

## IMPORTANT NOTICE DUE TO POSTPONEMENT OF THE 2020 PARALYMPIC GAMES

August 6,2020

Following the IPC's announcement that the Tokyo 2020 Paralympic Games have been rescheduled to take place August 24- September 5, 2021, this notice and the information below serve as an announcement of U.S. Paralympics Swimmings AMENDED Athlete Selection Procedures. It was confirmed that these Games would still be referred to as the Tokyo 2020 Paralympic Games. Therefore, references to the Paralympic selection process, Paralympic qualification system, Paralympic Team, Paralympic Trials and Paralympic Games may still reflect '2020' in these selection procedures.

<u>Amendment Description</u>
<u>Dates have been updated</u>
<u>Personnel changes have been updated</u>
<u>Amendments made on March 25, 2021</u>
<u>2021 World Series location changed to Lewisville</u>
<u>1.3.3 Updated Discretionary nomination numbers</u>
<u>Section 2: Updated Discretionary selection language</u>

### U.S. Paralympics Swimming Athlete Selection Procedures 2020 Tokyo Paralympic Games 2<sup>nd</sup> Amendment: May 18, 2021

#### 1. SELECTION SYSTEM

Provide the minimum eligibility requirements for an athlete to be considered for selection to the Team:

##### 1.1.1. Nationality/Passport requirements:

Athlete must be a national of the United States at the time of selection and prior to the entry deadline of the 2020 U.S. Paralympics Team Trials -Swimming (2020 Trials).

Athlete must hold a valid U.S. Passport that will not expire for six months after the conclusion of the 2020 Tokyo Paralympic Games.

##### 1.1.2. Minimum International Paralympic Committee (IPC) standards for participation:

Any competitor in the Paralympic Games must be a national of the country of the National Paralympic Committee (NPC) which is entering such competitor. For additional information regarding an athlete who is a national of two or more countries, has changed his or her nationality or acquired a new nationality, refer to the IPC Handbook (Section 2, Chapter 3.1).

##### 1.1.3. Minimum International Federation (IF) standards for participation:

Tokyo 2020 Paralympic Games Qualification Criteria:  
(<https://www.paralympic.org/swimming/tokyo-2020-info>)

<https://www.paralympic.org/tokyo-2020/qualification-criteria>

To be eligible for selection by an NPC, an athlete must:

- hold an active World Para Swimming (WPS) Athlete License for the 202~~1~~0 season;
- have achieved a Minimum Qualification Standard (MQS) at a WPS Recognized 50m Competition (WPS Competition, WPS Sanctioned Competition or WPS Approved Competition) for the respective event between 01 October 2018 and ~~12~~ August 202~~1~~0;
- have achieved a Minimum Qualification Standard (MQS) in accordance with the Athlete Licensing Program Policies valid for the 2018-202~~1~~0 seasons;
- be internationally classified with a 'Confirmed' sport class status or a 'Review' sport class status with a review date after 31 December 202~~1~~0;
- be internationally classified before ~~3001~~ June 202~~1~~0; and
- have competed in at least one (1) of the following competitions between 01 October 2018 and the end of the last 202~~1~~0 WPS World Series event (i.e. before the end of June 202~~1~~0):
  - any WPS World Series event,
  - ~~2019~~any WPS World Championships,
  - any WPS Regional or Regional Open Championships,
  - 2019 Parapan American Games.

Exceptions may be granted through the Bipartite Invitation Commission Allocation method.

#### 1.1.4. Other requirements (if any):

- Athletes must have successfully completed all Games Registration requirements by published U.S. Olympic & Paralympic Committee (USOPC) deadlines.
- Athletes must complete the Tokyo Event Declaration form (Attachment A) by June ~~24, 2020-19, 2021~~ at 5:00pm (CDT).
- Athletes age 18 or older will be required to undergo a background screen in accordance with the current USOPC Background Check Policy.
- Athletes age 18 or older as of the Closing Ceremony will be required to complete the U.S. Center for SafeSport's online training.
- At the time of the respective Trials (see 1.2.1), athletes must be internationally classified with a 'Confirmed' sport class status or a 'Review' sport class status with a review date after 31 December 202~~1~~0.

## 1.2. TRYOUT EVENTS:

1.2.1. Provide the event names, dates, and locations of all trials, events, and camps to be used as part of the selection process.

~~2020 WPS World Series Indianapolis~~

[2021 WPS World Series - Lewisville](#)

[April 15-17, 2021](#)

[Lewisville, TX](#)

~~April 16 – 19, 2020~~

~~Indianapolis~~[Lewisville, IN](#)

2020 U.S. Paralympic Team Trials – Swimming  
(will remain the 2020 Trials)  
June 25 – 27, 2020 June 17 – 20, 2021  
Minneapolis, MN

All information including but not limited to requirements and deadlines pertaining to the 2020-WPS World Series Indianapolis-Lewisville and 2020 Trials will be posted on the U.S. Paralympics website once finalized: <https://www.teamusa.org/usparaswimming>  
[www.usparalympics.org/swimming](http://www.usparalympics.org/swimming)

1.2.2. Provide event names, dates, locations and description of how athletes qualify for the trials, events and camps listed above in 1.2.1. (if any).

