

# DECISION

Request No.: 31

## Request to Reopen

Event: 40 Copa del Rey MAPFRE Race Number: F4  
Hearing Schedule: 2022-08-06 17:30

### PARTIES AND WITNESSES

**Request No.: 31:** ORC - 3 - ESP7625 - TANIT 4-MEDILEVEL - NACHO CAMPOS

ORC - 3 - ESP8471 - NEMOX - JOSE FRANCISCO ROMERO

**Witnesses:** DOMINIQUE LUNA, Skipper boat DJANGO, FRA53218

### 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

Tanit presented a video that was not available at the time of the hearing.

That video shows that the IJ may have made a significant error so the request for reopening is upheld.

### FACTS FOUND

Both boats were sailing upwind approaching the windward mark.

Tanit was sailing on starboard and Nemox on port.

The boats enter the zone on opposite tacks.

Tanit was about 5 meters over the layline.

Nemox tack inside the zone about 1 boat length from layline and overlapped to windward of Tanit.

Tanit bore away at a distance of 2 meters from Nemox and, at that time, Tanit was aiming to about 1 to 2 meters from Nemox's stern.

Tanit crossed about 2 meters behind Nemox.

Both boats rounded the mark overlapped.

There was no contact and no boat took a penalty

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 10, 14, 66, Case 50

There was a reasonable apprehension of a collision from Tanit.

Nemox failed to keep clear as a port tack boat.

### DECISION

Nemox is DSQ in race F4

**Date & Time:** 2022-08-06 18:32 CEST

### PROTEST COMMITTEE

**Chaired By:** Miguel Allen (POR)

**Committee Members:** Miguel Allen (POR) Marco Mercuriali (ITA)