

### List of litigations on 03/09/2021

#### a) The list of litigations on 03/09/2021 in which the company CONPET S.A. has the status of claimant

##### 1. File no. 19024/281/2009 - Ploiești Courthouse

**Parties:** Conpet S.A. - claimant

Compania de Transport Feroviar S.A. - Defendant

**Subject matter:** Conpet filed a lawsuit requesting the defendant to pay the amount of RON 50,511.6 representing the difference in payment from the value of the repair of the engine of the LDH 70-675 locomotive in the amount of RON 60,381.60, as well as the legal expenses.

**Clarifications:** By the Conclusion of 09/02/2011, the court suspended the case pursuant to art. 36 of Law 85/2006.

Procedural status of the case: Merits - **Suspended**

The file no. 31627/3/2011 having as subject matter the insolvency procedure of the debtor Compania de Transport Feroviar S.A. by Judicial Administrator Pro Management Insolv I.P.U.R.L. Bucharest is also pending before the Bucharest Court. As a creditor, Conpet is registered on the consolidated list of creditors with the requested unsecured debt in the amount of RON 52,769.02, which broken down consists of: RON 50,511.6 in damages and RON 2,257.42 representing the judicial stamp duty paid by Conpet in the file in claims no. 19024/281/2009 of the Ploiești Courthouse. The case has the trial date on 06/04/2021.

According to the Activity Report no. 28 regarding the attributions of the judicial liquidator of the company Compania de Transport Feroviar Bucharest SA in the period 10/09/2020 – 02/12/2021 published in the Bulletin of Insolvency Procedures no. 2091 of 02/04/2021, by civil sentence no. 6076 / 14.06.2013 pronounced by the Bucharest Court in file no. 31627/3/2011, it was ordered the opening of the bankruptcy by the general procedure provided by Law no. 85/2006 against the debtor Compania de Transport Feroviar SA Bucharest. At the same time, by the same Decision, TANASE SI ASOCIATII SPRL Bucharest was appointed judicial liquidator in the case. In accordance with the Decision of the Creditors' Meeting of 10/11/2019 the judicial liquidator

continued the promotion activity in order to capitalize the real estate belonging to the debtor company. No person offered the price set by the credit publications approved by the creditors. The activity of distributing the amounts due to the creditors of the former employees is continued and the activity of promoting the real estate belonging to the debtor company is continued. Note: The Conpet debt is an unsecured one, therefore the distribution order is to the secured creditors.

**Deadline:** -

## **2. File no. 6179/105/2009 - Prahova Court**

**Parties:** Conpet S.A. - creditor

Petroconduct S.A. - debtor

**Subject matter: Bankruptcy.** Conpet S.A. by the Debt Declaration no. 5949/23.02.2010 requested the registration at the list of creditors with the amount of RON 202,890.47 representing penalties for non-execution on time of the obligations assumed by contract no. L45/18.03.2004 and MST9 / 09.06.2004, equivalent value of tubular material, transport costs, loading, unloading of tubular material, court costs. Conpet SA was registered on the creditors' list of the debtor S.C. Petroconduct S.A. with the amount of RON 62,739.06.

**Clarifications:** The debtor's judicial liquidator registered the company on the debtor's preliminary list with only a part of the claim claimed by Conpet, respectively RON 62,739.06, from the total claim in the amount of RON 216,412.56, although our company filed all appeals which were at his disposal.

**Deadline:** 05/05/2021

## **3. File no. 3033/105/2012 - Prahova Court**

**Parties:** Conpet SA - creditor

Vasrep Petro Construct SRL - debtor

**Subject matter: Bankruptcy.** By the Sentence no. 238/03.03.2014 the Prahova Court ordered the entry in the bankruptcy procedure of the debtor Vasrep Petro Construct SRL, the sealing of the assets from the debtor's fortune and the fulfillment of the other liquidation operations.

Conpet SA formulates a request for admission of the claim requesting the registration on the list of creditors Vasrep Petro Construct SRL with the amount of RON 126,877, including VAT, representing the value of material costs, costs for workmanship and equipment necessary for bringing the pipeline to the state before the unlawful act was committed by the debtor, deed

consisting in the unlawful destruction and theft of two sections of 4,120 ml in length from the pipeline Ø 10¾ "Iancu Jianu - Ghercești. Conpet appeals against the measure of non-registration of Conpet SA on the Preliminary List with this claim, which is the subject matter of file no. 3033/105/2012/a1. By the Sentence no. 1958/19.11.2012, the Prahova Court dismissed Conpet's appeal, Conpet appealed again; the Ploiești Court of Appeal allowed the appeal, quashed the sentence on the merits and sent it for retrial.

By the **sentence no. 1008/17.09.2014** (file no. 3033/105/2012/a1 \*) the Prahova Court admits the appeal to the preliminary title. It orders the registration of the appellant creditor Conpet S.A. in the consolidated list of creditors of the debtor with the amount of RON 1,473,628 for materials, workmanship and equipment as well as RON 120 judicial stamp duty appeal and RON 2500 expert fee. Vasrep appealed.

