

# DECISION

Request Number: 01

Protest and Request for Redress

Event: Hydrofoil Pro Tour Race Number: 8

Hearing Date: 2018-06-09

## PARTIES AND WITNESSES

**Initiator:** Hydro foil - Hydrofoil - 09 - Mike Martin

**Respondent(s):** HydroFoil - Grand Master - USA 30 - OCC Malolo (Flying Fish) - Kevin Growney

## 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

1. Grant Baldwin was on the race course and did not see the incident.
2. Mays Dickey was on the RC boat and did not witness the incident.
3. No objections from the protestor.
4. Kevin Growney was notified but did not attend the hearing.
5. 09 was to leeward and ahead of 30 about 10 seconds before the start
6. 30's kite came down between the lines of 09's kite causing a tangle.
7. both kites retired from Race 8.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

1. 30 clear astern failed to keep clear of 09 clear ahead, as required by RRS 12.
2. The PC did not find a connection between the incident and the damage that prevented 09 from finishing Race 9.

## DECISION

**Date & Time:** 2018-06-09 18:09 PDT

1. Protest Upheld
2. 30 to be scored RCT in race 8
3. 09 is to be scored in race 8 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races sailed before the last scheduled day of the series, except race 8. This shall not change the score of the other boats.

## PROTEST COMMITTEE

**Chaired By:** Grant Baldwin (USA)

**Committee Members:** Mays Dickey (USA), Danielle Lawson (USA), Paul Zupan (USA), Grant Baldwin (USA)

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