

Lake Michigan Performance Handicap Racing Fleet Procedures for Appealing a Handicap

[Revised January 10, 2015]

INTRODUCTION

This document describes the procedure to appeal a performance handicap determined by the Lake Michigan Performance Handicap Racing Fleet (LMPHRF) Council of Handicappers. Owners of racing/cruising sailboats issued a valid LMPHRF Certificate of Handicap for the current racing season may appeal their handicap or the handicap of a competitor. It is an obligation of the Council of Handicappers to hear the appeal when conditions described in this document are met. The appeal procedure requires the presentation of extensive evidence to support the appeal. Appellants must use an appeal form available online as an Adobe Acrobat file. To view and/or download this form, click the command below Instructions for filing the appeal follow.

GENERAL INSTRUCTIONS FOR FILING AN APPEAL OF A LMPHRF ISSUED HANDICAP

The formal appeal of a handicap to the LMPHRF Council of Handicappers must be in a timely manner. The Council must be notified by mail of the intent to appeal by December 1st of the current racing season. All appeals must be submitted through the mail and as well as email by December 31st of the current racing season. The appeal will be scheduled for a hearing no later than the following meeting of the LMPHRF Council of Handicappers after January 15th of the following year. Appellants must document their appeal with supporting data by utilizing a Handicap Appeal Data form. This document is sent to LMPHRF via US POST and email as instructed below. The appeal is initialed when this document is received by LMPHRF. LMPHRF may be reached by phone at the Office of the Executive Director (920-233-5782)

The appellant agrees, by their dated signature on the Handicap Appeal Data form, to abide by the LMPHRF appeal procedure and decision of the Council for a period of no less than two years following the decision unless it changed by a following appeal to USPHRF . Denial of an appeal by either LMPHRF or USPHRF is inconsistent with the US SAILING bylaws and regulations and the LMPHRF Rule and Associated Regulations.

CONDITIONS FOR HEARING AN APPEAL OF A HANDICAP DETERMINED BY LMPHRF

1. The appellant is a current member of the United States Sailing Association.
2. The appellant attests by their dated signature on the Appeal Form that the handicap under appeal is current.
3. Hull, rig, and sail dimensions are unchanged since determination of the current handicap.
4. All parties to the appeal, by their dated signatures, agree to abide by the decision resulting from the appeal hearing for no less than two years.
5. When the handicap determined for one's own boat is appealed or the handicap of a competitor's boat is appealed, the appellant must submit the following to the Office of the LMPHRF Executive Director
 - i. One original copy of the of the current and valid LMPHRF Certificate of Handicap and an electronic version in portable document file format
 - ii. One original copy of the Appeal Form and one electronic version of the Appeal Form in portable document file format
 - iii. A check or money order for \$90.00 payable to LMPHRF, Inc. to cover appeal costs and dissemination the appeal decision.
 - iv. When a competitor's boat is appealed, it is the responsibility of the appellant to notify the competitor and all sisterships because the appeal decision affects all of them. Owners of sisterships are thus part of the appeal process. LMPHRF will supply contact information for currently handicapped sisterships.

SUBMITTING AN APPEAL DATA FORM TO LMPHRF FOR A HEARING

Send the original appeal data form and fee to the mailing address listed below. Send an electronic copy is to the email address listed below.

LMPHRF, INC Mailing Address
LMPHRF Executive Director
1135 Maricopa Drive
Oshkosh, WI 54904-8118

LMPHRF, INC Email Address
lmphrforg@gmail.com

ADDITIONAL INSTRUCTIONS FOR COMPLETING APPEAL DOCUMENTS

Appellants must furnish all requested information using the attached appeal form. No more than three (3) double spaced pages of additional information may be attached to the appeal data form as an appendix.

