Arbitration Report

Event: ☐ Race #: ☐ Date: ☐ Filing #: ☐

Protestor: ☐ Protestee: ☐ Aribtrator: ☐

1 Introduce yourself, ask if there are any objections based on conflict of interest.
   ☐Objection ☐No Objection Notes:

2 Party introductions ☐Done ☐N/A ☐N/C

3 Ask if the parties are comfortable and experienced with the arbitration process.
   ☐Done ☐N/A ☐N/C

   3.1 If all parties are **comfortable**, give this brief description:
   ☐ *As you know, arbitration is a short meeting without witnesses to determine if a penalty less than disqualification is appropriate to offer to one or more parties to this protest. I will listen to both accounts of this incident, ask some questions, then give my opinion about how we should move forward.*

   3.2 If the parties are **not comfortable** with arbitration, give this description:
   ☐*This arbitration is a short meeting where I will give my opinion about the likely outcome if this goes to a protest hearing. In this meeting, I will listen to the party accounts of the incident, then ask questions to form my opinion. There are no witnesses in this meeting. After I hear from the parties, I will offer one of three opinions. First, I might give the opinion that the protest is invalid, or no boat broke a rule and recommend withdrawal of the protest. Second, I might have the opinion that this needs to go to a full hearing because something I heard means this incident cannot be resolved within the arbitration rules. Finally, I might have the opinion that one or more of you have broken a rule and are likely to be penalized. If that is my opinion, the parties will have the opportunity to take a scoring penalty of 30% [may be modified by NOR] prior to the hearing. If a penalty is taken by all parties who I think broke a rule, the protestor will have the option to withdraw the protest. Do you have any questions?*

4 Investigate protest validity:

   4.1 Does the protest identify the incident? ☐Yes ☐No
   *The other written requirements in rule 61.2 can be met before or during the hearing.

   4.2 Was there a hail of "protest"? ☐Yes ☐No
   When?

   4.3 Was a protest flag displayed? ☐Yes ☐No
   When?

   4.4 Exceptions Apply:
   ☐<6m Hull ☐Beyond hailing distance but informed @ first opportunity ☐ In danger, serious damage, injury (if this exception is used send this to a hearing)

   4.5 When was the protest received? ☐Within time limit ☐After time limit ☐Extend

5 Is the protest likely valid? ☐Yes ☐No
   If clearly no, go to 9.1.

6 Does this concern a rule of part 2 or rule 31? ☐Yes ☐No
   If no, go to 9.4.

7 Taking Evidence

   7.1 Ask the protestor to describe the situation. ☐Done ☐N/A ☐N/C

7.2 Ask the protestee to describe the situation. ☐Done ☐N/A ☐N/C

8 Arbitrator asks questions as necessary to form an opinion. ☐Done ☐N/A ☐N/C

9 Arbitrator's Opinion

9.1 ☐ "It is my opinion that this protest is likely to be invalid. Would the protestor(s) like to withdraw the protest?

9.2 ☐ "It is my opinion that no boat broke a rule. Would the protestor(s) like to withdraw the protest?"

9.3 ☐ "It is my opinion that boat(s) [identify all boats that you think broke a rule] broke a rule. Would you like to take the specified arbitration penalty?"

9.4 ☐ "It is my opinion that this protest is unable to be resolved using the rules for arbitration. I will return this to the jury for a protest hearing. Thank you for your time."

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10 Protest Withdrawal

10.1 Has the protestor requested to withdraw the protest? ☐Yes ☐No

10.2 Have all boats that you think broke a rule taken a penalty? ☐Yes ☐No

10.3 Do you believe there are **no** reasons to deny a withdrawal? ☐Yes ☐No

If answers 10.1, 10.2, and 10.3 are yes, allow the withdrawal.

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11 Penalties Taken

☐ I agree to accept the arbitration penalty. Boat: _____

Signature _____ Print Name _____ Date _____

☐ I agree to accept the arbitration penalty. Boat: _____

Signature _____ Print Name _____ Date _____

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12 Withdrawal Request(s)

☐ I request to withdraw my protest. Boat: _____

Signature _____ Print Name _____ Date _____

☐ I request to withdraw my protest. Boat: _____

Signature _____ Print Name _____ Date _____

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13 Withdrawal Approval

The arbitrator approves the withdrawal request. ☐Yes ☐No

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14 As arbitrator, I verify that all notations on this form are true and correct to the best of my recollection.

Signature _____ Print Name _____ Date _____