

# DECISION

Request No.: 03

## Protest and Request for Redress

Event: 2020 KiteFoil Open European Championships Race Number: 5  
Hearing Date: 2020-12-18

### PARTIES AND WITNESSES

Request No.: 03: USA 38 - Markus Edegran

POL 21 - Julia Damasiewicz

### 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

On the second upwind of race 5, USA 38 and POL 21 were beating on port, USA 38 clear astern of POL 21.

USA 38 established an overlap, 2 meters to leeward of POL 21.

POL 21 did not change course or the position of her kite.

5 seconds later, there was contact between the lines of the kites and the lines of USA 38 were damaged.

USA 38 capsized and did not finish race 5

No kiteboard took a penalty.

Diagram: Diagram not endorsed

#### CONCLUSIONS AND RULES THAT APPLY

POL 21 to windward did not keep clear of USA 38 to leeward, breaking rules 11 and 14.

It was reasonably possible for USA 38 to avoid the contact, therefore she broke rule 14.

The score of USA 38 was not made significantly worse in race 5 through no fault of her own, therefore she is not entitled to redress.

#### DECISION

Date & Time: 2020-12-18 15:49 GMT

POL 21 is disqualified from race 5.

No further penalty and no redress is given to USA 38

#### PROTEST COMMITTEE

Chaired By: Ewa Jodlowska (POL)

Committee Members: Manuel Santos e Silva (POR), César Sans (ESP)

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