



BASKETBALL
ARBITRAL TRIBUNAL

ARBITRAL AWARD

(BAT 0653/15)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Mr. Ulrich Haas

in the arbitration proceedings between

UAB “Sporto vystymo grupė” (Sports Development Group)
M. Slezeviciaus Str. 7, 09200 Vilnius, Lithuania

- Claimant -

represented by Messrs. Marius Devyzis and Martynas Kalvelis,
attorneys at law, Konstitucijos ave. 7, 22nd floor,
Business Center Europa, 09308 Vilnius, Lithuania

vs.

BC Odessa
Nikolaya Gefta Str. 2a, 65003 Odessa, Ukraine

- Respondent -

AWARD

Upon providing all parties with an opportunity to be heard, having ascertained his jurisdiction and considered the factual and legal arguments as well as the requests for relief submitted in this case, the Arbitrator decides as follows:

1. **BC Odessa is ordered to pay to UAB “Sporto vystymo grupé” (Sports Development Group) the amount of USD 15,000.00 net for outstanding agent’s fee plus interest at the rate of 5% p.a. as follows:**
 - a. on the amount of USD 3,500.00 from 1 December 2012,
 - b. on the amount of USD 4,000.00 from 31 March 2013,
 - c. on the amount of USD 3,500.00 from 1 December 2013,
 - d. on the amount of USD 4,000.00 from 31 March 2014.
2. **BC Odessa is ordered to pay to UAB “Sporto vystymo grupé” (Sports Development Group) the amount of EUR 4,000.00 as a contribution towards its legal fees and expenses. BC Odessa shall bear its own legal fees and expenses.**
3. **The costs of this arbitration until the present Award, which were determined by the President of the BAT to be in the amount of EUR 4,500.00, shall be borne by BC Odessa. Accordingly, BC Odessa shall pay to UAB “Sporto vystymo grupé” (Sports Development Group) the amount of EUR 4,500.00.**
4. **Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced by the requesting party.**
5. **Any other or further-reaching requests for relief are dismissed.**

Geneva, seat of the arbitration, 12 May 2015



Ulrich Haas
(Arbitrator)

Notice about Request for Reasons

in accordance with Articles 16.2.1 and 16.2.2 of the BAT Rules:

“16.2.1 By agreeing to submit their dispute to arbitration under these Rules, the Parties agree that,

- a) where the value of the dispute does not exceed EUR 30,000, the Arbitrator will issue an award without reasons.*
- b) where the value of the dispute is between EUR 30,001 and EUR 200,000, and a Respondent fails to pay its share of an advance on costs, upon request by a Claimant the Arbitrator may decide to issue an award without reasons and reduce the advance on costs in accordance with Article 9.3.1 above.*

16.2.2 If Article 16.2.1(a) applies or if the Arbitrator decides to issue an award without reasons in accordance with Article 16.2.1(b), the Arbitrator shall deliver reasons only if a party

- a) files a request to that effect at any stage from when the Request for Arbitration is filed until no later than ten (10) days after the notification of the award without reasons; and*
- b) pays the respective advance on costs as determined and within the time limit set by the BAT Secretariat.”*

On 11 February 2015, the BAT Secretariat informed the Parties that the amount of the advance on costs to be paid for a reasoned award in this case is EUR 5,000.00. The time limit for payment thereof shall be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.