



SPORTS ARBITRATION

Basics



WHAT IS SPORTS ARBITRATION?

Dispute Resolution Hearing





**WHERE IS
SPORTS
ARBITRATION?**

Dispute Resolution Youth Sports AAU founded in 1888



2021 AAU Code Book

Judiciary of the AAU

Article III C:

Hearings. If a Judicial Body finds reasonable cause to believe the AAU Code, or other AAU rules or regulations, have been violated, it shall provide an opportunity for a hearing to the person(s) or entity charged before making any decision or imposing any penalty.

Dispute Resolution High School Sports NY Public Schools Athletic League



**CITYWIDE
CHAMPIONSHIPS**

NY Public Schools Athletic League STUDENT-ATHLETE ELIGIBILITY RULES AND REGULATIONS

- 14.1. The Eligibility Review Committee (The Committee) is empowered to act on questions regarding eligibility except where a PSAL sport specific rule may apply.
- 14.3. When a student's eligibility is questioned, the school's Principal shall be requested to verify the student's record. All evidence prepared by the Principal in regard to the student shall be submitted to the Committee, which shall have full power to make a decision in regard to the student's eligibility for participation in the New York City Public Schools Athletic League program.
- 14.5. The Committee's decision may be appealed. (See Procedures for Requesting an Appeal of the Eligibility Review of a Student-Athlete.)

Dispute Resolution Olympic Sports



The Ted Stevens Olympic & Amateur Sports Act (as Amended)

§ 220522. Eligibility requirements

An amateur sports organization, . . . is eligible to be certified . . . as a national governing body only if it

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-(8) provides an equal opportunity to amateur athletes, coaches, trainers, managers, administrators, and officials to participate in amateur athletic competition, without discrimination on the basis of race, color, religion, sex, age, or national origin, and with fair notice and opportunity for a hearing to any amateur athlete, coach, trainer, manager, administrator, or official before declaring the individual ineligible to participate;

Dispute Resolution Professional Sports



NFL COLLECTIVE BARGAINING AGREEMENT

ARTICLE 43 NON-INJURY GRIEVANCE

Section 2. Initiation: A grievance may be initiated by a player, a Club, the Management Council, or the NFLPA. A grievance must be initiated within fifty (50) days from the date of the occurrence or non-occurrence upon which the grievance is based, or within fifty (50) days from the date on which the facts of the matter became known or reasonably should have been known to the party initiating the grievance, whichever is later.



WHO USES SPORTS ARBITRATION?

Controversy erupts after Anchorage high school swimmer disqualified when suit rides up in back



- By THERESA BRAINE NEW YORK DAILY NEWS | SEP 10, 2019

Past Harvard Men's Cross Country Teams Wrote 'Sexually Explicit' Comments About Women's Team



- By ANDREW M. DUEHREN , C. RAMSEY FAHS, and DAPHNE C. THOMPSON, CRIMSON STAFF WRITERS3 Nov. 2016

Canada miss out on Tokyo 2020 team jumping berth as CAS appeal dismissed



• By Ali Iveson [Insidethegames.com](https://www.insidethegames.com) Tuesday, 12 January 2021

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4/24/2023
ADD A FOOTER

NFL justice system comes under fire with success of Ray Rice's appeal





WHY IS SPORTS ARBITRATION?

Special Nature of Sports Dispute Resolution

Unique Aspects of Sports Arbitration:

- ✓ Setting
- ✓ Participants
- ✓ Terminology
- ✓ Timelines
- ✓ Parties

Controversy erupts after Anchorage high school swimmer disqualified when suit rides up in back

Sports Venues; Behind the Scenes



Participants in Sports Disputes



Sports Terminology

NBA: “Active List” means the list of players, maintained by the NBA, who have signed Player Contracts with a Team and are otherwise eligible to participate in a Regular Season game.

Amateur Sports Act: “international amateur athletic competition” means an amateur athletic competition between one or more athletes representing the United States, individually or as a team, and one or more athletes representing a foreign country.

NFL

Sports Terminology

WADA/USADA: Substances of Abuse are substances that are identified as such because they are frequently abused in society outside of the context of sport. The following are designated Substances of Abuse: cocaine, diamorphine (heroin), methylenedioxy methamphetamine (MDMA/"ecstasy"), tetrahydrocannabinol (THC).

Timing is Everything!



Four-time African women's singles badminton champion Kate Foo Kune will miss next year's postponed Olympic Games in Tokyo after she was given a two-year doping ban
(Dec 2020)

Parties to Sports-Related Disputes



Controversy erupts after Anchorage high school swimmer disqualified when suit rides up in back

U.S. judge says Ronaldo's legal fight against a Nevada woman seeking more than the \$375,000 rape case hush-money settlement she received from him in 2010 belongs before an arbitrator, not in a courtroom

U.S. judge dismisses Cristiano Ronaldo rape lawsuit in Vegas

U.S. District Judge Jennifer Dorsey in Las Vegas kicked the case out of court on Friday to punish the woman's attorney, Leslie Mark Stovall, for "bad-faith conduct" and the use of leaked and stolen documents detailing attorney-client discussions between Ronaldo and his lawyers.

CBS News June 2022

Judge slaps \$335K penalty on Ronaldo accuser's Vegas lawyer

A U.S. judge has slapped a Las Vegas lawyer with a \$335,000 penalty for pressing a bid to force international soccer star Cristiano Ronaldo to pay millions of dollars more than a hush money settlement . . .

ABC News February 2023



WHEN IS SPORTS ARBITRATION?

NOW!!!!



CAS voids life ban on former FHF President Jean-Bart accused of sexual assault



Jean-Bart – known as “Dadou” – was banned by Fifa’s ethics committee in November 2020 for alleged harassment and sexual abuse against female footballers . . .

Cas finally announced on Tuesday that it was lifting Jean-Bart’s ban after the panel “unanimously noted the lack of coherence and inaccuracies in the statements of victims and witnesses presented by Fifa”.

The Guardian 14 Feb 2023

IOC vice-president rejects findings that he interfered in World Sailing election

The Singaporean was handed a fine of €1,000 (£885/\$1,100) and served with an official warning after being found guilty by an Independent Panel . . .

The Panel, chaired by London-based lawyer and former Premier League footballer Gareth Farrelly, found both guilty of failing to act with integrity and interfering in the election . . .



Insidethegames.biz 5 January 2023

THE END