

Notice to creditors pursuant to art. 22 Legislative Decree no. 270/1999

We inform you that the Court of Milan - Civil Section II - with sentence no. 600 of 5.10.2023, filed on 11.10.2023, declared, pursuant to art. 8 of Legislative Decree no. 270/1999, the state of insolvency of FIMER S.P.A., with registered office in Milan, Via Tortona n. 25 (Fiscal Code 09286180154 VAT number 01574720510), appointing as Delegated Judge Dr. Luca Giani and Judicial Commissioners the undersigned prof. Eugenio D'Amico, prof. Gerardo Losito and lawyer Maurizio Ascione Ciccarelli.

With the same sentence, the Court entrusted the management of the company, until the Court takes action in accordance with the art. 30 of Legislative Decree no. 270/1999, to the Judicial Commissioners.

The hearing to verify the passive status has been set for the day

March 1st, 2024 at 10.00 am

at the office of the Delegated Judge (located in the Palace of Justice of Milan, Second Civil Section, entrance via Manara), reserved for the G.D. the right to arrange for the hearing to be held remotely, using the Microsoft Teams application, for which any communication will be sent by the undersigned Judicial Commissioners.

The peremptory deadline for submitting applications for the application was set with the ruling declaring insolvency for 2nd February 2024.

For the above, we invite you to send, within the aforementioned deadline, to the certified email address **as1.2023milano@pec amministrazionestraordinaria.it**, the application for admission to the liabilities of a credit, for the restitution or claim of movable and immovable property, by appeal, which can also be signed personally by the party or by a lawyer with power of attorney, trained pursuant to articles 21, paragraph 2, or 22, paragraph 3, of Legislative Decree no. 7 March 2005 no. 82 and subsequent amendments.

The appeal must contain:

1. indication of the procedure in which you intend to participate and the creditor's details which must include:
 - the tax code of the applicant;
 - the bank details for future payments by crediting the bank account or the declaration of wish to be paid using the different methods established by the Delegated Judge;
2. the determination of the sum (principal and related interest) that is intended to be included in the liabilities or the description of the asset for which the return or claim is requested (petitum);
3. the succinct exposition of the facts and legal elements that constitute the reason for the request (causa petendi);
4. any indication of a title of privilege and/or pre-emption claimed, as well as the description of the asset on which the pre-emption is exercised, if this is of a special nature;
5. the indication of the certified email address, at which to receive all communications relating to the procedure, changes of which are the responsibility of communicating to the Judicial Commissioners.

Please remember that:

- the appeal is inadmissible if one of the requirements referred to in nos. 1, 2 or 3 above;
- the credit is considered unsecured if the requirement referred to in no. 4 is omitted or absolutely uncertain;
- if the indication referred to in no. 5, as well as in cases of non-delivery of the certified email message for reasons attributable to the recipient, communications will be carried out exclusively by depositing it in the Registry;
- applications sent to the Judicial Commissioners in paper format, rather than digital, will not be examined as the appeal containing them is inadmissible;
- applications, in paper format, filed or sent by post to the Registry, as well as applications sent electronically directly to the Registry, will not be examined as the appeal containing them is inadmissible.

The creditor is invited to submit the application for inclusion in the list of liabilities (exclusively in pdf format) and any attachments, also in non-editable format (pdf or similar), **in distinct and separate files**. The appeal must be accompanied by a scanned copy of the documents demonstrating the right which is the subject of the application for admission of credit and/or for restitution or claim of the property. If the claim is supported by "credit securities" (bills of exchange, checks, promissory notes, etc.), the originals of the securities must be deposited before the verification hearing at the Registry.

Please note that the application for admission to the passive status, accompanied by the relevant documents, must be sent exclusively from a certified email address (not necessarily registered in the name of the person making the application) to the certified e-mail address registered in the name of the procedure.

Best regards.

The Judicial Commissioners

Prof. Eugenio D'Amico - Prof. Gerardo Losito - Avv. Maurizio Ascione Ciccarelli