

ARBITRAL AWARD

(BAT 1805/22)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Amani Khalifa

in the arbitration proceedings between

Mr. Andrew Delano Andrews

- Claimant -

represented by Mr. Guillermo López Arana, Mr. Antonio Garcia-Aranda Stai
and Mr. Javier Resa Ramos, attorneys at law

vs.

B y kcekmece Basketbol Spor Kul b  Derne i
Kordonboyu Cad., Atat rk Mah., Albatros Mevki no. 135,
B y kcekmece, Istanbul, Turkey

- Respondent -

represented by Mr. Arda G ney, attorney at law

AWARD

Upon providing the 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. Büyükcekmece Basketbol Spor Kulübü Derneği shall pay Mr. Andrew Delano Andrews USD 41,000.00 net plus interest at a rate of 5% per annum on any outstanding amount thereof (as may be the case from time to time) until payment in full.**
- 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 4,600.00 shall be borne by Büyükcekmece Basketbol Spor Kulübü Derneği alone. Accordingly, Büyükcekmece Basketbol Spor Kulübü Derneği shall pay EUR 4,600.00 to Mr. Andrew Delano Andrews. The balance of the Advance on Costs, in the amount of EUR 1,400.10, will be reimbursed to Mr. Andrew Delano Andrews by the BAT.**
- 3. Büyükcekmece Basketbol Spor Kulübü Derneği shall pay Mr. Andrew Delano Andrews EUR 2,000.00 as a contribution to 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, 12 September 2022

Amani Khalifa
(Arbitrator)

Notice about Request for Reasons

in accordance with Articles 16.2 and 16.3 of the BAT Rules (version of 1 January 2022):

“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/her 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.