

# DECISION

Request No.: 13

## Protest

Event: BPER Banca Crotona Carnival Race - 1° Optisud 2024 Race Number: 8 silver  
Hearing Schedule: 2024-02-13 15:00

### PARTIES AND WITNESSES

Request No.: 13: Optimist - Juniors - ITA 9874 - Panvini Mattia  
Optimist - Juniors - ITA 9492 - Pagani Matilde

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Giuseppe Gentile – Jury member acted during the hearing as interpreter for ITA 9874.
2. Coach of ITA 9874 Nicola Biss attended the hearing as an observer.

### FACTS FOUND

1. ITA 9874 was sailing on the second upwind leg just windward of gate on port on a close-hauled course.
2. ITA 9492 was sailing downwind in proximity to ITA 9874.
3. ITA 9492 made a nose-dive into the water and luffed.
4. ITA 9492 turned to a closed-hauled course and continued sailing towards the finishing line without passing through the gate marks.
5. ITA 9492 finished 8th race.
6. ITA 9492 was aware before crossing the finishing line that she did not round the gate marks.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 2, RRS 28

1. ITA 9492 failed to sail the course, and broke RRS 28.1. RRS 28.2 does not permit her to correct this error after crossing the finishing line.
2. By knowingly breaking rule 28 and not taking the appropriate penalty, ITA 9492 failed to compete in compliance with the principles of sportsmanship and fair play, and broke RRS 2

### DECISION

ITA 9492 is to be scored DNE in race 8.

**Date & Time:** 2024-02-13 15:24 CET

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Jesper Wilken (DEN)

**Committee Members:** Giuseppe Gentile (ITA), Uros Zvan (SLO), Giacinto Tesoriere (ITA), Ewa Szyfter (POL)