for testing, USADA will focus primarily on athletes who are participating or have the potential to participate, in international competition.

3. Choice of Rules

In conducting drug testing and results management under this protocol, USADA will look to the following sources of rules:

a. The selection and collection procedures set forth in paragraphs 4, 5 & 6 herein shall apply to all testing done by USADA unless different procedures are agreed to between USADA and the party requesting the test for a particular event.

- All tests performed by USADA shall be analyzed by IOC-accredited laboratories. In analyzing samples for USADA, those laboratories shall follow the standards established by the IOC.
- c. Tests performed by USADA shall be analyzed for the categories of prohibited and restricted substances set forth in the rules of the applicable IF unless agreed otherwise between USADA and the party ordering the test.
- d. USADA shall be responsible for results management of all tests performed by it and all other tests for which the applicable IF rules require the initial adjudication to be done by an NGB, including adjudication of reported positive cases as set forth in paragraph 9 herein, unless otherwise referred by USADA to a foreign sports organization having jurisdiction over the athlete.

4. Selection of Athletes to be Tested In-Competition

USADA shall have the authority to determine which athlete will be selected for testing in all competitions tested by USADA. In making this determination, USADA will normally follow NGB or IF selection procedures and will include at a minimum the selection formulas or requests for target selection of particular athletes which are proposed by the USOC or a particular NGB or IF. USADA retains the right to test any athlete that it chooses with or without cause or explanation.

5. Selection of Athletes to be Tested Out-of-Competition

USADA shall have the authority to determine which athletes will be selected for out-of-competition testing by USADA. In making this determination, USADA will carefully consider selection formulas or requests for target selection of particular athletes which are proposed by the USOC or a particular NGB. USADA retains the right to test any athlete that it chooses, with or without cause or explanation.

Each NGB will provide USADA with a regularly updated list of athletes to have included in No Advance Notice or other out-of-competition testing. With respect to each athlete on such list and such additional athletes as may be designated by USADA, the NGB will provide USADA with the information as set forth on the athlete location form attached as <u>Annex A</u>. Thereafter it shall be the responsibility of each individual athlete to provide USADA with updated information as to his or her whereabouts.

6. Sample Collection

Sample collection by USADA will substantially conform to the standards set forth by the IOC and the World Anti-Doping Agency.

7. Laboratory Analysis

All samples collected by USADA will be sent for analysis only to IOC-accredited laboratories.

8. Notification

USADA will provide the following notification with respect to each laboratory report received by USADA:

- a. Upon receipt of a negative laboratory report, USADA will promptly forward that result to the athlete, the USOC and the applicable NGB.
- b. Upon receipt of a positive laboratory A report or a report indicating an elevated testosterone/epitestosterone ratio or epitestosterone concentration, USADA will promptly notify the USOC, the applicable NGB and athlete at the address on the Doping Control Notification/Signature Form and shall advise the athlete of the date on which the laboratory will conduct the B sample analysis. The athlete may attend the B sample analysis accompanied by a representative at his or her own expense. Prior to the B sample opening, USADA shall provide to the athlete the A sample laboratory documentation set forth on <u>Annex B</u>. A sample shall not be considered positive until after the B sample analysis confirms the A sample analysis.
- c. Upon receipt of the laboratory's B sample report, USADA shall promptly notify the USOC, the applicable NGB and the athlete. USADA shall then provide to the athlete the B sample documentation package set forth on <u>Annex C</u>. The laboratory shall not be required to produce any documentation in addition to Annexes B and C unless ordered to do so by an arbitrator(s) during adjudication, in which case it shall be produced at the athlete's expense.
- d. In special circumstances where USADA is conducting testing for an IF, regional or continental sports organization or other Olympic movement sporting body, other than the USOC or an NGB, the notification described in this section shall be made exclusively to that sporting body, the athlete, and, if applicable, to the USOC and NGB.

9. Results Management

Whenever USADA receives a laboratory report confirming a positive test, elevated testosterone or epitestosterone ratio or epitestosterone concentration, or when USADA has other reason to believe that a doping violation has occurred, such as admitted doping, refusal to test or trafficking under the rules of the applicable IF, then USADA shall address that case through the following results management procedures:

a. USADA ANTI-DOPING REVIEW BOARD

The USADA Anti-Doping Review Board ("Review Board") is a group of experts independent of USADA with medical, technical and legal knowledge of anti-doping matters. The Review Board members shall be appointed for two year terms by the USADA Board of Directors. The Review Board shall review all B sample test results reported by the laboratory as analytically positive or elevated in accordance with section i below. Such review shall be undertaken by between three and five Review Board members appointed in each case by USADA's Chief Executive Officer and composed of at least one technical, one medical and one legal expert.

