

DISCIPLINARY COMMISSION

In the Matter of
Basketball England
v
Leicester Dynamite

COMMISSION

The Commission members appointed by Basketball England were:

Chairman: **Gerald Daish**
Member: **Andre Costa**
Member: **Tom Cleeve**

Colin Hills acted as Secretary to the Commission.

A hearing took place online via Microsoft Teams on 19th June 2023 commencing at 09.40am. No representatives from Leicester Dynamite were present.

CHARGES

Basketball England charged Leicester Dynamite on 3rd May 2023 with a breach of Disciplinary Code 5.6: Failed to ensure Club Officials, players or spectators conducted themselves in an orderly fashion, bringing the game into disrepute.

It is alleged that violent conduct was used after the game, including but not limited to grabbing, pushing and/or punching.

RESPONSE

Leicester Dynamite failed to respond to the charge. Therefore, the case fell to be dealt with as a denial, on the basis of correspondence only.

DOCUMENTATION

- i. Amare Clerveaux, umpire report
- ii. Jake Horowitz – crew chief report and additional info via email
- iii. Hilroy Thomas, Leicester Dynamite coach statement
- iv. Darren White, Leicester Dynamite spectator statement
- v. Gemma Lawal, Leicester Dynamite spectator statement
- vi. Kate Thomas, Leicester Dynamite spectator statement
- vii. Rachel Kemp, Leicester Dynamite spectator statement
- viii. Three photographs showing marks on a player's neck
- ix. Scoresheet
- x. Video clip of incident outside the venue

COMMISSION'S FINDINGS

The evidence shows that there was a violent confrontation outside the venue, in the car park, after the game, involving unidentified people apparently from both sides.

The Commission found that players and/or spectators from Leicester Dynamite were involved in this confrontation but that their opponents were the main aggressors.

Accordingly, the Commission found the charge under Disciplinary Code 5.6 proven.

AGGRAVATING & MITIGATING FACTORS

The offence was aggravated by the following:

- the prolonged confrontation in the car park
- the club's failure to respond to the charge

And mitigated by the following:

- the actions of the club's members/spectators were more defensive than aggressive
- the coach tried to defuse the hostilities
- clean club disciplinary record

SANCTION

1. The Commission considered the sanction in accordance with Basketball England's Sanction Guidelines for Lower Level Cases.
2. The Commission found the breach of Code 5.6 to be of a MID level of seriousness.
3. The Commission imposed the following sanction:

Fine £75.00

4. The Commission also recommends that Leicester Dynamite develops and circulates a Code of Conduct for players, officials and spectators of their club.

RIGHT OF APPEAL

There is a right of appeal against this decision under Basketball England regulations.

Chairman Gerald Daish

Date 19/06/2023