

To:

**Financial Supervisory Authority**

Financial Instruments and Investments Sector

Bucharest Stock Exchange

**CURRENT REPORT**

In compliance with the provisions of Law no. 24/2017 on issuers of financial instruments and market operations and Regulation no. 5/2018 on issuers of financial instruments and market operations

**Date of the report:** August 31, 2023

**Name of issuer:** FIREBYTE GAMES S.A.

**Headquarters:** Cluj-Napoca, no 44-46 Henri Barbusse street, floor 6, Cluj County

**Telephone:** +40 771282894

**Trade Register no/date:** J12/6845/2017

**Tax Identification Code: 38624397, Subscribed and paid share capital:** 4.402.228,4 lei

**Cod LEI:** 78720012FMADM8GOYX42

**Regulated market where issued securities are traded:** Bucharest Stock Exchange, - Aero Premium Tier, SMT, market symbol: FRB

**Important events to be reported:** Decision of the Board of Directors regarding the convening of the Ordinary General Meeting of Shareholders for October 6/7, 2023

**CONVENING NOTICE**

**OF THE ORDINARY GENERAL MEETING OF SHAREHOLDERS OF FIREBYTE GAMES S.A.**

The Board of Directors of Firebyte Games S.A., a Romanian legal entity with its registered Headquarters in Cluj-Napoca, no 44-46 Henri Barbusse street, floor 6, registered at the Cluj Trade Register under no. J12/6845/2017, having Tax Identification Code 38624397, during the meeting held on **31.08.2023**,

In accordance with the provisions of the Companies Law no. 31/1990, Law no. 24/2017 on issuers of financial instruments, FSA Regulation no. 5/2018 regarding the issuers of financial instruments and of the Articles of Association of the Company,

**CONVENED**

The Ordinary General Meeting of Shareholders (OGMS) for **06.10.2023**, at **14.00**, at the address: Cluj-Napoca, Cluj County, Calea Moșilor no. 119, in which the shareholders registered at the end of the day of **25.09.2023**, considered as reference date, are entitled to participate and vote.

If at the first convocation the legal and statutory quorum of attendance is not achieved, the OGMS will take place on **07.10.2023**, at **14.00**, at the same place, with the same agenda for the shareholders registered in the Shareholders Register for the same Date Reference.

**AGENDA OF THE ORDINARY GENERAL MEETING OF SHAREHOLDERS**

1. Election of members of the Board of Directors for a term of 4 years.
2. Election of the Financial Auditor of the company for the financial years 2024 and 2025 and mandate of the Board of Directors for signing the contract with the financial auditor.
3. Approval of the date of **25.10.2023** as the date of registration (ex-date: **24.10.2023**) of the shareholders affected by the

decisions adopted by the Ordinary General Meeting of Shareholders, according to art. 87 of Law 24/2017.

4. Approval of the mandate, with the possibility of substitution, of Mr. Ovidiu Stegaru, to carry out all the procedures and formalities provided by law, including the amendment of the constitutive act for carrying out the decisions of the Assembly, to submit and take acts and sign for this purpose in the name of the Company, in relation to the Trade Register, FSA, BVB, as well as to other public or private entities.

At the Ordinary General Meeting of Shareholders are entitled to participate and vote all shareholders registered at the end of the day of **25.09.2023** established as a reference date.

The access of the shareholders entitled to participate in the meetings of the general meetings is allowed by the simple proof of their identity, made in the case of the natural shareholders with the identity document, and in the case of the legal shareholders and the represented natural shareholders, with special or general power of attorney. the natural person who also represents the identity document of the representative.

The power of attorney form can be obtained from the Company's headquarters starting with **05.09.2023, at 17:00**, and from the website **www.firebyte.ro**.

The shareholders of the Company, regardless of the participation held in the share capital, as well as the directors of the Company may submit proposals for candidates for appointment as a member of the board of directors, until **20.09.2023, at 17:00**. Proposals will be accompanied by information on the name and location of the home.

The list containing information on the name, place of residence and professional qualification of the persons proposed for the position of administrator is at the disposal of the shareholders and can be consulted and completed by them, on the website of the company firebyte.ro in the Investors Relations section.

The offers for contracting the financial audit service are sent to the company's headquarters in Cluj-Napoca, str. Henri Barbusse no. 44-46, floor 6, jud. Cluj, until **20.09.2023, at 17:00**.

The special or general power of attorney will be drawn up in three original copies (one for the company, one for the principal, one for the agent).

