

# DECISION

## Protest and Request to Reopen

Request No.: 06

Heard Jointly With Number(s): 07, 08, 09

Event: SFYC Knarr and J/105 Regatta Race Number: #3  
Hearing Date: 2021-06-29

### PARTIES AND WITNESSES

**Request No.: 06:** Knarr - 134 - Alinea - John Buestad  
Knarr - 140 - Svendle - Al Sargent

**Request No.: 09:** Knarr - 134 - Alinea - John Buestad  
Knarr - 140 - Svendle - Al Sargent

**Request No.: 08:** Knarr - 134 - Alinea - John Buestad  
Knarr - 140 - Svendle - Al Sargent

**Request No.: 07:** Protest Committee

**Witnesses:** Mike Ratiani Knarr #120, Mark Heer

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Beyond Time Limit time limit expired at midnight on the day of the event, request was received 12 days after the day of the incident

**Incident Identified:** No no incident was described on any of the hearing requests submitted.

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes 134 did not display a protest flag at the time of the incident or anytime thereafter

**Decision:** Request Invalid

### PROCEDURAL MATTERS

The hearing was conducted via Zoom.

The parties and witnesses were provided the Code of Conduct for Remote Hearings and agreed to abide by it.

Knarr #134 requested to withdraw Protests #6 through #8 via email. The Protest Committee denied this request and conducted a combined hearing to discuss requests #6 - #9.

### FACTS FOUND

1. Contact occurred between Knarr #134 and Knarr #140
2. "Protest" was hailed at the time of the incident
3. Both boats continued racing after the incident.
4. A protest flag was not flown at any time
5. The protest filing time limit was 2021-06-14 at 0000 (midnight after each day of racing, SI 13.1)
6. Protest #6 was filed 2021-06-24 at 1017
7. Protests #7 through #9 were filed after Protest #6

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 61.1, 63.5

1. Knarr 134 failed to display a red flag as required by RRS 61.1.
2. None of the exemptions for flying a protest flag in rule 61.1(a)(1) through (4) apply.

3. The first protest was filed after the protest time limit expired.
4. There was no good reason to extend the time limit (rule 61.3) for any of the protests filed.
5. Requests 6, 7, 8 and 9 do not meet the requirement in rule 61.2(b) to identify the incident.

**DECISION****Date & Time:** 2021-06-29 18:34 PDT

The Protest is Invalid - the hearing is closed under RRS 63.5.

**PROTEST COMMITTEE****Chaired By:** John Christman (USA)**Committee Members:** Danielle Lawson (USA), Tom Roberts (USA)**Printed:** 2021-06-29 18:47