

USA SWIMMING
SWIMMER SELECTION PROCEDURES
2013 FINA Open Water World Championships
Barcelona, Spain
July 20-27, 2013

Defined Terms- The following common definitions shall apply to this Team Selection Procedure:

- A. Championships: The "Championships" means the 2013 FINA Open Water World Championships to be held July 20-27, 2013 in Barcelona, Spain.
- B. Available Swimmer. "Available Swimmer" shall mean a swimmer who, at the time of selection and through the Championships, (i) is a registered athlete member of USA Swimming in good standing; (ii) is a citizen of the United States who is eligible to represent the United States at the Championships; (iii) has a valid passport by the date of assembly; (iv) satisfies all applicable FINA, World Anti Doping Agency (WADA), United States Anti-Doping Agency (USADA) and USA Swimming eligibility requirements (according to FINA rules swimmers must be at least 14 years of age, anytime during the calendar year, for all FINA Open Water Swimming events); (v) indicates that he or she will accept an invitation to become a member of the Team and swim in the event for which he/she qualifies if and when that invitation is offered by USA Swimming; (vi) is not a member of the World University Games Open Water team; and (vii) continues to train for peak swimming performance. If a swimmer does not satisfy these requirements, then he/she will not be considered an Available Swimmer.
- C. Head Coach. Unless otherwise indicated, "Head Coach" refers to the head coach of the Team.
- D. National Team Director. "National Team Director" refers to the USA Swimming National Team Director or his designee.
- E. Qualifying Competition. The "Qualifying Competition" means the 2013 USA Swimming Open Water World Championship Trials (10K and 5K events) to be held on May 17-19, 2013 in Castaic Lake, CA.
- F. Doubles. To "Double" shall mean the instance when one individual swimmer qualifies to compete in two or more different Events at the Championships.
- G. Team. "Team" means the 2013 FINA Open Water World Championship Team to be announced by USA Swimming on May 28, 2013.
- H. Time of Selection. The official "Time of Selection" will be May 17-19, 2013 upon completion of the Qualifying Event.

I. Additional Requirements upon Selection.

- A. To ensure that USA Swimming selects the best possible team for the most important FINA event of the year, swimmers who qualify for the Championships in the 10K, regardless of whether such swimmers elect to accept the invitation to participate on the Team, shall be ineligible for selection to the 2013 Open Water World University Games Team, unless otherwise agreed in writing by USA Swimming;
- B. All swimmers selected to the Team must comply with all applicable rules and requirements of FINA, WADA, USADA, and USA Swimming. This includes, without limitation, a requirement that each swimmer selected to the Team shall sign and abide by the terms and conditions set forth in the USA Swimming Competition Forms (See Attachment A) and conform to all USA Swimming policies and protocols, including without limitation those policies and protocols dealing with Team preparation and participation.

II. Initial Team Selection- Making and Filling the Team.

- A. Team Size. The maximum allowable Team size is six (6) men and six (6) women. The actual Team size will be determined once the Selection Procedures set forth below have been implemented. If, for any reason, the Team size based on the Selection Procedures is less than six (6) men or six (6) women, no additional swimmers will be added to the Team, and USA Swimming is under no obligation to take a full Team to the Championships. For purposes of these Selection Procedures, the men's and women's components of the Team will be considered separately, unless otherwise stated.
- B. Performance Criteria for Team Selection. FINA rules allow up to two (2) competitors per country in each event. The Team will be selected from the Available Swimmers from the following events at the Qualifying Competition:
 - i. 10k Qualifying Competition. The 10k event at the Qualifying Competition will select the following Available Swimmers for the following events at the Championship:
 - a. First Place Finisher. The best finishing Available Swimmer in the 10k event at the Qualifying Competition will be selected to the Team and to compete in the 10k at the Championship. He/she will also have the option of competing in the 5k and 25k at the Championship.
 - b. Second Place Finisher. The second best finishing Available Swimmer in the 10k event at the Qualifying Competition will be selected to the Team and to compete in the 10k at the Championship. He/she will also have the option of competing in the 5k (if a spot is available after selection under II.B(ii) and II.B(i)(a)) and the 25k.

