

To: Financial Supervisory Authority - Financial Instruments and Investments Sector  
Bucharest Stock Exchange  
Regulated Market

From: *IMPACT DEVELOPER & CONTRACTOR S.A.*

**23 April 2024**

## **CURRENT REPORT**

according to the provisions of Law No. 24/2017 on issuers of financial instruments and market operations and Regulation No. 5/2018 of FSA on Issuers of Financial Instruments and Market Operations

### **Important events to be reported: Favorable ruling of the Cluj Court of Appeal with regard to File No. 79/1285/2012**

The Company informs its shareholders and investors with regard to the court's ruling in File No. 79/1285/2012 where the Company requested the termination of Framework Agreement No. 55423 concluded between the Local Council of Cluj-Napoca Municipality and the Company on 04.07.2007. In addition, the Company requested that the Local Council of Cluj-Napoca Municipality be ordered to pay damages of RON 4,630,914.13 and the related interest, calculated from the date of the prejudice until the actual payment of the amounts.

On 23 April 2024, the Cluj Court of Appeal issued Decision 198, as follows:

The court admits the appeal filed by appellant-plaintiff Impact Developer & Contractor S.A. against defendants Cluj-Napoca Municipality and the Local Council of Cluj-Napoca Municipality, against Civil Decision No. 2013/23.12.2020 and Civil Decision No. 381/24.02.2021, both issued by the Cluj Specialized Tribunal in File No. 79/1285/2012, which it changes in their entirety, in the sense that: the court admits the application for legal action, as specified, filed by appellant-plaintiff Impact Developer & Contractor S.A. against defendants Cluj-Napoca Municipality and the Local Council of Cluj-Napoca Municipality and, consequently: it orders the termination of Framework Agreement No. 55423/04.07.2007 concluded between the Local Council of Cluj-Napoca Municipality and Impact Developer & Contractor S.A. It obliges the defendants to pay Impact Developer & Contractor S.A. RON 4,597,447.38 as damages, as well as to pay the related legal interest of RON 5,454,461.52 calculated for the period 01.09.2010-13.09.2022, and the related legal interest shall be calculated until the actual payment of the principal debt. It orders the defendants to pay the Company RON 291,675.57 as court costs incurred on the merits. It orders the defendants to pay the Company RON 58,089.79 as court expenses incurred during the appeal.

The decision is final and enforceable.

A recourse may be filed against the decision within 15 days from the communication of the decision.

The litigation arose from the contractual relationship from 2007, when Impact Developer & Contractor S.A. concluded an association agreement with the Local Council of Cluj-Napoca Municipality, based on which Impact Developer & Contractor S.A. was to develop a residential project on the plot of land which the Cluj Local Council had to bring as contribution – the “Lomb Project”.

IMPACT DEVELOPER & CONTRACTOR S.A.

General Manager

Constantin Sebesanu