Athletes must achieve a qualifying standard from a WPS recognized competition (per WPS rule 3.2.1.) between October 2018 and the entry deadline for the 202~~10~~ WPS World Series Indianapolis-Lewisville as listed in the meet information packet, to compete at the event.

Athletes must achieve a qualifying standard for the 2020 Trials, as listed in the meet information packet, to compete at the event.

The meet information packets will be available at <https://www.teamusa.org/Tokyo-2020-Paralympic-Games/2020-US-Paralympic-Team-Trials/Swimming>  
[www.usparalympics.org/swimming](http://www.usparalympics.org/swimming) by January 202~~10~~.

1.3. Provide a comprehensive, step-by-step description of the method that explains how athletes will go through the selection process to become Team nominees (include maximum Team Size).

#### **Team Size and General Provisions**

Team size will be determined based upon the IPC/WPS slot allocation. An NPC can be allocated a maximum of thirty-four (34) male qualification slots and twenty-eight (28) female qualification slots.

Final slot allocation will be distributed on February 15, 2020. Slot allocation numbers will be posted at [www.usparalympics.org/swimming](http://www.usparalympics.org/swimming)  
<https://www.paralympic.org/swimming/tokyo-2020-info> when available.

Men's and Women's slots will be allocated separately by IPC/WPS, therefore, for purposes of these Procedures, the men's and women's components of the Team shall be considered separately.

Maximum entry per NPC as outlined in the 2020 Tokyo Qualification Guide:

- NPCs can enter a maximum of three (3) eligible athletes per medal event.
- NPCs can enter their athletes who have met at least one (1) MQS in an unlimited number of further medal events as long as they have met the Minimum Entry Time (MET) for each of these additional events.
- NPCs can enter a maximum of one (1) team in each relay event as long as the MQS for the relay has been met. All team members must have qualified in at least one (1) individual event to be selected as part of the relay-team.

## Team Selection Steps

Only athletes who compete at the 2020 Trials will be considered for Team selection, with the exception of Discretionary Selection and Bipartite Commission Invitation.

Results from both the 2020 WPS World Series [Indianapolis-Lewisville](#) and the 2020 Trials will be considered for selection to the Team and start rights in events at the 2020 Tokyo Paralympic Games.

Athletes will be nominated to the team in the order listed below.

### 1.3.1. Bipartite Commission Invitation Allocation Method

The IPC may award Bipartite slots for the 2020 Tokyo Paralympic Games using the Bipartite Commission Invitation method. The IPC awards these Bipartite slots by name. Bipartite slots are allocated by the IPC based on the principles below (in no particular priority order):

- to ensure participation of top athletes who may have not had the opportunity to formally qualify through other methods due to extraordinary circumstances;
- to ensure the representation of athletes with high support needs;
- to ensure medal events will have sufficient representation for viability; and/or
- to enable greater representation by gender.

Prior to awarding Bipartite slots, the IPC may invite each NPC to submit an application requesting that an athlete or athletes be considered for a Bipartite slot. U.S. Paralympics may, but is not required to, submit an application for a Bipartite slot depending on whether or not, as determined by the Discretionary Selection Committee, there are athlete candidates who meet the above principles and who are capable of a top three (podium) result, can positively impact team performance, or are considered to be on track to produce a top three (podium) result in the near future. The selection of a particular athlete for submission to the IPC for a Bipartite slot will be based on the above and on the discretionary selection criteria set forth in Section 2.1. The Discretionary Selection Committee shall be responsible for making any such selection. U.S. Paralympics will disclose on its website at [www.paralympic.org](http://www.paralympic.org) the submission of a particular athlete to the IPC for a Bipartite slot.

If the IPC awards a Bipartite slot to an athlete by name, U.S. Paralympics will accept such athlete to the Team. U.S. Paralympics will disclose on its website at <https://www.teamusa.org/usparaswimming> [www.usparalympics.org](http://www.usparalympics.org) the name of any athlete named to the Team through the Bipartite Commission Invitation Allocation Method.

### 1.3.2. Team Selection Ranking List (TSRL)

Athletes will be nominated to the team in rank order from lowest percentage to highest percentage. Team slots and start rights will be filled concurrently in order of

the TSRL (lowest to highest percentage) for the events on the 2020 Tokyo Paralympic Games Program (<https://www.paralympic.org/swimming/tokyo-2020-info>). Team slots and start rights will be filled from all results with percentages less than or equal to 100% on the TSRL.