- c. Third Place Finisher. The third best finishing Available Swimmer in the 10k event at the Qualifying Competition will have the option of swimming the 5k and or 25k at the Championship if either event remains available. The Third Place Finisher will also serve as the alternate in the 10k event at the Championship if either the First Place Finisher or the Second Place Finisher are unable to compete.
 - e. 4-6 Place Finishers. The process set forth by the 3rd Place Finisher will be applied for the fourth, fifth and sixth place finisher (provided they are Available Swimmers) in the 10k event at the Qualifying Competition, in finish order, until two Available Swimmers are placed in the 5k, 10k and 25k at the Championship.
 - ii. **5k Qualifying Competition**. The 5k event at the Qualifying Competition will select the following Available Swimmers to the 5k event at the Championships:
 - a. First Place Finisher. The best finishing Available Swimmer in the 5k event at the Qualifying Competition will be selected to compete in the 5k at the Championship.
 - b. Second Place Finisher. If the First Place Finisher in the 5k event at the Qualifying Competition declines the 5k event at the Championship, the event will be filled by the Second Place finisher in the 5k event at the Qualifying Competition.
 - c. If both the First Place Finisher and the Second Place Finisher decline the 5k event at the Championship, the event will be filled by swimmers from the 10k Qualifying Competition as listed above in Section II.B.i.
- D. **Limit on Eligibility**: Notwithstanding the priorities set forth above, under no circumstance will swimmers be eligible for selection if:
 - i. For qualification based on the 10K, the swimmer finishes more than 10 minutes behind the First Place Finisher or worse than sixth place in the 10k event at the Qualifying Competition.
 - ii. For qualification based on the 5K, the swimmer finishes more than 5 minutes behind the First Place Finisher or worse than second place in the 5k event at the Qualifying Competition.
- E. **Team Pursuit**: Any Available Swimmer who is selected to the team will be a candidate to swim the Team Pursuit event. Selection of swimmers for the Team Pursuit will be made by the Head Coach in his/her sole discretion, and whose decision shall not be subject to challenge. In selecting the Team Pursuit, the Head Coach, in consultation with the

assistant coach, shall consider all available information, including but not limited to each Team Member's Qualifying Competition performance, Team Pursuit experience, 2013 World Championship performances, personal best performances, 2013 Championships schedules, individual workload, other recent results and performances, consistency of performances, fatigue, health, fitness levels, training preparation, participation in relay training camps, scientific evaluation, attitude and team chemistry.

- F. Breaking a Tie: In the instance where there is tie between two swimmers at the Qualifying Competition, the following methods will be used to break the tie:
- i. If a tie occurs in any place, then the swimmer with the highest place finish in the 10k at the 2012 Olympics will be considered the higher finisher. If only one swimmer swam in the 10k at the 2012 Olympic Games then that swimmer will be considered the higher finisher.
 - ii. If this does not break the tie, then the swimmer with the highest place finish at the 2012 USA Swimming Open Water National Championship 10K event will be considered the higher finisher. If only one of the swimmers in the tie attended the 2012 USA Swimming Open Water National Championships in the 10K, then that swimmer will be considered the higher finisher.
 - iii. If this does not break the tie, the swimmer with the highest world ranking in the 1500 meter freestyle based on swimnews.com World Rankings from January 1, 2013-May 1, 2013, will be considered the higher finisher.
 - iv. If this does not break the tie, the tie will be broken by random draw.

III. Vacancies in Team.

- A. Adjustments to the Team between Time of Selection and July 8, 2013. If, for any reason, an event position becomes vacant between the Time of Selection and the date USA Swimming submits its entries for the Championships (July 8, 2013, 10:00 am MT), the opportunity to fill the vacancy will be offered to the next Available Swimmers from the Qualifying Competition based on the priorities set forth in Section II.B, until the vacancy is filled; provided, however, that under no circumstances will any swimmers finishing 10 minutes behind the first place finisher or lower than sixth place at the Qualifying Competition, in each event, be considered for selection to the Team. If this process results in vacancies in other events, (because a swimmer elects to swim in the vacant event and withdraws from another event), then those vacancies will be filled by the same process. Nothing in this section shall have the effect of bumping off the Team a swimmer who has already been selected to the Team.

- B. Adjustments to the Team after July 8, 2013. If, for any reason, an event position becomes vacant after July 8, 2013, 10:00 am MT (the time USA Swimming submits its entries), no additional members will be added to the Team. In the event that USA Swimming is permitted to replace the vacant event position, such vacant event position will be filled by the Head Coach and National Team Director based on the Qualifying Competition results from among those swimmers already on the Team who agree to compete in the additional event. If a position becomes vacant in the 10K event, the highest placed Available Swimming from the 10K at the Qualifying Competition will be the replacement swimmer in the 10K at the Championships.

