

# DECISION

Protest

**Request Number: 01**

**Heard Jointly With Number(s): 02**

**Event:** SYC Classic Boat Invitational    **Race Number:** 3  
**Hearing Date:** 2019-08-08

## PARTIES AND WITNESSES

**Initiator:** Knarr - 138 - Cahoots - James Scarbrough

**Respondent(s):** Knarr - 111 - Gjendin - Graham Green

## 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

The protest was timely filed. No conflicts of interest were declared or alleged. The parties both hailed protest immediately after the incident.

Protest Valid.

## FACTS FOUND

1. Race 1 was in 18 knots of breeze in moderate flood.
2. 138 and 111 were sailing upwind towards a weather mark on port tack.
3. 111 was one half boat length to windward of and astern of 138.
4. 138 tacked onto starboard.
5. 111 immediately luffed sharply to begin tacking.
6. Immediately thereafter, the bow of 111 made contact with 138 amidships on the port side.
7. As a result of the collision, 138 was dismasted and one of her crew fell overboard and suffered minor injury.
8. 138 retired from the race. 111 finished the race.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

1. 111 on port failed to keep clear of 138 on starboard, as required by RRS 10.
2. When acquiring right of way, 138 failed to initially give 111 room to keep clear as required by RRS 15.
3. It was not reasonably possible for 111 to avoid contact with 138 when it was clear that 138 was not giving room to keep clear.
4. 111 broke RRS 10 while she was sailing within the room to which she was entitled but is exonerated under RRS 21.

## DECISION

Protest upheld. No further penalty.

**Date & Time:** 2019-08-08 19:40 PDT

## PROTEST COMMITTEE

**Chaired By:** Danielle Lawson (USA)

**Committee Members:** Mays Dickey (USA), Paul Zupan (USA)

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