By **decision no. 141 / 15.01.2015** The Ploiești Court of Appeal rejects the appeal as unfounded. Conpet was registered in the definitively consolidated list of the debtor Vasrep Petro Construct SRL with an unsecured debt in the amount of RON 1,476,308. The amount recovered so far: 0 RON

**Procedural status of the case:** Merits

**Deadline:** 03/26/2021

#### **4. File no. 2803/120/2013 - Dambovită Court**

**Parties:** Conpet SA - creditor

Ecprod SRL - debtor

**Subject matter:** Insolvency. General procedure

**Request for admission of claim.** Conpet SA filed a request for admission of a claim on the property of the debtor Ecprod in the amount of RON 25,728.89. Conpet is registered on the List of creditors with the amount of RON 25,728.89.

The percentage of the Conpet receivable is 0.16% of the total receivables entered in the list.

**Procedural status of the case:** Merits

**Deadline:** 04/19/2021

#### **5. File no. 7932/118/2013 \* - Constanța Court**

**Parties:** Conpet SA - civil party

Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Luca Viorel, Meridicos Romeo Ovidiu, Dimofte Petronel, Matei Marius Ionut, Ahălanei Ioan - defendants

Romeo International Service Company SRL Năvodari - defendant

Romeo International Service Company SRL Năvodari represented by Nicolaidis Constantin - defendant

Ministry of Public Finance - ANAF - civil party

DGFP - civil party

**Subject matter: Tax evasion offenses (Law 87/1994, Law 241/2005), art. 323 C.pen., Grand larceny (art. 208-209 C.pen.).** Conpet SA became a civil party for the amount of RON 928,785.94 representing the value of the amount of stolen crude oil (277 tons), pipeline remediation works and laboratory analyzes.

**Clarifications:** By the **sentence no. 472/17.12.2015** the Constanța Court admits the civil action filed by the civil party Conpet SA. Ploiești. It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to pay to the civil party Conpet SA. the amount of RON 90,814.50 (the equivalent of 30 tons of crude oil stolen on 05/27/2013). It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to pay to the civil party Conpet SA. the amount of RON 93,841.65 (the equivalent of 31 tons of crude oil stolen on 05/31/2013). It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to pay to the civil party Conpet SA. the amount of RON 111,027.27 (the equivalent of 36 tons of crude oil stolen on 06/03/2013). It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to pay to the civil party Conpet SA. the amount of RON 585,977.25 (the equivalent of 190 tons of crude oil stolen on 06/04/2013 and 06/05/2013). It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to

pay to the civil party Conpet SA. the amount of RON 17,289.32 representing the value of the decommissioning works of the artisanal installation and for bringing the pipeline to its initial state. It obliges jointly and severally the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Ahalana Ioan, Arhire Adrian, Poenaru Marius Ciprian, Boamfa Paul, Merdicos Romeo Ovidiu, Dimofte Petronel, Luca Viorel and Matei Marius Ionut to pay to the civil party Conpet SA. the amount of RON 9,576.84 representing the equivalent of laboratory analyzes, for 17 samples of petroleum product. Note that the civil party Conpet SA. waived the civil claims in the amount of RON 20,268.11 for the deed of 08/03/2013 because the damage was fully recovered. The decision was appealed by the defendants.

By **decision no. 675/10.06.2016** the Constanța Court of Appeal admits the appeals made by the Prosecutor's Office attached to the Constanta Court and by the defendants Bivolaru Gabriel, Chihaiia Marin, Mangalea Gheorghe, Arhire Adrian, Poenaru Marius Ciprian, Boamfă Paul, Luca Viorel, Meridicos Romeo Ovidiu, Dimofte Petronel, Matei Marius Ionut, Ahălanei Ioan and SC Romeo International Service Company SRL Năvodari. It abolishes in full the criminal sentence no. 472/17.12.2015 pronounced by the Constanța Court in file no. 7932/118/2013 and orders the case to be sent for retrial to the Constanța Court. Here it receives \* and orders the case to be sent to the judge of the preliminary chamber (7932/118/2013\*/a1).

By the **Conclusion no. 93/28.02.2017** the Constanța Court rejects as unfounded the requests and exceptions formulated by the defendants Bivolaru Gabriel, Chihaiia Marin, Merdicos Romeo Ovidiu, Arhire Adrian and Mangalea Gheorghe. It finds the legality of notifying the court with Indictment no. 569/P/2013 of 08/30/2013 issued by the Prosecutor's Office attached to the Constanța Court of Appeal, which ordered the prosecution of the defendants. It ascertains the legality of the administration of the evidence and of the execution of the criminal investigation acts. It orders the commencement of the trial of the case. The conclusion was contested, rejected by CA Constanța.

Also, by **the Conclusion of 02/28/2017**, the Constanța Court finds the plea of non-compliance with the constitution admissible. It notifies the Constitutional Court with the settlement of the plea of non-compliance with the constitution invoked by the defendant Bivolaru Gabriel, in the file no. 7932/118/2013 \* of the Constanța Court, regarding the constitutional challenge of art. 280 para.1, art. 281 paragraph 1 and art. 282 paragraphs 1 and 2 of the Code of Criminal Procedure - file no. 812D/2017. The plea was rejected as inadmissible.