IV. Removal from the Team.

- A. Dismissal. Any swimmer may be dismissed from the Team at any time if
- (i) the swimmer violates any of the applicable WADA, USADA, FINA, USA Swimming or other rules and regulations applicable to the Team or its members, including without limitation applicable Codes of Conduct; or
 - (ii) the National Team Director, in consultation with the Head Coach, the USA Swimming Olympic International Operations Coordinator (OIOC) Chairman and the USA Swimming Athletes' Executive Vice President, determines that the swimmer is unable or unwilling to maintain a training regimen that is necessary for peak performance in the Championships.
 - (iii) Right to a Hearing before Removal or Ineligibility. An athlete who is to be removed from the Team or from eligibility to be selected to the Team pursuant to these provisions has the right to a hearing per the USA Swimming Bylaws (usaswimming.org) or the USOC Bylaws, Section 9, before such removal or declaration of ineligibility.
- B. Anti-Doping Violation. If a swimmer is alleged to have committed an anti-doping rule violation, that swimmer will remain on the Team (or remain eligible to be selected to the Team) until: 1) the swimmer is provisionally suspended or declared ineligible after a hearing conducted pursuant to the U.S. Anti-Doping Agency Protocol for Olympic Movement Testing or by FINA; 2) the swimmer voluntarily accepts a provisional suspension or sanction of ineligibility; or 3) the swimmer voluntarily withdraws from the Team or relinquishes eligibility to be selected to the Team. Confidentiality regarding alleged anti-doping rule violations shall be maintained as provided in the U.S. Anti-Doping Agency Protocol for Olympic Movement Testing.
- C. Injury or Illness. USA Swimming may remove an athlete who has an injury or an illness, as certified by the approved team physician, that is likely to keep him or her from competing at peak levels in the

Championships. If an athlete refuses verification of his/her illness or injury by the approved team physician, his/her injury will be assumed to keep him or her from competing at peak levels in the Championships, and he/she may be removed.

V. Withdrawal from the Team.

Any swimmer may withdraw from the Team at any time due to injury or illness, as certified by a USA Swimming Medical Staff member in consultation with USA Swimming (National Team Director, Head Coach and Athlete Advisory Representative), which prevents the swimmer from full participation in and/or preparation for the Championships.

VI. Assembly, Training, and Competition.

Swimmers selected to the Team will be required to participate in assembly, training and Championships. Assembly will take place on July 10, 2013, and the Team will remain together through July 28. Specific dates/locations of mandatory training and Competition are subject to change:

<u>Site</u>	<u>Dates</u>	<u>Event</u>
Mataro, Spain	July 10-17, 2013	Training Camp
Barcelona, Spain	July 17-19	Training Camp
Barcelona, Spain	July 20-27	Competition
	July 28	Return home

VII. Publicity/ Distribution of Procedures.

These Procedures, when approved, will be published on the USA Swimming Web site, usaswimming.org.

VIII. International Disclaimer.

- A. International Rules and Regulations. These Selection Procedures are based on the latest information available to USA Swimming and are based on FINA and USA Swimming Rules and Regulations as presently known and understood. Any change in the Selection Procedures caused by a change in FINA or USA Swimming Rules and Regulations or other unforeseen circumstances will be distributed to the affected swimmers immediately.
- B. Priority of Written Procedures. The terms and conditions of these written Selection Procedures shall take priority over any verbal explanation, clarification or interpretation of the Selection Procedures and an athlete relies on a verbal explanation, clarification or interpretation of these Selection Procedures at his or her sole risk. Any request or question that would involve a formal clarification or interpretation of these Selection Procedures, or that would address an issue not otherwise covered in these Selection Procedures, should be submitted to the USA Swimming National Team Director in writing, and the response to such request by

USA Swimming must be provided within five business days in writing to the requestor.

ATTACHMENT A
USA Swimming National Team
PARTICIPATION and COMMITMENT AGREEMENT
2013 World Championships

I have read the participation and selection requirements for the 2013 World Championships and I agree to abide by these as outlined. I agree to abide by the team selection criteria, camp and competition requirements, competition protocols, and the National Team honor code.

If for any reason I become unable to fulfill this commitment, I will immediately notify the National Team Director or National Team Managing Director.

- If selected, I accept a position on the 2013 World Championship Team (July 10-28):
Yes ____ no ____.

I give USA Swimming National Team Division permission to give out my contact information for internal USA Swimming Staff use (i.e. Media, Foundation, etc.) and for Trip Head Manager and Physician use: yes _____ no _____.

