

ARBITRAL AWARD

(BAT 1993/23)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Brianna Quinn

in the arbitration proceedings between

Mr. Stephen Douglas James

- Claimant -

represented by Mr. Nilo Effori

vs.

Hebraica Macabi
Camacuá 623, 11000, Montevideo, Uruguay

- Respondent -

represented by Mr. Gabriel Waiter, President

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. Mr. Stephen Douglas James' request for compensation in the amount of USD 1,883.00 for allegedly unpaid commissions related to the 2022-23 basketball season is dismissed.**
- 2. Hebraica Macabi shall pay Mr. Stephen Douglas James interest, at a rate of 5% per annum, on the amount of USD 8,000.00 from 21 June 2023 until 31 July 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 3,990.00, shall be borne by Hebraica Macabi by 60% and by Mr. Stephen Douglas James by 40%. Accordingly, Hebraica Macabi shall pay EUR 2,394.00 to Mr. Stephen Douglas James.**
- 4. Hebraica Macabi shall pay EUR 2,100.00 to Mr. Stephen Douglas James as a contribution to his legal fees and expenses (including EUR 600 in relation to 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, 6 December 2024

Brianna Quinn
(Arbitrator)

Notice about Request for Reasons

in accordance with Articles 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.