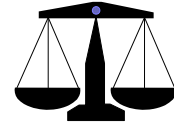




## AMERICA'S CUP 32

AMERICA'S CUP JURY  
JURY NOTICE JN008  
12<sup>th</sup> April 2005



El Reto Application ACJ003

To: Challengers and Defender  
Copies: ACM, Chief Measurer, Jury, AC Media.

**Applicant: Real Federación Española de Vela represented by "El Reto"**

In response to Jury Notice JN007 of 8th April, and pursuant to Rule 6.6 of the Jury Rules of Procedure, El Reto has made an Application to amend its original Application by asking three questions and applying to submit new evidence.

The Application to amend is considered by the Jury to be asking three new questions relating to the existing evidence rather than requesting an amendment to the application as is envisaged by Rule 6.6.

The Jury considers that even if it were to permit the Application to amend, an oral hearing would still be required to enable the substantive evidential issues that have been raised to be properly addressed.

The justification submitted by El Reto in support of its Application to amend, is the need to obtain an answer from the Jury in a timeframe in which the possibility of Mr Kaiko being retained by El Reto can occur.

The Jury has already expressed concerns in Jury Notice JN007 about the amount of time this matter has taken. If this Application to amend were to be permitted, it would require the opportunity for other parties to respond, and for El Reto to reply to those responses. The Jury considers that further delays in answering this Application to amend are not acceptable.

The Jury therefore declines the Application to amend.

Bryan Willis

America's Cup Jury:  
Gabrielle Kaufmann-Kohler, Graham McKenzie, Henry Menin, David Tillet, Bryan Willis (chairman)