

No.80/15.12.2023

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: December 15, 2023**Name of issuer:** FIREBYTE GAMES S.A.**Headquarters:** Cluj-Napoca, 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:** 4.182.200,80 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:****CONVENING NOTICE****THE EXTRAORDINARY GENERAL MEETING OF SHAREHOLDERS OF FIREBYTE GAMES S.A.**

Board of Directors of Firebyte Games S.A., Romanian legal entity with its registered office in Cluj-Napoca, str. Henri Barbusse no. 44-46, 6th floor, registered at the Cluj Trade Register under no. J12/6845/2017, having the Unique Identification Code 38624397, at the meeting held on **14.12.2023**,

In accordance with the provisions of Law no. 31/1990 republished on companies, Law no. 24/2017 on issuers of financial instruments, FSA Regulation no. 5/2018 on issuers of financial instruments and the Constitutive Act of the Company,

CONVENES

Extraordinary General Meeting of Shareholders (EGMS) for **19.01.2024, at 14.00**, at: Cluj-Napoca, jud. Cluj, 119 Motilor Street, to which registered shareholders are entitled to participate and vote at the end of the day **08.01.2024**, considered the reference date.

If the first convocation does not take place the legal and statutory quorum of presence, the EGMS will take place on **20.01.2024, at 14.00**, in the same place, with the same agenda for shareholders registered in the Shareholders Register for the same Reference Date.

AGENDA FOR THE EXTRAORDINARY GENERAL MEETING OF SHAREHOLDERS

1. Modifying art. 4.1 of the Constitutive Act of the company, by adding the following NACE Codes:

NACE Code 7219 “Research-development in other natural sciences and engineering”

2. Approval of the attraction of sources of financing from non-reimbursable European funds, in order to use them in a project with a maximum value of 5 million euros (non-reimbursable funds and own contribution), having the following objectives:
 - Research & Development Structure Development (CDI) and Innovation at Firebyte Games S.A. by developing software based on artificial intelligence (AI) models and technologies for secure document processing and organization;
 - Staffing;
 - Procurement of software and hardware for the purpose of developing and enhancing research and innovation capacities and adopting advanced technologies.Empowering the General Manager of the Company to submit, pick up and sign with the right of single signature of the following:
 - Financing application, business plan and all their annexes for accessing non-reimbursable funds with European funding (North West Regional Operational Programme, Call for proposals no. PRNV/2023/111/1, A more competitive and smarter Europe by promoting innovative and smart economic transformation and regional ICT connectivity. Priority 1: A competitive region through innovation, digitalisation and dynamic businesses. Specific objective 1.1: Developing and increasing research and innovation capacities and adopting advanced technologies);
 - Financing contract, procurement documents, commercial contracts deriving from contracting and implementing the project, payment/reimbursement requests, progress reports, any other document necessary for the proper implementation of the project;
 - All the necessary payments derived from the contracts signed with the institutions that will be involved in the project implementation.The empowerment of the General Manager to represent the Company, with the right of unique signature, for any other activities and documents necessary for the proper implementation of the project within the value limits set out above, but not specifically mentioned.
3. Approval of the date of **09.02.2024** as the date of registration (ex-date: **08.02.2024**) of shareholders on which the effects of the decisions adopted by the Extraordinary General Meeting of Shareholders are reflected, according to Article 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 for the fulfillment of the decisions of the Assembly, to submit and take documents and sign for this purpose on behalf of the Company, in relation to the Trade Register, FSA, BVB, as well as other public or private entities.

At the Extraordinary General Meeting of Shareholders are entitled to participate and vote all registered shareholders at the end of **08.01.2024** established as a reference date.

The access of the shareholders entitled to participate in the meeting of the general meeting is allowed by simple proof of their identity, made in the case of individual shareholders with the identity card, and in the case of shareholders legal entities and shareholders represented natural persons, with special or general power of attorney, given to the natural person representing them, and the identity document of the representative.

The procurement form can be obtained from the Company's headquarters starting with **18.12.2023, at 17:00**, and from **www.firebyte.ro**.

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

Procures and a copy of the identity document or certificate of registration and the certifying 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 (with a seniority of no more than 3 months as of the date of publication of the convening notice of the general meeting) will be deposited/originally transmitted to the Company or sent by e-

mail until **17.01.2024 at 14.00**, at the email address **support@firebyte-games.com** .

In the case of special power of attorney granted by a shareholder to a credit institution providing custody services, it will be signed by the respective shareholder and will be accompanied by a declaration on its own responsibility given by the credit institution that has received the power of representation through the special power of attorney, from which it was revealed that:

- the credit institution provides custody services for the respective 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 the respective 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 meeting, the appointed representative will hand over the original of the power of attorney, if it was sent by e-mail with the built-in electronic signature, and a copy of his identification papers.

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 Assembly.

Proposals for the introduction of new items on the agenda of the general meeting, respectively draft decisions for the items included or proposed to be included on the agenda of the general meeting, as follows, shall be accompanied by copies of the identification documents of the originators. These refer to identity documents (bulletin/identity card) in the case of natural persons and 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 seniority of no more than 2 months reported on the date of publication of the convening notice of the general meeting) indicating the holders of the status of legal representatives for the legal entities shareholders of the Company.

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

The proposals will be submitted at the Company's headquarters no later than **03.01.2024, at 17.00**, in closed envelope, with written mention in clear and in capital letters "FOR THE GENERAL MEETING OF SHAREHOLDERS" or transmitted also by e-mail, with electronic signature incorporated according to Law no. 455/2001, on electronic signature, regarding the electronic signature, in the same term at: **support@firebyte-games.com**, mentioning the topic "FOR THE GENERAL MEETING OF SHAREHOLDERS".

It is brought to the attention of the shareholders that regarding the proposals regarding the introduction of new items on the agenda of the meeting, it is necessary that for each point proposed by the initiators there is a justification or a draft decision proposed for adoption by the general assembly.

The last updated version of the prosecutors and ballots by correspondence will be available on the company's website starting with **05.01.2024, at 17.00**.

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

Shareholders registered at the reference date in the register of shareholders have the possibility to vote by correspondence before the date of the meeting by using the form of vote by correspondence. The postal voting form, together with the 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 in which the shareholder is legally registered (of a seniority of no more than 3 months as of the date of publication of the convening notice of the general meeting) will be transmitted to the Company, originally, at its headquarters or by e-mail, with an extended electronic signature, incorporated according to Law no. 455/2001,

at the email address **support@firebyte-games.com**, until **17.01.2024 at 14.00**. The forms will be written either in Romanian or in English. Shareholders who have voted by special power of attorney or mail ballot papers may change their initial voting option or the means of voting, or, being considered valid the last vote cast and registered until **17.01.2024, at 14.00**.

If the shareholder who voted by correspondence attends the general meeting personally or through a representative, the vote by correspondence expressed for that general meeting will be cancelled. In this case, only the vote expressed in person or by valid representative will be taken into account.

Mail ballot papers, special proxy forms (both available in Romanian and English), documents and information materials on issues included on the agenda, etc, including the draft decisions, are made available to the shareholders starting with **18.12.2023, at 17.00** on the company's website at www.firebyte.ro and at the company's headquarters in Cluj-Napoca, str. 44-46 Henri Barbuse, 6th floor.

The Board of Directors recommends the shareholders to consult the support materials for the General Meetings of Shareholders, available on the www.firebyte.ro website starting with **18.12.2023**.

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

Chairman of the Board of Directors
Grigore CHIȘ