ERBUD S.A.

Current Report No. 79/2018
Report date: 2018-12-04

Topic:

Filing a claim suit by the Company for payment against Platinum Resort Sp. z o.o. seated in Świnoujscie.

Legal basis:
Article 17(1) of the MAR – confidential information

Content of report:

Legal basis: Article 17(1) of Regulation No 596/2014 of the European Parliament and of the Council of 16 April 2014 on Market Abuse (MAR) and repealing Directive 2003/6/EC of the European Parliament and of the Council and Commission Directives 2003/124/EC, 2003/125/EC and 2004/72/EC.

With reference to Current Report No. 77/2018 of 21 November 2018, the Management Board of Erbud S.A. with its registered office in Warsaw (the "Issuer") informs that it has lodged against Platinum Resort Sp. z o.o. with a registered office in Świnoujście (the "Customer") a suit for payment in writ proceedings together with a request to secure other pecuniary claims.

The value of the subject of the dispute is PLN 16,301.236.97, and the value of the collateral is PLN 8,997,620.79 (part of which is the Issuer's request to establish a mortgage on the Customer's real estate).

The amount of the subject of the dispute claimed by the Issuer includes but is not limited to:

(i) the remuneration for the work carried out under a contract with the Customer to build a four-star hotel complex (the "Contract);
(ii) the amount of the contractual penalty for withdrawal from the Contract by the Customer; and
(iii) the reimbursement of costs related to the performance of the Contract.

The Issuer informs that negotiations aimed at the further execution of the Contract or its part are in progress, but as at the date of publication of this Current Report they did not result in agreeing a common position with the Customer.