

DECISION

Request No.: 06

Request to Reopen and Request for Redress

Event: Dragon Winter Series Race Number: 1
Hearing Schedule: 2021-11-27 14:30

PARTIES AND WITNESSES

Request No.: 06: RUS 71 - RA - DMITRY VOKHMINTSEV

GER 1134 - HUNTING DUCK - OLAF STERNEL

Witnesses: SUI292, RUS98

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

REOPENING OF HEARING

FACTS FOUND

RUS 71 ASKED THE REOPENING OF THE HEARING OF CASE N° 3 UNIFIED WITH CASE N° 4 AND 5. YESTERDAY IN THE PROTEST FORM HE SHOWED AS WITNESS RUS98 NOT PRESENT AT THE HEARING. TODAY HE SHOWED AS NEW WITNESS SUI 292.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 66

A NEW WITNESS IS NOT A NEW SIGNIFICANT EVIDENCE NOT AVAILABLE IN THE TIME OF THE FIRST HEARING. THE NEW WITNESS SUI 292 WAS AVAILABLE ALSO AT THE TIME OF THE FIRST HEARING, ALSO CONSIDERATING THAT RUS 71 WAS ALSO PROTESTOR AND NOT ONLY PROTESTEE AND SO HE HAD ALL TIME TO PREPARE THE WITNESS ALSO IN THE MOMENT OF THE FIRST HEARING. SO THE NEEDED REQUIREMENT ASKED BY RRS 66 IS NOT SACTISFIED.

DECISION

REOPENING NOT ALLOWED

Date & Time: 2021-11-27 15:23 CET

PROTEST COMMITTEE

Chaired By: Marco Cimarosti (ITA)

Committee Members: Lorenzo Garibbo