- The TSRL will be created from the results of the ~~2020~~-WPS World Series ~~Indianapolis~~[Lewisville](#) and the 2020 Trials. Results will be added into the TSRL based on the events each athlete selects as their Tokyo events on their Tokyo Event Declaration Form (Attachment A).
  - All athletes must complete the Tokyo Event Declaration Form by 5:00pm (CDT) on June ~~24~~~~16~~, 202~~10~~ prior to the 2020 Trials thru the link provided in Attachment A. Any event the athlete wishes to swim at the 2020 Tokyo Paralympic Games needs to be submitted on the Tokyo Event Declaration Form (Attachment A). Athletes will have until the start of the final session at the Trials, June ~~27~~~~19~~, 202~~10~~, to make any changes to their Tokyo Event Declaration Form. Directions for the submission and editing of the Tokyo Event Declaration form will be posted on [www.teamusa.org](http://www.teamusa.org)
- Times will be converted to a “Result” by expressing them as a percentage of the third (3<sup>rd</sup>) place ranking in the Tokyo 2020 MQS ranking list, which can be found at <https://www.paralympic.org/swimming/rankings>. The Tokyo 2020 MQS ranking list will include results from October 1, 2018 through June ~~24~~~~16~~, 202~~10~~ at 12:00pm CDT for the respective event(s). An event refers to the competition within a Paralympic sport class that is on the program for the 2020 Tokyo Paralympic Games – e.g. the Women’s S10 50m Freestyle. Each Result will be rounded to the nearest one hundredth of a percent. Lower –percentages are better than higher percentages (97.01% beats 99.08% beats 104.6%).

$$\text{Result} = (\text{finish time}/3\text{rd place on Tokyo MQS Ranking List}) \times 100$$

- All Results, by gender, will be ranked in order from lowest percentage (best) to highest percentage.

### 1.3.3. Discretion

If slots remain following implementation of step 1.3.2., up to [forty \(40%\) percent of the remaining men’s slots and up to forty \(40%\) percent of the remaining ~~two \(2\) men and up to two \(2\) women’s slots~~](#) may, but are not required to, be nominated to the team per discretionary selection (Section 2). Start rights for athletes selected in section 1.3.3. will be filled concurrently at the time of nomination.

- [If a percent of the remaining slots does not equal a whole number, the number of slots filled will be equal to the highest whole number. \(Example: 40% of 7 remaining slots = 2.8, so the number of slots available to be filled is 2\).](#)

### 1.3.4. TSRL

If slots remain following step 1.3.3., those slots will be filled by utilizing the TSRL [from 1.3.2 starting at 100%](#). Athletes will be nominated to the team in rank order from lowest percentage to highest percentage. Team slots and start rights will be filled concurrently in order of the TSRL (lowest to highest percentage) until all remaining team slots are filled.

### 1.3.5. Tie-Breaking Procedures

If a tie exists for the final team slot or for a final event start right at any point during the implementation of these procedures, the TSRL percentages will be calculated to three decimal points (rounded to the one-thousandth of a percent).

If a tie persists for the final team slot or for a final event start right following the above percentage re-calculation to the one-thousandth, the relevant swims will be ranked in order of each swim's percent comparison ("P") to the WPS World Record in that event as of June 1, 2020<sup>1</sup>.

$$P = (\text{swim time}/\text{World Record}) \times 100$$

All comparisons will be rounded to the nearest one-thousandth of a percent. A lower comparison (P=101.401%) is better than a higher comparison (P=102.789%). The swimmer with the lowest comparison will be nominated to the Team.

### Additional Start Rights

Start rights remaining open after all team slots have been filled may be assigned by the [U.S. Paralympics Swimming Staff and Head Coach Director, Paralympics Swimming](#) to eligible athletes already nominated to the team. In assigning start rights, the [Director, U.S. Paralympics Swimming staff/head coach](#) will consult with the athlete and the athlete's coach(es). The following factors may be considered when assigning additional start rights:

- The desire of the athlete to start the event.
- The athlete's number and schedule of events.
- The likelihood of the athlete winning a medal in the event.
- The athlete's ranking in the event on the WPS World Ranking list.
- Other historical performances in the event.

### Relays

Team Relays shall be determined by the [Director, U.S. Paralympics Swimming Team Leader and Head Coach](#) in conjunction with the team assistant coaches. The following factors may be considered (not in priority order):

- Building a team that is likely to medal in the event, while complying with the WPS relay composition rules.
- Individual athletes' performances in the respective event(s) that comprise the relay.
- The number and schedule of individual events for athletes at the Tokyo 2020 Paralympic Games.

## 2. DISCRETIONARY SELECTION

### 2.1 Provide rationale for utilizing discretionary selection (if any):

The rationale for discretionary selection is to allow U.S. Paralympics Swimming the ability to nominate the best physically, psychologically and technically prepared athletes to the 2020 Tokyo Paralympic Games.

[In the event where the 2020 Trials will not be fully conducted or completed due to natural disaster or other unforeseen circumstance, the impacted competition\(s\) will be nominated based on discretionary selection outlined in section 2 of these Procedures.](#)

### 2.2. List the discretionary criteria and explain how they will be used (if any):

The U.S. Paralympics Discretionary Selection Committee will consider the following performance-related factors (in no priority particular order) in selecting athletes to the Team:

- a. The athlete experienced an injury or illness that impeded maximal performance or attendance during the 2020 Trials;
  - Medical documentation of illness or injury must be submitted to selection committee by 5:00pm CDT on Saturday, June 19, 2021. Please email medical documentation to Erin.Popovich@usopc.org
- b. A minimum of one top three ranking on the Tokyo 2020 MQS ranking list <https://www.paralympic.org/swimming/rankings>;
- c. A minimum of one top three (podium) finish at the 2019 WPS Championships in an event on the program of the 2020 Tokyo Paralympic Games;
- d. The ability to produce medal capable performances under certified conditions ~~within~~ from August 1, 2019 to present ~~past 12 months~~;
- e. If an athlete swam a lower percentage (faster time) at the ~~2020~~ WPS World Series ~~Indianapolis~~ Lewisville but did not have the opportunity to be internationally classified until after that event. E.g. an athlete is on the classification schedule at the next World Series after ~~Indianapolis~~ Lewisville;
- f. The athlete is attending a WPS World Series event during the 2020 Trials to undergo international classification evaluation.