The Constanta Court ordered the administration of the technical expertise specialized in oil and gas. The expertise report was prepared by experts. Conpet objected. The court admitted the objections raised by Conpet.

The court ordered the performance of a judicial technical expertise in accounting, and so far the expertise has not been performed.

Procedural status of the case: Merits- retrial

**Deadline:** 03/31/2021

#### **6. File no. 1862/114/2014 - Buzău Court**

**Parties:** Conpet SA - creditor

Gelual Stor SRL - debtor

**Subject matter:** By the **Sentence no. 621/26.10.2016**, the Buzău Court orders the entry into the general bankruptcy procedure of the debtor, the sealing of all the assets from the debtor's property, their inventory and the fulfillment of the other liquidation operations. Conpet SA formulates a request for admission of the claim requesting the registration on the list of creditors of Gelual Stor SRL with the amount of RON 1,440.90, representing delay penalties due for payment over the term provided in the contract for a value of 7 invoices issued by Conpet for services provided in under Contract no. STA 101/20.03.2012 concluded with the defendant, amount to which the debtor was obliged by the sentence no. 8867 / 16.06.2014 given by the Ploiești Court in the file no. 109/281/21014, remained final by non-appeal.

Conpet was registered on the consolidated list of creditors in the bankruptcy procedure for the debtor Gelual Stor SRL with an unsecured debt in the amount of RON 1,440.90. The amount recovered so far: 0 RON

**Procedural status of the case:** Merits

**Deadline:** 03/18/2021

#### **7. File no. 1510/262/2014 - Moreni Court**

**Parties:** Conpet SA - claimant

Pîrvu Gheorghe - defendant

Pîrvu Nicolae - defendant

Grigorescu Gabriel - defendant

Zlăteanu Dragoș Marian - defendant

Dărmănești Commune, legally represented by the Mayor of Dărmănești Commune - defendant

SC Nimb Dâmbovița SA - defendant

**Subject matter:** Conpet filed a lawsuit requesting the court to order the defendants, jointly and severally, to pay to Conpet the amount of RON 34,944.18 as civil damages - representing the equivalent of remedial works of the Link 14 fiber optic pipeline and cable, destroyed on 06/03/2011, within the commune of Dărmănești, Dâmbovița county, works necessary to bring them to the initial state before committing the deed, i.e. in working order, amount to which is added the interest from the date on which the sentence in the present case becomes final and until the date of actual payment; payment of the legal expenses.

**Clarifications:** By the **Conclusion of 01/08/2015**, the Moreni Court suspends the trial of the case in relation to the defendant SC Nimb Dambovita SA. It dismisses the case regarding the other defendants and the formation of a new file (184/262/2015 - finalized by obliging the defendants Pârvu Gheorghe, Pârvu Nicolae, Grigorescu Gabriel and Zlăteanu Dragoș Marian to pay to Conpet the amount of RON 34,944.18 and the related interests of this amount, starting with the date of finality of the Sentence no. 97 / 04.02.2016 and until the date of actual payment. The decision was executed and is the subject of the file No. 30/2018 – Bailiff’s Office Petrov Sergiu Alexandru).

**Note:** By the Conclusion of 12/14/2012 - file no. 9446/120/2012 - the Dâmbovița Court ordered the opening of the general insolvency procedure against the debtor Nimb Dâmbovița SA. By the Sentence no. 611 / 09.10.2014 The Dâmbovița Court orders the opening of the general procedure of judicial reorganization and the confirmation of the reorganization plan. The reorganization procedure is ongoing.

By the **Conclusion of 06/22/2017** pronounced in the file no. 1510/262/2014 the Moreni Court, finding that the law applicable to the insolvency proceedings of the defendant SC Nimb Dambovita SA is Law no. 85/2006 and that the suspension will last until the closing of the insolvency procedure pronounced by the syndic judge based on art. 11 para. 1 lit. n of Law no. 85/2006, maintains the suspension of the trial of the case ordered by the Conclusion of 01/08/2015.

**Procedural status of the case: Merits - Suspended**

**Deadline: -**

## **8. File no. 6819/118/2013 - Constanța Court**

**Parties:** Conpet SA - creditor

Tobias SRL - debtor

**Subject matter: Bankruptcy.** Conpet S.A. requested the registration on the list of creditors of the debtor with the amount of RON 663 representing the equivalent value of 230 kg of aluminum (RON 575) and 110 kg of scrap metal (RON 88), handed over to Tobias SRL on 06/04/2013, based on the contract of sale - purchase of waste no. 2013 / ADM / 15.02.2013 concluded between Conpet and Tobias.

The request formulated by Conpet was admitted in part by the judicial administrator, in the sense that our company was registered on the list of creditors with the amount of RON 643.11, the difference of RON 19.89 representing the 3% environmental fund and due to the Environmental Fund Administration.

The percentage of the Conpet receivable is 0.014% of the total of receivables entered in the list.

