

# DECISION

Request Number: 6

## Protest

Event: Alcatel J/70 World Championship Race Number: 5

Hearing Date: 2016-09-28

### PARTIES AND WITNESSES

**Initiator:** J70 USA 29 Prime Number

**Respondent(s):** J70 USA 153 Surge

**Witnesses:** Mark Foster

### 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 Incident/damage was obvious to each party.

### PROCEDURAL MATTERS

### FACTS FOUND

1. The hearing proceeded under RRS 63.3 as the protestee did not appear at the hearing.
2. At the finish of Race 5, USA 29 was approaching the pin end of the finish line on starboard gybe.
3. USA 153 was approaching USA 29 on port gybe on a collision course.
4. Boats were overlapped when the first of them entered the zone.
5. USA 153 gybe to starboard very near USA 29.
6. USA 29 crash gybed releasing his genaker.
7. USA 29 collided with the Pin boat anchor rode, fouling her keel and incurring unspecified damage to her hull
8. The contact caused damage to the Race Committee boat.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. USA 153 failed to keep clear of USA 29 and broke RRS 10.
2. USA 153 failed to give Mark Room to USA 29 and broke RRS 18.2(b).
3. USA 29 broke RRS 31, but is exonerated under RRS 21(b).

### DECISION

Protest Upheld

USA 153 shall be scored DSQ for Race 5.

**Date & Time:** 2016-09-28 20:05 PDT

### PROTEST COMMITTEE

**Chaired By:** Glenn Oliver (USA)

**Committee Members:** Luca Babini (ITA), Grant Baldwin (USA), Thorsten Doebbeler (GER), Warren Nethercote (CAN), Glenn Oliver (USA)

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