- i. Upon USADA's receipt of a laboratory report identifying an analytically positive or elevated B test result, the following steps shall be taken:
 - (1) USADA's Chief Executive Officer shall appoint a Review Board as provided in Section (a) above.
 - (2) The athlete shall be promptly notified of the date by which the athlete shall submit any written materials, through USADA, to the Review Board for its consideration. The athlete shall also be provided the name and telephone number of the Athlete Ombudsman.
 - (3) The Review Board shall be provided the laboratory documentation and any additional information which USADA deems appropriate. Copies of this information shall be provided simultaneously to the athlete and the athlete shall be entitled to file a response with the Review Board.
 - (4) The Review Board shall be entitled to request additional information from either USADA or the athlete.
 - (5) Notwithstanding the forgoing, the process before the Review Board shall not be considered a "hearing." The Review Board shall only consider written submittals. Submittals to the Review Board shall not be used in any further hearing or proceeding without the consent of the party making the

submittal. The Review Board's recommendations shall not be admissible in any further hearing or proceeding.

- (6) The Review Board shall consider the written information submitted to it and shall, by majority vote, make a recommendation to USADA with a copy to the athlete whether or not there is sufficient evidence of doping to proceed to a hearing.
- (7) USADA shall also forward the Review Board's recommendation to the USOC, the applicable NGB and IF and WADA.

b. ADJUDICATION

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- i. Following receipt of the Review Board Recommendation, USADA shall notify the athlete in writing whether USADA considers the matter closed or alternatively what specific charges or alleged violations will be adjudicated and what sanction, consistent with IF rules, USADA is seeking to have imposed (and other possible sanctions which could be imposed under the applicable IF rules). The notice shall also include a copy of the USADA Protocol for Olympic Sport Testing and the Modifications to AAA Commercial Rules. Within ten (10) days following such notice, the athlete must notify USADA if he or she desires a hearing to contest the sanction sought by USADA. If the sanction is not contested, then it shall be communicated by USADA to the USOC, the applicable NGB and IF and WADA and thereafter imposed by the NGB. If the sanction is contested by the athlete, then a hearing shall be conducted pursuant to the procedure set forth below.
 - ii. The hearing will take place before the American Arbitration Association ("AAA") using a single arbitrator (or a three arbitrator panel if demanded by either of the parties) selected from a pool of the North American Court of Arbitration for Sport ("CAS") Arbitrators who shall also be AAA Arbitrators. The hearing will take place in the U.S., be administered by the AAA Vice President who is also the administrator for the Decentralized Office of CAS in the Americas (the "Administrator"), and be conducted under modified AAA Commercial Rules attached as <u>Annex D</u>. The parties will be USADA and the athlete. USADA shall also invite the applicable IF to participate either as a party or as an observer. For their information only, notice of the hearing date shall also be sent to the USOC, the applicable NGB and WADA.

- iii. Either the athlete or the IF (whether a party or not) shall be entitled to appeal the AAA arbitrator(s) decision to CAS. A CAS appeal shall be filed with the Administrator and the CAS hearing will automatically take place in the U.S. Otherwise the regular CAS appellate rules apply. The decision of CAS shall be final and binding on all parties and shall not be subject to further review or appeal.
- iv. The athlete, within ten (10) days following the Notice described in section (i) above, shall be entitled, at his or her option, to elect to bypass the hearing described in section (ii) above and proceed directly to a single final hearing before CAS conducted in the United States. The CAS decision shall be final and binding on all parties and shall not be subject to further review or appeal.
- In all hearings conducted pursuant to this procedure the applicable v. IF's categories of prohibited substances, definition of doping and sanctions shall be applied. In the event an IF's rules are silent on an issue, the rules set forth in the Olympic Movement Anti-Doping Code shall apply. Notwithstanding the foregoing: (a) The IOC laboratories used by USADA shall be presumed to have conducted testing and custodial procedures in accordance to prevailing and acceptable standards of scientific practice. This presumption can be rebutted by evidence to the contrary, but the accredited laboratory shall have no onus in the first instance to show that it conducted the procedures other than in accordance with its standard practices conforming to any applicable IOC requirements; (b) minor irregularities in sample collection, sample testing or other procedures set forth herein which cannot reasonably be considered to have effected the results of an otherwise valid test or collection shall have no effect on such results; and (c) if contested, USADA shall have the burden of establishing the integrity of the sample collection process, the chain of custody of the sample, and the accuracy of laboratory test results by clear and convincing evidence unless the rules of the applicable IF set a higher standard.
- vi. All administrative costs of the USADA review and adjudication process will be borne by USADA except the CAS appeal fee which will be refunded to the athlete by USADA should the athlete prevail on appeal.

