



## AMERICA'S CUP 32

AMERICA'S CUP JURY  
JURY NOTICE JN017  
25<sup>th</sup> May 2005



+39 Applications – ACJ005/6

To: Challengers and Defender, ACM, Regatta Director, Chief Measurer.  
Copy: AC Media.

1. On 11<sup>th</sup> May, the Jury issued Jury Notice JN014 giving further directions concerning that part of +39 Application alleging breaches of fair play and sportsmanship by El Reto with which +39 has advised it wishes to continue.
2. The undertaking from +39 concerning the legal opinion obtained by El Reto and the release of the confidential evidence from El Reto to +39 as directed in Jury Notice JN014 have been completed.

### Directions

3. +39 may submit a Response to the El Reto confidential evidence and legal opinion which must reach the Jury Chairman with a copy to El Reto by 31<sup>st</sup> May 2005 12h00 UT.
4. +39 and El Reto shall by 3<sup>rd</sup> June 2005 12h00 UT by notice to the Jury Chairman identify their witnesses for the hearing and where witness statements have not been filed, include such witness statements. Without approval of the Jury, no further or new evidence will **then** be permitted.
5. +39 and El Reto shall, by 7<sup>th</sup> June 2005 12h00 UT provide to the Jury Chairman a written submission concerning all relevant evidence and legal submissions relating to those parts of +39's Application relating to claims of breaches of fair play and sportsmanship against El Reto. This shall be provided only to the other party and to the Jury. If the Jury determines that such submissions are not confidential, it will release them to all parties on the Service Address List.
6. The Jury will then issue further procedural directions (Rules of Procedure rule 12) which should be anticipated as being similar to those issued in Jury Notice JN011 (ACJ003).
7. The provisional date and place for the hearing remains as specified in Jury Notice JN014.
8. In accordance with the Draft Guidelines on the Award of Costs (available on [www.acjury.org](http://www.acjury.org)) clause 6, the Jury brings to the attention of +39 that costs are likely to exceed €10,000. However, the costs of the hearing itself should be minimum since four members of the Jury will be in Valencia on 14th June.

A handwritten signature in black ink that reads 'Bryan Willis'.

Bryan Willis

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