

ESPI
Current report 2/2021
of 6 January 2021

Title:	The filing of a suit to establish the non-existence of or alternatively to declare invalid or alternatively to revoke some resolutions of the General Meeting of 27 August 2020.
Legal basis:	Article 56(1)(2) of the Act on Public Offering – current and periodic information
Content:	<p>The Management Board of ASM GROUP S.A. (the "Company") announces that on 5 January 2021 the District Court in Warsaw delivered to the Company a copy of a suit dated 25 September 2020 (the "Suit") filed by a shareholder of the Company (the "Shareholder"), to establish the non-existence of or alternatively to declare invalid or alternatively to revoke the following resolutions of the Company's General Meeting of 27 August 2020 ("GM"):</p> <ol style="list-style-type: none"> 1) resolution No. 3 on adopting the GM agenda; 2) resolution No. 29 on appointing Mr Szymon Pikula to the Supervisory Board of the Company; 3) resolution No. 30 on appointing Mr Marcin Skrzypiec to the Supervisory Board of the Company; 4) resolution No. 31 on appointing Mr Bartosz Wasilewski to the Supervisory Board of the Company; 5) resolution No. 32 on appointing Mr Filip Nazar to the Supervisory Board of the Company; and 6) resolution No. 33 on appointing Mr Paweł Moskwa to the Supervisory Board of the Company; <p>(hereinafter referred to collectively as "Resolutions"), the adoption of which the Company announced in the current report 15/2020 of 1 September 2020.</p> <p>The Company does not consider the claims presented in the Suit to be justified and is taking appropriate action to protect the legitimate interest of the Company.</p> <p>On 23 September 2020, the District Court in Warsaw legally dismissed the Shareholder's motion requesting security by, inter alia, suspending the effectiveness of the Resolutions (the motion was filed prior to the filing of the Suit).</p> <p>Prior to the delivery of the Suit to the Company, the Shareholder withdrew the Suit (in its original wording) in the material part relating to some other resolutions of the GM, which resulted in a partial dismissal of the proceedings initiated by the Shareholder.</p>
Persons representing the Issuer:	<p>Dorota Kenny – President of the Management Board</p> <p>Jacek Pawlak – Member of the Management Board</p>