



Protest Form

also for requests for redress and reopening

Fill in and check as appropriate

Date and time received _____

Received by _____ Filing no. 2

Protest time limit _____

1. **EVENT** 2015 Friday Night Series Organizing authority South Beach Yacht Club Date 5 June 2015 Race no. 7

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 J105 Sail no. USA 103 Boat's name Aquavit

Represented by Donald Olgado Tel. 408-206-0070 E-mail olgado831@gmail.com

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

Class F Spinnaker 101-135 Sail no. 18619 Boat's name Northern Lights

5. INCIDENT

Time and place of incident 6:35:30

Rule(s) alleged to have been broken Rule 11 Witness(es) Both crews, HOG crew, Lightwave crew

6. INFORMING PROTESTEE

 How did you inform the protestee of your intention to protest?

By hailing When? Immediately Word(s) used Protest

By displaying a red flag When? within 1 minute

By informing him/her in some other way Give details _____

7. DESCRIPTION OF INCIDENT

(use another sheet if necessary)

30 seconds after gun, Northern Lights came up from XXXX came up above, then back down and hit us from

astern. The collision destroyed camera mounted on the pulpit. The foredeck on NL shouted repeatedly

to helmsman to come up. The collision from behind caused our boat to spin down causing collision with

HOG. Significant damage to my pulpit and furler system. NL hit us and turning up locked onto

pulpit hardware so that when they turned up it drove my boat down. NL broke rule 11, 12. Aquavit

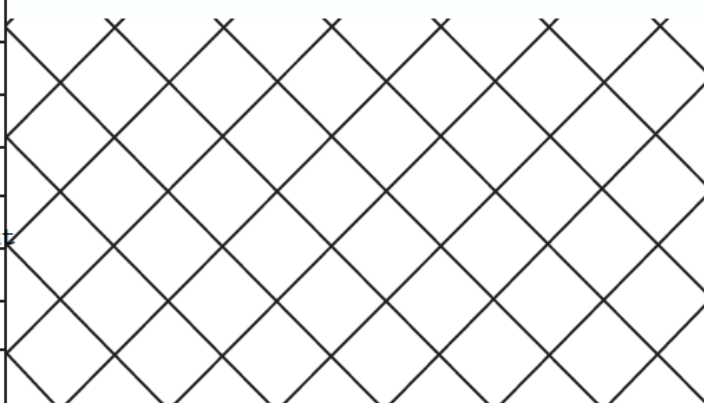
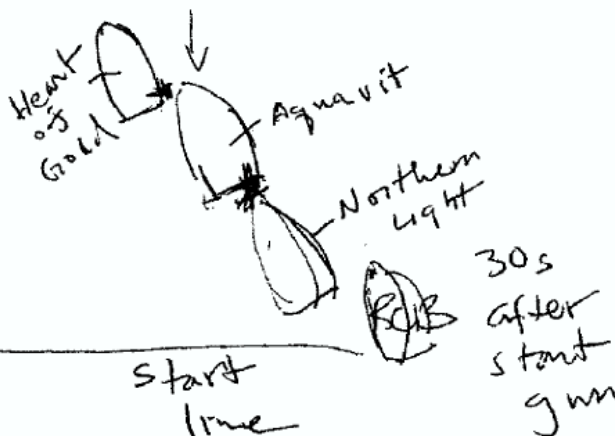
broke rule 11 in hitting HOG but should be exonerated because NL caused us to hit them. We

are also seeking redress for the race. We were the lead boat and could not operate the furler due to

damage from the collision. NL did penalty turns but serious damage was incurred. NL pulpit also shows

it was bent.

