

DECISION

Request No.: 20

Request to Reopen

Event: 33rd Phuket King's Cup Regatta Race Number: 4

Hearing Date: 2019-12-06

PARTIES AND WITNESSES

Request No.: 20: Bareboat B - S7 - INLOVA

Protest Committee

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

This is a request to reopen case 13.

FACTS FOUND

Inlova claimed that she was not aware that 385 did not sail the course until she received a phone call 40 minutes after race 6 to look at a video to see that 385 did not sail the course.

Jury is satisfied that S7 passed through the gate within a few boat lengths of 385 and could have observed 385 as she has passed through the gate and could then inform 385 of her intention of the protest at the finish of race 4.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

The Jury did not make a significant error when it ruled original protest invalid and no evidence was presented that was not available at the time of the original hearing.

DECISION

Request to reopen is denied.

Date & Time: 2019-12-06 19:50 +07

PROTEST COMMITTEE

Chaired By: John Doerr (GBR)

Committee Members: Marijke van Wijngaarden (THA), Christiane Admiraal (NED), Ewa Jodlowska (POL), Rut Subniran (THA)

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