

# DECISION

Request No.: 10

## Protest

Event: 2023 Star World Championship Race Number: 3  
Hearing Schedule: 2023-09-23 20:30

### PARTIES AND WITNESSES

Request No.: 10: 8588 - Steve Gould

7488

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**Decision:** Request Valid

### PROCEDURAL MATTERS

- ITA 7488 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

### FACTS FOUND

1. Wind 15 kts, sea 1mt. Race 3.
2. When USA 8588 entered the zone of mark 3p, on port tack aiming the mark, she was overlapped to windward with ITA 7488 on port tack at 4 boat lengths of lateral distance.
3. ITA 7488 luffed decreasing the lateral distance, aiming the mark 3p. The boats were on collision course.
4. When USA 8588 was at mark 3p, a contact occurred between the starboard aft side of USA 8588's hull, and ITA 7488's bow.
5. The contact caused a crack of approximately 30 cm (15inch) on the starboard aft side of USA 8588's hull.
6. No boat took a penalty. Both boats finished the race.

**Diagram:** No Diagram Needed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 11, 14, 18.2(b), 43.1(b), 63.3(b)

1. ITA 7488 outside overlapped at the zone, failed to give USA 8588 mark-room, and broke RRS 18.2(b).
2. USA 8588 to windward failed to keep clear of ITA 7488 to leeward, and broke RRS 11.
3. ITA 7488 did not avoid contact when it was reasonably possible, and broke RRS 14.
4. It was not reasonably possible for USA 8588, the boat sailing within the mark-room to which she was entitled] to avoid contact with ITA 7488 when it was clear that ITA 7488 was not giving mark-room. USA 8588 did not break RRS 14.
5. Since USA 8588 broke RRS 11 while she was sailing within the mark-room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.

### DECISION

ITA 7488 is DSQ in race 3.

Date & Time: 2023-09-23 21:26 CEST

### PROTEST COMMITTEE

**Committee Type** International Jury  
**Chaired By:** Ewa Szyfter (POL)

