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2 **APPENDIX A**

3 **Injunctive Relief Settlement**

4 1. Definitions.

- 5 (a) “AQUA” means World Aquatics, the international sports federation
6 recognized by the International Olympic Committee for administering
7 international competition in aquatic sports and the Swiss association
8 organized and existing in accordance article 60, *et seq.*, of the Swiss
9 Civil Code.
- 10 (b) “Swimmer” means any person who qualifies to compete in AQUA
11 World Championships swimming competitions or Olympic Games
12 swimming competitions, or any swimmer who is a member of an AQUA
13 National Federation.
- 14 (c) “Independent Organizer” means any entity including the International
15 Swimming League, Ltd. (“ISL”), that is neither a member of AQUA nor
16 in any way related to or affiliated to AQUA that seeks to promote, stage,
17 or otherwise host swimming competitions involving any Swimmer.
- 18 (d) “Sanctioned Event” means any swimming competition or event either
19 directly organized by AQUA, an AQUA National Federation, and/or an
20 AQUA Continental Organization, or otherwise organized, sponsored,
21 and/or hosted by an Independent Organizer with the sanction of AQUA
22 or the sanction of an AQUA National Federation or an AQUA
23 Continental Organization and, where applicable, the approval of AQUA.
- 24 (e) “Private Event” means any swimming competition or event organized,
25 sponsored, or otherwise hosed by an Independent Organizer including
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1 ISL that has not obtained the sanction of AQUA or of an AQUA
2 National Federation, or an AQUA Continental Organization and, where
3 applicable, the approval of AQUA.
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5 2. AQUA Treatment of Sanctioned Events. If an AQUA National Federation or an
6 AQUA Continental Organization applies to AQUA seeking approval of a
7 swimming competition organized, sponsored, or otherwise hosted by ISL or any
8 other Independent Organization, AQUA shall approve and register the
9 swimming competition in the AQUA World Aquatics Calendar (the
10 “Calendar”), provided that, at a minimum, the following conditions set forth in
11 Parts 1 and 2 of the World Aquatics Competition Regulations and Section 26 of
12 the World Aquatics Constitution are fulfilled:

- 13 (a) Observance of AQUA Rules and eligibility criteria for participants as set
14 forth in Parts 1 and 2 of the World Aquatics Competition Regulations
15 and Section 26 of the World Aquatics Constitution, provided that the
16 eligibility rules are the same eligibility rules as AQUA applies to its own
17 events;
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19 (b) Avoidance of conflicting dates with Olympic Games, AQUA World
20 Championships, the AQUA World Swimming Championships (25m),
21 and AQUA Swimming World Cups already scheduled on the Calendar.
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23 (c) Implementation of anti-doping rules compliance with AQUA Doping
24 Control Rules and the World Anti-Doping Code (available at
25 [https://www.wada-ama.org/en/resources/the-code/world-anti-doping-
27 code](https://www.wada-ama.org/en/resources/the-code/world-anti-doping-
26 code)).
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1 3. Swimmer Participation in Sanctioned Events. A Swimmer's participation in any
2 Sanctioned Event shall not be subject to any restriction.

3 4. AQUA Treatment of Private Events. AQUA will not maintain or enforce any
4 rule, policy, or practice that restricts the organization of Private Events.
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6 5. Swimmer and AQUA National Federation Participation in Private Events.
7 AQUA will not maintain or enforce any rule, policy, or practice that restricts or
8 penalizes any Swimmer's, AQUA National Federation's or AQUA Continental
9 Organization's participation in any Private Events. Participation in any Private
10 Event will not give rise to sanctions by AQUA of the Swimmer, AQUA
11 National Federation, or AQUA Continental Organization. Notwithstanding
12 participation in any Private Events, a Swimmer must still satisfy AQUA's
13 qualification criteria and rules for participation in AQUA's World
14 Championship and Olympic Games events.
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16 6. Recognition of Results.

17 (a) Sanctioned Events. Results achieved by a Swimmer at Sanctioned Events shall
18 be recognized by AQUA and will be part of AQUA's official results.

19 (b) Private Events. Results achieved by a Swimmer at Private Events shall be
20 recognized by AQUA and will be part of AQUA's official results as long as the
21 Private Events complies with the eligibility, doping, facility requirements, and
22 any other competition regulations (including the World Aquatics Competition
23 Regulations) set forth by AQUA that AQUA applies to its own events.
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