In the case where the appellant initiates the appeal process to change the handicap of a competitor's boat and its sisterships, the form must be filed concerning the appellant's boat only. Additional pages should in a narrative include a clear statement of the basis for the appeal of a competitor's handicap. The data form and any additional pages of information comprise the appeal document. Incomplete information or failure to meet the conditions for appeal or follow any of the instructions will result in return of the document to the appellant. The appeal may be refiled when all conditions are met.

ACCEPTANCE OF APPEAL DOCUMENTS

When a request for an appeal of a handicap by an owner or competitor of a handicapped boat is received, it will be initially reviewed by the LMPHRF Technical Committee to see that the appeal and supporting data are complete. This committee may reject and return the appeal without a hearing if the appeal is not complete, is believed to be frivolous, libelous or scurrilous, or the appeal data form is not complete. A letter of rejection with a brief explanation will be sent to the appellant together with all documents and fee received. This rejection is without prejudice to the subsequent refiling of a proper appeal.

APPEAL HEARING COMMITTEE PROCEDURES

The appellant only and not a representative must submit their appeal and present it at a hearing conducted by the LMPHRF Council of Handicappers. During the hearing, the appellant will be asked to present their position. Since all members of the Council have read and are familiar with the particulars of the appeal, no more than 5 minutes are allowed for this presentation. Council members will then question the appellant. When this portion of the hearing concludes, the appellant will be dismissed from the Council Chamber. Also dismissed from the Council Chamber will be members of the Council who may compete or have competed against the appellant. The remaining members of the Council will then deliberate and reach a decision resolving the appeal. After a decision is reached the appellant and others dismissed from the Council Chamber will be asked to return to the Council Chamber to be informed of the appeal decision. A letter noting the decision will be sent to the appellant by the Council's Corresponding Secretary. While there is no further discussion about the appeal hearing, its findings and decision between the appellant and the Council, and the appellant is not satisfied with the LMPHRF Council of Handicapper's resolution of the appeal, a further appeal to the United States Performance Handicap Fleet (USPHRF) Appeal Committee may be initiated. The Executive Director will offer to assist the appellant in an effort to prepare and submit a handicap appeal to the USPHRF Appeal Subcommittee.

ACKNOWLEDGMENT AND AGREEMENT

The appellant, by dated signature affixed on the appeal document cover page, acknowledges that:

1. All of the information relating the appeal to the LMPHRF appeal process and procedure has been read and understood.
2. The boat for which the handicap is being appealed has not been modified since the date the handicap under appeal was assigned.
3. The handicap being appealed has not changed since the appeal was filed.
4. The appellant understands that the findings of the hearing panel affect all sisterships.
5. By dated signature, the appellant agrees to abide by the appeal decision for a period of no less than two years from the date of decision.

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**LAKE MICHIGAN PERFORMANCE HANDICAP RACING FLEET
(LMPHRF)**

HANDICAP APPEAL DATA FORM

[Revised January 10, 2015]

Instructions: Please supply all requested information. ***PRINT*** all entries and add your dated signature to this page.

Full Name: _____

Street Address: _____

City, State and Zip Code: _____

Residence Phone: _____

Business Phone: _____

Mobile Phone: _____

Email Address: _____

Signature and Date: _____

Your dated signature above acknowledges and attests that all information required by the LMPHRF *Handicap Appeal Procedure* has been read, understood and is complete. Your racing/cruising sailboat has not been modified in any way since the date that its handicap was last issued. You agree to abide by the decision of the LMPHRF Council of Handicappers for a period of no less than two years from the date of decision unless you choose to advance the appeal to the UNITED STATES PERFORMANCE HANDICAP RACING FLEET Appeal Committee for a further hearing and decision that may or may not change the LMPHRF appeal decision.

BOAT AND HANDICAP INFORMATION

Type/Class	
Manufacturer	
Complete Manufacturer's Hull Number	
Sail Number	
Boat Name	
Current Base Handicap (BHCP)	
Current Handicap with Adjustments (HCP)	
Date Current Handicap was issued.	

