

ARBITRAL AWARD

(BAT 0999/17)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Annett Rombach

in the arbitration proceedings between

Mr. Marek Zywert

- Claimant -

represented by Mr. Michał Hirniak, attorney at law
ul. Mickiewicza 1A/1, 73-110 Stargard, Poland

vs.

Słupskie Towarzystwo Koszykówki S.S.A.
ul. Kołłątaja 30, 76-200 Słupsk, Poland

- Respondent -

AWARD

Upon providing all 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. Słupskie Towarzystwo Koszykówki S.S.A. shall pay Mr. Marek Zywert unpaid salary of PLN 1,945.00 net for the 2015-16 season.**
- 2. Słupskie Towarzystwo Koszykówki S.S.A. shall pay Mr. Marek Zywert unpaid salary and salary compensation of PLN 37,000 net for the 2016-17 season, plus interest on such amount of 7% p.a. from 31 December 2016 until payment.**
- 3. Słupskie Towarzystwo Koszykówki S.S.A. shall pay Mr. Marek Zywert salary compensation of PLN 40,000 net for the 2017-18 season, plus interest on such amount of 7% p.a. from 31 December 2016 until payment.**
- 4. 80% of 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 4,000, shall be borne by Słupskie Towarzystwo Koszykówki S.S.A. Accordingly, Słupskie Towarzystwo Koszykówki S.S.A. shall pay EUR 3,200 to Mr. Marek Zywert.**
- 4. Słupskie Towarzystwo Koszykówki S.S.A. shall pay Mr. Marek Zywert EUR 3,500.00 as a contribution to his legal fees and expenses.**
- 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, 19 October 2017

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.