

5/22/15 8:56:00



Protest Form

also for requests for redress and reopening

Fill in and check as appropriate

Date and time received _____

Received by _____ Filing no. _____

Protest time limit _____

JWR
WJR

1. EVENT SBYCLNS Organizing authority SBYC Date _____ Race no. _____

2. TYPE OF HEARING

- Protest by boat against boat
- Protest by race committee against boat
- Protest by protest committee against boat

- Request for redress by boat or race committee
- Consideration of redress by protest committee
- Request by boat or race committee to reopen hearing
- Consideration of reopening by protest committee

3. BOAT PROTESTING, OR REQUESTING REDRESS OR REOPENING

Class F Sail no. 113 Boat's name LIBRA
 Represented by SERGEY LIBRANSKY Tel. 408 340 926 E-mail SNIBNAS@GMAIL.COM

4. BOAT(S) PROTESTED OR BEING CONSIDERED FOR REDRESS

Class F Sail no. - Boat's name HARD OF GOLD

5. INCIDENT

Time and place of incident 18:39:55 @ the start
 Rule(s) alleged to have been broken RULE 11.4 Witness(es) Both Boats Crew

6. INFORMING PROTESTEE How did you inform the protestee of your intention to protest?

- By hailing When? IMMEDIATELY AFTER Word(s) used Protest
- By displaying a red flag When? IMMEDIATELY AFTER
- By informing him/her in some other way Give details _____

7. DESCRIPTION OF INCIDENT (use another sheet if necessary)

5-10 SEC. TO the class F
 START LIBRA WAS OVERLAPPED
 LEWARD GOING TO the start.

LIBRA HAD A CONTACT WITH
 HARD OF GOLD LEWARD (PORT)
 SIDE OF HOG, WINWARD/BOU
 SIDE OF LIBRA.

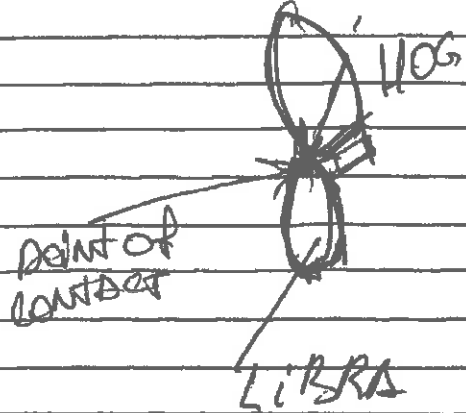
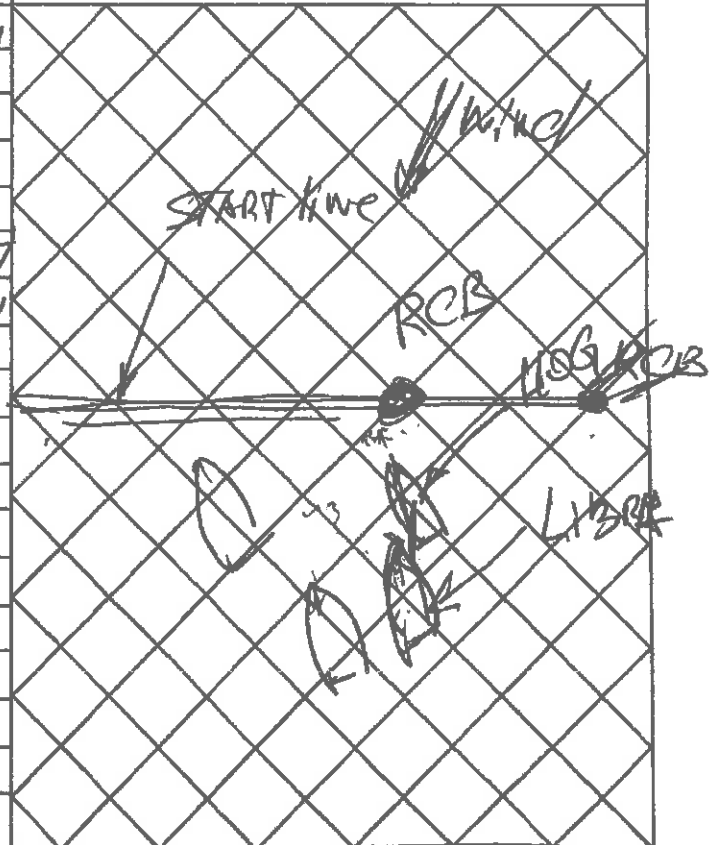


Diagram: one square = one hull length
 Show positions of boats, wind and current direction, marks.



