

DECISION

Request to Reopen

Request No.: 27

Heard Jointly With Number(s): 25

Event: 40° Lake Garda Meeting Optimist Race Number: 7
Hearing Schedule: 2022-04-17 15:00

PARTIES AND WITNESSES

Request No.: 27: Junior - Gold fleet - SWE488 - Winner Team - Malcolm Dahlberg

Protest Committee

Request No.: 25: Junior - Gold fleet - SWE488 - Winner Team - Malcolm Dahlberg

Protest Committee

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 committee decided that new evidence became available within a reasonable time and reopened on its own the hearing No. 23 on 16th April 2022 in accordance with RRS 66.1.

FACTS FOUND

SWE 488 presented video of the starting procedure in which the alleged incident took place.

The video was provided by the OA and is publicly available.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RR2 66.1

The evidence that [BOAT A] plans to present is new and might be significant. Therefore, the requirements in RRS 66.1 for reopening the hearing are met.

DECISION

Hearing No. 23 will be reopened.

Date & Time: 2022-04-17 15:24 CEST

PROTEST COMMITTEE

Chaired By: Piero Occhetto (ITA)

Committee Members: Riccardo Savorani (ITA), Mina Stanikic (SRB), Rainer Kornfeld (AUT), Holger Herburger (GER), Ulrich Fischer (GER)

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