

# DECISION

Request No.: 24

## Protest

Event: 39 Copa del Rey MAPFRE Race Number: 11  
Hearing Schedule: 2021-08-07 16:05

### PARTIES AND WITNESSES

**Request No.: 24:** CLUBSWAN 42 - Swan 42 - USA 4203 - RAVING SWAN - STUBLER NATHALIE

CLUBSWAN 42 - ESP 9999 - ELENA NOVA - RODRIGO SANZ

**Witnesses:** GER4251 AFONSO DOMINGOS, ROU1 FEDERICO ARMENANJAS

### 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

USA4203 JEROME STUBLER  
ESP9999 DAVID MADRAZO

### FACTS FOUND

1. WIND 16 KNTS
2. SEA STATE CHOPPY WAVES
3. USA TO STARBOARD, OVER THE LAYLINE, WITH BOAT SPEED 7 KNTS
4. ESP TO PORT, WITH THE SAME SPEED
5. USA AND ESP SAILING TO MARK No1 ON COLLISION COURSE, OUTSIDE THE ZONE
6. WHILE ESP WAS PASSING HEAD TO WIND USA LUFFED AT A DISTANCE LESS THAN 1,5m
7. NO CONTACT
8. NO BOAT TOOK ANY PENALTY

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 13

After passing head to wind and before being on a close-hauled course, ESP failed to keep clear of USA. ESP broke RRS 13.

### DECISION

**Date & Time:** 2021-08-07 17:12 CEST

The Protest is Upheld  
ESP 9999 (ELENA NOVA) DSQ IN RACE 11 (FINAL 5)

### PROTEST COMMITTEE

**Chaired By:** Romain Gautier (FRA)

**Committee Members:** Laura German (AUS), Yannis Kleidonas (GRE)