

**DEBICA**

**RB 27 / 2024**

**POLISH FINANCIAL SUPERVISION AUTHORITY**

Current report No. 27 / 20234

Date of preparation: 2024-10-21

Abbreviated name of the issuer: DEBICA

Subject: Application for the Court to appoint a special purpose auditor

Legal basis

Article 17(1) of MAR - inside information.

Text of the report:

The Management Board of Tire Company Dębica S.A. (the "**Company**") hereby informs that today it has become aware of the filing of the application by the shareholders: (i) FRAM Closed-End Investment Fund with its registered office in Warsaw (currently: FRAM Family Foundation), (ii) Lemuria Partners Sicav P.L.C with its registered office in Malta, (iii) Open Pension Fund Nationale Nederlanden, (iv) PKO BP Bank Open Pension Fund, to appoint an auditor for special matters for the Company pursuant to Article 85 section 1 and Article 84 of the Act of 29 July 2005 on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies (the "**Application**").

The motion was submitted in connection with the failure of the Annual General Meeting of the Company on June 27, 2024, as part of item 28 of the agenda of the Ordinary General Meeting of the Company, to adopt a resolution on the appointment of an auditor for special matters with the content proposed by the applicants, of which the Company informed in current report No. 17/2024 of June 28, 2024 (the "**Draft Resolution**").

As indicated in the content of the Application, its applicants requested the appointment of Volante spółka z ograniczoną odpowiedzialnością with its registered office in Wrocław as a special auditor in order to examine the issues indicated in the Draft Resolution.

The Company will respond to the Application within the time limit set by the Court. In the Company's opinion, the Application is unfounded. The Management Board of the Company will request that the appointment of an auditor for special matters be refused, taking into account, in particular: (i) the aspects indicated in the Management Board's opinion on the motion to appoint an auditor for special matters of 27 June 2024, which the Management Board presented in current report No. 13/2024 of 27 June 2024, as well as the fact that: (ii) on the basis of Resolution No. 38 of the Annual General Meeting of 24 July 2023, an auditor for special matters was appointed - a company operating under the business name Moore Polska Audyt sp. z o.o. with its registered office in Warsaw (the "**Auditor**"), the subject matter and scope of the audit specified in the resolution is largely consistent with that referred to in the Application, and the fact that: (iii) a report on the results of the Auditor's audit (see current report No. 32/2023 of 31 October 2023), clearly indicates that there are no irregularities in the Company's operations, (iv) the applicants' previous application for the appointment of an auditor for special matters was dismissed by Court Referendary at the District Court in Rzeszów, XII Commercial Division of the National Court Register, as announced by the Company in report 26/2024 of October 3, 2024.