

DECISION

Protest and Request for Redress

Request Number: 19

Heard Jointly With Number(s): 18, 20

Event: Zhik 29er World Championship **Race Number:** 6
Hearing Date: 2017-08-04

PARTIES AND WITNESSES

Initiator: 29er - USA 2600 - Bella Casaretto

Respondent(s): 29er - USA 2454 - Nicolas Martin

Witnesses: Geoff Johnson (stationed on start line pin boat), called by the Jury

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. Video evidence filmed aboard the Race Committee Vessel was viewed.
2. Black flag was displayed at the preparatory signal.
3. At the pin end of the line, USA2600 to leeward of USA2311 to leeward of USA2590 were on starboard tack slowly approaching the line to start.
4. About 10 seconds before the start, USA2454 was on port tack converging with USA2600.
5. USA2454 tacked under USA2600 and soon after luffed quickly in an attempt to clear the mark.
6. USA2600 quickly luffed in response. There was no contact.
7. USA2311 held course and then luffed to avoid USA2600 but contact occurred between the boats.
8. USA2590 luffed in response to USA2311 but contact occurred between the boats.
9. USA2454 tangled with the anchorline of the pin-end Race Committee Vessel.
10. USA2600, USA2311 and USA2590 were scored BFD.
11. USA2600, USA2311 and USA2590 did not return to the pre-start side of the start line to start.
12. No boat took a penalty turn.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. Upon completing her tack, USA2454 was required by rule 15 to initially give room to USA2600 to keep clear as required by rule 11 and did so.
2. USA2600 was required by rule 16.1 to give room to USA2311 to keep clear as required by rule 11 and did so.
3. USA2311 failed to keep clear of USA2600 and broke rules 11 and 14. USA2600 did not break rule 14 as it was not reasonably possible for her to avoid contact.
4. USA2311 was required by rule 16.1 to give room to USA2590 to keep clear as required by rule 11 and did not do so. USA2311 broke rule 16.1 and 14.
5. USA2590 was required to keep clear of USA2311 and broke rule 11, but was compelled to do so and is exonerated under rule 64.1(a). USA2590 did not break rule 14 as it was not reasonably possible for her to avoid contact.
6. USA2600, USA2311 and USA2590 are not given redress as they did not start correctly. Refer WS Case 140.
7. As USA2311 was scored BFD, no further penalty applies as per rule 64.1(b).

DECISION

Protest Dismissed

Date & Time: 2017-08-05 18:45 PDT

PROTEST COMMITTEE

Chaired By: Ron Wood (USA)

Committee Members: Damien Boldyrew (AUS), Ben Fels (AUS), Elias Gonzalez (MEX), Don Martin (CAN)

