

DECISION

Request Number: 10

Protest

Event: 2018 Melges 24 Canadian Championship Race Number: 5

Hearing Date: 2018-06-04

PARTIES AND WITNESSES

Initiator: Melges 24 - Corinthian Fleet - USA 26 - CougarHunter - Jeff Vernon

Respondent(s): Melges 24 - Corinthian Fleet - USA 352 - Banshee 3 - Ed deTar
Melges 24 - Corinthian Fleet - GBR 691 - Team Barbarians - Stuart Simpson

Witnesses: Ben Mumfod skipper boat 184.

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

FACTS FOUND

Boat 026 represented by Scott Wilson

Boat 691 represented by Marty O'Leary

Boat 352 represented by Brad LaPratt

Boat 691 (A pink), 184 (B Yellow), 026 (C Blue), and 352 (D Green) were approaching the finish line pin end boat.

691 on Port lay line with 184 overlapped to windward.

026 clear ahead and 1.5 boat lengths above 352 who was above lay line to pin boat.

When 1 boat length from the pin, boat 352 gybed to port. Simultaneously 026 turned down to gybe.

While 026 was gybing there was contact between 026's leeward aft stanchion and 691's port hull causing damage to both boats.

Simultaneously 691's starboard hull contacted the bow of the pin boat causing damage to 691.

The aft starboard station is bent and there is a scratch in the gel coat of C

There is a dent in the port side hull and a scratch in the starboard hull of A.

The keel bulb of 691 caught the anchor line of the pin line boat.

There were no injuries no boat took a penalty.

Diagram: Protest Committee diagram attached

CONCLUSIONS AND RULES THAT APPLY

026 failed to give mark room to 691 per rule 18.2(b). 026 Also failed to avoid contact with 691 when it was reasonably possible to do so per rule 14.

691 touched a mark of the course and there for broke rule 31, but is exonerated per rule 21 because she was sailing within the mark room to which she was entitled.

It was not reasonably possible for 691 to avoid contact therefor she did not break rule 14.

DECISION

Boat 026 is DSQ in race 5

Date & Time: 2018-03-06 00:00 PST

PROTEST COMMITTEE

Chaired By: Rick Hatch (CAN)

Committee Members: Jared Hickman (USA), Michael Turner (CAN)

Written Decision Requested By: Marty O'Leary