Name: _____
(please print)

Signature: _____ **Date:** _____

Best # to reach me: _____ / _____ - _____

TEAM DECLINE FORM

- I decline a position on the 2013 World Championship Team: yes ____ no ____
- I decline to swim the following event at World Championship Team

Name: _____
(please print)

Signature: _____ **Date:** _____

Coach Name: _____
(please print)

Coach Signature: _____ **Date:** _____

HONOR CODE

As a participant in any event, competition or activity conducted by United States Swimming, Inc. ("USA Swimming"), or in which I am representing USA Swimming, or for which I am selected by USA Swimming to attend at any time during 2013 (collectively, the "Event"), I, _____, understand and will comply with the following guidelines as set forth by USA Swimming and the Olympic International Operations Committee regulations at all times during each Event.

1. The possession or use of alcohol, tobacco products or controlled substances by any athlete or staff member participating in the Event is prohibited throughout the duration of the trip (until the team has officially disbanded).
2. Curfews established by the staff will be adhered to each day of the training camp and at the competition.
3. Team members and staff will attend all team functions including meetings, practices, exhibitions, press conferences, competitions, etc., unless otherwise excused or instructed by the head coach or National Team Director or National Team Managing Director or other person designated by USA Swimming.
4. To ensure the propriety of the athletes and to protect the staff, there will be no male athletes in female athlete's rooms, and no female athletes in male athlete's rooms. There will be a team room provided for relaxation and recreation whenever possible.
5. Team members and staff will comply with USA Swimming and United States Olympic Committee uniform requirements. Details of this policy will be further explained at the beginning of the training camp or competition.
6. Team members and staff will refrain from any illegal or inappropriate behavior that would detract from a positive image of USA Swimming and its Event participants or be detrimental to its performance objectives.
7. Team members will display proper respect and sportsmanship toward coaches, officials, administrators, fellow competitors and the public.
8. USA Swimming will negotiate the rights of access to participants in the Event. Once an organization has negotiated these rights with USA Swimming, the following shall occur:
 - a. In the not-for-profit mode, Event participants and staff will comply with the USA Swimming request. These are considered to be promotion opportunities for the sport of swimming, to include but not limited to exhibition and promotional appearances. Any request for team or staff appearances will have the prior approval of the head coach or National Team Director/National Team Managing Director or other person designated by USA Swimming.
 - b. In the for-profit mode, USA Swimming will have negotiated a set fee to include all Event participants and staff. All members will be asked if they wish to participate under these terms and financial arrangements. They may then: 1) Decline to participate, 2) Negotiate a higher fee directly with the for-profit organization; 3) Participate at the scale set by USA Swimming. Coaches, managers and athletes will all be included under these terms.
9. Any additional guidelines for the participants in the Event will be established as needed by the National Team Director other person designated by USA Swimming.

IMPLEMENTATION:

1. All team and staff are apprised in writing of this policy. Signature of this document constitutes unconditional agreement to comply with Honor Code of USA Swimming.
2. USA Swimming shall have the right to establish and use one or more systems to determine if all aspects of the policy have been followed by team and staff members.
3. Failure to comply with the Honor Code as set forth in this document may result in disciplinary action under the provisions of Section 8, USA Swimming-OIOC Policy Manual.

Such discipline may include, but may not be limited to: 1) Dismissal from the team and immediate return home at the athlete's expense ; 2) Disqualification from one or more events, or all events of competition; 3) Disqualification from future USA Swimming and international competition; 4) Financial penalties.

Any appeal following any disciplinary action shall be in accordance with Part Four of USA Swimming Rules and Regulations.

AUTHORIZATIONS, WAIVER AND RELEASE FORM

This Authorizations, Waiver and Release Form applies to any and all events, competitions and activities conducted by U.S. Swimming, Inc. ("USA Swimming"), or in which I am representing USA Swimming, or for which I am selected by USA Swimming to attend at any time during 2013 (collectively, the "Event").

General Acknowledgement & Acceptance

I, _____, hereby acknowledge that all information and signatures on this form are applicable to my participation in the Event.

Oath of Eligibility

I declare that I am eligible and in good standing with regulations set by USA Swimming, the International Federation for Amateur Swimming (FINA), and the International Olympic Committee (IOC). I also declare I am not under suspension or disciplinary action imposed for use of illegal drugs, prohibited substances or methods, or other athlete regulation infractions. I agree to sign additional documents to this effect when required to do so by USA Swimming, the USOC, FINA, the IOC or the local organizing committee.

I certify that, to the best of my knowledge and belief, I am in good physical condition and have no disease or injury that would impair my performance in this activity, and I agree that while a participant in this activity, I will keep myself in top physical condition and retain my eligibility status.