THIS SIDE FOR PROTEST COMMITTEE USE <i>Fill in and check as appropriate</i>	Class: Division F Race: 5 Filing: 1 Heard together with numbers: N/A
---	---

<input type="checkbox"/> Withdrawal requested; signature:	<input type="checkbox"/> Withdrawal permitted
<input checked="" type="checkbox"/> Protest or request for redress/reopening, received within time limit	<input type="checkbox"/> Time limit extended
Protestor, or party requesting redress or reopening, represented by: Sergey Lubarsky	
Other party, or boat being considered for redress, represented by: Michael Kastrop	
Names of witnesses: Michael Weinman (Libra)	
Observers: Bill Adams (PRO), Gar Higgins (Libra)	
Remarks	
No objection about interested party	<input checked="" type="checkbox"/> No objections, declaration: GM and HO
Written protest or request identifies incident	<input checked="" type="checkbox"/> Yes, May 26 = race 5 MAY 22
'Protest' hailed at first reasonable opportunity	<input checked="" type="checkbox"/> Yes
No hail needed; protestee informed at first reasonable	<input type="checkbox"/>
Red flag conspicuously displayed at first reasonable opportunity	<input checked="" type="checkbox"/> Yes
<input checked="" type="checkbox"/> Protest or request valid; hearing will continue	<input type="checkbox"/> Protest or request invalid; hearing is closed

FACTS FOUND:

- 1) Northern Light (leeward) and Heart of Gold (windward) were overlapped on starboard tack, close hauled, approaching the starting line to start with 8 ft of lateral separation between them and sailing below hull speed.
- 2) Libra, on starboard tack, sailing a lower course and a knot faster than Heart of Gold was clear astern of Heart of Gold 10 seconds before the start.
- 3) Libra changed her course to windward, slightly higher than Heart of Gold, and overlapped her to leeward with three feet of lateral separation.
- 4) With 7 seconds remaining before the start, there was contact between Libra and Heart of Gold.
- 5) Contact was on the port side of Heart of Gold, 2.5 feet forward of her aftmost point, and on the starboard side of Libra, 1.5 feet aft of her foremost point.
- 6) There was no damage or injury to either boat.
- 7) No boat took a penalty.

Diagram of boat endorsed by committee. Committee's diagram is attached.

CONCLUSIONS AND RULES THAT APPLY:

- 1) Initially, Heart of Gold and Libra were on the same tack and clear ahead/ clear astern. Libra kept clear as required by rule 12.
- 2) Libra established an overlap to leeward of Heart of Gold which required Heart of Gold to keep clear, which she failed to do and broke rule 11.
- 3) When Libra established the overlap, right of way changed to her from Heart of Gold. With three feet of lateral separation (decreasing) and contact in three seconds, Heart of Gold did not initially have the space to maneuver to keep clear. After Libra acquired right of way, she failed to give Heart of Gold room to keep clear and broke rule 15.
- 4) As a consequence of Libra breaking rule 15, Heart of Gold was compelled to break rule 11 and is exonerated as required by rule 64.1(a).
- 5) It was not reasonably possible for Heart of Gold to avoid contact; she did not break rule 14.
- 6) It was possible for Libra to avoid contact, however since she was the right of way boat and there was no damage or injury she is exonerated as required by rule 14(b).

DECISION:

Boat **Libra** broke rule 15 and is disqualified from race 5
 penalized as follows

Redress: not given given as follows:
Request to reopen a hearing: denied granted

PROTEST COMMITTEE:

Members: Greg Meagher (Chair), John Super, Hans Opsahl, Mike Gross
Chairman's signature Greg Meagher (electronic)
Date and Time 5/28/2015 2050 hrs

Written decision requested
When
By whom
Date provided

City of London - London - England

