



Annual General Meeting of Mister Spex SE, Berlin
on Thursday, 30 June 2022, at 10.00 hours (CEST) at the premises of
Grünebaum Gesellschaft für Event Logistik mbH, Leibnizstraße 38, 10625 Berlin
(virtual general meeting)

**Comments on Item 1 of the Agenda pursuant to Section 124a Sentence 1 No. 2
German Stock Corporation Act (*Aktiengesetz*)**

Item 1 of the Agenda (Presentation of the adopted annual financial statements and the approved consolidated financial statements for fiscal year 2021 together with the combined management report for Mister Spex SE and the Mister Spex Group, and the report of the Supervisory Board as well as the explanatory reports on the information required pursuant to sections 289a and 315a of the German Commercial Code (*Handelsgesetzbuch*)) does not have to be approved by the General Meeting, as the Supervisory Board approved the annual financial statements and the consolidated financial statements as prepared by the Management Board on 25 March 2022. According to Section 172 Sentence 1 German Stock Corporation Act, the financial statements have therefore been adopted. Therefore, the approval by the General Meeting pursuant to Section 173(1) German Stock Corporation Act of the annual financial statements and the consolidated financial statements is not necessary. Moreover, the approval by the General Meeting of the additional documents referred to under Item 1 which have to be presented at the General Meeting, is not required by law. The General Meeting cannot adopt a resolution on the appropriation of distributable profit in accordance with section 174(1) sentence 1 German Stock Corporation Act, since no such distributable profit exists.