



JULY 28, 2023

RE: Bristol Tour Day 1 Course Design – Chief Stewards – Paul Brown/Jeff Jacobs Appeal

FINDINGS OF THE PROTEST COMMITTEE (PC)

At the Bristol National Tour on 7/1/23, Rick Cone protested the Chief Steward Duties and Conflict of Interest regarding course design – the Day 1 course was nearly identical to a local event held on 5/13/23.

The PC agreed the course was in violation of Solo Rule 4.9. Day 1 results were removed for all competitors of the Bristol National Tour.

APPEAL OF DECISION

On 7/1/23 Jeff Jacobs and Paul Brown, Chief Stewards for the event, appealed the decision of the Protest Committee on two bases.

The National Appeals Committee (NAC), consisting of Jason Frank, Eric Hyman, and Larry MacLeod met, via virtual meeting, on 7/13/23, to review the evidence and discuss the appeal. Also included in the meeting were Rick Myers, Mark Scroggs, and Heyward Wagner.

The National Appeals Committee (NAC) met again, via virtual meeting, on 7/28/23, to review the evidence and discuss the appeal. Also included in the meeting were Rick Myers and Mark Scroggs.

DOCUMENTS AND OTHER EVIDENCE RECEIVED AND REVIEWED

Letter of appeal, photographs from Jeff Cox (course designer), course maps from Jeff Cox, official 5/13/23 event results from Rick Myers, SCCA By-Laws from Rick Myers, SCCA Operations Manual from Rick Myers, log of heat start times & each runs end times from Rick Myers, video of 5/13/23 course sourced from YouTube, video of Bristol National Tour Day 1 course from Rick Myers via David Whitener, image of SoloStorm GPS track map from Rick Myers via David Whitener, results from ETR SCCA event on 5/13/23 from Rick Myers, testimony from Jeff Cox, testimony from Paul Brown, testimony from Jeff Jacobs.

FINDINGS on APPEAL BASIS #1

It is the opinion of this Appeals Committee that the flow of the course and visuals were similar enough to the course previously designed and run by East Tennessee Region on May 13, 2023, violating Section 4.9, and a penalty is warranted.

We recognize that course changes were made, but these changes did not sufficiently or substantially impact composition, flow, or visuals enough to render the courses materially different.

DECISION on APPEAL BASIS #1

Appeal Basis #1 is rejected.

FINDINGS on APPEAL BASIS #2

It is the opinion of this Appeals Committee that this appeal is well founded and competitors who did not drive in the East Tennessee Region event on May 13, 2023, should have their results reinstated.

DECISION on APPEAL BASIS #2

It is the opinion of this Appeals Committee that competitors who drove in the East Tennessee Region event on May 13, 2023, were in violation of section 4.9. However, considering the ambiguity of the rules and circumstances surrounding this protest, we feel the penalty of disqualifying all of the driver's day 1 runs was unwarranted. Therefore, this Appeals Committee rescinds the original penalty, and the following drivers shall instead have their fastest run of day 1 scored as DSQ:

SS	89	Mark McCrary
AS	72	Kevin Wenzel
CS	192	Frank Forcino
CS	92	Josh Smathers
CSL	62	Emily Stafford
ES	99	Robert Carpenter
FS	1	Terrance Pearson
GS	19	Rajat Aggarwal
SSC	23	Thomas Lackey
SSC	192	Rachel Vrooman
SSC	92	Stephen Vrooman
SSCL	12	Catherine Lackey
STS	96	Philip Young
CAMS	89	Scott Boito
CAMC	6	Peter Bruschi
CAMC	99	Jeff Cox
CAMC	98	James Thomas
CAMC	97	John Ward
CAMT	88	Jinx Jordan
CAMT	188	Jon Nwanagu
XA	4	Glenn Sobrian
LR	77	Ginette Jordan

RECOMMENDATIONS TO SEB

It is the opinion of the National Appeals Committee that the SEB should review and clarify Sections 2. (Course), 4.9 (Conflict of Interest) and 10.1 (Appeals) in the SCCA Solo Rulebook.