

ARBITRAL AWARD

(BAT 0279/12)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Mr. Quentin Byrne-Sutton

in the arbitration proceedings between

Mr. Siniša Štemberger,

- Claimant -

vs.

BC Astrum Levice,
Šafárikova 1, 934 01 Levice, Slovakia

- Respondent -

AWARD

Upon providing both 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 Astrum Levice shall pay Mr. Siniša Štemberger an amount of EUR 19,402.00 as compensation for unpaid salaries.**
- 2. BC Astrum Levice shall pay Mr. Siniša Štemberger an amount of EUR 1,600.00 as compensation for unpaid bonus.**
- 3. BC Astrum Levice shall pay Mr. Siniša Štemberger an amount of EUR 1,250.00 as contractual penalties for late payments.**
- 4. 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 3,000.00, shall be borne by BC Astrum Levice alone. Accordingly, BC Astrum Levice shall pay to Mr. Siniša Štemberger EUR 1,500.00, being the amount of arbitration costs advanced by him.**
- 5. BC Astrum Levice shall pay Mr. Siniša Štemberger an amount of EUR 1,500.00 as compensation for his legal fees and expenses.**
- 6. Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced and borne by the requesting party.**
- 7. Any other or further-reaching requests for relief are dismissed.**

Geneva, seat of the arbitration, 30 August 2012

Quentin Byrne-Sutton
(Arbitrator)

Notice about Request for Reasons

in accordance with Article 16.2 of the BAT Rules:

“By agreeing to submit their dispute to arbitration under these Rules, the Parties agree that, where the value of the dispute does not exceed EUR 30,000, the Arbitrator will issue an award without reasons. The Arbitrator shall deliver reasons only in the case where 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 31 May 2012 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. The time limit for payment thereof shall be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.