2.3. Provide the name of the committee that will be responsible for making discretionary selections, along with a complete list of the members' titles currently serving on the committee:

U.S. Paralympics Discretionary Selection Committee

~~Director, U.S. Paralympics Swimming~~  
~~Senior High Performance Director, U.S. Paralympics~~  
~~Director, U.S. Paralympics Operations~~  
Associate Director, Sport Operations (2)  
Athlete Representative (2)

2.3.1. Specify the process that will be used to identify and handle any potential conflicts of interest involving a member of the committee.

Any member of the selection committee that has a possible conflict of interest must disclose it. If such conflict exists, the selection committee member must recuse him/herself from committee discussions and voting. Further, the committee member should not otherwise influence other members of the committee in the selection process. However, a committee member who recused him/herself, but who has relevant and necessary information with respect to athlete performance, for example a national team coach or high performance director, may, if requested by the selection committee, provide such information to the committee so long as such information is provided in a fair and unbiased manner and the committee member who declared the conflict of interest does not vote toward the final decision.

### 3. REMOVAL OF ATHLETES

- 3.1. Prior to entry by name to the Local Organizing Committee by the USOPC, U.S. Paralympics Swimming has jurisdiction over potential nominees.

An athlete who is to be nominated to the Team by U.S. Paralympics Swimming may be removed for any of the following reasons, as determined by the:

- 3.1.1. Voluntary withdrawal. Athlete must submit a written letter to the Director, U.S. Paralympics Swimming.
- 3.1.2. Injury or illness as certified by a physician (or medical staff) approved by U.S. Paralympics Swimming. If an athlete refuses verification of his/her illness or injury by a physician (or medical staff) approved by U.S. Paralympics Swimming, his/her injury will be assumed to be disabling and he/she may be removed.
- 3.1.3. Failure to participate in Mandatory Training and/or Competition as defined in Section 9 of these procedures.
- 3.1.4. Violation of the U.S. Paralympics Code of Conduct (Attachment B).
- 3.1.5. Re-classification of the athlete by WPS, such that the athlete's qualifying performance would not have qualified him/her for the team.
- 3.1.6. Removal by IPC of the event in which the athlete qualified for the Team from the program of the 2020 Tokyo Paralympic Games.

An athlete who is removed from the Team pursuant to this provision has the right to a hearing per the USOPC Complaint Procedures for U.S. Paralympics National Teams and Paralympic Programs or the USOPC's Bylaws, Section 9.

- 3.2. Once athlete entries have been submitted to the Local Organizing Committee by the USOPC, the USOPC has jurisdiction over the Team, at which time, in addition to any applicable U.S. Paralympics Code of Conduct, the USOPC's Code of Conduct and Grievance Procedures apply. The USOPC's Code of Conduct and Grievance Procedures can be found at:

<https://www.teamusa.org/Footer/Legal/Governance-Documents>  
<http://www.teamusa.org/Footer/Legal/Governance-Documents>

- 3.3. An athlete may be removed as a nominee to the Team or from the Team for an adjudicated violation of IPC, WADA, WPS, USADA and/or USOPC anti-doping protocol, policies and procedures, as applicable.

### 4. REPLACEMENT OF ATHLETES

- 4.1. Describe the selection and approval process for determining replacement athlete(s) should a vacancy occur:
- 4.1.1. Prior to submission of Entries by Name to the Local Organizing Committee, including any applicable group or committee:

The replacement pool of athletes will be comprised of all swimmers who met a 2020 Tokyo Paralympic Games Swimming MQS in a selection event during the 2020 WPS World Series [Indianapolis](#) [Lewisville](#) or 2020 Trials.

The procedures described in Section 1.3 will be applied and the next highest ranked athlete as per the TSRL will be nominated to the team.

All replacements will be gender specific (i.e. female replaces female, male replaces male).



Replacements, if necessary, will only occur prior to the Games entry deadline.

4.1.2. After submission of Entries by Name to the Local Organizing Committee, including any applicable group or committee:

No replacement of athletes will occur.

## 5. SUPPORTING DOCUMENTS

U.S. Paralympics Swimming will retain the approved Selection Procedures and all supporting documents, including scouting or evaluation forms, etc., and data from the selection process for six months past the date of the Closing Ceremony of the Games.

