



Spain 2026
SAILING
GRAND SLAM
27TH MARCH TO 4TH APRIL
MALLORCA / SPAIN 2026



Protest nr: 80

Class	49er FX
Protestor	GER 55 - Marla Bergmann
Protestee	ESP 73 - Alicia Frás Sámson
Witnesses	
Type	reopening
Incident	It was at the first top mark. BEL18 in front of us did a gybe set, we did a gybe set as well outside of them. ESP73 also did a gybe set behind us and sailed with their genaker pole into our bungee/rope at the back of the boat. The bungee/rope broke. We shouted protest to ESP73 several times and they didn't turn immediately - they only turned after 1/3 of the downwind. The bungee/rope is connecting the two wings and prevents the tiller from being stuck under the wing. We tried sailing with the broken bungee/rope but on the second downwind, with wind of 16-18kts we couldn't gybe because the tiller was stuck underneath the wing which is why we then capsized. We didn't finish the race because of this and are asking for redress. AUS5 was just in front of of us before the capsize.
Date/Time of hearing	3 Apr 2025 at 16:00
Location	
Procedural matters	GER 55 was represented by Marla Bergmann.
Facts found	1. Case No. 64 decision was announced on 3 April at 15:30. 2. GER 55 lodged the request to reopen case No. 64 on April 3 at 15:53. 3. The request content was exactly the same as protest No. 64, with no reference to neither an error of the International Jury, nor to significant new evidence.
Conclusion	GER 55's request to reopen the hearing was filed within the time limit, but did not identify the reason for making it, as required by RRS 63.7(b).
Rules applicables	RRS 63.7(b)
Jury Decision:	Request for reopening invalid.
Date of decision:	3 Apr 2025 at 16:15
Jury members	Hrvoje Ban (NJ-CRO), Itami Manuel (IJ-POR), Chris Lindsay (IJ-IRL) Laura Germa (IJ ESP) Anna Cuccia (IJ-ITA)

Signature:



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