

**CORRECTED ARBITRAL AWARD**

(BAT 1101/17)

by the

**BASKETBALL ARBITRAL TRIBUNAL (BAT)**

**Ms. Annett Rombach**

in the arbitration proceedings between

**Mr. Josh Owens**

**- Claimant -**

represented by Mr. Billy J. Kuenzinger, attorney at law  
1601 I St., 5th floor, Modesto, CA 95354, USA

vs.

**Karsiyaka Spor Kulübü BC**  
Yali Caddesi No. 396, 35540 Izmir, Turkey

**- Respondent -**

represented by Mr. Selim Cinar, General Manager

## **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. Karsiyaka Spor Kulübü BC shall pay Mr. Josh Owens unpaid salaries and bonuses of USD 42,222.00 net.**
- 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 3,320.00, shall be borne by Karsiyaka Spor Kulübü BC alone. Accordingly, Karsiyaka Spor Kulübü BC shall pay EUR 3,320.00 to Mr. Josh Owens. The balance of the Advance on Costs, in the amount of EUR 1,680.00, will be reimbursed to Mr. Josh Owens by the BAT.**
- 3. Karsiyaka Spor Kulübü BC shall pay Mr. Josh Owens EUR 2,100.00 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, 18 May 2018

Annett Rombach  
(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 5,000.00**. The time limit for payment thereof will be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.