

DECISION

Request No.: 19

Request to Reopen

Event: 41 Copa del Rey MAPFRE Race Number: 2
Hearing Schedule: 2023-08-05 18:20

PARTIES AND WITNESSES

Request No.: 19: ORC 3 - Suecia SWE1066 - SANTINA - THOMAS RUDEWALD

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. Thomas Rudewald attended the hearing representing SWE 1066.
2. The panel of the International Jury was composed in accordance with RRS N1.4(b).
3. SWE 1066 was not present when the decision was given. The hearing was hence conducted since that moment as provided in RRS 63.3(b).

FACTS FOUND

1. SWE 1066 presented a picture showing the red flag flying on their boat.
2. SWE 1066 could not tell how long after the incident the picture was taken.
3. SWE 1066 asked to present a witness that was present in the original hearing and was available during the reopening.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 61, 63.3(b) and N1.4(b)

1. The protest committee did not make a significant error in the reopened hearing. Therefore, the requirements in RRS 66.1 for reopening the hearing are not met.
2. The evidence that SWE 1066 plans to present is not new. Therefore, the requirements in RRS 66.1 for reopening the hearing are not met.

DECISION

Hearing number 14 will not be reopened.

Date & Time: 2023-08-05 18:36 CEST

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Andres Perez (ESP)

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