– Translation of the legally relevant German Version for Convenience Purposes –

Agenda Item 3: Explanation Regarding the Resolution on the Discharge of the Members of the Supervisory Board

Due to the two ongoing ad hoc audit proceedings by the German Financial Supervisory Authority (BaFin), as well as the related, as yet uncompleted investigation and audits into the possible liability of the former members of the Executive Board, Messrs. Siemssen, Dr. Metzner, and Dr. Burkhardt (see Agenda Item 2), a final assessment of the former members of the Executive Board's performance of their duties is currently not possible, and the resolution regarding their discharge is to be postponed. Under the German Stock Corporation Act, the Supervisory Board is responsible for overseeing the Executive Board. In light of the ongoing investigations and audits, a decision on the discharge of the Supervisory Board does not appear appropriate at this time.

The Executive Board and the Supervisory Board therefore believe that the resolution on the discharge of the members of the Supervisory Board serving in the 2025 fiscal year should also not be adopted as long as the BaFin proceedings and the investigation and audits regarding the possible liability of the former Executive Board members — Messrs. Siemssen, Dr. Metzner, and Dr. Burkhardt — are still ongoing. **The resolution should therefore be postponed.**

The Executive Board and the Supervisory Board therefore propose that the resolution on the discharge of the members of the Supervisory Board serving in fiscal year 2025 be postponed.