## 6. REQUIRED DOCUMENTS

In addition to the USOPC Code of Conduct, the following documents are required to be signed by an athlete as a condition of nomination to the Paralympic Games and are included as attachments:

- [Tokyo Event Declaration Form \(Attachment A\)](#)
- USOPC Code of Conduct for U.S. Paralympics National Teams and Paralympic Programs (Attachment B)
- USOPC Complaint Procedures for U.S. Paralympics National Teams and Paralympic Programs (Attachment C)

## 7. PUBLICITY/DISTRIBUTION OF PROCEDURES

The USOPC approved Selection Procedures (complete and unaltered) will be posted/published by the U.S. Paralympics Swimming in the following locations:

- 7.1. U.S. Paralympics Website: <https://www.teamusa.org/usparaswimming>  
~~<http://www.teamusa.org/US-Paralympics/Sports/Swimming>~~

These procedures will be posted as soon as possible, but not more than five business days following notice of approval by the USOPC.

## 8. DATE OF NOMINATION

The Nomination of Athletes form, including replacements, will be announced to all athletes and submitted to the USOPC on or before:

July ~~109~~, 202~~10~~

## 9. MANDATORY TRAINING AND/OR COMPETITION

Specify the location, schedule and duration of mandatory training and/or competition:

U.S. Paralympics Swimming Paralympic Games Team Preparation Camp (TBD)

The location, schedule and duration of any mandatory training will be announced and posted on the <https://www.teamusa.org/usparaswimming> ~~[www.usparalympics.org/swimming](http://www.usparalympics.org/swimming)~~ website at least 30 days prior to the start of the mandatory training and/or competitions.

While waivers for any mandatory training will not be unreasonably withheld, waivers will primarily be granted only for illness, injury or other incapacity, or for personal/family emergency. All selections to the team should arrange for appropriate time off from school, work or other obligations well in advance of team activities.

Requests for a waiver may be submitted in writing to the [Associate Director, High-Performance Sport Operations](#), U.S. Paralympics Swimming for review. A written response to all requests will be issued to the athlete within 72 hours of the request.

## 10. ANTI-DOPING REQUIREMENTS

Athletes must adhere to all, IPC, WADA, USADA and USOPC anti-doping protocols, policies and procedures, as applicable. This includes participation in Out-of-Competition Testing as required by the,

IPC, WADA, USADA and USOPC Rules, as applicable.

## 11. DEVELOPMENT OF SELECTION PROCEDURES

The following committee/group (including names and titles) was responsible for creating these Selection Procedures:

Queenie Nichols – Former Director, U.S. Paralympics Swimming (Retired)  
Julie Dussliere – Chief of Paralympic Sport, U.S. Paralympics  
Erin Popovich – Associate Director, U.S. Paralympics Swimming  
Tom Miazga – Athlete Representative  
Anna DeSalvo – Athlete Representative

## 12. NGB/HPMO BYLAWS AND GRIEVANCE PROCEDURES

The USOPC Complaint Procedures for U.S. Paralympics National Teams and Paralympic Programs are included with this document as Attachment C.

## 13. INTERNATIONAL DISCLAIMER

These procedures are based on IPC and/or World Para Swimming rules and regulations as presently known and understood. Any change in the selection procedures caused by a change in IPC and/or World Para Swimming rules and regulations will be distributed to the affected athletes immediately. The selection criteria are based on the latest information available to U.S. Paralympics. However, the selections are always subject to unforeseen, intervening circumstances, and realistically may not have accounted for every possible contingency.

If any force of nature, or force majeure, should cause the alteration or cancellation of any of the selection events listed in this document, these selection procedures will be revised, pursuant to their resubmission to the USOPC.




## 14. ATHLETE OMBUDSMAN

Athletes who have questions regarding their opportunity to compete that are not answered by U.S. Paralympics Swimming may contact the USOPC Athlete Ombudsman by:

- Telephone: (719) 866-5000
- Email: [ombudsman@usathlete.org](mailto:ombudsman@usathlete.org)
- Website: [www.usathlete.org](http://www.usathlete.org)

## 15. NGB/HPMO SIGNATURES

I certify that I have read and understand the standards/criteria set by our IF and/or CF (PAG/PPAG only) and incorporated those standards/criteria into our Selection Procedures. I further certify that the information provided herein regarding Athlete Selection Procedures represents the method approved by U.S. Paralympics.

Position	Print Name	Signature	Date
NGB/HPMO President or CEO/Executive Director	Julie Dusliere		<del>10/29/19</del> <u>5/18/21</u>
Nat. Team Coach, Head Coach, or Nat. Program Director	<del>Queenie Nichols</del> <u>Erin Popovich</u>		<del>10/29/19</del> <u>5/18/21</u>
USOPC Athletes' Advisory Council Representative*	<del>Tom Miazga</del> <u>Joe Wise</u>		<del>10/29/19</del> <u>5/18/21</u>

\* If the USOPC AAC Representative has delegated authority to the Alternate AAC Representative to sign the Selection Procedures, attach a letter from the AAC Representative indicating the reason he/she has delegated authority.

\* Signature by the Athlete Representative constitutes that he/she has read and understands the Selection Procedures. If the Athlete Representative reads and does not agree with the Athlete Selection Procedures being submitted by the NGB/HPMO, he/she may submit those reasons in writing to his/her Sport Performance Team.

