

DECISION

Request No.: 02

Protest

Event: SFYC Knarr and J/105 Regatta Race Number: 1
Hearing Date: 2021-06-17

PARTIES AND WITNESSES

Request No.: 02: J/105 - 385 - Maverick - Mays Dickey
J/105 - 003 - NeNe - Tim Russell

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed sent a text message after racing to Tim that they were protesting, approached on the sail in to inform that they were protesting

Red Flag Displayed: Yes Remained on the backstay as described in Decision 1

Decision: Request Valid

PROCEDURAL MATTERS

1. Protest was conducted via Zoom
2. Ian Charles and John Oldham were observers in the hearing
3. All parties and observers agreed to abide by the Code of Conduct for Remote Hearings.
4. The hearing was closed at 20:36 and the decision was read to the parties.
5. After completing the decision for Request 3, the protest committee determined that it may have made a significant error and reopened the hearing in accordance with RRS 66.3. That decision is in Decision #4

FACTS FOUND

1. Heavy flood tide and 16-18 knots of breeze.
2. Maverick witnessed NeNe make contact with the weather mark on the first rounding.
3. During the transit to the offset mark NeNe had room and opportunity to take a penalty turn.
4. NeNe sailed beyond the offset mark and then completed a jibe and a tack.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 44.2

After making contact with the windward mark, NeNe did not get well clear as soon as possible as required by RRS 44.2.

DECISION

Date & Time: 2021-06-17 20:36 PDT

The Protest is Upheld. NeNe to be scored DSQ in Race #1.

This Decision has been superseded by Hearing Decision #4.

PROTEST COMMITTEE

Chaired By: Paul Zupan (USA)

Committee Members: Danielle Lawson (USA), Tom Roberts (USA)