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September 1, 2009

VIA EMAIL

USOC Hearing Panel
c/o Lucy Denley
Division of Legal Affairs
United States Olympic Committee
1 Olympic Plaza
Colorado Springs, CO 80909
lucy.denley@usoc.org

RE: US SAILING report back to the Hearing Panel

Dear USOC Hearing Panel:

US SAILING has received the Hearing Panel's further recommendation dated August 28, 2009. On behalf of US SAILING, I wish to thank you for your volunteer efforts in that regard.

I write to advise the Hearing Panel and the USOC that, assuming for the sake of discussion that US SAILING is out of compliance (which we deny), US SAILING is unable to adopt the further recommendation of the Hearing Panel for, at minimum, the reasons previously provided. In its latest decision, the Hearing Panel did not rule on US SAILING's request for clarification of the Hearing Panel's February 20, 2009 decision. In the process, the Hearing Panel ignored the request of US SAILING's international federation and the submission of US SAILING's representative to the USOC's Athletes' Advisory Council. In addition, the Hearing Panel went well beyond the requirements of the Ted Stevens Olympic and Amateur Sports Act and the USOC Bylaws to require of US SAILING various steps not required of any other NGB.

Please accept this letter as US SAILING's "report back to the Hearing Panel" as requested in the Hearing Panel's recommendation. US SAILING does not intend to undertake any additional steps toward satisfying the Hearing Panel's decisions other than provided in US SAILING's July 1, 2009 submission. As a result, US SAILING requests that this matter be set for hearing as soon as possible before the United States Olympic Committee's Board of Directors, as provided in current Sections 10.18 and 10.19 of the USOC Bylaws, so that prompt, final resolution of these matters can occur. Time is of the essence for US SAILING and its member sailing athletes in resolving this matter.

As we have advised before, US SAILING's international federation, ISAF, has taken an interest in this proceeding and seeks its swift resolution, particularly given the lengthy

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route this proceeding has taken before the Hearing Panel. As the Hearing Panel must be aware, US SAILING also has a statutory obligation, and an obligation under ISAF rules, to comply with the requirements of its international federation.

Very truly yours,



James B. Capron, President
US SAILING

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