

DECISION

Request Number: 01

Protest

Event: SSS Three Bridge Fiasco Race Number: 1
Hearing Date: 2019-02-01

PARTIES AND WITNESSES

Initiator: Moore 24 - Dbl Handed - 39 - Further - Matt Noble

Respondent(s): J32 - Dbl Handed - 64 - La Dolce Vita - John Riley

Witnesses: Molly Noble, Further

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required Not necessary under 61.1(a)(4)

DECISION: Request Valid

PROCEDURAL MATTERS

1. At the opening of the hearing, Jim Vickers disclosed he was the PRO for the race and that he brought with him pictures and video that might contain relevant evidence. Both parties and the remainder of the panel accepted Jim Vickers as a member of the panel for the hearing, acknowledging his conflict as PRO.

FACTS FOUND

1. The wind was 10 to 12 knots with very little current and flat water.
2. Further was reaching on a port tack just after the finish sailing toward the starboard mark to round outside the finish line.
3. La Dolce Vita was reaching on starboard just after the finish to pass astern of Further.
4. At about two to three boat lengths away La Dolce Vita luffed slightly to windward to a collision course with Further.
5. Within in one boat length, La Dolce Vita luffed head to wind when it became apparent Further was not going to keep clear.
6. Within half a boat length, when Further became aware they were on a collision course with La Dolce Vita, she atlered up and then down to slow down but colided with La Dolca Vita mid boat.
7. The collision cause a hole in La Duce Vida about one foot below the toe rail.
8. Neither boat took a penalty
9. Both boats finished and did not retire.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. Neither boat had yet cleared the finish line and thus were still racing.
2. Further on port failed to keep clear of La Dolca Vita on starboard, as required by RRS 10
3. It was not reasonably possible for Further to avoid contact with La Dolca Vita.
4. La Dolca Vita, the right-of-way boat, changed her course and failed to give Further, room to keep clear, as required by RRS 16.1
5. It was reasonably possible for La Dolca Vita, the right-of-way boat, to avoid contact with Further, but she failed to do so, as required by RRS 14.
6. Futher was compelled to break a rule by the actions of La Dolca Vita and is exonerated under RRS 64.1.

DECISION

La Dolca Vita is to be scored DSQ for the Three Bridge Fiasco.

Date & Time: 2019-02-01 20:57 PST

PROTEST COMMITTEE

Chaired By: Grant Baldwin (USA)

Committee Members: James Vickers (USA), Paul Zupan (USA)