

DECISION

Request Number: 6

Protest and Request for Redress

Event: Hydrofoil Pro Tour - La Ventana Race Number: 3

Hearing Date: 2017-03-27

PARTIES AND WITNESSES

Initiator: Senior - 7 - Will Cyr

Respondent(s): Senior - 64 - Michael Brodeur

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. The hearing was held without the protestee under RRS 63.3.
2. 7 was sailing on starboard laying the windward mark.
3. 7 was clear ahead at the zone.
4. 64 was sailing on starboard overtaking 7 to windward
5. 64 turned down in front of 7 just as 7 was at the windward mark.
6. 7 intentionally capsized immediately after the mark to avoid contact with 64.
7. 32 unable to avoid 7, collided with 7's board causing damage to the fiberglass.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

64 failed to give 7 mark-room breaking 18.2(a).

The damage did not significantly affect the score of 7 in race 3.

DECISION

Protest Upheld

64 is to be scored DSQ for race 3.
Redress is denied.

Date & Time: 2017-03-27 18:28 PDT

PROTEST COMMITTEE

Chaired By: Francisco Jauregui (MEX)

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

Printed: 09 Aug 19:18