

ARBITRAL AWARD

(BAT 1126/17)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Mr. Rhodri Thomas

in the arbitration proceedings between

Mr. Jeremiah Wilson

- Claimant -

represented by Ms. Justyna Radke, attorney at law,
u. Wojska Polskiego 31, 87-800 Włocławek, Poland

vs.

**Miejski Klub Sportowy Dąbrowa Górnicza Spółka Akcyjna
(MKS Dąbrowa Górnicza S.A.)**
Aleja Róż 3, 41-300 Dąbrowa Górnicza, Poland

- Respondent -

AWARD

Upon providing both parties with an opportunity to be heard, having examined 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. Miejski Klub Sportowy Dąbrowa Górnicza Spolka Akcyjna (MKS Dabrowa Gornicza S.A.) shall pay Mr. Jeremiah Wilson USD 13,400 as compensation for unpaid salary and bonus plus interest at a rate of 5% per annum as follows:**
 - a. on USD 3,400 from 30 May 2017 until payment; and**
 - b. on USD 10,000 from 30 June 2017 until payment.**
- 2. 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 2,800 shall be borne by Miejski Klub Sportowy Dąbrowa Górnicza Spolka Akcyjna (MKS Dabrowa Gornicza S.A.) alone. Accordingly, Miejski Klub Sportowy Dąbrowa Górnicza Spolka Akcyjna (MKS Dabrowa Gornicza S.A.) shall pay EUR 800 to Mr. Jeremiah Wilson. The balance of the Advance on Costs, in the amount of EUR 1,200.00, will be reimbursed to Mr. Jeremiah Wilson by the BAT.**
- 3. Miejski Klub Sportowy Dąbrowa Górnicza Spolka Akcyjna (MKS Dabrowa Gornicza S.A.) shall pay Mr. Jeremiah Wilson EUR 3,500 as a contribution to his legal fees and expenses.**
- 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, 9 May 2018

Rhodri Thomas
(Arbitrator)

Notice about Request for Reasons

in accordance with Articles 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 100,000, the Arbitrator shall issue an award without reasons, provided, however, that the Arbitrator shall deliver reasons if 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.”*

The Parties are herewith informed that the amount to be paid as an advance on costs for a reasoned award in this case has been set by the BAT Secretariat to **EUR 5,000**. The time limit for payment thereof will be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.