

DECISION

Protest

Request No.: 09

Heard Jointly With Number(s): 14

Event: 2022 Chicago to Mackinac Race Number:
Hearing Schedule: 2022-07-25

PARTIES AND WITNESSES

Request No.: 09: Beneteau 40.7 - Trophy - 404 - Mojo - Nicholas Gibbens

Beneteau 40.7 - Trophy - 9449 - Sapphire - Sebastian Scheibert

Request No.: 14: Beneteau 40.7 - Trophy - 9449 - Sapphire - Sebastian Scheibert

Beneteau 40.7 - Trophy - 404 - Mojo - Nick Gibbens

Witnesses: Nick Gibbens PIC for Mojo. Sebastian Scheibert PIC for Sapphire

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed Both boats hailed "Protest" at the time of the incident.

Red Flag Displayed: Yes Mojo's red flag was below deck and not taped to the backstay. It was displayed approximately 45 seconds after the incident and the hail. Her flag was displayed for two hours after the start. Sapphire's red flag was below deck and displayed roughly 30 seconds after the incident through the finish.

Decision: Request Invalid

PROCEDURAL MATTERS

Parties were informed during validity that two of the judges on the panel were on the water in the vicinity of the starting area at the time of the incident and may give testimony as witnesses.

FACTS FOUND

Mojo's red flag was below deck and not taped to the backstay.

It was displayed approximately 45 seconds after the incident and the hail.

Her flag was displayed for two hours after the start.

Sapphire's red flag was below deck and displayed roughly 30 seconds after the incident and through the finish.

There was damage to Mojo and she completed the race.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules:

Mojo did not display her red flag as required under RRS 61.

Sapphire did not display her red flag at the first reasonable opportunity as required under RRS 61.

DECISION

Both protests are invalid

Date & Time: 2022-07-25 15:11 GDT

PROTEST COMMITTEE

Chaired By: Wendy Loat (CAN)

Committee Members: K Hawkins (USA), Patricia O'Donnell (USA)