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





Protest Form

also for requests for redress and reopening

Fill in and check as appropriate

Date and time received _____

Received by _____ Filing no. 1

Protest time limit _____

1. **EVENT** 2015 Friday Night Series Organizing authority South Beach Yacht Club Date 5 Jun 2015 Race no. 7

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 Spinnaker 101-135 Sail no. 41327 Boat's name Heart of Gold
Represented by Robert Hu Tel. 650-464-5831 E-mail roberthu@me.com

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

Class J105 Sail no. 103 Boat's name Aquavit

5. **INCIDENT**

Time and place of incident Approximately 30-60 seconds after starting
Rule(s) alleged to have been broken Rule 11 windward/leeward Witness(es) Crew on both boats

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

- By hailing When? Immediately following contact Word(s) used "PROTEST!!"
- By displaying a red flag When? Immediately following contact
- By informing him/her in some other way Give details after returning to the harbor

7. **DESCRIPTION OF INCIDENT**

(use another sheet if necessary)

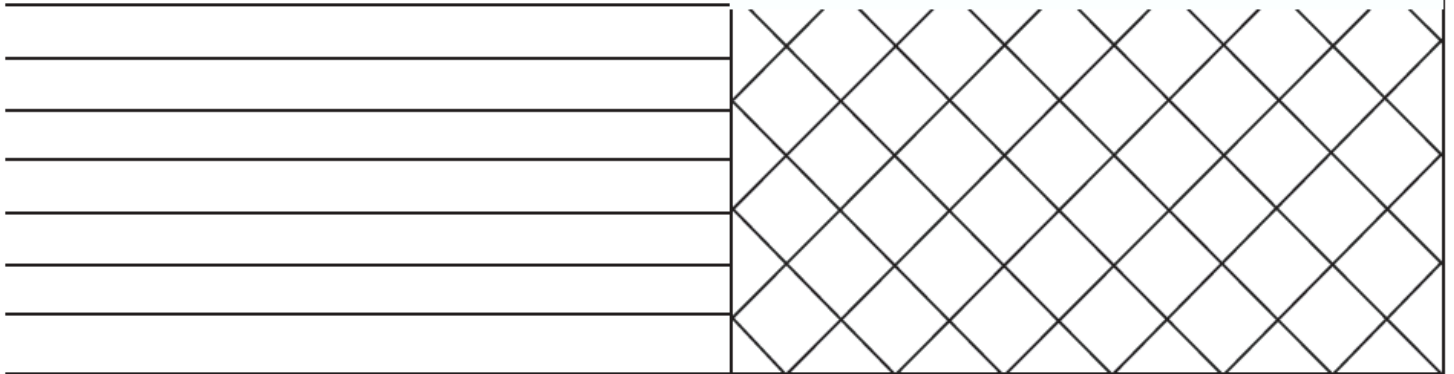
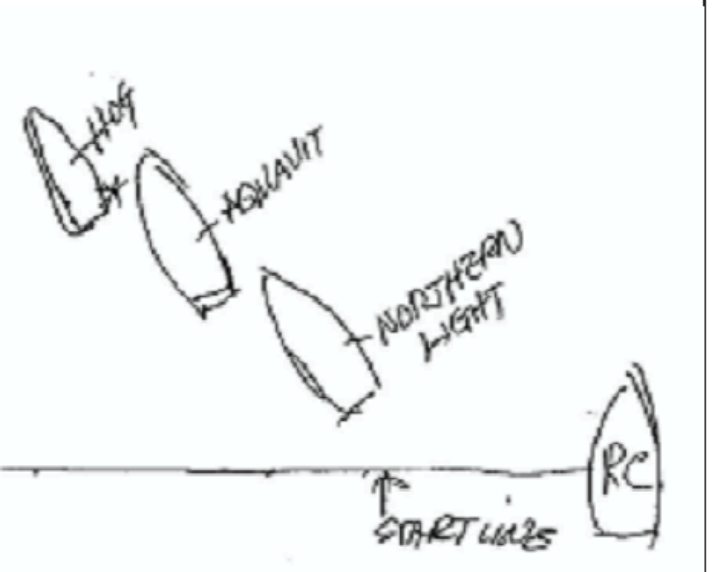
Diagram: one square = one hull length
Show positions of boats, wind and current direction, marks.

Heart of Gold to leeward of Aquavit
who is leeward of Northern Lights.

HOG & Aquavit both close hauled after
start.

