

# DECISION

## Protest

Request No.: 07

Event: 2021 RVYC Waves Regatta Race Number: 5  
Hearing Date: 2021-06-20

### PARTIES AND WITNESSES

Request No.: 07: 29er - 2602 - Phillip Rojkov  
29er - 77 - Tiger Xiao

### VALIDITY

**Objection to Jury:** No  
**Within Time Limit:** Within Time Limit  
**Incident Identified:** Yes  
**Proper Hail:** Protest hailed  
**Red Flag Displayed:** Not required  
**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Hearing time set and posted at 15:55 for 16:15.
2. At 16:15 neither party present for protest.
3. Hearing time extended to 16:30.
4. Neither protestor nor protestee present for hearing at 16:30
5. Protest hearing commenced without parties.

### FACTS FOUND

1. 2602 retired at 13:40, 11 minutes after the start of race 6.
2. 2602 scored DNC in race 6 & 7.
3. Wind = 15 to 18 knots, waves 2 ft.
4. Prior to start 77 tacked from starboard to port and overlapped to windward of 2602 who was on port throughout the incident.
5. 77 heeled heavily and its rig contacted rig of 2602.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

Rules: 11,

1. Incident occurred at start of race 6, (not race 5 as shown of protest form).
2. 77 to windward failed to keep clear of 2602 to leeward, and broke RRS 11.

### DECISION

The Protest is Upheld

77 is DSQ in race 6.

Date & Time: 2021-06-20 16:50 PDT

### PROTEST COMMITTEE

**Chaired By:** Tom Sitar (CAN)  
**Committee Members:** Don Martin, Paul Evenden, Gord McKee