

ARBITRAL AWARD

(BAT 1629/20)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Mr. Stephan Netzle

in the arbitration proceedings between

Ms. Megan Gustafson

represented by Mr. Jonathan Ackerman Jordan, attorney at law

- Claimant -

vs.

Csata-NKE Basketball Team

Rozsa Street 73, 1161 Budapest, Hungary

represented by Dr. Gábor Horváth, attorney at law

- Respondent -

AWARD

Upon providing both 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. Csata-NKE Basketball Team shall pay Ms. Megan Gustafson a reduced March salary of USD 13,297.00 net of Hungarian taxes (including deductions for expenses and compensation paid by Csata-NKE Basketball Team), plus interest of 5% p.a. from 1 September 2020 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 5,692.00 shall be equally borne by the parties. Accordingly, Csata-NKE Basketball Team shall pay EUR 192.00 to Ms. Megan Gustafson.**
- 3. Both parties shall bear their own legal fees and expenses and the non-reimbursable handling fees.**
- 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, 25 June 2021

Stephan Netzle
(Arbitrator)

Notice about Request for Reasons

in accordance with Articles 16.2 and 16.3 of the BAT Rules (version of 1 December 2019):

“16.2 By agreeing to submit their dispute to arbitration under these Rules, the parties agree that, subject to Article 16.3, the Arbitrator shall issue an award without reasons if the sum in dispute does not exceed EUR 50,000.

16.3 In cases falling under Article 16.2, the Arbitrator shall issue an award with reasons (which shall substitute in full for any previously-issued award without reasons) only if

- a) a party (i) 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 (ii) pays, within the deadline set by the BAT Secretariat, an amount of EUR 3,000 into the bank account indicated in Article 17.1, failing which the request shall be deemed withdrawn; or*
- b) the BAT President determines in his sole discretion, before the award is issued, that it shall be rendered with reasons, taking into account the issues raised by the case as well as the public interest in a sufficient body of publicized awards with reasons.”*

Please note that the time limit for payment of the amount of EUR 3,000.00, in accordance with Article 16.3(a) of the BAT Rules, will be set by the BAT Secretariat upon receipt of the request for reasons, if any.