

# DECISION

## Protest

Event: SSS Three Bridge Fiasco Race Number: 1  
Hearing Date: 2019-02-01

Protest/Request Number: 01

### PARTIES AND WITNESSES

**Party Protesting:** Moore 24 - Dbl Handed - 39 - Further - Matt Noble

**Parties Being Protested:** J32 - Dbl Handed - 64 - La Dolce Vita - John Riley

**Witnesses:** Molly Noble, Further

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required Not necessary under 61.1(a)(4)

**DECISION:** Protest Valid

### PROCEDURAL MATTERS

1. At the opening of the hearing, Jim Vickers disclosed he was the PRO for the race and that he brought with him pictures and video that might contain relevant evidence. Both parties and the remainder of the panel accepted Jim Vickers as a member of the panel for the hearing, acknowledging his conflict as PRO.

### FACTS FOUND

1. The wind was 10 to 12 knots with very little current and flat water.
2. Further was reaching on a port tack just after the finish sailing toward the starboard mark to round outside the finish line.
3. La Dolce Vita was reaching on starboard just after the finish to pass astern of Further.
4. At about two to three boat lengths away La Dolce Vita luffed slightly to windward to a collision course with Further.
5. Within one boat length, La Dolce Vita luffed head to wind when it became apparent Further was not going to keep clear.
6. Within half a boat length, when Further became aware they were on a collision course with La Dolce Vita, she altered up and then down to slow down but collided with La Dolce Vita mid boat.
7. The collision caused a hole in La Dolce Vita about one foot below the toe rail.
8. Neither boat took a penalty.
9. Both boats finished and did not retire.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. Neither boat had yet cleared the finish line and thus were still racing.
2. Further on port failed to keep clear of La Dolce Vita on starboard, as required by RRS 10
3. It was not reasonably possible for Further to avoid contact with La Dolce Vita.
4. La Dolce Vita, the right-of-way boat, changed her course and failed to give Further, room to keep clear, as required by RRS 16.1
5. It was reasonably possible for La Dolce Vita, the right-of-way boat, to avoid contact with Further, but she failed to do so, as required by RRS 14.
6. Further was compelled to break a rule by the actions of La Dolce Vita and is exonerated under RRS 64.1.

### DECISION

La Dolce Vita is to be scored DSQ for the Three Bridge Fiasco.

**Date & Time:** 2019-02-01 20:57 PST

### PROTEST COMMITTEE

**Chaired By:** Grant Baldwin (USA)

**Committee Members:** James Vickers (USA), Paul Zupan (USA)

Printed: 24 Mar 06:48