

# DECISION

Request No.: 03

## Protest

Event: Aldo Alessio / Phyllis Kleinman Swiftsure Regatta Race Number:  
Hearing Schedule: 2022-08-21 18:45

### PARTIES AND WITNESSES

Request No.: 03: J/88 - 37 - Pelagia - Sergey Lubarsky  
J/88 - 80 - Ravenette - Bruce Dunwoodie

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed 37 hailed protest after confirming all crew were aboard

**Red Flag Displayed:** Yes Within 5 seconds of confirming crew were aboard

**Decision:** Request Valid

### PROCEDURAL MATTERS

Chair John Christman briefly outlined hearing procedures

### FACTS FOUND

1. Wind and sea conditions: 25-28 knots of wind, waves
2. J88 80 and 37 were sailing the downwind leg of Race 3, 37 clear ahead of 80 on port tack.
3. The boats were traveling at 12-14 knots
4. Approaching Alcatraz island (400 meters away), 37 gybed to starboard
5. 2 Boat lengths 80 gybed and established a leeward overlap with 37. Lateral separation between the boats was 2-3 lengths
6. 80, to leeward, broached and luffed toward 37
7. 37, to windward, responded by luffing. Lateral separation between the boats was reduced to 0.5 boat lengths
8. There was no contact between the boats
9. There was damage to 37's jib in-hauler, but no injuries
10. Neither boat took a penalty. Both boats finished the race

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 11, 16

1. 37 to windward kept clear of 80 to leeward, as required by RRS 11
2. When changing course 80, the right-of-way boat, gave 37 room to keep clear, as required by RRS 16.1.

### DECISION

No rule broken. The Protest is Dismissed

**Date & Time:** 2022-08-20 19:41 PDT

### PROTEST COMMITTEE

**Chaired By:** Race Office St Francis Yacht Club (USA)

**Committee Members:** Greg Meagher (USA), John Christman (USA), Vickie Gilmour (USA)