

DECISION

Request Number: 9

Protest

Event: Hydrofoil Pro Tour Race Number: 9

Hearing Date: 2017-08-06

PARTIES AND WITNESSES

Initiator: TUR 33 - Ejder Ginyol

Respondent(s): USA 30 - John Von Tesmar

Witnesses: None

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. On the 2nd windward leg approaching the windward mark TUR 33 was on starboard, USA 30 on port.
2. USA 30 capsized and while recovering TUR 33 altered course to avoid contact going below USA 30.
3. USA 30 recovered, and took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

USA 30 was recovering and is required to keep clear of TUR 33, which she did not and broke RRS 23.2.

DECISION

USA 30 did their penalty turn. No further penalty necessary.

Date & Time: 2017-08-06 18:24 PDT

PROTEST COMMITTEE

Chaired By: Donald Wieneke (USA)

Committee Members: Nadine Franczyk (USA), Justin Oberbauer (USA), Dick Watts (USA), Donald Wieneke (USA)

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