**Procedural status of the case:** Merits

**Deadline:** 04/08/2021

#### **9. File no. 717/105/2015 - Prahova Court**

**Parties:** Conpet SA - creditor

Football Club Petrolul Ploiești SA - debtor

**Subject matter: Bankruptcy.** Conpet filed a request for admission of the claim by which it requested the registration on the list of creditors of the debtor Fotbal Club Petrolul Ploiești SA with a claim in the amount of RON 14,465.33. Conpet was entered on the list of receivables of the debtor's creditors with the requested amount.

**Clarifications:** By the sentence no. 821 / 22.06.2016 The Prahova Court admits the request of the judicial administrator. It approves the conclusions of the judicial administrator's report. It orders the beginning of the general procedure of the debtor's bankruptcy. It orders the dissolution of the debtor company and the lifting of the debtor's right of administration. It orders the sealing of the debtor's assets and the fulfillment of the other liquidation operations.

**Procedural status of the case:** Merits

**Deadline:** 04/01/2021

#### **10. File no. 13386/3/2015 - Bucharest Court**

**Parties:** Conpet SA - creditor

Perfect Metal SRL - debtor



**Subject matter: Bankruptcy.** Conpet S.A. requested the registration on the list of creditors of the debtor with the amount of RON 221,189.85 representing penalties for delay, compensations, interest and legal expenses.

The request was accepted but Conpet was entered on the list in the category of unsecured creditors and not in the category of secured creditors as would have been the case considering the content of our request for registration in the preliminary list of creditors. Conpet filed an appeal against the preliminary list of creditors, which was the subject matter of the file no. 13386/3/201 / a1 with a deadline on 09/18/2015. By **Decision no. 7106 / 18.09.2015** The Bucharest Court rejects the appeal as unfounded. The percentage of the Conpet receivable is **0.42625 of the total receivables entered on the list.**

According to the Insolvency Proceedings Bulletin no. 2290 of 02/08/2021, the procedure is continued, in the file no. 13386/3/2015 pending before the Bucharest Court according to the Activity Report of the Judicial Administrator (Prime Insolv Practice SPRL) no. 54/11.01.2021 in order to capitalize both hazardous and non-hazardous waste from the debtor, but there are no funds at the judicial administrator's disposal in order to be able to successfully capitalize and therefore requested the court to request an advance of the amounts from the liquidation fund of UNPIR in order to fulfill the environmental obligations, following that after capitalizing the goods, the advanced amounts will be returned. According to the conclusion of 01/28/2021, the Bucharest Court rejected the request of the judicial administrator. Continue the procedure. Deadline 03/26/2021.

Note: The Conpet receivable is an unsecured one, therefore the distribution order is to the secured creditors.

**Procedural status of the case:** Merits

**Deadline:** 03/26/2021

## **11. File no. 19602/3/2015 - Bucharest Court**

**Parties:** Conpet SA - creditor

Top Birotica SRL - debtor

**Subject matter: Bankruptcy.** Conpet S.A. requested the registration on the list of creditors of the debtor with the amount of RON 2,258.72 representing delay penalties due for the delayed delivery of the equipment that was the object of the contract P-CA 438 / 17.11.2014.

Conpet was registered at the debtor's list of creditors with the amount of RON 2,258.72.

The percentage of the Conpet receivable is 0.010% of the total receivables entered on the list.

**Procedural status of the case:** Merits

**Deadline:** 03/10/2021

## **12. File no. 2899/62/2015 - Braşov Court**

**Parties:** Conpet SA - creditor

Condmag SA - debtor

**Subject matter: Bankruptcy.** Request for admission of the Conpet claim against the property of the debtor Condmag SA – RON 42,950.85 representing penalties.

Conpet was registered on the list of creditors with the amount of RON 42,2950.85 representing an unsecured debt.

The percentage of the Conpet receivable is 0.02% of the total receivables entered on the list.

**Procedural status of the case:** Merits

**Deadline:** 05/11/2021

## **13. File no. 8156/281/2014 \* - Ploieşti Court**

**On appeal: file no. 447/42/2020**

**Parties:** Conpet SA - civil party

Matei Marinel - claimant for judicial review

**Subject matter: Grand larceny.** Revision. Matei Marinel formulates a request for revision of the criminal decision no. 1383 / 14.10.2013 pronounced by the Ploieşti Court of Appeal in the file no. 19230/281/2011.

**Note:** By the Criminal Decision no. 1383 / 14.10.2013 Ioniţă Ion, Marin Matei Georgian and Matei Marinel were obliged to pay to Conpet an amount of RON 13,259.79. The decision was enforced and is the subject of file no. 200/2016 located at the Bailiff's Office Petrov Sergiu Alexandru.