\* If, for some reason, a sport does not have an elected USOPC AAC Representative, the NGB/HPMO must designate an athlete from that sport to review and sign the Selection Procedures.

# ATTACHMENT A

## Tokyo Event Declaration Form

**The information below will be available in an online format with a link provided.**

All swimmers are required to declare the events they will swim at the 2020 Tokyo Paralympic Games if selected for the team and pending available start rights. Only results from events selected below will be added into the TSRL. Failure to select events below may result in an athlete not being nominated to the team in that event.

Name: \_

Date of Birth: \_\_\_\_\_

SDMS License Number: \_

Sport Class: S: \_\_\_\_\_

SB: \_\_\_\_\_

SM: \_

Sport Class Status: Review

Review Year: \_\_\_\_\_

Confirmed

Events (please initial):

\_      50m Freestyle              100m Freestyle              200m Freestyle              400m Freestyle

\_      50m Backstroke              100m Backstroke

\_      50m Breaststroke              100m Breaststroke

\_      50m Butterfly              100m Butterfly

\_      150m Ind. Medley              200m Ind. Medley

Athletes may change the events they would like to be considered for up to ~~5:12~~:00pm (CDT) pm on June ~~20~~7, 2021~~0~~. Amended Events for Consideration (please initial):

-	50m Freestyle	100m Freestyle	200m Freestyle	400m Freestyle
-	50m Backstroke	100m Backstroke		
-	50m Breaststroke	100m Breaststroke		
-	50m Butterfly	100m Butterfly		
-	150m Ind. Medley	200m Ind. Medley		

## ATTACHMENT B

**UNITED STATES OLYMPIC & PARALYMPIC COMMITTEE  
CODE OF CONDUCT FOR  
U.S. PARALYMPICS NATIONAL TEAMS  
AND  
U.S. PARALYMPICS PROGRAMS**

### ATHLETE PLEDGE AND AGREEMENT

I pledge to uphold the spirit of this Code of Conduct (the “Code”), which offers a guide to my conduct as a member of a U.S. Paralympics National Team or a U.S. Paralympics Team to international competition (the “Team”). This Code applies to those Paralympic sports in which the United States Olympic & Paralympic Committee (USOPC) has not recognized a National Governing Body or a Paralympic Sport Organization to govern the sport. I acknowledge that I have a right to a hearing if my opportunity to compete is denied or if I am charged with a violation of this Code.

I have familiarized myself with the Code and understand that acceptance of its provisions is a condition of my membership on the Team. I understand that U.S. Paralympics staff is responsible for enforcement of this Code. If I have any questions regarding this Code, I can reach out to U.S. Paralympics staff at [Paralympics.Secretary@usopc.org](mailto:Paralympics.Secretary@usopc.org).

#### **As a Member of the Team, I hereby promise and agree that I:**

- will abide by all published rules related to the Team selection procedures as approved by U.S. Paralympics or the USOPC;
- have acted and will act in a sportsmanlike manner consistent with the spirit of fair play and responsible conduct;
- will maintain a level of fitness and competitive readiness that will permit my performance to be at the maximum of my abilities;
- will notify U.S. Paralympics if (i) I have a physical injury or illness that might compromise my ability to compete; (ii) will submit, if requested, to a physical/medical examination by medical personnel approved by the USOPC and authorize the submission of the physical examination/medical information to US Paralympics and the USOPC; and (iii) understand that such injury or illness may be the cause for my not being selected to the Team, being removed from the Team, or not being allowed to participate if I remain on the team.
- will comply with all aspects of the U.S. Center for SafeSport’s (the “Center”) SafeSport Code for the U.S. Olympic and Paralympics Movements (the “SafeSport Code”) and all other applicable athlete safety policies, procedures and protocols of the USOPC and the Center. Such policies include the USOPC Athlete Safety Policy and the Minor Athlete Abuse Prevention Policies;
- will not commit a doping violation as defined by the World Anti-Doping Agency (WADA), the United States Anti-Doping Agency (USADA), the International Paralympic Committee (IPC) or USOPC rules;
- am not currently provisionally suspended or serving a period of ineligibility for a doping violation and/or do not have a pending or unresolved doping charge;

