

## **ARBITRAL AWARD**

(BAT 1233/18)

by the

### **BASKETBALL ARBITRAL TRIBUNAL (BAT)**

**Mr. Clifford J. Hendel**

in the arbitration proceedings between

**Mr. Carlos Lopez Sosa**

**Mr. José Paris Ramirez**

represented by Ms. Paula D. Espada  
Espada Consulting  
6433 Todd Court, Bensalem, PA 19020, USA

vs.

**Club Deportivo Social y Cultural Osorno Basquetbol**  
Calle M.A. Matta 549, Oficina 505  
Osorno, Chile 5290000

- Claimant 1 -

- Claimant 2 -

- Respondent -

## **AWARD**

Upon providing the parties with an opportunity to be heard, having examined his jurisdiction and considered the factual and legal arguments as well as the request for relief submitted in this case, the Arbitrator decides as follows:

- 1. Club Deportivo Social y Cultural Osorno Basquetbol shall pay Mr. Carlos Lopez Sosa USD 7,000, as unpaid salary, plus interest on such amount at 5% per annum from 17 January 2018 until payment.**
- 2. Club Deportivo Social y Cultural Osorno Basquetbol shall pay Mr. José Paris Ramirez USD 1,596 (USD 900 of which as unpaid agent's fees, and USD 696 as reimbursement of airfare) plus interest on such amount at 5% per annum from 17 January 2018 until payment.**
- 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 4,965, shall be borne by Club Deportivo Social y Cultural Osorno Basquetbol alone. Accordingly, Club Deportivo Social y Cultural Osorno Basquetbol shall pay jointly to Mr. Carlos Lopez Sosa and Mr. José Paris Ramirez the amount of EUR 4,965.**
- 4. Club Deportivo Social y Cultural Osorno Basquetbol shall pay EUR 3,000 jointly to Mr. Carlos Lopez Sosa and Mr. José Paris Ramirez as a contribution to their 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, 5 December 2018

Clifford J. Hendel  
(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.