**Clarifications:** By **Sentence no. 1162 / 03.08.2020** The Ploieşti Court admits the request for review formulated by the claimant for judicial review Matei Marinel, against the criminal sentence no. 1286 / 07.06.2013 of the Ploieşti Court, abolished and finalized by the criminal decision no. 1383 / 14.10.2013 of the Ploieşti Court of Appeal. It cancels the criminal sentence no. 1286 / 07.06.2013 of the Ploieşti Courthouse, as well as MEPI no. 1538/2013 of 10/15/2013 issued by the Ploieşti Courthouse. It orders the acquittal of the defendant Matei Marinel, under the aspect of committing the crime of grand larceny, provided by art. 208 para. (1) - art. 209 para. (1) lit. a) and

g) para. (3) lit. a) Previous Criminal Code, with the application of art. 41 para. (2) Criminal Code. It finds that the defendant Matei Marinel was detained from 11/22/2013 to 11/12/2014, inclusive. The decision was appealed by the Prosecutor's Office attached to the Ploiești Courthouse.

By **Decision no. 954 / 26.10.2020** The Ploiești Court of Appeal admits the appeal declared by the Prosecutor's Office attached to the Ploiești Courthouse against the criminal sentence no. 1162 of August 3, 2020 pronounced by the Ploiești Courthouse, which it annuls in its entirety and sends the case for retrial to the first instance according to the considerations of the present decision. Final.

**Procedural status of the case:** Review

**Deadline:** 03/17/2021

#### **14. File no. 310/120/2016 - Ploiești Court of Appeal**

**Parties:** Conpet SA - civil party

OMV Petrom SA - civil party

SNTGN Transgaz SA - civil party

Gruia Gheorghe, Vasile Valentin, Ciobanu Viorel, Dudas Pavel, Tudorache Marius, Parvu Valentin, Georgescu Anda, Manda Marin - defendants

**Subject matter: Establishment of an organized criminal group (art. 367 NCP).** Conpet became a civil party for the amount of RON 405,536.24, representing the equivalent value of the stolen pipelines.

**Clarifications:** By the Conclusion of 05/31/2016, the Dâmbovița Court sends to the Prosecutor's Office the case started by the indictment given in the criminal prosecution file no. 124 / D / P / 2013 of the Prosecutor's Office attached to the High Court of Cassation and Justice - DIICOT – Dâmbovița FO regarding the defendants GG, VV, CV, DP, TM, PV, GA, MM injured people being OMV Petrom SA, Conpet SA , National Company for Natural Gas Transport „Transgaz” SA. The Prosecutor's Office filed an appeal against the decision, pending before the Ploiești Court of Appeal. By the Conclusion of 10/13/2016, the Ploiești Court of Appeal admits the appeal filed by the Prosecutor's Office attached to the High Court of Cassation and Justice - DIICOT - Dâmbovița Field Office, annuls the contested decision and, re-judging, finds the legality of the referral of the Dâmbovița Court by the indictment no.124/D/P / 2013 of the Prosecutor's Office attached to the High Court of Cassation and Justice - DIICOT - Dâmbovița Field Office,

administration of evidence and execution of criminal investigation acts. It orders the commencement of the trial.

By the **Sentence no. 366 / 09.05.2019** The Dâmbovița Court admits the civil actions filed in the case by the civil parties of the National Company for Natural Gas Transport “TRANSGAZ” S.A., S.C. CONPET S.A., and S.C. OMV PETROM SA, specified during the judicial investigation and obliges the defendants to compensate, as follows: a) For the deeds committed to the detriment of the civil party, the National Company for Natural Gas Transport „TRANSGAZ” SA, it jointly obliges the defendants: Gruia Gheorghe, Vasile Valentin, Ciobanu Viorel, Dudaș Pavel, to pay the amount of RON 51,588; b) For the deeds committed to the detriment of the civil party S.C. CONPET S.A., it jointly and severally obliges the defendants: Gruia Gheorghe, Vasile Valentin, Georgescu Anda to pay the amount of RON 869,084, 26; c) For the deeds committed to the detriment of the civil party S.C. OMV PETROM S.A., it jointly and severally obliges the defendants: Gruia Gheorghe, Vasile Valentin, to pay the amount of RON 28,134.11; It dismisses the civil action brought by Amuza Daniel as unfounded. The decision was appealed by the defendants.

**Procedural status of the case:** Appeal

**Deadline:** 03/10/2021

### **15. File no. 8529/281/2016 - Ploiești Court of Appeal**

**Parties:** Conpet SA - civil party

Constantin Costel, Matei Marian, Stan Mihai Catalin, Matei Valentin Dumitru - defendant

**Subject matter: Grand larceny.** Conpet became a civil party for the amount of RON 158,780.39 composed of:

- RON 24,691.2 (including VAT) representing the equivalent value of the quantity of 30,000 liters stolen during September-October 2015 by the defendants Stan Mihai Catalin, Matei Marian and Matei Valentin Dumitru
- RON 128,394.0 (including VAT) representing the equivalent value of the quantity of 156,000 liters stolen during September-October 2015 by the defendants Constantin Costel, Stan Mihai Catalin and Matei Marian.
- RON 5,695.19 (including VAT) representing the equivalent value of the pipeline remediation works, necessary to bring it to its initial state before the commission of the crime, i.e. in working order.