HOG & Northern Lights had contact
which caused Aquavit's bow to fall
off which caused Aquavit's bow to
fall off and hit HOG 2 feet from aft
of HOG.

Racing Rule #11 same tack overlapped.



THIS SIDE FOR PROTEST COMMITTEE USE
Fill in and check as appropriate

Class _____ Race# 7 Filing# 1
Heard together with numbers 2

- Withdrawal requested; signature _____ Withdrawal permitted
 Protest, or request for redress or reopening, received within time limit Time limit extended

Protestor, or party requesting redress or reopening, represented by Heart of Gold - Robert Hu; Aquavit - Donald Olgado

Other party, or boat being considered for redress, represented by Rod Neathery

Names of witnesses Aquavit - Jeff Austin, Tomasz Skowronek; Northern Lights - Clement Rocha, Kirk McClelland

Interpreters _____ **Remarks**

No objection about interested party..... _____

Written protest or request identifies incident..... _____

'Protest' hailed at first reasonable opportunity..... _____

No hail needed; protestee informed at first reasonable opportunity..... Informed on dock after race

Red flag conspicuously displayed at first reasonable opportunity..... Not required per RRS 61.1(4)

Protest or request valid; hearing will continue **Protest or request invalid; hearing is closed**

FACTS FOUND

All boats were close hauled.

Position 1

Northern Lights (green) was clear astern of Aquavit (blue).
Heart of Gold (yellow) was leeward of Aquavit with 4 feet of overlap.

Position 2

Northern Lights struck the starboard side of Aquavit's transom.

Position 3

Aquavit spun and hit Heart of Gold 2 feet forward of stern quarter.
The contact caused hull damage to Heart of Gold and pulpit and roller furling gear to Aquavit.

Northern Lights took a two turn penalty after the incident.
All boats continued sailing and finished the race.

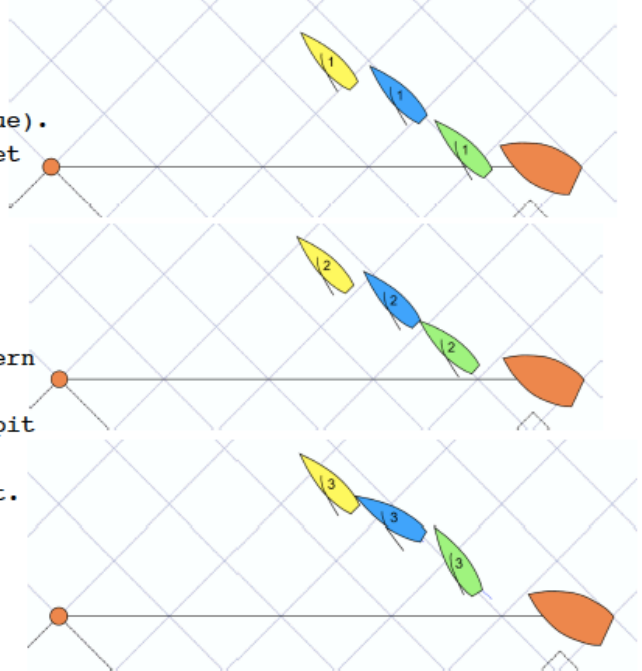


Diagram of boat _____ is endorsed by committee Committee's diagram is attached

CONCLUSIONS AND RULES THAT APPLY

Aquavit's spin was the result of being hit by Northern Lights.
Northern Lights broke RRS 12 and RRS 14.
Aquavit broke RRS 11 but was compelled to do so and is exonerated under RRS 64.1(a).
Aquavit and Heart of Gold could not have reasonably avoided the contact.
Northern Lights has already taken a penalty for the incident.

DECISION

Protest: dismissed Boat(s) _____ is (are) disqualified from race(s) _____
 penalized as follows _____

Redress: not given given as follows _____

Request to reopen a hearing: denied granted

PROTEST COMMITTEE

Members Tom Roberts (chair), John Christman, Don Wieneke
Chairman's signature Tom Roberts Date & time 18 June 2015

Written decision requested

When _____
By whom _____
Date provided _____