

# DECISION

Request No.: 23

## Protest

Event: Sailing Point Easter Regatta Race Number: 6  
Hearing Schedule: 2023-04-08 18:45

### PARTIES AND WITNESSES

**Request No.: 23:** Optimist - Junior - ITA 9625 - M - Giovanni Montesano

Optimist - Junior - CRO 1256 - M - Lorenzo Bertolino

**Witnesses:** AUT 2033 (Kris Wagner)

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** N/A

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Arbitration hearing was held first. No boats accepted a SCP nor withdraw protest.
2. Hearing was held under N1.4(b)

### FACTS FOUND

1. Light wind conditions
2. CRO 1256 and ITA 9625 on the run both sailing on starboard tack with CRO 1256 to windward and clear ahead.
3. ITA 9625 established an overlap at the distance of 1 boat length to leeward.
4. ITA 9625 gybed to port and luffed slightly. At the distance of 2m ITA 9625 gybed to STB and slightly luffed to a converging course.
5. CRO 1256 kept her course. ITA 9625 bore away at the lateral distance of 20 cm between the boats.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 11, 16.1, 17

1. CRO 1256 to windward failed to keep clear of ITA 9625 to leeward, and broke RRS 11.

### DECISION

CRO 1256 is DSQ in race 6

**Date & Time:** 2023-04-08 19:25 CEST

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Heiko Thoelmann (GER)

**Committee Members:** Uros Zvan (SLO), Jan Winkler (CRO)