



SOCIETATEA DE INVESTITII FINANCIARE TRANSILVANIA S.A.

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Societate administrată în sistem dualist



No. 1015/07.02.2020

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

CURRENT REPORT
According to Law no. 24/2017 and F.S.A. Regulation no. 5/2018
Report date: 07.02.2020

S.I.F. Transilvania S.A.

Headquarters: 2, Nicolae Iorga Street, Brasov 500057

Telephone: +40 268 415529, 416171; Fax: +40 268 473215, 473216

Tax registration code: RO3047687

Order number in the Trade Register: J08/3306/92

Registration number in the NSC Register: PJR 09 SIIR/080004

LEI Code (Legal Entity Identifier): 254900E2IL36VM93H128

Subscribed and paid-in share capital: RON 218,428,666.40

Regulated market on which the issued securities are traded: Bucharest Stock Exchange (ticker: SIF3)

Important event to be reported: Litigation before the Braşov Court of Appeal

1. S.I.F. Transilvania informs the shareholders that, according to the information available on the court website, in File no. 435/64/2014*, to which File no. 315/64/2015 was attached, having as subject-matter the annulment of the F.S.A. Decisions no. 455, 456 and 457/30.05.2014, the F.S.A. Decisions no. 917, 918 and 919/31.07.2014, the F.S.A. Decisions no. 1762 and 1763/20.11.2014 and the F.S.A. Decisions no. 536 and 538/25.03.2015, the Braşov Court of Appeal has rejected as unfounded the joint actions brought by Mr. Mihai Fercală, Mr. Ion Mihăilă and Mr. Iulian Stan, as well as the application to intervene filed by S.I.F. Transilvania.

We recall that **(i)** by the F.S.A. Decisions no. 455, 456 and 457/30.05.2014, Mr. Mihai Fercală, Mr. Ion Mihăilă and Mr. Iulian Stan were fined for the method of drafting the forms of the special power of attorney used for the election of two members of the Supervisory Board by the general meeting of shareholders of April 2014, and by the Decisions no. 917, 918, 919/31.07.2014, the F.S.A. rejected the preliminary complains filed against the aforementioned F.S.A. decisions; **(ii)** by the F.S.A. Decisions no. 1762 and 1763/20.11.2014, Mr. Mihai Fercală and Mr. Iulian Stan were fined for the method of drafting the forms of the special power of attorney used for the revocation of a Supervisory Board member and for the non-publication of the list of shareholders who requested the supplementation of the agenda of the Ordinary General Meeting of Shareholders (O.G.M.S.) of 11.08.2014 with an item regarding the revocation of a Supervisory Board member, and by Decisions no. 536 and 538/25.03.2015, the F.S.A. rejected the preliminary complaints filed against the aforementioned F.S.A. decisions.

2. The special power of attorney forms used by S.I.F. Transilvania within the O.G.M.S. held in April and August 2014 (object of the sanctions) were also used within other previous meetings and they were validated by the N.S.C./F.S.A. during the periodic inspections conducted in 2010 and 2013, when it was expressly mentioned that the forms complied with the legal provisions; also, the members of the Supervisory Board elected by the O.G.M.S. held in April 2013 and April 2014, using

the respective special power of attorney forms, were endorsed by the F.S.A. as members of the Supervisory Board of S.I.F. Transilvania, endorsement that we deem as a new confirmation of the validity of the respective forms.

3. The obligation to publish the list of shareholders that requested the amendment of the agenda of the O.G.M.S. dated 11.08.2014 was established by the F.S.A. Decision no. 974/06.08.2014, issued pursuant to the N.S.C. Decision no. 381/20.04.2011.

We recall that the N.S.C. Decision no. 381/2011 was annulled by the High Court of Cassation and Justice Decision no. 1733/28.03.2019, pronounced in File no. 515/64/2014* (Current Report no. 8476/07.10.2019), and the F.S.A. Decision no. 974/2014 was annulled by the High Court of Cassation and Justice Decision no. 4451/03.10.2019, pronounced in File no. 508/64/2014* (Current Report no. 2900/29.03.2019), aspects that lead to the conclusion that the sanction applied under the Decisions no. 1762 and 1763/20.11.2014, in the part referring to the non-publication of the list of shareholders who requested the supplementation of the agenda, remained without factual and legal support.

The sentence was pronounced with right of appeal within 15 days of communication.

Iulian Stan
Executive Vice President/Deputy CEO

Stefan Szitas
Member of the Executive Board/Director

Marcus Valeriu Marin
Compliance Officer