

DISPUTES RESOLUTION AUTHORITY

Record No. 19/2005

BETWEEN

**THOMAS SHAW and JOHN ROWNTREE
(as Nominees of Michael Davitts GAC)**

Claimant

-and-

**EAMON MCMAHON
(as Nominee of Antrim County Committee GAA)
and
PATRICK MCILVENNY
(as Nominee of South Antrim Committee GAA)**

Respondents

DECISION ON COSTS AND EXPENSES

1. On 19 November 2005 the substantive decision in these proceedings was issued refusing the relief sought by the Claimant or any relief.
2. The parties were invited to make written submissions in relation to legal costs and the expenses of the DRA arising from these proceedings within seven days of the date of the substantive decision.
3. Written submissions have been received from the solicitors representing the Claimant in these proceedings for which the Panel is grateful. No submissions, nor any communication whatsoever, has been received from, or on behalf of, either of the Respondents.
4. The Claimant makes no application for legal costs.
5. The Tribunal makes no Order as to legal costs.
6. The Claimant submits that it was justified in bringing its application, pointing out that repeated requests for information from the Respondents were ignored and the impression was given to the Claimant by the Respondents and each of them, that the entire club was suspended from playing. The Claimant accordingly submits that the expenses of the DRA arising out of these

proceedings should be discharged equally between the Claimant and each of the two Respondents.

7. The Tribunal makes the following Order as to the expenses of the DRA:
 - (a) The expenses, in such sum as is certified by the Secretary, shall be discharged, in equal amounts, by the Claimant and each of the two Respondents.
 - (b) Upon receipt of the said sums from each of the two Respondents, the sum due from the Claimant shall be deducted from the sum of €500.00 paid by the Claimant on lodging its application.
 - (c) The balance of the said sum of €500.00, if any, following the said deduction, shall be refunded to the Claimant.

Dated this 19th day of January 2006.

Signed: Felix Swift, BL (Cathaoirleach)
Damien McMahon.
Patrick McCartan