

ARBITRAL AWARD

(BAT 1341/19)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Brianna Quinn

in the arbitration proceedings between

Mr. Matija Poscic

- Claimant -

represented by Mr. Vassil Dimitrov, attorney at law,
J.k. Ilinden bl. 137, entr. A, fl. 7, ap. 22, 1309 Sofia, Bulgaria

vs.

OKK Spars 05
Zvornicka 23, SD "Novo Sarajevo" - Grbavica
71000 Sarajevo, Bosnia and Herzegovina

- Respondent -

represented by Mr. Blaz T. Bolcar, attorney at law,
Cesta IX. korpusa 46, 5250 Solkan, Slovenia

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. OKK Spars 05 shall pay Mr. Matija Poscic the amount of EUR 4,320 as compensation for outstanding salary, plus interest at 5% per annum from 16 May 2019 until the date of full payment.**
- 2. OKK Spars 05 shall pay Mr. Matija Poscic interest at 5% per annum as follows:**
 - a. on the amount of EUR 2,750 from 16 April 2018 until 15 May 2018;**
 - b. on the amount of EUR 5,500 from 16 May 2018 until 20 May 2018;**
 - c. on the amount of EUR 7,320 from 21 May 2018 until 15 August 2018;**
 - d. on the amount of EUR 6,320 from 16 August 2018 until 15 May 2019.**
- 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 4,637.50, shall be borne 75% by OKK Spars 05 and 25% by Mr. Matija Poscic. Accordingly, OKK Spars 05 shall pay to Mr. Matija Poscic the amount of EUR 3,478.13. The balance of the Advance on Costs in the amount of EUR 1,372.50 will be reimbursed to Mr. Matija Poscic by the BAT.**
- 4. OKK Spars 05 shall pay Mr. Matija Poscic EUR 2,400 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, 26 November 2019

Brianna Quinn
(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.