

ARBITRAL AWARD

(BAT 1922/23)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Annett Rombach

in the arbitration proceedings between

Gherdan & Associates S.R.L.,
Vasile Stroescu str. no. 8, Oradea, Bihor, 410543, Romania

- Claimant -

represented by Mr. Alexandru Corpodean, attorney at law,

vs.

Slovanka MB Z.S.,
TG Masaryka Street 1082, Mlada Boleslav III, PSC 293 01,
Mlada Boleslav, Czech Republic

- Respondent -

represented by JUDr. Václav Vlk, attorney at law,

AWARD

Upon providing all parties with an opportunity to be heard, having examined her 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. **Slovanka MB Z.S. is ordered to pay Gherdan & Associates S.R.L. an amount of EUR 416.50 in late payment fees.**
2. **Slovanka MB Z.S. is ordered to pay Gherdan & Associates S.R.L. interest at a rate of 5% per annum on the amount of EUR 1,190.00 from 5 February 2023 until 10 February 2023.**
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 3,475.00, shall be borne by Slovanka MB Z.S. alone. Accordingly, Slovanka MB Z.S. shall pay to Gherdan & Associates S.R.L. EUR 1,475.00. The balance of the Advance on Costs, in the amount of EUR 525.00, will be reimbursed to Gherdan & Associates S.R.L. by the BAT.**
4. **Slovanka MB Z.S. is ordered to pay to Gherdan & Associates S.R.L. EUR 1,500.00 as a contribution towards its legal fees and expenses (including the non-reimbursable handling fee).**
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, 16 May 2023

Annett Rombach
(Arbitrator)

Notice about Request for Reasons

In accordance with Article 16.2 and 16.3 of the BAT Rules (version of 1 January 2022):

“16.2 By agreeing to submit their dispute to arbitration under these Rules, the parties agree that, subject to Article 16.3, the Arbitrator shall issue an award without reasons if the sum in dispute does not exceed EUR 50,000.

16.3 In cases falling under Article 16.2, the Arbitrator shall issue an award with reasons (which shall substitute in full for any previously-issued award without reasons) only if

a) a party (i) 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 (ii) pays, within the deadline set by the BAT Secretariat an amount of EUR 3,000 into the bank account indicated in Article 17.1, failing which the request shall be deemed withdrawn; or

b) the BAT President determines in his sole discretion, before the award is issued, that it shall be rendered with reasons, taking into account the issues raised by the case as well as the public interest in a sufficient body of publicized awards with reasons.”

Please note that the time limit for payment of the amount of EUR 3,000.00, in accordance with Article 16.3(a) of the BAT Rules, will be set by the BAT Secretariat upon receipt of the request for reasons, if any.