

1. General Principles

The Ultimate Fighting Championship (“UFC”) Policy for Whereabouts (the “UFC Whereabouts Policy” or “Whereabouts Policy”) is based upon the relevant provisions of the UFC Anti-Doping Policy (the “UFC ADP”). All *Athletes*¹ meeting the criteria outlined in the UFC ADP must comply with the requirements in this Whereabouts Policy.

2. UFC Registered Testing Pool

The UFC Registered Testing Pool (“UFC RTP”) is comprised of *Athletes* subject to *Testing* by *USADA* as identified in the UFC ADP (under the heading “Scope and Application of the Policy”). The UFC RTP may also include: (1) any *Athletes* who are returning from retirement and who are required to return to the UFC RTP pursuant to Article 5.7 of the UFC ADP; or (2) certain *Athletes* who are serving a period of ineligibility for an anti-doping policy violation and whom *USADA* determines must provide whereabouts in order to facilitate *Out-of-Competition Testing*. Once notified of their inclusion, *Athletes* remain in the UFC RTP until they receive written notice from *USADA* that they have been removed from the UFC RTP. As provided in this Whereabouts Policy, *Athletes* meeting the criteria outlined above, are considered to be part of the UFC RTP.

3. WHEREABOUTS OBLIGATIONS

- a. As part of their whereabouts obligations, **all** *Athletes* in the UFC RTP must:
 - i. At the time of admission to the UFC RTP and annually thereafter, complete the *USADA* online education module or an alternative education program provided or approved by *USADA*;
 - ii. At the time of admission to the UFC RTP and quarterly thereafter, fully and accurately complete and timely submit their UFC Whereabouts Filing;
 - iii. Immediately upon learning that any information in a previously provided Whereabouts Filing is incomplete, inaccurate or has changed, communicate such changed information to *USADA* by updating the Whereabouts Filing or submitting a change of plan; and
 - iv. Provide daily accessibility for *Testing* during the precise times and at the precise locations specified on the *Athlete’s* Whereabouts Filing for the entire periods designated by the *Athlete* on the *Athlete’s* Whereabouts Filing.

4. WHEREABOUTS FILING

Up to date whereabouts information that must be provided by *Athletes* in the UFC RTP as required by the UFC ADP and this Whereabouts Policy includes:

- a. A complete mailing address where correspondence and notices involving anti-doping matters may be sent to the *Athlete*;
- b. An email address where correspondence and notices involving anti-doping matters may be sent to the *Athlete*;

¹ Capitalized and italicized terms have the meaning set forth in the Definitions Section of the UFC ADP.

- c. The *Athlete's* primary phone number;
- d. The name and detailed contact information for any representative designated by the *Athlete* and authorized to receive any correspondence on the *Athlete's* behalf, if applicable;
- e. Details of any disability that may affect the procedure to be followed in conducting a Sample Collection Session;
- f. Confirmation of the *Athlete's* consent to the sharing of his or her Whereabouts Filing and other anti-doping information with *Athletic Commissions* and other *Anti-Doping Organizations ("ADOs")*;
- g. The *Athlete's Bout* schedule for the quarter, including the name and address of each location where the *Athlete* is scheduled to compete during the quarter and the date(s) on which the *Athlete* is scheduled to compete at such location(s);
- h. For each day during the quarter, the full address of the place where the *Athlete* will be residing (e.g., home, temporary lodgings, hotel, etc.); and
- i. For each day during the quarter, the name and address of each location where the *Athlete* will train, work or conduct any other regular activity, as well as the usual time-frames for such regular activities.²

5. WHEREABOUTS FAILURES

The failure by any *Athlete* in the UFC RTP to comply with this Whereabouts Policy by failing to timely, accurately or completely provide required whereabouts information and/or for being unavailable for *Testing* due to inaccurate information provided on the Whereabouts Filing may result in a "Whereabouts Failure." Pursuant to the UFC ADP, any three Whereabouts Failures within a rolling twelve (12) month period will result in an anti-doping policy violation ("ADPV") under Article 2.4 of the UFC ADP.

Also, the fraudulent Failure to Comply with whereabouts requirements could result in an ADPV pursuant to UFC ADP Article 2.3 for evading *Sample* collection or UFC ADP Article 2.5 for *Tampering* or *Attempted Tampering* with any part of *Doping Control*.

USADA may combine Whereabouts Failures declared by any *Code Signatory ADO* for purposes of declaring an ADPV under Article 2.4 of the UFC ADP. USADA may also take into consideration Whereabouts Failures declared by any *Athletic Commission*. Therefore, for example, if an *Athlete* received two Whereabouts Failures from USADA and one Whereabouts Failure from any *Signatory ADO* or *Athletic Commission* during a twelve (12) month period, the *Athlete* may be considered to have committed an ADPV and be subject to a presumptive sanction of between six (6) months and two (2) years *Ineligibility* for a first offense.

6. RESULTS MANAGEMENT

When reviewing whether a Whereabouts Failure or an ADPV has occurred based on circumstances related to an *Athlete's* whereabouts and/or whereabouts responsibilities and when prosecuting any Whereabouts Failure, USADA will apply the standards set forth below.

- a. Whereabouts Failures
 - i. When making a Whereabouts Filing, it is the *Athlete's* responsibility to ensure that he or she provides all required information accurately and in sufficient detail to enable the *Athlete* to be located by

² The *Athlete* must provide sufficient information to enable a Doping Control Officer to find the location, to gain access to the location, and to find the *Athlete* at the location. For example, declarations such as "running in Rocky Mountain National Park" are insufficient.