BOTTOM PREPARATION FOR RACING

When the boat was last hauled?	
What type of bottom treatment is applied?	
How is the bottom treatment applied?	
How often is the bottom cleaned?	
How is the bottom cleaned?	

SAIL INVENTORY

Sail	Sail Maker	Material	Condition	Age (months)
Main				
1 st Genoa/Jib LP _____ %				
2 nd Genoa/Jib LP _____ %				
3 rd Genoa/Jib LP _____ %				
Symmetrical Spinnaker				
Asymmetrical Spinnaker				
Code 0 Spinnaker				
Other				
Other				

How is your symmetrical spinnaker set? _____

How is your asymmetrical spinnaker set? _____

Do you race only with a nonstandard after market roller furled genoa? YES No

If YES is the drum above deck? YES No

Please supply a copy of the most recent and dated sail maker's measurement certificate for each of the above listed sail.

INDICATE THE COURSE TYPES AND THEIR NUMBER RACED DURING THE LAST TWO RACING SEASONS PRIOR TO THIS HANDICAP APPEAL.

Course Type	Number
Olympic	
W/L	
Distance	
Single/Double Handed	
Other	

How many casual or “Beer Can Races” have you raced during the last two seasons?

How many regional or national championship races have you finished during the last two seasons? _____

How many one-design races have you finished in the last two seasons? _____

Overall, what percentage of the time spent in competition did you finish in the top third of your section? _____

Overall, what percentage of the time spent in competition did you finish in the middle third of your section? _____

Overall, what percentage of the time spent in competition did you finish in the bottom third of your section? _____

Do you hold a current IRC, ORR, or ORC Measurement Rating Certificate? Yes No

SUPPLY RACE RESULTS FOR THE LAST TWO RACING SEASONS

Use the following example spreadsheet to supply required race data. A “live” spreadsheet with instructions is available at this link: [Click here.](#)

Race Scoring & Result Reporting Model

RACE ORGANIZER NAME	DATE	
RACE NAME OR ID		

Start:	12:25	Length:	8.22	Wind Direction:	North West
Course:	Triangle	Waves:	2'	Wind Speed:	10 kts

8SAIL NO.	BOAT NAME	CLASS	HCP	FINISH TIME	ELAPSED TIME	TIME-ON-DISTANCE CORRECTION	CORRECTED FINISH TIME	TIME BEHIND THE 1st PLACE FINISH (DELTA)
51	Rush	J/109	75	13:57:01	1:32:01	0:10:16	1:21:45	0:00:00
73456	L'Outrage	Bene 10M	102	14:03:53	1:38:53	0:13:58	1:24:55	-0:03:10
53228	Tangent	Cape Fear 38	84	14:01:54	1:36:54	0:11:30	1:25:24	-0:03:39
52138	Velocity	Cape Fear 38	87	14:02:23	1:37:23	0:11:55	1:25:28	-0:03:43
53194	Bluto	Evelyn 32	87	14:02:46	1:37:46	0:11:55	1:25:51	-0:04:06
269	Mighty Puffin	J/29	108	14:06:41	1:41:41	0:14:47	1:26:54	-0:05:09
96	Island Flyer	Centurion 40	87	14:04:09	1:39:09	0:11:55	1:27:14	-0:05:29
16	Soap Opera	Hobie 33	96	14:08:14	1:43:14	0:13:09	1:30:05	-0:08:20
64337	Creola	C&C37/40wk	84	14:09:47	1:44:47	0:11:30	1:33:17	-0:11:32

(PLEASE PRINT)

BOATS THAT REGULARLY FINISH A YOUR BOAT (PLEASE PRINT)

Class/Type	Sail Number	Boat Name	Handicap

BOATS RACING NEARLY EQUAL WITH YOUR BOAT (PLEASE PRINT)

Class/Type	Sail Number	Boat Name	Handicap

SUPPLYING OTHER RELEVANT INFORMATION

You may attach no more than three (3) double spaced typewritten pages of other relevant information.