

## Protests with Betty Sue Sherman

- Protest Hearing
  - Protest steps
  - Inform your protestee
    - 1. Inform at the first reasonable opportunity- rule 61.1
  - Filling out a form
    - 1. File your form-know where to find form-file on time
    - 2. Make your form legible
    - 3. Check boat type of hearing
    - 4. Fill out boat protesting, or redress
    - 5. Fill out your information, for contact from protest committee
    - 6. Fill out the boat you are protesting
    - 7. Fill out the time and place of incident
      - Time by first leg of race one, not the time on a watch
      - It is where you are on the race course
      - Where in the race it accrued
      - Describe it the committee wasn't there
    - 8. Fill out the rules alleged to have been broken
    - 9. Fill out informing protestee
      - You must say "protest"
      - Any other word does not make the protest legal
      - It helps the committee see that you know the rules
      - The protest will ask "what did you say?"
    - 10. Fill out what happened in the incident be specific to help your case
- During the protest
  - Interest party-someone who has an interest with the regatta
    - You may object to someone in the room
  - They will tell you not to much
    - They will tell you the names of the people on the committee
  - Ask what you hailed
    - The judges will ask you what you hailed
    - You should say you hailed protest immediately
  - The committee will see if your protest is valid
  - There are rules that the committee have to follow
  - They will see the people involved
  - The protestor will speak his side
  - Protestee will speak his side
  - Make sure to say boat lengths
- What the committee does
  - The committee play with boats
  - They play out the scenario

- They will relay the facts
  - They will think about the hailing
  - They will think about altering course time
  - They will think about the time and situations
  - They will think about
- They will come up with a solution
  - Like if any rules were broken
- The decision will be made
- What the protestee will say
  - They need to say that the other boat altered their course to prevent you from keeping clear
- Redress
  - Must be out of no fault of your own
  - Reasons for redress
    1. An improper action or omission of the race committee, protest committee, or organizing authority, but not by a protest committee decision when the boat was a party to the hearing
    2. Injury or physical damage because of the action of a boat breaking a rule of Part 2 or of a vessel not racing that was required to keep clear
    3. If you borrowed a boat, any breakage not created by you.
    4. Giving help (except to you or your crew)
    5. A boat against which a penalty has been imposed under rule 2 or disciplinary action has been taken under rule 69.1(b)
  - Appealing
    - When you say the protest committee messed up so badly, that I want someone else to look at it
    - You must fill another form
  - Reopening
    - You are brought to attentions after the protest is lost
    - At an important regatta where you think the committee messed up
    - You may ask for a reopening if you are not informed of the protest
  - Obstruction
    - An object in the way of you racing
    - Usually a bigger object-a boat that is bigger
    - It may not be a small object
    - It may not be of the same class not racing
    - A boat not racing is not an obstruction, they just must stay clear
    - A vessel under way, including a boat *racing*, is never a continuing obstruction
    - *Large* kelp pads are considered obstructions
  - Edict
    - There are two places where people go wrong with edict
    - The attitude that the other person is lying
    - People generally don't lie in the room
    - Every different person has a different perspective on the situation

- Notes
  1. Take notes during the protest,
  2. Notes help keep your thoughts on track
  3. Bringing in diagrams can help you look at the situation
  4. Diagrams are great
  5. The protest committee has the right to protest against a boat
- Witness
  - Your witness is in the perfect position to see what happened in your situation
  - The race committee cannot be a witness
  - Make sure they are in the right spot to see it
  - Make sure you know what they are going to say
  - You need to know who they are
  - Talk to your witness first
  - The protest committee can call a witness
  -
- Rule 69-Gross Misconduct
  - Entirely different than a protest
  - You would file a report, not a protest
  - Something where you have really exceeded the rules of sportsmanship