

DECISION

Request Number: 1

Protest by PC

Event: 29er US NATIONAL CHAMPIONSHIP Race Number: 2-3

Hearing Date: 2017-07-26

PARTIES AND WITNESSES

Initiator: Protest Committee

Respondent(s): 29er - HKG 2521 - matthew clark

Witnesses: Kirk Brown

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit RRS 61.1 (b)

Incident Identified: Yes

Proper Hail: Hail not required 61.1 (b)

Red Flag Displayed: Not required 61.1 (b)

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. Jury secretary attempted to notify the protestee via public announcement, text, and email. Protest was posted on protest notice board within the time limit. Protestee did not attend hearing. Hearing commenced under 63.3(b).
2. Protest was filed by PC and met all requirements of 61.1(b).
3. While alongside a coach boat and near Jury 3 boat, crew of HKG 2521 intentionally threw a banana peel into the ocean. Jury 3 picked up the peel and returned it to the coach boat. HKG 2521 apologized.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. HKG 2521 intentionally put biodegradable trash in the water, a breach of rule 55.

DECISION

Protest Upheld

HKG 2521 shall be scored DPI for race 3. Her points for race 3 shall be the same as the score for DNF, TLE for that race.

Date & Time: 2017-07-26 10:41 PDT

PROTEST COMMITTEE

Chaired By: Ben Fels (AUS)

Committee Members: Kim Kymlicka (USA), Randy Smith (USA)

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