



BASKETBALL
ARBITRAL TRIBUNAL

ARBITRAL AWARD

(BAT 0493/13)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Mr. Klaus Reichert SC

in the arbitration proceedings between

Side by Side Srl

represented by Mr. Giuseppe Cassi, attorney at law,
Via Archimede 18, 97100 Ragusa, Italy

- Claimant -

vs.

BC Dnipro Azot

Konstitutsiy 75 St., 51909 Dniprodzerzhinsk, Ukraine

- Respondent -

represented by its President, Mr. Grigoriy Poturemets

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 Dnipro Azot is ordered to pay Side by Side Srl USD 6,100.00 net in respect of agency fees together with interest at 5% per annum from 18 December 2013.**
- 2. BC Dnipro Azot is ordered to pay Side by Side Srl EUR 3,800.00 as contribution to its 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 2,990.00, shall be borne by BC Dnipro Azot alone. Accordingly, BC Dnipro Azot is ordered to pay to Side by Side Srl EUR 2,990.00. The balance of the Advance on Costs, in the amount of EUR 2,010.00, will be reimbursed to Side by Side Srl by the BAT.**
- 4. Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced and borne by the requesting party.**
- 5. Any other or further-reaching requests for relief are dismissed.**

Geneva, seat of the arbitration, 1 October 2014

Klaus Reichert
(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 January 2014 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.