vii. The results of all hearings shall be communicated by USADA to the athlete, the USOC, the applicable NGB and IF and WADA. The NGB shall impose any sanction resulting from the adjudication process. The NGB shall not impose any sanctions until after the athlete has had the opportunity for a hearing pursuant to section 9(b) ii or 9(b) iv.

10. Ownership and Use of Samples

All samples collected by USADA shall be the property of USADA. USADA may authorize the use of negative samples for research; however, in such event all markings on the sample which identify the sample as coming from a particular athlete shall be obliterated.

11. Confidentiality

Except for the notifications to the USOC, NGB, IF and WADA (or other sporting body ordering the test) as otherwise provided in this protocol, USADA shall not publicly disclose an athlete's positive test result or other alleged doping violation until after the athlete has been found to have committed a doping violation in a hearing conducted under either article 9(b)(ii) or 9(b)(iv) above. USADA may release aggregate statistics of testings and adjudication results.

12. Expedited Procedures

USADA may shorten any time period set forth in these procedures where doing so is reasonably necessary to resolve an athlete's eligibility before a protected competition.



UNITED STATES ANTI-DOPING AGENCY

ATHLETE LOCATION FORM INSTRUCTIONS

PLEASE READ BEFORE FILLING OUT THE ATHLETE LOCATION FORM

Athlete Information

This section is for gathering personal in	formation to help the Doping Control Officers locate and correctly identify you.
R. Residence 1. NAME:	Provide your complete last, first, and middle name.
2. GENDER:	Check lhe appropriale box.
3. DATE OF BIRTH:	Provide the month, day, and year of birth.
4. PRIMARY ADDRESS:	Provide the address where you will be residing for a majority of the upcoming quarter. Where indicated, provide the street, apartment number, city, state or province, zip code, and country if other than the U.S. Also, be sure to provide your e-mail address, home telephone number, cell phone number, and a fax number where you can be reached.
5. MAILING ADDRESS:	If your mailing address is different from your primary address, provide your mailing address.
6. PRIMARY CONTACT PERSON:	Provide the name and telephone number of a person, other than yourself, who will be able to tell us your whereabouts if we cannot locate you.
7. NATIONAL GOVERNING BODY:	Provide the full name of the national governing body to which you belong, and your discipline. For example, if you compete in the sport of cross-country skiing, your national governing body would be the U.S. Ski and Snowboard Association and your discipline would be cross-country skiing.

Daily Schedule

This section is for gathering information concerning your daily schedule. This information will assist our Doping Control Officers in their effort to locate you during the week. We realize that it is difficult for you to know where you will be for each day of the upcoming quarter, but your best estimate will help significantly.

X. Primary Training Facility (If not applicable, write N/A and leave the schedule blank)

8. FACILITY NAME: Provide the full name of the facility where you will do most of your training during the upcoming quarter.

FACILITY ADDRESS: Provide the address of the facility where you will do most of your training during the upcoming quarter. This includes the street, city, and state.

10. PRIMARY TRAINING FACILITY SCHEDULE (X):

Provide the times during the day when you will typically be training at your primary training facility during the upcoming quarter. Fill in all empty boxes on the schedule with "N/A". Please refer to the following example:

If Susan the swimmer trains at her primary training facility Monday through Friday from 5 a.m. to 7 a.m. and then again from 1 p.m. to 3 p.m., she would fill out the schedule as follows:

Day	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
A.M.	N/A	5:00 - 7:00	5:00 - 7:00	5:00 - 7:00	5:00 - 7:00	5:00 - 7:00	N/A
P.M.	N/A	1:00 - 3:00	1:00 - 3:00	1:00 - 3:00	1:00 - 3:00	1:00 - 3:00	N/A

Y. Secondary Training Facility (If not applicable, write N/A and leave the schedule blank)

11. FACILITY NAME: Provide the full name of the facility where you will spend the second most time training during the upcoming quarter.

