

**SPORT DISPUTE RESOLUTION CENTRE OF CANADA (SDRCC)
CENTRE DE RÈGLEMENT DES DIFFÉRENDS SPORTIFS DU CANADA (CRDSC)**

No. 11-0139

FRANÇOIS VIENS

Represented by Ms. Isabelle Mercier-Dalphonf,
Cain Lamarre Casgrain Wells

Claimant

v.

RACQUETBALL CANADA

Represented by Ms. Cheryl Adlard and Mr. Ron Brown
Representatives of the Racquetball Canada Board of Directors

Respondent

- and -

BRIGITTE RICHARD

Affected Party

AWARD

21 February 2011

Mr. Stephen L. Drymer
Arbitrator

I, the undersigned arbitrator, having been duly designated, decide and order as follows in accordance with the terms of an agreement entered into by the parties on or about 17 February 2011 ("Settlement Agreement") and as expressly requested by all parties jointly:

CONSIDERING the arbitration proceedings between Mr. Viens, Mrs. Richard and Racquetball Canada;

CONSIDERING the issues raised by Mr. Viens in relation to the ninth Sport Canada card for the season 2010/2011;

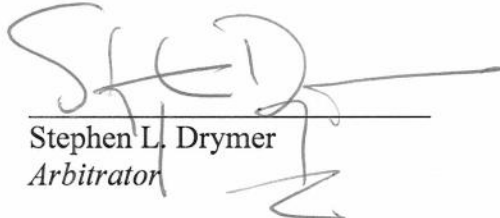
CONSIDERING Racquetball Canada's *Sport Canada Athlete Assistance Program Selection Criteria* for the 2010/2011 season;

CONSIDERING the Settlement Agreement between the parties:

- (1) The Settlement Agreement between the parties is homologated;
- (2) The appeal is granted;
- (3) The decision rendered on January 14, 2011 by Racquetball Canada's appeals committee is overturned;
- (4) Mr. Viens shall be nominated to receive the ninth Sport Canada card for the 2010/2011 season and, pursuant to section 5.2 of the *Sport Canada Athlete Assistance Program Policies and Procedures*, Mr. Viens shall be funded at the Senior Card (SR) level;

THE WHOLE without costs.

21 February 2011



Stephen L. Drymer
Arbitrator