

# DECISION

Request No.: 18

## Request for Redress

Event: 41 Copa del Rey MAPFRE Race Number: 2  
Hearing Schedule: 2023-08-05 17:40

### PARTIES AND WITNESSES

Request No.: 18: ORC 3 - España ESP8440 - -CONCESUR-50 AÑOS - CLUB DEPORTIVO CANALETA

Protest Committee

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** N/A

**Proper Hail:** N/A

**Red Flag Displayed:** N/A

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Alejandro Quiles Lavandera attended the hearing representing ESP 8440.
2. Jorge Martinez Doreste, crewmember of ESP 8440, attended the hearing as an observer.
3. ESP 8440 raised an objection about the panel composition, stating that the case should be decided by someone who did not work on the previous case. The panel decided that there is no conflict of interest. Furthermore, the current panel is composed by a member who was not a member in any of the previous hearings.

### FACTS FOUND

1. ESP 8440 stated that by removing the DSQ previously imposed to ITA 27102 their score in that race changed from 3rd to 4th position.
2. ESP 8440 stated that there was no significant error in the original hearing and that the international jury should not have reopened the hearing.
3. ESP 8440 stated that his final position was affected since he should have been first.
4. ITA 27102 finished all races first with a total of 6 points. ESP 8440 has a total score of 28 points. If ITA 27102 were to be disqualified, ITA 27102 score would be 27 points total and ESP 8440 27 points as well. The tie would be solved in favor of ITA 27102.
5. The international jury reported the possible error they made in procedural matter #7 in hearing No. 14.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 62.1(a)

1. There was neither an improper action nor omission of the international jury. Therefore, the requirements for redress in RRS 62.1(a) are not met.
2. ESP 8440's place in race 3 and in the series was not made significantly worse. Therefore, the requirements for redress in RRS 62.1 are not met.

### DECISION

**Date & Time:** 2023-08-05 18:15 CEST

Redress is not given.

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Andres Perez (ESP)

**Committee Members:** Pinar Coskuner Genc (TUR), Manuel Ken Gamito (POR), Miguel Allen (POR), Giorgio Davanzo (ITA)