12. FACILITY ADDRESS:

Provide the address of the facility where you will spend the <u>second most</u> time training during the upcoming quarter. This includes the street, city, and state.

13. SECONDARY TRAINING FACILITY SCHEDULE (Y):

Provide the times during the day when you will typically be training at your secondary training facility during the upcoming quarter. Fill in all empty boxes on the schedule with "N/A". Please refer to the following example:

If Susan the swimmer trains at her seconda	ry training f	facility	Saturday	and Sunday	/ from 10 a.m. to 2	p.m., she would	fill out the schedule as follows:

Day	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
A.M.	10:00 -	N/A	N/A	N/A	N/A	N/A	10:0 0 -
P.M.	2:00	N/A	N/A	N/A	N/A	N/A	2:00

Z. Other Regularly Scheduled Activities

ACTIVITIES SCHEDULE (Z):

Provide the times during the day when you will typically have other commitments such as work or class during the upcoming quarter. Fill in all empty boxes on the schedule with "N/A". Please refer to the following example:

If Susan the swimmer works on Monday, Wednesday, and Friday from 7:30 a.m. to 10:30 a.m. and also has class from 11:00 a.m. to 1:00 p.m., she would fill out the schedule as follows:

Day	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
A.M.	N/A	7:30 - 10:30	N/A	7:30 - 10:30	N/A	7:30 - 10:30	N/A
A.M.	N/A	11:00 -	N/A	11:00 -	N/A	11:00 -	N/A
P.M.	N/A	1:00	N/A	1:00	N/A	1:00	N/A
P.M.	N/A	N/A	N/A	N/A	N/A	N/A	N/A

^{14.} OTHER REGULAR



UNITED STATES ANTI-DOPING AGENCY

ATHLETE LOCATION FORM

QUARTERLY UPDATE: October - December 2001

Return to USADA by September 1, 2001

All information is kept confidential and is solely for the use of the USADA. Please type or print legibly and be as accurate and thorough as possible.

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9. FACILIT	Y ADDRESS:						
10. PRIMA	RY TRAINING L		E:		aly	stale	
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	ien you regularly Schedule – page		activities other than	training according to t	he above mentioned,	should be filled in w	hth a Z on the



UNITED STATES ANTI-DOPING AGENCY ATHLETE LOCATION FORM

Quarterly Schedule

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16. ADDITIONAL TEMPORARY ADDRESSES: A.	В.	С.	D.
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17. COMPETITION SCHEDULE: E. Competition		Country	Dates
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Residence, X = Primary Training Location,	Y = Secondary Training Location, Z = Re		

19. ATHLETE SIGNATURE:

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Quarterly Schedule

15. NAME:

This information will serve to create a more comprehensive picture of where you will be on any given day of the upcoming quarter.

Provide your complete last, first, and middle name as you did for #1.

- 16. ADDITIONAL TEMPORARY ADDRESSES (A, B, C, D): Provide the addresses for any additional residences where you will stay during the upcoming quarter. Also, provide the corresponding training facility address where you will train while you are staying at each residence.
- 17. COMPETITION SCHEDULE (E): Provide the name, location, country, and dates of all competitions you will compete in during the upcoming quarter in the spaces provided. Attach additional pages If necessary.
- 18. QUARTERLY SCHEDULE: Fill in the schedule with the letter that corresponds to the address where you will be on that day. For example, If you will be at your primary training facility January 1 through January 15, fill in each of those days on the schedule with the letter X. If you will be at your secondary training facility March 5 through March 20, fill in each of those days on the schedule with the letter Y. If you don't train on Wednesdays and usually will be at your primary residence, fill in each of those days on the schedule with the letter R. If you will be at one of the ADDITIONAL TEMPORARY ADDRESSES February 10 through 15, fill In those days on the schedule with the corresponding letter A,B,C, or D. Finally, if you have competitions January 20 through 22, February 1 through 3, and March 22 through 26, fill in each of those days on the schedule with the letter E. Fill in all empty boxes on the schedule with "N/A". For additional assistance, please refer to the following example:

In addition to her primary training facility, secondary training facility, and her primary residence, Susan the swimmer will be at an additional temporary address February 10 through 15. She also has a competition March 22 through 26. She will fill out the schedule as follows:

