

# DECISION

Protest by PC and Request for Redress

Request No.: 05

Heard Jointly With Number(s): 04

Event: 2023 RVYC Wednesday Night Racing Race Number: 9  
Hearing Schedule: 2023-08-17

## PARTIES AND WITNESSES

**Request No.: 05:** Martin 242 - One Design - 259 - Shifting Gears - Greg Julian

Martin 242 - One Design - 213 - Woodstock - Brooklyn Sutherland

**Request No.: 04:** Martin 242 - One Design - 259 - Shifting Gears - Greg Julian / Paul Childs

**Witnesses:** Peter Grimm

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Hail not required Serious damage to both boats

**Red Flag Displayed:** Not required Serious damage to both boats

**Decision:** Request Valid

## PROCEDURAL MATTERS

PC initiated protest due to serious damage to both boats

## FACTS FOUND

1. West 8-10 kn.
2. The incident occurred 1/3 of the way up the 1st windward leg.
3. 259 on stbd with 213 also on stbd two boat lengths to leeward and two boat lengths ahead of 259.
4. 213 tacked to port and then bore away. The boats converged.
5. 259 luffed to avoid 213.
6. Boats collided. The bow pulpit of 259 hit the stbd shroud of 213.
7. There was serious damage to both boats and both boats retired.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

**Rules:** 10 and 14

1. 213 on port failed to keep clear of 259 on starboard, and broke RRS 10
2. 213 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for 259, the right-of-way boat to avoid contact with 213 when it became clear that 213 was not keeping clear. 259 did not break RRS 14.

## DECISION

**Date & Time:** 2023-08-21 20:18 PDT

213 is DSQ in race 9, on Aug.16th.

Redress is given to 259. 259 is to be scored in races 9, 10 and 11 of the August series points equal to 12. No other boat's score shall change.

**PROTEST COMMITTEE**

**Committee Type** Protest Committee

**Chaired By:** Tom Sitar (CAN)

**Committee Members:** Don Martin