

Rights of shareholders under sec. 122 para. 2, sec. 126 para. 1 and sec. 127 of the Stock Corporation Act

1. Right of shareholders to propose additions to the meeting agenda in accordance with sec. 122 para. 2 of the Stock Corporation Act

Any shareholder or group of shareholders whose combined shares rounded up to the next higher full number of shares constitute at least one twentieth of the share capital, or represent registered capital of at least EUR 500,000.00, may request that additional items of business be placed on the agenda and announced. The basis for this calculation is the nominal amount of registered capital entered in the Company's commercial register at the time of the request. Each such proposed new agenda item must be accompanied by a rationale or proposed resolution text. In addition, reference is made to the requirements of sec. 122 para. 2 of the Stock Corporation Act in conjunction with para. 1 thereof as well as sec. 142 para. 2 sentence 2 and sec. 70 of the Act. The proposing shareholder(s) must further prove that the shares have been held for at least 90 days prior to the date of receipt of the request and must continue to hold the shares until the Executive Board has reached a determination as to the proposed agenda item.

Confirmation of such shareholding from the respective shareholder's custodian bank shall be considered sufficient proof.

Any such request must be delivered in writing to the Company's Executive Board and must be received by the company at least 24 days prior to the Annual General Meeting, not counting the day upon which the request is received. Thus,

any such request must be received by **no later than Friday, June 30, 2023, at 12:00 midnight (CEST)**. Requests received subsequent to this deadline will not be considered. The request must be signed by all shareholders whose shares together make up one twentieth of the share capital or by their duly appointed representatives.

The request must be in writing and delivered to:

Formycon AG
Executive Board
c/o Better Orange IR & HV AG
Haidelweg 48
81241 Munich, Germany

Unless already included in the Annual General Meeting invitation and published agenda, any additions to the agenda will be announced in the German Federal Gazette (Bundesanzeiger) promptly following receipt of the qualifying request and will, in addition, be published on the Company's website at:

<https://www.formycon.com/en/investor-relations/annual-general-meeting/>

2. Right of shareholders to propose motions and nominations in accordance with sec. 126 para. 1 and sec. 127 of the Stock Corporation Act

Shareholders have the right to submit shareholder motions as countermotions to proposals by the Executive Board and Supervisory Board on certain agenda items, as well as to submit shareholder nominations for election to the Supervisory Board members or for election as the Company's auditor, provided that such elections are on the meeting agenda. Any such shareholder motions or nominations must be sent to the following address:

Formycon AG

c/o Better Orange IR & HV AG

Haidelweg 48 · 81241 Munich, Germany

or via e-mail to:

antraege@better-orange.de

Any such shareholder motions or nominations must be received at the above address no later than Monday, July 10, 2023, at 12:00 midnight (CEST) and will, following proper receipt and validation, be promptly posted to the Company's website at:

<https://www.formycon.com/en/investor-relations/annual-general-meeting/>

including, in accordance with sections 126 and 127 of the Stock Corporation Act, the name of the proposing shareholder and, in the case of shareholder motions, any rationale therefor which was submitted. Any statements of position by the Company's management will likewise be posted to the Annual General Meeting web portal at the above internet address subsequent to July 10, 2023.

It should be noted that that any shareholder motions or shareholder nomination, even if advance notification thereof is properly submitted to the Company in advance, shall only be considered at the Annual General Meeting if properly submitted and orally presented during the course of the proceedings. The general right of any shareholder to submit counter motions to the various agenda items or nominations for election during the general meeting without prior notification to the Company shall remain unaffected.