

# DECISION

**Request Number: 1**

## Protest

**Event:** Rolex Big Boat Series    **Race Number:** 2

**Hearing Date:** 2016-09-15

### PARTIES AND WITNESSES

**Initiator:** J/105 USA 147 JuJu

**Respondent(s):** J/105 USA 405 Moonshine

### 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. 147, on starboard tack and close to head-to-wind, was one length below and slightly to the right of the signal boat within the last minute prior to the start of race 2.
2. 405, windward of 147 and also on starboard, sailed on a reaching course into the starboard quarter of 147.
3. There was damage to 147 and to 405.
4. 405 admitted fault in the incident.
5. Both boats retired from the race before the start. 147 retired in order to attend to an injured crew member.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. 405 broke rules 11 and 14.
2. By retiring from the race, 405 has taken her penalty and cannot be penalized further.
3. 147 could not act to avoid contact when it became clear that 405 was not keeping clear. Therefore, she did not break rule 14.

### DECISION

**Date & Time:** 2016-09-15 16:35 PDT

Redress Granted

1. 147 is to be scored points equal to the average, to the nearest tenth of a point (0.05 to be rounded upward), of her points in all the races in the series prior to the last day of the regatta, except the race in question.<br>2. This score shall be applied to 147 after she has sailed one more race.

### PROTEST COMMITTEE

**Chaired By:** John Pratt (USA)

**Committee Members:** Luca Babini (ITA), Bill Bell (AUS), Thorsten Doebbeler (GER), K Hawkins (USA)

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