

ARBITRAL AWARD

(BAT 0907/16)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Annett Rombach

in the arbitration proceedings between

Mr. Paulius Juodis

- Claimant -

represented by Mr. Antanas Paulauskas, attorney at law,
Gynėjų g. 16, 01109 Vilnius, Lithuania

vs.

Budivelnik Basketball Properties Inc.
Craigmuir Chambers, P.O. Box 71, Road Town, 4208 Tortola
British Virgin Islands

- Respondent -

represented by Mr. Vyacheslav Ievstratenko

AWARD

Upon providing both parties with an opportunity to be heard, having ascertained 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. **Budivelnyk Basketball Properties Inc. is ordered to pay to Mr. Paulius Juodis USD 15,000.00 (net) together with interest of 5% p.a. from 16 June 2013 until payment, and USD 6,000.00 (net) together with interest of 5% p.a. from 16 June 2014 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 3,650.00, shall be borne by Budivelnyk Basketball Properties Inc. alone. Accordingly, Budivelnyk Basketball Properties Inc. is ordered to pay to Mr. Paulius Juodis EUR 3,650.00. The balance of the Advance on Costs in the amount of EUR 1,350.00 will be reimbursed to Mr. Paulius Juodis by the BAT.**
3. **Budivelnyk Basketball Properties Inc. is ordered to pay to Mr. Paulius Juodis the amount of EUR 3,000.00 as a contribution towards 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, 3 May 2017

Annett Rombach
(Arbitrator)

Notice about Request for Reasons

in accordance with Article 16.2.1 and 16.2.2 of the BAT Rules:

“16.2.1 By agreeing to submit their dispute to arbitration under these Rules, the Parties agree that,

- a) where the value of the dispute does not exceed EUR 30,000, the Arbitrator will issue an award without reasons.*
- b) where the value of the dispute is between EUR 30,001 and EUR 200,000, and a Respondent fails to pay its share of an advance on costs, upon request by a Claimant the Arbitrator may decide to issue an award without reasons and reduce the advance on costs in accordance with Article 9.3.1 above.*

16.2.2 If Article 16.2.1(a) applies or if the Arbitrator decides to issue an award without reasons in accordance with Article 16.2.1(b), the Arbitrator shall deliver reasons only 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.”*

On 13 December 2016 the BAT Secretariat informed the Parties that the amount of the advance on costs to be paid for a reasoned award in this case is EUR 5,000.00. The time limit for payment thereof shall be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.