Conpet filed a request to increase the amount of the application for civil party to the amount of RON 243,127.77 representing the damage suffered by Conpet as a result of the theft of petroleum products that took place between September and October 2015 from the pipeline 14 "Brazi inside the skid 24" administered by Conpet. The damage suffered by Conpet is of RON 248,822.96 composed of:

- RON 39,218.96 (including VAT) representing the equivalent value of the quantity of 30,000 liters stolen during September-October 2015 by the defendants Stan Mihai Catalin, Matei Marian and Matei Valentin Dumitru

- RON 203,914.72 (including VAT) representing the equivalent value of the quantity of 156,000 liters stolen during September-October 2015 by the defendants Constantin Costel, Stan Mihai Catalin and Matei Marian.

- RON 5,695.19 (including VAT) representing the equivalent value of the pipeline remediation works, necessary to bring it to its initial state before the commission of the crime, i.e. in working order.

**Clarifications:** By the **sentence no. 2366 / 13.12.2019** The Ploiești Courthouse partially admits the civil action filed by the civil party Conpet SA and jointly obliges the defendants Constantin Costel, Matei Marian, Stan Mihai Cătălin and Matei Valentin Dumitru to pay to it the amount of RON 243,127.77 representing material damages. The decision was appealed by Conpet, as well as by Constantin Costel and Matei Marian.

**Procedural status of the case:** Appeal

**Deadline:** Postponed pronouncement on 03/09/2021

## **16. File no. 8262/281/2016 - Ploiești Courthouse**

**Parties:** Conpet SA - creditor

Conpet Club Football Association - debtor

**Subject matter: Dissolution of a legal entity.** Request for admission of the claim. Conpet SA formulates a request for admission of the claim on the property of the debtor Conpet Club Football Association, against which the dissolution was ordered by the Civil Sentence no. 8683 / 04.10.2016 pronounced by the Ploiești Courthouse in the file no. 8262/281/2016, by which it requests the court to admit the application for registration on the list of creditors of the debtor Conpet Club Football Association with the amount of RON 424.94, as a certain, liquid and due receivable, born before

the admission of the dissolution application, representing the penalties payment rest, according to the invoice no. 1653 / 31.05.2015, calculated for the late payment of the obligations arising from the Lease Agreement no. ADM 366 / 23.10.2012, concluded by Conpet SA with the Conpet Club Football Association. By the address 39101 / 28.09.2017 Conpet requested the completion of the value of the debt registered by the Conpet Club Football Association and with the amount of RON 1,358.84 representing delay penalties born prior to the dissolution request (total RON 1,783.78).  
Procedural status of the case: Merits

### **17. File no. 789/105/2017 - Prahova Court**

**Parties:** ICIM SA by CITR Bucharest administrator - debtor

Conpet SA- creditor

**Subject matter:** Insolvency proceedings. Conpet requests the registration on the list of creditors of the company ICIM SA represented by judicial administrator CITR BUCHAREST SUBSIDIARY SPRL, with the total receivable in the amount of RON 393,934.37 representing delay penalties, legal expenses, execution costs.

A) RON 50,094, 8 representing the equivalent value of the works for repairing the damage to the pipeline Ø 6 RA Moreni-Ploiești and the lost crude oil, legal interest, legal expenses and execution costs established by the enforceable title - civil sentence no. 1014 / 28.01.2015 pronounced in the file no. 113/281/2014 remained final and corrected by the Conclusion of correction of the material error on 06/06/2016, by which the Ploiești Courthouse admitted the request for summons filed by the claimant Conpet S.A.

B) RON 343,839.57 composed of the amount of RON 331,271.57 representing penalties for delay in accordance with the provisions of art. 8.1. from the contract 0135/1995 (modified by art. 5 of the additional act 9/2005 and the additional act no. 10/2006), as well as the amount of RON 12,568 representing judicial stamp duty, judicial stamp and expertise fee.

Conpet was entered on the list with the requested amount.

The percentage of the Conpet receivable is 0.75 % of the total receivables entered on the list.

ICIM filed an appeal which is the subject of the file no. 789/105/2017 / a1 and requested:

- mainly a partial amendment of the preliminary list of creditors in connection with the rejection of the application for entry of the claim in the amount made by Conpet
- in the alternative, a partial amendment of the preliminary list of creditors for the purpose of entering the conditional Conpet claim.

The ICIM appeal was the subject matter of the file 789/105/2017 / a1. By Decision 776/2018, the Prahova Court rejects the appeal regarding the preliminary list formulated by the debtor INTREPRINDEREA CONSTRUCȚII INSTALAȚII MONTAJE SA regarding the claim of the creditor CONPET SA

By the Conclusion of 11.09.2020, the Prahova Court ordered the entry into the bankruptcy procedure of the debtor.

**Procedural status of the case:** Merits

**Deadline:** 05/24/2021

### **18. File no. 2782/229/2018 - Fetești Courthouse**

**Parties:** Conpet SA - claimant

Zacon Trandafir - defendant

**Subject matter:** Conpet SA filed a summons for the named Zacon Trandafir so that based on the evidence that will be administered, the court will issue a court decision by which:

- found the absolute nullity of the sale-purchase contract no. 1047 / 03.02.1999, concluded between Conpet SA, as seller and Zacon Trandafir as buyer;
- orders to the defendant to pay the legal expenses.

