



AMERICA'S CUP 32

AMERICA'S CUP JURY JURY NOTICE JN030 Jury Decision ACJ013



4th October 2005
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United Internet Team Germany Application – Question 2

Applicant: United Internet Team Germany on behalf of Deutscher Challenger Yacht Club ('UITG')

IN THE MATTER of the Protocol governing the 32nd America's Cup

AND

IN THE MATTER of an Application filed by UITG concerning Article 13 of the Protocol.

- [1] The Jury issued its decision on 3rd October in respect of Question 1 of the Application concerning the purchase of used sails from other syndicates.
- [2] In response to paragraph [17] of that decision, on the 3rd October UITG filed a written request to provide additional information or evidence in respect of Question 2.
- [3] Rule 6.6 of the Jury Rules of Procedure provides that with the prior approval of the Jury, an Applicant may submit new evidence.
- [4] The Jury is mindful that the timetable set out in Jury Notice JN028 of 17th September 2005 has expired. No parties filed a Response to the Application. The Jury considers that there is no known prejudice to any Party by agreeing to allow UITG a short period of time to submit new evidence. Parties will then be given an opportunity to respond to such new evidence. The request by UITG to provide additional information or evidence is granted.
- [5] In setting the timetable, the Jury was mindful that to minimise costs it is preferable that Question 2 be addressed while the Jury is on site at the Regatta in Trapani, and that Parties must have a reasonable opportunity to respond.

Timetable and Directions

- [6] UITG is required to provide to the Jury Secretary by email, with a copy to all other Parties, the additional information or evidence they wish to submit, by 17h00 on Wednesday 5th October 2005.
- [7] All Parties may respond to such additional information or evidence by email to the Jury Secretary, such response to be received by 09h00 on Saturday 8th October 2005.

Bryan Willis
Chairman

America's Cup Jury:
Gabrielle Kaufmann-Kohler, Graham McKenzie, Henry Menin, David Tillett, Bryan Willis.
Jury Secretary: Sasha Lines.