

DECISION

Request Number: 4

Protest

Event: Hydrofoil Pro Tour - La Ventana Race Number: 4

Hearing Date: 2017-03-27

PARTIES AND WITNESSES

Initiator: Grand M - 60 - Gabor Vagi

Respondent(s): Senior - 64 - Michael Brodeur

Witnesses: Will Cyr for 60

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. Race 4, second windward leg.
2. 64 capsized after rounding the windward mark and was just recovering from the capsize sailing on port roughly 30 meters from the mark.
3. 60 was on a starboard tack just approaching the windward mark and slowed to cross to windward of 64 to avoid contact.
4. 60 capsized while avoiding contact with 64's kite.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

64 failed to keep clear of 60 breaking RRS 10

Rule 62 does not apply where there is no damage, injury or tangle.

DECISION

Redress Denied

Date & Time: 2017-03-27 18:02 PDT

PROTEST COMMITTEE

Chaired By: Francisco Jauregui (MEX)

Committee Members: Elias Gonzalez (MEX), Francisco Jauregui (MEX), Paul Zupan (USA)

Printed: 09 Aug 19:18