

# DECISION

## Request to Reopen

Request No.: 11

Event: MELGES 24 European Championship 2021 Race Number: 1  
Hearing Schedule: 2021-09-09 18:10

### PARTIES AND WITNESSES

Request No.: 11: Melges24 - Corinthian - HUN 759 - Seven-Five-Nine - Csolto Akos  
Race Committee

### VALIDITY

**Objection to Jury:** No  
**Within Time Limit:** Within Time Limit  
**Incident Identified:** Yes  
**Proper Hail:** N/A  
**Red Flag Displayed:** N/A  
**Decision:** Request Valid

### PROCEDURAL MATTERS

### FACTS FOUND

1. In scoring inquiry process parties listened to the RC voice recordings and agreed upon timings. It took 45 min.
  2. At the original hearing the International Jury acted according the procedures.
- HUN 759 presented a video recorded by the official photographer of the event played on a smartphone with nearly no evidence
  - Listen testimony of two witnesses where
    - a) one witness testified to be uncertain if HUN 759 returned to pre-Start side but heard her number after a possible start again on the VHF being called OCS
    - b) the other witnesses overserving position was not agreed upon.
3. The hearing took 60 min.
- Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

Rules: 66

1. The allegations against the proceedings of the Protest Committee are unsubstantiated.
2. The protest committee did not make a significant error in the original hearing. Therefore, the requirements in RRS 66.1 for reopening the hearing are not met.
3. The evidence that HUN 759 plans to present is not new. Therefore, the requirements in RRS 66.1 for reopening the hearing are not met.

### DECISION

Date & Time: 2021-09-10 18:25 CEST

Hearing number no.3 will not be reopened.

### PROTEST COMMITTEE

**Chaired By:** Heiko Thoelmann (GER)  
**Committee Members:** Uros Zvan (SLO), Arto Kiiski (FIN), Vilmos Naray (HUN), Stanko Uzmah (SLO)