



# SOCIÉTÉ NAUTIQUE DE GENÈVE

Mr. Marcus Young Commodore  
The Golden Gate Yacht Club  
#1 Yacht Road  
San Francisco  
California 94123  
USA

4 October 2009

## 33rd America's Cup

Dear Commodore,

I refer to your letter of 1 October 2009.

It has been almost two months since SNG notified you, before the required date, of its selection of Ras al Khaimah as the venue for the 33rd America's Cup Match, in compliance with the Order of the Court dated 7 April 2009.

Up until your letter of 1 October you have knowingly allowed the Defender and the venue authorities at Ras al Khaimah to spend considerable sums and enter into significant third party contracts before making known your objection and initiating yet another legal action. You have also deliberately withheld your objection until SNG's representative team, Alinghi, had shipped its yacht and equipment, and had flown its personnel, to Ras al Khaimah in preparation for the match. This latter action is yet another example of the "unsportsmanlike behaviour" of your club and its representative team, BMW Oracle Racing.

The venue and its selection by SNG comply fully with the New York Supreme Court Order of 7 April 2009 as to location and the other requirements of the Deed of Gift.

Your claims as regards the Deed of Gift prevailing over the Order of the Court are inconsistent and self serving. This is demonstrated by the fact that your position on the venue is now in direct conflict with your submissions to the Court as to the date of the match in respect of the same Court Order. It is also in conflict with public statements made by Russell Coutts and Tom Ehman to your sponsors and the media.

Your concerns as to safety of the venue are unfounded. Your team's CEO and skipper Russell Coutts – co-designer of the RC 44 and founder of the Class – introduced his one-design racing series in 44ft boats to the UAE a number of years ago. Your representative team, BMW Oracle Racing, is planning to race in November this year in the Dubai RC44 Gold Cup 2009. Other international sports take place safely in the country: Tiger Woods plays a PGA Golf Championship every year in the UAE and is designing a course in Dubai. ATP and WTA have tennis





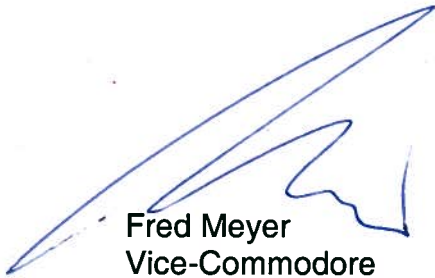
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tournaments in Dubai and Abu Dhabi (including regular players from America such as Andy Roddick or the Williams sisters). Last but not least, Oracle, the company of your principal sponsor Larry Ellison, has its Middle East headquarters in Dubai and a number of businesses in the region.

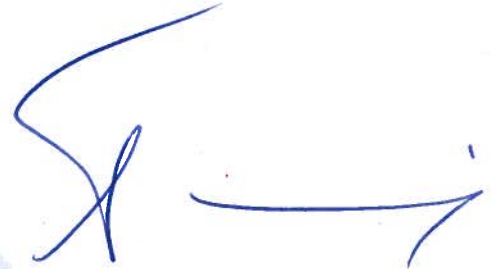
Crime statistics demonstrate that the venue is far safer for members of your team than your own city, or indeed the venue you promote. Your complaints are again self-serving and not truly held by you, further demonstrated by the fact that you have relocated personnel to Ras al Khaimah and have equipment at the venue in preparation for the match.

SNG expects you to race the match at the selected venue, or forfeit.

Yours sincerely,



**Fred Meyer**  
Vice-Commodore  
and Chairman of America's Cup Committee



**Alec Tournier**  
General Secretary

