

**DECISION**  
Request to Reopen

**Request No.: 08**

**Heard Jointly With Number(s): 07**

Event: 2021 Lanzarote International Regatta Race Number: 3  
Hearing Date: 2021-03-21

**PARTIES AND WITNESSES**

**Request No.: 08:** 49er - EST 321 - Juuso Roihu

Protest Committee

**Request No.: 07:** 49er - EST321 - David Hussl

Protest Committee

**Witnesses:** DEN 7

**VALIDITY**

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Hail not required

**Red Flag Displayed:** Not required

**Decision:** Request Valid

**PROCEDURAL MATTERS**

EST 321 requested reopening.

**FACTS FOUND**

1. EST 321 claims that she has a new witness based on a video presented in the original hearing.
2. The new witness is DEN 7, a competitor in her fleet.
3. There are 22 boats in the fleet.

**Diagram:** Diagram not endorsed

**CONCLUSIONS AND RULES THAT APPLY**

1. It was reasonably possible for EST 321 to have discovered the evidence before the original hearing (see WS case 115)
2. The evidence that EST 321 plans to present is therefore not new. The requirements in RRS 66.1 for reopening the hearing are not met.

**DECISION**

Hearing No. 2 will not be reopened.

**Date & Time:** 2021-03-21 20:01 UTC

**PROTEST COMMITTEE**

**Chaired By:** Manuel Ken Gamito (POR)

**Committee Members:** Elliot Levy (USA), Andres Perez (ESP), Markus Schwendtner (GER), Luis Jordán de Quintana (ESP)