Month	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
Jan 2001	х	х	R	×	х	Y	Y	x	х	R	x	x	Y	Y	х	х	R	х	х	Y	Y	x	х	R	х	X	Y	Y	х	x	R
Feb 2001	х	X	Y	Y	x	x	R	x	х	A	A	A	A	A	A	x	Y	Y	x	X	R	x	х	Y	Y	X	X	R	n/a	n/a	rVa
Mar 2001	х	х	Y	Y	х	х	R	x	x	Y	Ŷ	х	x	R	x	X	Y	Y	х	х	R	E	É	E	E	E	x	R	x	x	Y

R=Residence, X=Primary Training Location, Y=Secondary Training Location, Z=Other Regularly Scheduled Activities, A,B,C,D=Temporary Residence Addresses, E=Competition

19. ATHLETE SIGNATURE:

Sign your name and provide the date of your signature.

- 20. ADDITIONAL PAGES: FEEL FREE TO ATTACH ADDITIONAL PAGES IF THERE IS INSUFFICIENT ROOM ON THIS FORM FOR YOU TO PROVIDE COMPLETE INFORMATION REGARDING YOUR PERSONAL INFORMATION, DAILY SCHEDULE, OR QUARTERLY SCHEDULE. YOU ARE ALSO ENCOURAGED TO ATTACH ADDITIONAL SCHEDULES IF APPLICABLE.
- 21. QUESTIONS: IF YOU HAVE ANY QUESTIONS ABOUT THE ATHLETE LOCATION FORM THAT CANNOT BE ANSWERED BY THIS INSTRUCTION SHEET, FEEL FREE TO CONTACT USADA, TOLL FREE, AT 1-866-601-2632.

FOR INFORMATION ABOUT USADA, VISIT US ON THE WEB AT: WWW.USANTIDOPING.ORG

22. DUE DATE: THE OCTOBER 2001 – DECEMBER 2001 ATHLETE LOCATION FORM MUST BE RETURNED TO USADA BY SEPTEMBER 1, 2001.

WHEN YOU HAVE COMPLETED THE ATHLETE LOCATION FORM, DOUBLE CHECK THE FORM FOR ACCURACY, AND MAIL OR FAX THE FORM TO THE FOLLOWING ADDRESS:

UNITED STATES ANTI DOPING AGENCY 1265 LAKE PLAZA DR. COLORADO SPRINGS, CO 80906

FAX: (719) 785-2001

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UNITED STATES ANTI-DOPING AGENCY ATHLETE CHANGE OF PLAN FORM

You must notify USADA of any	plans you have	e that differ fro	om those yo	u have previo	ously reported to u	s.
All information is kept confidential and is solel	for the use of the	USADA. Please ty	pe or print legib	ly and be as accu	rate and thorough as pos	ssible.
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ama of competition	aly	siale/province	country	starting data	ending data	
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UNITED STATES ANTI-DOPING AGENCY ATHLETE CHANGE OF PLAN FORM INSTRUCTIONS

PLEASE READ BEFORE FILLING OUT THE ATHLETE CHANGE OF PLAN FORM

You must notify USADA of any plans you have that differ from those you have previously reported to us. Use this form only when you need to update your athlete location form.

Athlete Information

1. NAME: Provide your complete last, first, and middle name.

- 2. PRIMARY ADDRESS: Provide the address where you will be residing for a majority of the upcoming quarter. Where indicated, provide the street, apartment number, city, state or province, zip code, and country if other than the United States. Also, be sure to provide your home telephone number, cell phone number, and a fax number where you can be reached.
- 3. MAILING ADDRESS: If your mailing address is different from your primary address, provide your mailing address.
- 3. PRIMARY CONTACT PERSON: Provide the name and telephone number of a person who will be able to tell us your whereabouts if we cannot locate you.
- 4. NATIONAL GOVERNING BODY: Provide the full name of the national governing body to which you belong, and your discipline. For example, if you compete in the sport of cross-country skiing, your national governing body would be the U.S. Ski and Snowboard Association and your discipline would be cross-country skiing.

Schedule Updates

- 5. ADDITIONAL TEMPORARY ADDRESSES: Provide the addresses, and dates for all additional residences where you will stay during the upcoming quarter. Also, provide the corresponding training facility address where you will train while you are staying at each residence.
 6. COMPETITION SCHEDULE (E): Provide the name, location, and dates of all competitions you will compete in during the upcoming quarter in the spaces provided.
- 7. ATHLETE SIGNATURE: Sign your name and provide the date of your signature.

