

Subject of Appeal:	Card Designation	Case:	R1
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Event	First Sunday AX Swiss Teams	Event DIC	Peter Wilke
Date	03/12/2017	Session	First Session

Auction

West	North	East	South
Pass	2♦ ¹	2NT	Pass
3NT	Pass	Pass	Pass

Explanation of Special Calls and Points of Contention

1: Multi 2♦ - Alerted

Hand Record

Board	28	N	Ellen Kent		
Dealer	W	♠	AQxxxx		
		♥	9x		
Vul	N/S	♦	xxx		
		♣	xx		
W	Frank Merblum			E	
				Jeff Juster	
♠	J8			♠	Kx
♥	QJx			♥	Axxxx
♦	KQJ10x			♦	Ax
♣	Qxx			♣	Axxx
		S	Robert Kent		
		♠	109x		
		♥	K10x		
		♦	xxx		
		♣	KJ10x		

Final Contract	Result of Play	Score	Opening Lead
3NT by E	Made 3	E/W +400	♠10

Facts Determined at the Table

The contract was 3NT by East. South led the ♠10 to the jack, queen, and king. Declarer then cashed the ♦A and played a diamond to the board, stating "run the diamonds." However, he called for the king and queen of diamonds individually and in both cases West waited for the card to be called before playing it to the trick.

After the third round of diamonds was played, North failed to turn over her card. North said that declarer told her to turn over her diamond. She thought that he had called for a card from the board, so she played the ♥9. East said that the ♥9 came down before he told North to turn over her card and the ♥9 was on the table face-up on top of the still-upturned diamond. N/S added that dummy had initially said he did not know if a card had been called or not but later changed to say that a card had definitely not been called. Dummy denied this.

Director Ruling

The director ruled that the declarer had not named a card to be played to the fifth trick. The ♥9 was ruled to have been played and was a major penalty card. Declarer then led a club to the ace and a club towards the queen. When South won the ♣K, declarer required him to lead a heart (Law 49D2a) and made 3NT.

Director's Ruling	3NT by E, Made 3, E/W +400
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The Review

N/S appealed the ruling and were the only players to meet with the reviewer. North remained adamant that she thought declarer had called a diamond from dummy. South said he could not explicitly remember whether East had called

for a card from dummy, but he suspected declarer had called a card since he is very conscious to warn North (who is visually impaired) that she is about to play incorrectly and did not do so in this case.

N/S also felt that if North's ♥9 had not become a major penalty card, there was no way for declarer to make 3NT.

Panel Findings

The panel judged that, although declarer had called the diamonds individually, he had initially called for the run of the diamond suit from dummy. The reviewer confirmed with the table director that all four players had agreed on this. Therefore, although declarer may or may not have called for the fourth diamond from dummy, the panel ruled that declarer's intent was clear. Declarer had made no attempt to stop the run of the diamond suit, and the 3-3 diamond break could not have been an unpleasant surprise or have required declarer to rethink his plans. If North's ♥9 is discarded on the fourth round of diamonds, declarer can come to only eight tricks (the spade at trick 1, two aces, and five diamond tricks). Therefore, the panel adjusted the score to 3NT by East down 1, N/S +50.

(There is a possibility that declarer will go down more than one—if he takes the heart finesse after running the diamonds in an attempt to make 3NT, North/South can win and cash five spades for down two. However, given that there was no Victory Point difference between down 1 and down 2, the reviewer did not revisit the issue with the panel.)

Panel Decision	3NT by E, Down 1, N/S +50
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Panel Members

Reviewer	Eric Bell
Member	Matt Koltnow
Member	Scott Humphrey