

# DECISION

Request No.: 02

## Protest

Event: ORC Mediterranean Championship - Campionato Nazionale Medio e Basso Tirreno Race Number: 3  
Hearing Schedule: 2023-05-21 15:00

### PARTIES AND WITNESSES

Request No.: 02: ORC - Class A (16.400 > CDL > 11.690) - ITA 4888 - TESTACUORE - ROBERT PETHICK  
ORC - Class A (16.400 > CDL > 11.690) - IVB 1997 - BEAU GESTE - KARL KWOK

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes                      The red flag was displayed 1 minute after the incident

**Decision:** Request Invalid

### PROCEDURAL MATTERS

1. ITA 4888 was represented by Francesco Ivaldi.
2. IVB 1997 was represented by Gavin Brady.
3. The member of the international jury Giuseppe D' Amico was not present during the hearing due to an emergency. The panel of the International Jury was properly constituted in accordance with RRS N1.5.

### FACTS FOUND

1. The alleged incident happened 10 seconds before the starting signal.
2. No earlier than 1 minute after the incident, ITA 4888 displayed a red flag.
3. IVB 1997 did not see a flag displayed by ITA 4888.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 61.1(a), 63.5, N1.5

1. ITA 4888 failed to conspicuously display a red flag at the first reasonable opportunity, as required by RRS 61.1(a).

### DECISION

**Date & Time:** 2023-05-21 15:14 CEST

The protest is invalid, the hearing is closed under RRS 63.5.

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Neven Baran (CRO)

**Committee Members:** Timo Haß (GER), Stavros Kouris (GRE), Marco Flavio Tosello (ITA)