

Arbitration Guidelines

1. Summary:

- a. BOAT on BOAT only
- b. If witness needed, if injury, if serious damage, if not both parties → PC hearing
- c. STOP if: Injury, serious damage, significant advantage, only 1 party, or witness needed
- d. Arbitrate Part 2 or 31 breaches only
- e. Arbitrator decides arbitration or not: complicated, other boats involved

2. Arbitrator's opinion

- a. Valid or not-valid
- b. No penalties
- c. One or both boats penalized. Identify boats and penalties
- i. Judge's manual says OK to state rules that apply

3. Outcome AFTER meeting

- a. Post-race penalty of 30%.
 - i. Written on protest form "I _____ agree to take a post-race penalty of 30%." *Signature & date*
 - ii. Written on protest form "I _____ agree to withdraw this protest." *Signature & date of protestor*
- b. Boat may request to withdraw protest. Arbitrator may say YES or No for PC.

4. Arbitrator reads to the parties after the arbitration meeting done:

“In the protest hearing if either of you believe the other party is changing their testimony from what they said in the arbitration meeting, it is your right to say so during that hearing. If this happens, the hearing panel chairman may call the arbitrator in as a jury witness. If either party is found to have changed their testimony between the arbitration meeting and the protest hearing, the Protest Committee may consider this misconduct and proceed under RRS 69.2(b). Do you both understand?”

Walter Mielke

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