USADA, or *USADA's* designee, for *Testing* on any given day in the quarter. *USADA* will rely on this information in order to conduct *Testing* in accordance with the purpose of the UFC ADP and expects that *Athletes* will be available at the specific times and locations designated on their Whereabouts Filings. Therefore, under the UFC ADP and this Whereabouts Policy, the following are the ways in which *Athletes* in the UFC RTP may be subject to a Whereabouts Failure:

- 1) Failure to submit a completed Whereabouts Filing by the specified deadline;
- 2) Failure to promptly update a Whereabouts Filing upon learning that information on the Whereabouts Filing has changed, will change or is otherwise no longer accurate;
- 3) Providing insufficient information on a Whereabouts Filing or update to enable the *Athlete* to be located for *Testing*; and
- 4) Failure by the *Athlete* to make himself/herself available for *Testing* due to the *Athlete* providing inaccurate information on his/her Whereabouts Filing.

An Athlete may receive a Whereabouts Failure for each occurrence of one of the foregoing failures, subject to Paragraph 6(a)(iv)(1).

- ii. If *USADA* suspects a Whereabouts Failure, *USADA* will confirm that the *Athlete* is in the UFC RTP, was notified of his or her inclusion and responsibility to make Whereabouts Filings and that the Doping Control Officer made a proper and valid Attempt.
- iii. Next, *USADA* will confirm that the *Athlete* failed to comply with the applicable whereabouts requirements set forth in Paragraphs 4(a)-(i).
- iv. The *Athlete* will be sent initial notice of an apparent Whereabouts Failure no later than fourteen (14) days from the date of the discovery of the Whereabouts Failure. The initial notification letter will invite the *Athlete* to provide an explanation to *USADA*, within fourteen (14) days of the date of the initial notification letter, regarding why no Whereabouts Filing was filed or why incomplete or inaccurate information was submitted. The *UFC* will be copied on this correspondence.
 - 1) An *Athlete* shall not be held responsible for subsequent Whereabouts Failures which occur before the *Athlete* is provided this initial notice.
 - 2) After notice is received, the *Athlete* will be responsible for subsequent Whereabouts Failures, including failures that relate to the same kind of conduct involved in the prior Whereabouts Failure.
- v. *USADA* staff will review any written response received from an *Athlete* and conduct further investigation, if necessary, to determine whether it is appropriate to declare a Whereabouts Failure.
 - 1) Examples where *USADA* would not find it appropriate to declare a Whereabouts Failure include family emergencies, instances where valid attempts to file by the *Athlete* were unsuccessful or other circumstances where the *Athlete* was not at fault for his or her failure to comply with this Whereabouts Policy.
- vi. Provided no additional investigation is necessary, the *Athlete* will be sent notice of *USADA's* final decision within fourteen (14) days of receipt of the *Athlete's* response. This correspondence will also be made available to the *UFC*.³

³ Copies of *USADA's* final decision letter will be sent to the *UFC* at the same time it is sent to the *Athlete*. The letter will also be uploaded to an external secure website which may be accessed by the *UFC*.

- vii. Upon the issuance of the third Whereabouts Failure within a rolling twelve (12) month period, and before the determination that an ADPV has occurred, the *Athlete* may contest *USADA*'s decision to declare a Whereabouts Failure on any or all of the Whereabouts Failures to an independent administrative review panel within fourteen (14) days of the date of the issuance of the third Whereabouts Failure.
- viii. The administrative review panel shall be comprised of three (3) individuals nominated by *USADA*'s Board of Directors and selected by *USADA*'s CEO who were not involved in the previous assessment of the alleged Whereabouts Failure.
- ix. Review of *USADA*'s decision shall be based on written submittals only and shall not be considered a hearing.
- x. The decision of the administrative review panel shall not be binding in any subsequent hearing initiated by the *Athlete* to contest the determination that the *Athlete* has committed an ADPV.
- xi. Any decision by the administrative review panel and any materials submitted to the panel may be relied upon by any party in any subsequent proceeding where the alleged Whereabouts Failure or other ADPV is at issue.
- xii. The review shall be completed within fourteen (14) days of the request by the *Athlete* and the final decision shall be communicated to the *Athlete* no more than (7) days following the decision of the panel. This correspondence will also be made available to the *UFC*.
- xiii. At all times, *USADA* will make every effort to adhere to and strictly enforce the timelines set forth in Paragraphs 6(a)(iv), (vi), (vii) and (xii); however, the departure from the timelines for good cause shall not invalidate or otherwise prevent *USADA* from declaring a Whereabouts Failure pursuant to the process outlined above.

b. Hearing

No *Athlete* shall be disciplined for having three Whereabouts Failures within a twelve (12) month period or for providing fraudulent information in his or her Whereabouts Filings, for evading *Sample* collection, *Tampering* or any other violation of this Whereabouts Policy without having been offered an opportunity to request a full evidentiary hearing in accordance with Article 8 of the UFC ADP.

7. Effective Date

The effective date of this UFC Whereabouts Policy (version 1) shall be July 1, 2015. This Whereabouts Policy shall not apply retroactively to matters pending before July 1, 2015.

8. Amendments

This UFC Whereabouts Policy may be amended from time to time by *USADA*. Unless otherwise indicated, all amendments shall be effective no earlier than thirty (30) days after publication on the *UFC* anti-doping website (www.UFC.USADA.org), with the precise effective date (and version) to be indicated in Section 7, above. It is each *Athlete*'s responsibility to regularly check *UFC*'s anti-doping website to ensure that they are consulting the most up to date version of this and other anti-doping related policies.