I agree to notify USA Swimming immediately upon any change to my eligibility, any disciplinary action, or any change in my physical condition that would result in the declarations and certifications becoming untrue with respect to any Event.

Doping

I understand that it is the policy of USA Swimming to discourage and prevent the use of prohibited doping substances and prohibited doping methods. I also understand that it is my responsibility to ensure that no prohibited substance enters my system. The FINA Anti-Doping Rules are available online and from USA Swimming. I know that I can call the USADA Drug Reference Line (1-800-233-0393) or check at the Drug Reference Online (www.usantidoping.org/dro) to check the status of all medications and substances I am currently using, and to satisfy any questions or concerns that I may have about medications and prohibited substances and methods.

I do not currently engage in, nor do I intend to use, any prohibited substances and methods. I acknowledge that the use of prohibited substances or prohibited methods may subject me to disqualification and other sanctions imposed by USADA, WADA, FINA or IOC.

Drug Testing

I understand that testing organizations (USADA, FINA, WADA, etc.) will conduct drug testing on athletes during and outside of competition. By participating in the Event, I hereby consent to and authorize the testing organizations (USADA, FINA, WADA, etc.) to test me for prohibited

substances and prohibited methods at any time. I further acknowledge and agree that my refusal to participate in a drug test may subject me to disqualification and sanctions, the same as if I had tested positive for a prohibited substance.

I hereby authorize USA Swimming to include the results of any drug testing of me in the published statistics for drug testing and to include my name in the list of athletes who have been

drug tested, which USA Swimming publishes on their website. In the event I refuse to submit to a drug test or a drug test has a positive result, I recognize that I am subject to the adjudication processes established by the US Anti-Doping Agency (USADA) and/or FINA, because of my refusal or positive test.

Authorization & Event Promotion

I agree to be filmed and photographed by the official photographer(s) and broadcast partner(s) of USA Swimming under the conditions authorized by USA Swimming. I hereby grant the Event organizers the right to use my name, image, picture, likeness, voice and biographical information before, during and after the period of my participation in these activities to promote and advertise the sport of swimming, the activity in which I participate or the success of the team on which I compete.

I understand and agree not to use or authorize use of pictures of myself in the uniforms and equipment provided by USA Swimming for the purpose of trade, without the prior written consent of USA Swimming. I agree not to use medals or photos, portraits or film of myself with the medals, which I may receive for my performance, for the purpose of trade.

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Risk of Serious Injury

I understand and appreciate that my participation in the Event and in the sport of swimming carries a risk of serious injury, including permanent paralysis or death, and a risk of serious illness, which could be caused by water, food or other things in which I might come in contact or ingest. I voluntarily and knowingly recognize, accept and assume this risk.

WAIVER & RELEASE

In consideration of allowing me to participate in this activity, I hereby release and hold harmless USA Swimming, members of its board of directors, and its officers, employees, members, volunteers, other participants, and agents (collectively, the "Released Parties"), of and from, and do discharge and waive, any and all claims, demands, losses, damages, and liabilities that I may have or sustain with respect to any and all damage and/or injury, of any type, arising out of or in connection with my participation in the Event and any USA Swimming activity.

Signature _____

Date: _____

Printed Name: _____

USA Swimming National Team

NATIONAL TEAM PROTOCOL

1. Swimmers are expected to stay focused on swimming fast and minimize walking, sunbathing, sightseeing, etc. until they have finished their last event.
2. All swimmers are required to attend each finals session through the last awards ceremony, unless excused by the Head Coach or National Team Director/ National Team Managing Director.
3. When not preparing for their own events, swimmers are expected to remain in the team area to support their teammates.
4. Team Uniform Caps as prescribed by the National Team Director must be worn during competition, which must be approved by FINA and USA Swimming. All technical gear must be approved by FINA and USA Swimming.
5. It is expected that swimmers represent their country with the same aggressive determination in the consolation final as in the championship final. Unless excused by the National Team Director or the Head Coach, swimmers may not scratch from a consolation final.
6. When applicable, USA Swimming issued dress sweats must be worn when receiving an award or during USA Swimming organized press conferences. USA Swimming issued apparel must be worn at all other times on deck or during official team functions. (Athletes may wear the apparel of their choice during their personal time.)
7. No hats or head coverings should be worn when receiving awards.
8. All team members will be expected to demonstrate proper respect for the American flag and the national anthem.
9. After a swimmer has swum his/her last event, attendance at all remaining sessions (including preliminaries) is required.

Name: _____

Signature: _____

Date: _____