In the alternative, the defendant Zacon Trandafir is required to pay the equivalent value of the property at the fair market value established following the administration of a forensic technical expertise.

**Clarifications:** -

**Procedural status of the case:** Merits

**Deadline:** 03/11/2020

### **19. File no. 27022/3/2018 - Bucharest Court**

**Parties:** Conpet - creditor

PETROCONSTRUCT GROUP S.R.L - debtor

**Subject matter:** Bankruptcy - general insolvency proceedings.

By the application for admission of the initial claim, Conpet requested the registration on the list of creditors with the claim in the amount of RON 17,176.14 representing unpaid debt and penalties resulting from the ADM 803 / 05.12.2017 contract (space rental). From this debt, the amount of

RON 2,867.90 was recovered through compensation, being a receivable that was born after the opening of the procedure.

Conpet is registered on the list of creditors (BPI 21250 / 08.11.2018) **with the amount of RON 14,308.24**

**Clarifications: --**

**Procedural status of the case:** Merits

**Deadline:** 09/07/2021

## **20. File no. 5628/318/2019 - Târgu Cărbunești Courthouse**

**Parties:** Conpet SA - appellant

ITM Gorj - respondent

**Subject matter:** Conpet filed an appeal against the minutes of finding and sanctioning the contraventions series GJ no. 00014386 / 06.03.2019 by which it was sanctioned with a contravention fine in the amount of RON 8,000. The appeal requested the replacement of the fines imposed with the sanction of the warning.

**Clarifications:** By decision no. 4417 / 21.06.2019, the Târgu Jiu Courthouse admitted the exception of the territorial incompetence of the Târgu-Jiu Courthouse and declined the competence to settle the case in favor of the Târgu Cărbunești Courthouse. Final.

At the request of CONPET, by the Conclusion of 10/22/2019, the Târgu Cărbunești Courthouse, pursuant to art. 413 paragraph 1 point 1 ordered the suspension of the case until the final settlement of the case registered under no. 2793/95/2019 on the role of the Gorj Court (in the file 2793 the control report was challenged, which was the basis for drawing up the contravention minutes). The file was re-filed on 10/20/2020.

By **Sentence no. 1176 / 27.10.2020** The Târgu Cărbunești Courthouse partially admitted the complaint of violation, partially annulled the minutes series GJ no. 00014386 concluded by the respondent ITM Gorj on 03/06/2019 regarding the contravention provided by art. 39 para. 4 reported to art. 13 lit. a of Law 319/2006, retained in point 2 of the heading regarding the description of the deed and, consequently, exempted CONPET from the payment of the contravention fine in the amount of RON 4,000 but **maintained the sanction of payment of the fine in the amount of RON 4,000** set out in point 1 of the minutes. The decision was communicated and an appeal is filed until 02/18/2021.

**Procedural status of the case: --**



**Deadline: -**

**21. File no. 13717/281/2019 - Ploiești Courthouse**

**Parties:** Conpet SA - creditor

Dobrogeanu Dumitru - debtor

**Subject matter:** Conpet formulates a request for the return of the foreclosure by which it requests the court, as by the decision that will pronounce it, to order the return of the foreclosure carried out on the basis of the enforceable title represented by the decision no. 669 of 12/20/2011 of the Prahova Court in the execution file no. 20/2016 to the B.E.J. Divoiu Maria, by partially restoring the situation prior to the execution, in the sense of obliging the defendant DOBROGEANU DUMITRU (pursuant to art. 723 of the Civil Procedure Code) to pay the following amounts to the undersigned:

- RON 5,930 amount which represents the difference between the amount actually enforced and the debt we owed;
- RON 576 as legal expenses consisting of stamp duty and equivalent value of photocopies of the execution file.

Also, it requests the updating with the penalizing legal interest of the amount of RON 5,930 starting with the date of 04/11/2016 and up to the date of the effective payment.

**Clarifications:** By the Conclusion of 11/27/2020, the Ploiești Courthouse reopens the case in order to summon the appellant with the mention of paying a remaining judicial stamp duty in the amount of RON 250, with the right of re-examination within 3 days from communication and with the possibility to apply for the granting of facilities for the payment of the stamp duty within 5 days from the communication.

**Procedural status of the case:** Merits

**Deadline:** 04/01/2021

**22. File no. 8727/105/2017 - Prahova Court**

**Parties:** Conpet SA - claimant

PAULUS S.R.L. - Defendant

Subject: Bankruptcy - general procedure

**Subject matter:** On 10/14/2019, Conpet filed a payment request with the judicial administrator CITR BUCHAREST SUBSIDIARY SPRL (art. 75 \* paragraph 3 of Law no. 85/2014) for the payment of the amount of RON 32,493.44, amount due on 07/04/2019 by PAULUS SRL (CF

4000500), for not fulfilling the obligations established by the contract no. S-CA 1191 / 05.07.2017 (air conditioning maintenance). The request was granted.

**Clarifications:** Paulus filed an appeal against the measure of the judicial administrator file 8727/105/2017 / a13 - Appeal term 09/09/2020 (Ploiesti Court of Appeal). By Decision 213/2020, the appeal was rejected.