Proxies and a copy of the identity document or certificate of registration and the certificate issued by the trade register or any other document issued by a competent authority of the State in which the shareholder is legally registered (not more than 3 months old compared to the date of publication of the convening notice of the general meeting) will be submitted / sent in original at the Company's headquarters or sent by e-mail until **04.10.2023 at 14:00**, to the email address **support@firebyte-games.ro**.

In the case of a special power of attorney granted by a shareholder to a credit institution providing custody services, it shall be signed by that shareholder and shall be accompanied by a statement on his own responsibility given by the credit institution that received the power of attorney, which shows that:

- the credit institution provides custody services for that shareholder,
- the instructions in the special power of attorney are identical to the instructions in the SWIFT message received by the credit institution to vote on behalf of that shareholder,
- the special power of attorney is signed by the shareholder.

On the date of the meeting, at the entrance to the meeting room of the general assembly, the designated representative will hand over the original power of attorney, if it was sent by e-mail with the electronic signature incorporated, and a copy of his identification documents.

One or more shareholders, representing individually or together at least 5% of the share capital, have the right to enter items on the agenda of the General Meetings.

Proposals for the introduction of new items on the agenda of the general meeting, respectively draft decisions for items included or proposed to be included on the agenda of the general meeting, will be accompanied by copies of the identification documents of the initiators. These refer to the identity documents (ID card) in the case of natural persons and the registration and ascertaining certificates or any other document issued by a competent authority of the state in which the shareholder is legally registered (with a maximum age of 2 months compared to the date of publication of the convening notice of the general meeting) indicating the holders of the quality of legal representatives for the legal persons shareholders of the Company.

The documents attesting the quality of legal representative drawn up in a foreign language other than English will be accompanied by a translation made by an authorized translator, in Romanian or in English, and the ascertainment of the quality of legal representative will be made based on the list of shareholders. provided by the Central Depository.

The proposals will be submitted at the Company's headquarters no later than **20.09.2023, at 17:00**, in a sealed envelope, with the statement written in clear and capital letters "FOR THE GENERAL MEETING OF SHAREHOLDERS" or sent by e-mail, with electronic

signature incorporated according to Law no. 455/2001, regarding the electronic signature, in the same term at the address: **support@firebyte-games.ro**, mentioning on the subject "FOR THE GENERAL MEETING OF SHAREHOLDERS".

Shareholders are informed that with regard to the proposals for the introduction of new items on the agenda of the meeting, it is necessary that for each item proposed by the initiators there is a justification or a draft decision proposed for adoption by the general meeting.

The latest updated version of the proxies and ballot papers by mail will be available on the company's website starting with **22.09.2023**, at **17.00**.

Each shareholder has the right to address written questions to the Board of Directors before the date of the general meeting, regarding the items on the agenda, according to art. 198-199 of the FSA Regulation no. 5/2018. The answer is considered to be given if the requested information is published on the company's website.

Shareholders registered on the reference date in the register of shareholders, have the opportunity to vote by mail, before the date of the meeting meeting using the voting form by mail. The voting form by correspondence, together with a copy of the identity document and / or the registration certificate and the ascertaining certificate issued by the ORC or any other document of the shareholder, issued by a competent authority of the state where the shareholder is legally registered (with a seniority of maximum 3 months compared to the date of publication of the convening notice of the general meeting) will be sent to the Company, in original, at its headquarters or by e-mail, with extended electronic signature, incorporated according to Law no. 455/2001, at the email address **support@firebyte-games.ro**, until **04.10.2023** at **14.00**. The forms will be written either in Romanian or in English. Shareholders who voted by special proxies or ballot papers by mail may change their initial voting option or the means of voting, being considered valid the last vote cast and registered until **04.10.2023**, at **14.00**.

If the shareholder who cast his vote by correspondence participates in person or through a representative at the general meeting, the vote by mail cast for that general meeting will be canceled. In this case, only the vote cast in person or through a representative will be taken into account.

Correspondence ballot forms, special proxy forms (both available in Romanian and English), documents and information materials on the issues on the agenda, including draft decisions, shall be made available to shareholders from of **05.09.2023**, at **17.00** on the company's website at **www.firebyte.ro** and at the company's headquarters in Cluj-Napoca, str. Motilor no. 119.

The Board of Directors recommends to the shareholders to consult the support materials for the General Meetings of Shareholders, available on the website **www.firebyte.ro** starting with **05.09.2023**.

This convening notice will be completed with the applicable legal provisions.

**Ovidiu Stegaru**  
General Manager