

ESPI

Current Report 33/2020

of 29 November 2020

Title:	Submission of a request to include changes in the agenda of the Extraordinary General Meeting of the Company convened for 17 December 2020 made pursuant to Article 401(1) of the Commercial Companies Code
Legal basis:	Legal basis: Article 56(1)(2) of the Act on Public Offering – current and periodic information
Content:	<p>With reference to Current Report No. 31/2020 and No. 30/2020, the Management Board of ASM GROUP S.A. with its registered office in Warsaw (the “Company”) informs that it has received from the Company’s shareholder – Mr Adam Stańczak, representing at least one twentieth of the Company’s share capital, a request to place, pursuant to Article 401(1) of the Commercial Companies Code, the following matters on the agenda of the Extraordinary General Meeting of the Company convened on 17 December 2020:</p> <ol style="list-style-type: none">1) Discussion on (i) the strategy and (ii) the long-term financial plan of ASM Group S.A. and its Capital Group for the years 2020-2026, as well as the possible adoption of a resolution on the adoption and approval of the Company Strategy and the long-term Financial Plan of the Company for the years 2020-2026;2) Discussion on the financial situation of the Company, including in particular the impact on the financial situation of the Company of the filing for bankruptcy by indirect subsidiaries, as well as changes in the collateral of mBank’s receivables resulting from the investment loan of 28 May 2018 granted to the Company by mBank and changes in the collateral of mBank’s receivables resulting from the short-term loan agreement (operating loan) of 28 November 2019 granted to the Company by mBank,3) Adoption of resolutions on:<ol style="list-style-type: none">a) the possible determination of the number of members of the Supervisory Board of the Company’s new term of office different from the number of members of the Supervisory Board of the Company’s previous term of office,b) electing the members of the Supervisory Board of the Company by voting in separate groups,c) supplementing the appointment of the members of the Supervisory Board of the Company by the Extraordinary General Meeting of the Company.

	<p>In connection with the above, the Management Board of the Company, pursuant to Article 401(2) of the Commercial Companies Code, supplements the agenda of the Extraordinary General Meeting of the Company convened on 17 December 2020 and as a result the entire agenda is as follows:</p> <ol style="list-style-type: none"> 1) Opening of the General Meeting. 2) Election of the Chairperson of the General Meeting. 3) Confirmation of the correctness of convening the Extraordinary General Meeting and its ability to adopt resolutions. 4) Adoption of the agenda. 5) Adoption of a resolution on consent to change the registered pledge established on the enterprise. 6) Discussion on (i) the strategy and (ii) the long-term financial plan of ASM Group S.A. and its Capital Group for the years 2020-2026, as well as the possible adoption of a resolution on the adoption and approval of the Company Strategy and the long-term Financial Plan of the Company for the years 2020-2026; 7) Discussion on the financial situation of the Company, including in particular the impact on the financial situation of the Company of the filing for bankruptcy by indirect subsidiaries, as well as changes in the collateral of mBank's receivables resulting from the investment loan of 28 May 2018 granted to the Company by mBank and changes in the collateral of mBank's receivables resulting from the short-term loan agreement (operating loan) of 28 November 2019 granted to the Company by mBank, 8) Adoption of resolutions on: <ol style="list-style-type: none"> a) the possible determination of the number of members of the Supervisory Board of the Company's new term of office different from the number of members of the Supervisory Board of the Company's previous term of office, b) electing the members of the Supervisory Board of the Company by voting in separate groups, c) supplementing the appointment of the members of the Supervisory Board of the Company by the Extraordinary General Meeting of the Company. 9) Closure of the General Meeting. <p>The Company encloses draft resolutions, which the shareholder attached to the request to place specific matters on the agenda of the Extraordinary General Meeting of the Company. The projects were also made available on the Company's website.</p>
Persons representing the Issuer:	Dorota Kenny – President of the Management Board Jacek Pawlak – Member of the Management Board