- will immediately notify the USOPC at athlete.safety@usoc.org if I have any (a) unresolved allegations of SafeSport Code violations, (b) participation restriction, safety plan(s), temporary measure(s) and/or sanction(s);
- will not engage in any conduct that is criminal under any laws applicable to me, including, but not limited to laws governing the possession and use of drugs and alcohol and providing of drugs to any person and of alcohol to minors; and I have the affirmative duty to disclose my criminal history to the USOPC. Failing to disclose, or intentionally misrepresenting, an arrest, plea, or conviction is grounds for disciplinary action regardless of when the offense is discovered or occurred;
- will not participate or assist in any gambling or betting activities associated with any event related to my sport or my participation;
- am eligible to compete under the rules of the IPC and its pertinent committees, and its pertinent member organizations and under the rules of the USOPC;
- am in possession of a valid U.S. passport, that will not expire prior to six months following the conclusion of any international competition, should I be chosen for an international team that requires a passport;
- will refrain from conduct detracting from my ability or that of my teammates to attain peak performance;
- will respect the property of others whether personal or public;
- will maintain a level of personal hygiene and cleanliness appropriate to respect my teammates;
- will respect members of my Team, other teams, spectators and officials, and engage in no form of discriminatory behavior nor in any form of verbal, physical or sexual harassment or abuse;
- will follow the Team rules, whether set by Team leadership or adopted by consensus, including by way of example, rules regarding curfew and required attendance at Team meetings;
- agree to wear the uniforms approved by U.S. Paralympics at official activities sponsored by the USOPC or U.S. Paralympics as directed by U.S. Paralympics staff, and I agree to compete in the U.S. Paralympics-approved Team uniform, where such a uniform is provided, in competitions at which I am supported by U.S. Paralympics. I agree to wear the names and logos of U.S. Paralympics sponsors, suppliers and licensees on Team competition wear, other uniforms and casual wear as provided by U.S. Paralympics. I agree to not alter any Team uniform, either by removing or obstructing the names or logos of U.S. Paralympics sponsors, suppliers and licensees or by adding patches, stickers, or other means of displaying unauthorized names, logos or messages;
- agree to not demean or defame the USOPC, U.S. Paralympics or its sponsors, their names, logos, marks, products or services. I acknowledge that endorsing and supporting U.S. Paralympics sponsors through my actions and words reflects well on the team and on those supporting the team.
- agree to be filmed, videotaped and photographed, and to have my image and voice otherwise recorded, in any media, during any event I am attending under the auspices of the USOPC or U.S. Paralympics, by U.S. Paralympics official photographer(s), film crew(s) and video crew(s), and by any other entity authorized by U.S. Paralympics, under the conditions specified by U.S. Paralympics. I hereby grant U.S. Paralympics the irrevocable, perpetual, fully paid-up, worldwide right and license to use, and to authorize third parties to use, in all media, my name, picture, likeness, voice and biographical information for: (1) news and information purposes, (2) promotion of the Paralympic movement and the specific competition(s) in which I compete, (3) promotion of the Team, and (4) promotion of U.S. Paralympics and the USOPC ; in no event may U.S. Paralympics or the USOPC use or authorize the use of my name, picture, likeness, voice and biographical



information for the purpose of trade, including any use in a manner that would imply an endorsement of any company, product, or service, without my written permission;

- will not use or authorize the use of photographs, films or videos of myself in my USOPC or Paralympic Team apparel or equipment or the use of any USOPC or U.S. Paralympics logo for the purpose of trade, promotion, fundraising or on merchandise, without the prior written consent of U.S. Paralympics;
- will abide by the rules of the IPC or other Paralympic international federation concerning allowable trademark identification on clothing and equipment worn or used in competition or on my body (such as visible tattoos).
- will be responsible for payment of all legal fees and expenses if I require legal representation because I am accused of a doping violation or criminal misconduct, or if for any other reason I require the services of an attorney;
- will act in a way that will bring respect and honor to myself, my teammates, the Team, U.S. Paralympics, the USOPC, and the United States; and
- will remember that at all times I am an ambassador for my sport, my country and the Paralympic Movement.

#### ATHLETE OMBUDSMAN

I may contact the USOPC Athlete Ombudsman, at 719.866.5000 or [ombudsman@usathlete.org](mailto:ombudsman@usathlete.org) for further information regarding my rights under this Code that are not answered by U.S. Paralympics.

#### PARTICIPANT AFFIRMATION

I have read and accept this Code of Conduct. I agree to the rules, guidelines, jurisdiction and procedures stated in these documents as a condition of being a member of the Team.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name (Print)

#### **PARENT/GUARDIAN CERTIFICATION**

**(For Participants Under the Age of 18 as of Date of Signature)**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Relationship (Parent or Guardian)

ATTACHMENT C  
U.S. Paralympics  
COMPLAINT PROCEDURES

May 15, 2018

Section 1. Jurisdiction.

These Complaint Procedures are applicable to those Paralympic sports in which U.S. Paralympics has not recognized a National Governing Body or a Paralympic Sport Organization to govern the sport. Only matters concerning those Paralympic sports fall within the jurisdiction of these Complaint Procedures. Any member or participant of any of those Paralympic sports, by reason of membership or participation in an event (including but not limited to, competitions, camps and trainings) sanctioned, organized or held by U.S. Paralympics, agrees to be subject to these complaint procedures and agrees to be bound by any decision rendered pursuant to these complaint procedures.

Section 2. Designation of Complaints.

The following kinds of complaints may be filed with U.S. Paralympics:

- a. Administrative Grievance. U.S. Paralympics or any aggrieved individual may file a complaint pertaining to any matter relating to the cognizance of U.S. Paralympics, including but not limited to any alleged violation of or grievance concerning any U.S. Paralympics rule, regulation, or code of conduct.
  
- b. Disciplinary Proceeding. U.S. Paralympics, or any member of the respective Paralympic sport, may file a complaint against another member of the Paralympic sport or former member of the Paralympic sport if the action occurred while the individual was a member, regarding any alleged violation of the Paralympic sport Code of Conduct, Paralympic sport SafeSport Policy, or any other rule or regulation relating to conduct.
  
