

## **ARBITRAL AWARD**

**(BAT 0461/13)**

by the

### **BASKETBALL ARBITRAL TRIBUNAL (BAT)**

**Mr. Quentin Byrne-Sutton**

in the arbitration proceedings between

**Ms. Izabela Piekarska**

**- Claimant 1 -**

**Mr. Boris Lechitski**

Sports International Group Inc., 267 Kentlands Blvd. Suite 105,  
Gaithersburg, MD 20878, USA

**- Claimant 2 -**

both represented by Mr. Ersu Oktay Huduti, attorney at law,  
Buyukdere Cad. Maya Akar Center 100-102 C Blok Ofis No: 13 Esentepe,  
Sisli, Istanbul, Turkey

vs.

**Elitzur Ramla BC**

Yair Stern 29, 72283 Ramla, Israel

**- Respondent -**

represented by Mr. Dan Schwartz and Mr. Hagar Zilbershtein, attorneys at law,  
Gideon Fisher & Co, Azrieli Center, Triangular Tower, 39-40 floor,  
Tel-Aviv 67023, Israel

## **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. Elitzur Ramla BC shall pay to Ms. Izabela Piekarska, as damages, an amount of USD 13,000.00, plus interest at 5% per annum on such amount from 18 June 2013 onwards.**
- 2. Elitzur Ramla BC shall pay to Mr. Boris Lelchitski, as damages, an amount of USD 1,850.00, plus interest at 5% per annum on such amount from 18 June 2013 onwards.**
- 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 Elitzur Ramla BC alone. Accordingly, Elitzur Ramla BC shall pay jointly to Ms. Izabela Piekarska and Mr. Boris Lelchitski EUR 4,500.00.**
- 4. Elitzur Ramla BC shall pay jointly to Ms. Izabela Piekarska and Mr. Boris Lelchitski an amount of EUR 4,500.00 as compensation for their legal fees and expenses.**
- 5. Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced and borne by the requesting party.**
- 6. Any other or further-reaching requests for relief are dismissed.**

Geneva, seat of the arbitration, 12 May 2014

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 10 December 2013 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.