WHEN YOU HAVE COMPLETED THE ATHLETE CHANGE OF PLAN FORM, DOUBLE CHECK THE FORM FOR ACCURACY, AND MAIL OR FAX THE FORM TO THE FOLLOWING ADDRESS:

UNITED STATES ANTI DOPING AGENCY 1265 LAKE PLAZA DR. COLORADO SPRINGS, CO 80906

FAX: (719) 785-2001

ANNEX B

The following documents will accompany the initial notification to the athlete of a positive "A" sample analysis:

- 1. A standardized notice setting forth the review procedures, athlete's rights, and contact information for the USOC Athlete Ombudsman.
- 2. Notification of the prohibited substance at issue which could result in a doping violation. In those cases where an administrative threshold concentration is employed, that threshold will be noted. When possible, the degree to which the athlete's sample exceeds the threshold will be reported.
- 3. An abbreviated analytical report for the "A" confirmation analysis. The abbreviated data should include applicable analytical confirmation technique (e.g., gas chromatography/mass spectrometric) graphical data for negative control urine, a positive control urine (including quantitative data where relevant), and the athlete's sample. The purpose of this data is to allow the athlete or their representative to determine a course of action. It is understood that due to time constraints involved, there is typically less time to review and organize this data prior to transmittal than with the documentation package to accompany the "B" sample which will also address documents related to the "A" analysis.

ANNEX C

The following documentation will be supplied as the standard documentation package.

Table of contents/Sample identification information

Organization requesting the test

Date of sample collection and site identification

USADA sample identification number

Laboratory sample identification number

Chain of custody documentation for sample container

Doping Control Notification form (Laboratory copy)

Transportation chain of custody (e.g., courier documentation, laboratory receipt of container)

Notices of any irregularities (e.g., memoranda for the record)

"A" sample container chain(s) of custody

"A" Sample Screening Results

Relevant aliquot chain(s) of custody

Screening procedure data, including chromatograms (or other relevant data), for Negative control urine

Positive control urine (with concentration indicated, if relevant)

Sample urine aliquot(s)

"A" Sample Confirmation Results

Summary of the analytical principles of the confirmation method

Aliquot chain of custody

Sequence verification data

Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine

Positive control urine (with concentration indicated, if relevant)

Standard(s)/calibrator(s) (if relevant)

Sample urine aliquot(s)

Analytical run instrument validation data (e.g.; tune data)

"A" sample report (including numerical data for threshold substances*)

pH, Specific Gravity, and other urine integrity test results (if applicable, including abnormal appearance of sample) performed in laboratory.

"B" Sample Confirmation Results

"B" sample container chain(s) of custody

Summary of the analytical principles of the confirmation method (if different than "A") Aliquot chain of custody

Sequence verification data

Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine

Positive control urine (with concentration indicated, if relevant)

Standard(s)/calibrator(s) (if relevant)

Sample urine aliquot(s)

Analytical run instrument validation data (e.g., tune data)

"B" sample report (including numerical data for threshold substances*)

Reports and Correspondence

All facsimiles or letters related to analysis and reporting of sample results

*For threshold substances, an estimate of the ratio or concentration or an estimate of the concentration relative to the threshold (i.e. 20 times the threshold concentration) is deemed acceptable.

ANNEX D

Modifications to AAA Commercial Rules Applicable to Doping Hearings Conducted by the United States Anti-Doping Agency ("USADA")

