

DECISION

Request No.: 03

Protest

Event: Zhik 60th Sabot National Championships Race Number: 4
Hearing Schedule: 2024-01-02

PARTIES AND WITNESSES

Request No.: 03: Sabot - 1 up - 7016 - Poker Face - Laken Eaton

Sabot - 1 up - 7128 - Breezy - Alyssa Mathieu

Witnesses: Kelson Eaton - 7016, Bonnie Eaton (Videographer) - 7016, Kalen Linton - 7128, Jan Kemp - Jury

Interpreters: N/A

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed Yes - agreed by both parties

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

Observers allowed - both signed observer declarations

Video evidence was not forthcoming in a reasonable time frame or format to view. Protestee was not able to supply the video at the hearing which was held two days after the protest was lodged. Ample time was also allowed in the hearing for the protestee to produce this evidence.

Hearing checklist completed and attached.

FACTS FOUND

7128 and 7016 sailing downwind on Leg 5 of Race 4 on 31/12/23.

Wind speed 8-12 knots sea state choppy.

Conditions present allowed for the boat to surf and plane on waves.

7128 was trimming their sail and boat in response to the wind and waves present on the course.

Jury was present on the course as observers and did not observe any breaches of RRS 42 by 7128 during Race 4.

There was no evidence provided that proved, on the balance of probabilities, that 7128 was rocking or ooching as alleged by 7016 at the time in question.

Diagram: No Diagram Needed

CONCLUSIONS AND RULES THAT APPLY

Rules: Rule 42

No action by 7128 was found to break RRS 42

DECISION

Protest dismissed.

Date & Time: 2024-01-02 21:34 UTC

PROTEST COMMITTEE

Committee Type Protest Committee

Chaired By: Greg Kemp (AUS)

Committee Members: Neville Willis (AUS), Jan Kemp (AUS)