

DECISION

Request No.: 02

Protest and Request for Redress

Event: 2° Lupo Cup 420 Race Number: 3
Hearing Schedule: 2022-04-20 17:25

PARTIES AND WITNESSES

Request No.: 02: 420 - 57219 - Bavaria - Valentina Steinlein

420 - GER 57222 - Felicitas Spitz

Witnesses: Video

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

- Hearing No. 02 was heard together with Hearing No. 03 in accordance with RRS 63.2 since both hearings arose from the same incident.
- The arbitrator decided that arbitration is not appropriate.

FACTS FOUND

- Race 3 leg 5
- Wind 10kts Wave 40 cm
- At the zone, GER 57219 MDx sails inside engaged just below the lay line, 40 cm downwind of GER 57222 MDx, in turn engaged inside of GER 56912 MSX at 1 L lateral distance, all three boats sail parallel courses, in direction of the course;
- At 1,5 L from the mark, GER 57219 in quick succession luffed, bore away, gybes and jumps the mark, breaking the engagement with both GER 57222 and GER 56912 1 L ahead;
- GER 57222 holds her course, luffed, gybes and passes the mark 1m away, breaking her engagement with GER 56912, 0,5 L ahead;
- GER 56912 holds the course, luffs, turns and passes the mark behind GER 57222
- GER 57219 continues the course, arrives, and immediately retires;
- GER 57222 and GER 56219 do not execute any penalty and continue the race.
- No contact between the boats Prova 3 lato 5

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 18.2(b) e RRS 11 RRS 44.1(b)

-
1. GER 57222 outside overlapped at the zone, failed to give GER 57219 mark-room, and broke RRS 18.2(b)
 2. GER 57222 to windward failed to keep clear of 57219 to leeward, and broke RRS 11.
 3. Since GER 57219 gained a significant advantage in the race by, her penalty was to retire as required by RRS 44.1(b).

DECISION

Date & Time: 2022-04-21 08:40 CEST

- GER 57222 is DSQ in race 3
- GER 57219 has taken an applicable penalty and is not further penalized
- Redress is not given to GER 57219

PROTEST COMMITTEE

Chaired By: Carmelo Paroli (ITA)

Committee Members: Federico Osti (ITA), Paolo Alquati (ITA)