- R-2. Doping cases shall be administered by the AAA through the AAA Vice President then serving as the Secretary for the North American/Central American/Caribbean Islands Decentralized Office of The Court of Arbitration for Sport or his/her designee (the "Administrator").
- R-3. The Panel of Arbitrators for doping cases shall consist of the North American Court of Arbitration of Sport ("CAS") Arbitrators who shall also be AAA Arbitrators (the "Arbitrator Pool").
- R-4. Arbitration proceedings shall be initiated by USADA by sending a notice to the athlete and the Administrator which sets forth the sanction, consistent with the applicable International Federation rules, which USADA is seeking to have imposed and other possible sanctions which could be imposed under the applicable International Federation rules. The notice shall also advise the athlete of the name and telephone number of the Athlete Ombudsman and shall include a copy of the USADA Protocol for Olympic Sport Testing and the Modifications to AAA Commercial Rules. The parties to the proceeding shall be USADA and the athlete. The applicable International Federation shall also be invited to join in the proceeding as a party or as an observer.
- R-7. The applicable procedure shall be the regular procedure (as opposed to the Expedited or Complex procedures) set forth in the AAA Commercial Arbitration Rules.
- R-9. The reference to mediation shall be deleted.
- R-11. The locale of the arbitration shall be in the United States at a location determined by the Administrator using criteria established by the AAA.
- R.12. Delete R-12(b). Party-appointed arbitrators are expected to be neutral and may be disqualified for the reasons set forth in R-19.
- R-13. The time limit for striking names and returning the list of arbitrators shall be five days instead of 15 days. Delete (c) and replace with the following: Within 5 days following the completion of the arbitrator selection process set forth in R-12(a) and (b), either party may elect instead to have the matter heard by a panel of three arbitrators. Any party so electing shall designate one arbitrator from the Arbitrator Pool within such 5 day period. The other party shall have an additional 5 days to designate an arbitrator from the Arbitrator Pool. A third arbitrator from the Arbitration Pool, who will not be from the original list, shall be designated by the Administrator as the chairman of the panel.

- R-24. Except as may be mutually agreed by the parties or upon the request of a single party for good cause as may be determined by the arbitrator, the hearing, including any briefing ordered by the arbitrator, shall be completed within three months of the appointment of the arbitrator. On good cause shown by any party, the hearing process shall be expedited as may be necessary in order the resolve the determination of an athlete's eligibility prior to any protected competition or team selection for a protected competition.
- R-25. At the arbitrator's discretion, hearings may also be conducted telephonically.
- New Rule: In all hearings conducted pursuant to these rules, the applicable R-33(e). International Federation's categories of prohibited substances, definition of doping and sanctions shall be applied. In the event an IF's rules are silent on an issue, the rules set forth in the Olympic Movement Anti-Doping Code shall apply. IF and Code rules may be mitigated, as appropriate, by the principles set forth in the decisions of CAS. Notwithstanding the foregoing, (a) The IOC laboratories used by USADA shall be presumed to have conducted testing and custodial procedures in accordance to prevailing and acceptable standards of scientific practice. This presumption can be rebutted by evidence to the contrary, but the accredited laboratory shall have no onus in the first instance to show that it conducted the procedures other than in accordance with its standard practices conforming to any applicable IOC requirements; (b) laboratories shall only be required to produce the documentation provided for in USADA's Protocol for Olympic Sport Testing unless the arbitrator finds that the athlete has a compelling need for additional information. In such event, the cost from the laboratory of providing the additional information shall be borne by the athlete: (c) minor irregularities in sample collection, sample testing or other procedures set forth herein which cannot reasonably be considered to have effected the results of an otherwise valid test or collection shall have no effect on such results; and (d) if contested, USADA shall have the burden of establishing the integrity of the sample collection process, the chain of custody of the sample, and the accuracy of laboratory test results by clear and convincing evidence unless the rules of the applicable IF set a higher standard.
- R-38. The 30 day period for re-opening a hearing shall be reduced to 10 days.
- R-43. The 30 day period given to the arbitrator for rendering an award shall be reduced to 10 days.
- R-44. In all cases, the arbitrator shall render a reasoned award.
- R-45. All fees and expenses payable to the AAA, the arbitrator or for witnesses or proof produced at the direct request of the arbitrator shall be paid solely by USADA.

- R-48. The time periods provided for seeking modification of the award shall be reduced to 5 days.
- R-49. The AAA shall also furnish copies of documents required in connection with CAS proceedings.
- R-49A. New Rule: The arbitration award may be appealed to CAS by either the athlete or by the applicable International Federation (whether or not a party). Notice of appeal shall be filed with the Administrator within the time period provided in the CAS appellate rules. Appeals to CAS filed under these rules shall be heard in the United States. The decisions of CAS shall be final and binding on all parties and shall not be subject to any further review or appeal except as permitted by the Swiss Federal Judicial Organization Act or the Swiss statute on private international law.
- R-57. New Rule: Notwithstanding the foregoing, any athlete, within 10 days following the date of the notice described in R-4 above, shall be entitled, at his or her option, to elect to bypass the hearing process described above and proceed directly to a single final hearing before CAS, which hearing will be conducted in the United States. The CAS decision shall be final and binding and shall not be subject to further review or appeal except as permitted by the Swiss Federal Judicial Organization Act or the Swiss statute on private international law.