

ARBITRAL AWARD

(BAT 0829/16)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Annett Rombach

in the arbitration proceedings between

Mr. Troy Bell

BDA Sports Management

507 N. Gertruda Ave., Redondo Beach, CA 90277, USA

- Claimant 1 -

- Claimant 2 -

both represented by Mr. Billy J. Kuenziger, attorney at law,
BDA Sports Management, 700 Ygnacio Valley Road, Ste. 330,
Walnut Creek, CA 94596, USA

vs.

Club Atletico San Lorenzo de Almagro

San Lorenzo y Vicente Lopez 6620, Almagro, Argentina

- Respondent -

represented by Mr. Juan Ramilo, attorney at law,
Av. De May 1373, Ciudad Autónoma de Buenos Aires, C1085ABD Argentina

AWARD

Upon providing all 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. Club Atletico San Lorenzo de Almagro is ordered to pay to Mr. Troy Bell USD 54,000.00 net.**
- 2. Club Atletico San Lorenzo de Almagro is ordered to pay to BDA Sports Management USD 10,800.00 net.**
- 3. Club Atletico San Lorenzo de Almagro is ordered to provide Mr. Troy Bell with tax certificates for all sums paid to him under the employment agreement dated 14 December 2015, including all sums paid to Mr. Troy Bell under this award. Any tax certificate for the year 2016 shall be provided by 31 March 2017.**
- 4. Club Atletico San Lorenzo de Almagro is ordered to pay jointly and severally to Mr. Troy Bell and BDA Sports Management EUR 2,000.00 and USD 487.50 as a contribution towards their legal fees and expenses.**
- 5. 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 5,300.00, shall be borne by Club Atletico San Lorenzo de Almagro alone. Accordingly, Club Atletico San Lorenzo de Almagro is ordered to pay jointly and severally to Mr. Troy Bell and BDA Sports Management EUR 5,300.00. The balance of the Advance on Costs, in the amount of EUR 1,176.63, will be reimbursed to Mr. Troy Bell and BDA Sports Management by the BAT.**
- 6. Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced and borne by the requesting party.**

7. Any other or further-reaching requests for relief are dismissed.

Geneva, seat of the arbitration, 13 September 2016

Annett Rombach
(Arbitrator)

Notice about Request for Reasons

In accordance with Articles 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 30 May 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 5,500. The time limit for payment thereof shall be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.