

DECISION

Request No.: 03

Protest

Event: ILCA North Americans Race Number: 5
Hearing Schedule: 2021-07-16 17:50

PARTIES AND WITNESSES

Request No.: 03: ILCA 6 (Radial) - 217312 - Coralie Vittecoq

ILCA 6 (Radial) - 170145 - Josh Goldberg

ILCA 6 (Radial) - 181847 - Julian Soto

Witnesses: Cristina Sakellaris, Sail 216177, called by Protestor.

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

1. No conflicts were alleged or disclosed. Katie Pettibone appeared on the panel via Zoom.
2. 170145 acknowledged hearing "protest" from the protestor.
3. During the hearing, the panel came to believe that 215725 may have broken a rule, closed the hearing, and initiated a protest.

FACTS FOUND

1. 217312 was on starboard tack approaching the windward mark.
2. Another unidentified boat was approaching on port tack to leeward of 170145.
3. 217312 bore away to avoid contact with the unidentified boat.
4. 217312 then luffed and made contact with 170145.
5. 170145 took a two-turn penalty.
6. At the hearing, the panel considered the mark rounding/finish sheets and the testimony of the parties and witnesses.
7. The panel is comfortably satisfied that protestee 181847, the boat listed in the hearing request, was not the boat identified in the protest filing.
8. No other boat took a penalty.
9. The panel is unable to identify the offending boat.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 14

1. 170145, on port, failed to keep clear of 217312 on starboard.
2. The panel is comfortably satisfied that the protestor misidentified 181847 as the offending boat.
3. It was not reasonably possible for 217312, the right-of-way boat, to avoid contact with 170145 when it

was clear that 170145 was not keeping clear. 217312 did not break RRS 14.

DECISION

Date & Time: 2021-07-16 21:57 PDT

The Protest is Upheld. 170145 took a penalty on the water. No further penalty is assessed.

PROTEST COMMITTEE

Chaired By: Francisco Jauregui (MEX)

Committee Members: Grant Baldwin (USA), Mays Dickey (USA), Katherine Pettibone (USA)

Printed: 2021-07-17 11:32