

# DECISION

Request Number: 6

Protest

Event: Hydrofoil Pro Tour - La Ventana Race Number: 2 Silver

Hearing Date: 2016-03-23

## PARTIES AND WITNESSES

**Initiator:** #13 Jean-Guillaume Rivaud

**Respondent(s):** #37 Bruno Lobo

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Beyond with Good Reason

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** No

**DECISION:** Request Valid

## PROCEDURAL MATTERS

### FACTS FOUND

1. #13 was sailing on starboard tack on the last leg of the course approaching the finish line.
2. #37 was on a starboard tack clear astern of #13.
3. #13 altered course to windward and raised her kite to avoid a capsized boat.
4. #37 collided with #13 from behind and the kites tangled. #37 had minor damage.
5. Neither boat finished.
6. #13 was in third place just prior to the collision.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

#37 did not keep clear of #13 and broke RRS 12

#37 failed to avoid contact breaking RRS 14

#13's score was made significantly worse through no fault of her own because the actions of #37

### DECISION

Protest Upheld

<span style="color: rgb(51, 51, 51);">No further penalty shall be imposed on #37 as she retired.<br>#13 i</span><span style="color: rgb(51, 51, 51);">s granted redress in the form of a score of 3. &nbsp;No other boats scores shall be affected by this redress.</span>

**Date & Time:** 2016-03-22 17:33 PDT

### PROTEST COMMITTEE

**Chaired By:** Paul Zupan (USA)

**Committee Members:** Rafael Zarazua (MEX), Paul Zupan (USA)

Printed: 09 Aug 19:13