

DECISION

Protest

Request Number: 05

Heard Jointly With Number(s): 04

Event: Tahoe Yacht Club Summer Beer Can Series **Race Number:**
Hearing Date: 2018-07-31

PARTIES AND WITNESSES

Initiator: PHRF - 3 - 77 - Moorigami - John Siegel

Respondent(s): PHRF - 3 - 143 - U Blow - Blake Hoffman

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. Moorigami was sailing downwind on port approaching the leeward mark.
2. U-Blow was to leeward sailing a higher course.
3. Moorigami and U-Blow entered the zone overlapped.
4. Moorigami hit the leeward mark to avoid a collision with U-Blow.
5. There was no contact between the boats.
6. Neither boat took a penalty.
7. Both boats finished.
8. Moorigami and U-Blow engaged in language at the incident and after which included personal insults including "asshole" and "bitch".

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. U-Blow as outside overlapped boat at the zone, failed to give Moorigami mark-room, as required by RRS 18.2(b)
2. Moorigami failed to avoid touching a mark of the course as required by RRS 31, but is exonerated under RRS 21(b).
3. By knowingly using inappropriate language, both boats failed to compete in compliance with the principles of sportsmanship and fair play, as required by RRS 2

DECISION

Date & Time: 2018-07-31 19:00 PDT

1. Protest Upheld
2. Moorigami is to be scored DSQ for race 4.
3. U-Blow is to be scored DSQ for race 4.

PROTEST COMMITTEE

Chaired By: Paul Zupan (USA)

Committee Members: Dan Hauserman (USA), Gary Redelberger (USA)

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