- c. Right to Compete. Any athlete, coach, trainer, manager, administrator, or official may file a complaint pertaining to any alleged denial, or alleged threat to deny, of that individuals opportunity to compete in a U.S. Paralympics sanctioned/sponsored competition or protected competition.

Section 3. Manner of Filing.

The complainant shall file the complaint with the USOPC Chief Executive Officer. The complaint shall set forth in clear and concise language, preferably in numbered paragraphs: (i) the alleged violation, grievance, denial or threat to deny and (ii) the remedy requested. The complainant shall sign the complaint, except that for matters involving any Paralympic sport SafeSport Policy, complaints may be filed anonymously.

#### Section 4. Statute of Limitations.

A complaint filed under these Complaint Procedures shall be filed within one hundred and eighty (180) days of the occurrence of the alleged violation, grievance, denial or threat to deny.

#### Section 5. Field of Play Decisions.

The final decision of a referee during a competition regarding a field of play decision (a matter set forth in the rules of the competition to be within the discretion of the referee) shall not be reviewable through the procedures for, or the subject of, Administrative Grievances or Right to Compete Complaints unless the decision is: (i) outside the authority of the referee to make or (ii) the product of fraud, corruption, partiality or other misconduct of the referee. For purposes of this Section, the term “referee” shall include any individual with discretion to make field of play decisions.

#### Section 6. Doping Decisions.

A decision concerning a doping violation adjudicated by the independent anti-doping organization designated by U.S. Paralympics to serve as the U.S. National Anti-Doping Organization (currently the United States Anti-Doping Agency) shall not be reviewable through, or the subject of, these complaint procedures.

#### Section 7. Safe Sport Decisions.

A decision concerning a safe sport violation adjudicated by the independent safe-sport organization designated by U.S. Paralympics (currently the United States Center for Safe Sport) shall not be reviewable through, or the subject of, these complaint procedures.

#### Section 8. Hearing Panel.

Upon the filing of a complaint, the USOPC Chief Executive Officer shall appoint a hearing panel consisting of three (3) disinterested individuals to hear the complaint. The USOPC Chief Executive Officer shall also appoint a chair of the hearing panel from among the three individuals appointed. At least one member of the hearing panel shall be an athlete.

The Hearing Panel shall be responsible to ensure that all complaints are heard in a timely, fair and impartial manner.

#### Section 9. Administration.

The United States Olympic and Paralympic Committee General Counsel's Office shall generally administer and oversee all administrative grievances, disciplinary proceedings, and right to compete matters filed with U.S. Paralympics.

#### Section 10. Conduct of the Proceeding.

The hearing panel shall rule on all motions and other matters raised in the proceeding. If the complaint is not dismissed, the hearing panel shall hold a hearing on the complaint. The hearing panel shall set such timelines and other rules regarding the proceeding and the conduct of the hearing as it deems necessary. The hearing shall be informal, except that testimony shall be taken under oath.

The hearing may be conducted by teleconference, if necessary or convenient to the parties. Each party shall have the right to appear personally or through a legal representative. All parties shall be given a reasonable opportunity to present and examine evidence, cross-examine witnesses and to present argument. Members of the hearing panel shall have the right to question witnesses or the parties to the proceeding at any time.

Any party may have a record made of the hearing. A court reporter may be present at the hearing at the request of a party. The court reporter shall be paid for by the party requesting the court reporter, or if mutually agreed, the cost may be equally divided. Any transcript shall be paid for by the party requesting the transcript.

#### Section 11. Expedited Procedures.

Upon the request of a party, and provided that it is necessary to expedite the proceeding in order to resolve a matter relating to a competition that is so scheduled that compliance with regular procedures would not be likely to produce a sufficiently early decision to do justice to the affected parties, the USOPC Chief Executive Officer is authorized to order that the complaint be heard and decided within forty-eight (48) hours of the filing of the complaint. In such a case, the hearing panel is authorized to hear and decide the complaint pursuant to such procedures as are necessary, but fair to the parties involved.

#### Section 12. Complaints Involving Selection to Participate in a Competition.

Where a complaint is filed involving selection of an individual to participate in a competition, the complainant shall include with the complaint a list of all other individuals, together with their contact information, that may be adversely affected by a decision rendered on the complaint. The hearing panel shall determine which additional individuals must receive notice of the complaint. The complainant shall

then be responsible for providing appropriate notice to these individuals. Any individual so notified then shall have the option to participate in the proceeding as a party. If an individual is notified of the complaint, then that individual shall be bound by the decision of the hearing panel even though the individual chose not to participate as a party.

Section 13. Decision.

A decision shall be determined by a majority of the hearing panel. The hearing panel's decision shall be in writing, shall state the reasons for the decision and shall be distributed to the parties.

Section 14. Arbitration.

Any party may appeal a decision of the hearing panel to the American Arbitration Association. The arbitrator appointed by the American Arbitration Association shall have the authority to hear the matter anew or if requested by a party to render a decision on a more limited review. Either party may submit the decision of the hearing panel to the arbitrator for the arbitrator's consideration. The arbitrator may give whatever weight or authority to the hearing panel's decision as the arbitrator deems appropriate.