Conpet addressed the judicial administrator for the recovery of the amount of RON 2,891.95 from the guarantee of good execution and to pay the difference of RON 29,601.49 with priority according to the law. The judicial administrator did not respond to our request. Currently, an appeal has been filed against the administrator's measure. - deadline 03/09/2021

**Procedural status of the case:** Merits

**Deadline:** 03/23/2021

### **23. File no. 2036/83/2019 - Satu Mare Court**

**Parties:** Conpet SA - claimant

PRODREP MG S.R.L. - Defendant

**Subject:** bankruptcy

**Subject matter:** On 11/18/2019, Conpet filed an application for registration on the list of creditors of the debtor PRODREP MG S.R.L. with the amount of RON 284,496.11 representing:

- damages in the amount of RON 148,926.49 provided in art. 18.2 of the works contract L-CA 699 of 09/28/2017 (20% of the contract value provided in art. 3 of the contract);
- penalties of 0.5% / day of delay provided by art. 17.1 of the works contract L-CA 699 of 09/28/2017 applied to the value of the unexecuted works in the amount of RON 46,575 for a number of 162 days of delay calculated from 04/10/2019 to 09/19/2019 the date of termination of the contract;
- equivalent value for electricity supply in the amount of RON 16.54 for the period 08/01/2019-08/31/2019, resulting from the execution of the works contract L-CA 699 of 09/28/2017;
- penalties of 0.5% / day of delay in the amount of RON 78,644.16 provided by art. 17.1 of the works contract L-CA 537 of 07/27/2017 applied to the value of unexecuted works for a number of 168 days of delay calculated from 05/01/2019 to 10/15/2019 the date of opening the insolvency procedure;
- penalties of 0.5% / day of delay in the amount of RON 10,333.92 provided by art. 17.1 of the works contract L-CA 380 of 10/05/2016 applied to the value of the unexecuted works for a number

of 114 days of delay calculated from the date set for the completion of the works until their actual completion.

Conpet filed an application for registration on the supplementary list and for the amount of RON 18,724.8 (address 38994 / 04.12.2020) representing the current receivable born after the date of opening the insolvency and appeal procedure to the extent of the administrator to recover the amounts of RON 5,105.26 (address 30649 / 29.09.2020) and RON 49,295.45 (address 38987 / 04.12.2020) representing aggregate repairs, performed during the warranty period.

Currently, **CONPET is registered on the final consolidated list of creditors with the amounts: RON 284,496.11 and RON 18,724.80** (item 8 table). At position 16 in the list we were provisionally registered with the amount of RON 54,400.71 (5,105.26 + 49,295.45 RON) until the communication of the sentence pronounced in the file 2036/83/2019 / a7- in this case the court admitted **our recovery in the amount of RON 54,400.71 from the performance guarantee.**

**Clarifications:** at the deadline on 10/20/2020, the court admitted the request of the judicial administrator and pursuant to art. 145 paragraph 1 point A letter c and point B of Law no. 85/2014 ordered the beginning of the bankruptcy procedure in the general form of the debtor PRODREP MG S.R.L. - SC 339 / F / 20.10.2020 BPI 18101 / 28.10.2020

**Procedural status of the case:** Merits

**Deadline:** 03/30/2020

#### **24. File no. 8330/204/2019 - Prahova Court**

**Parties:** Conpet S.A. - petitioner

NATIONAL ROAD INFRASTRUCTURE ADMINISTRATION COMPANY S.A by the REGIONAL DIRECTORATE OF ROADS AND BRIDGES BUCHAREST - NATIONAL ROADS SECTION PLOIEȘTI - respondent

**Subject matter:** Conpet S.A. files a complaint against the Minutes of finding a contravention (PVCC) Series BU No. 002501 concluded on 09/20/2019 by the National Company for Road Infrastructure Management S.A. - D.R.D.P. Bucharest / National Roads / Highways Section - Ploiești National Roads Section, requesting its cancellation (fine: RON 6,000)

**Clarifications:** By the **Sentence no. 2705 / 21.10.2020** The Câmpina Courthouse admits the complaint of violation filed by the petitioner CONPET S.A. in contradiction with CNAIR SA-DRDP Bucharest National Roads / Highways Section-Ploiești National Roads Section. It annuls the report of contravention series BU no. 002501 concluded on 09/20/2019 and exonerates the

petitioner from paying the contravention fine. The decision was appealed by the NATIONAL ROAD INFRASTRUCTURE ADMINISTRATION COMPANY S.A by the REGIONAL DIRECTORATE OF ROADS AND BRIDGES BUCHAREST - NATIONAL ROADS SECTION PLOIEȘTI.

**Procedural status of the case:** Appeal

**Deadline:** 03/19/2021

**25. File no. 4532/281/2020 \* - Ploiesti Courthouse**

**Parties:** Conpet SA - claimant

Dobrogeanu Dumitru - defendant

**Subject matter:** Conpet filed an appeal against the documents issued in the enforcement file no. 1/2020 pending before the Office of the Bailiff Divoiu Maria and requested:

1. Cancellation of the summons from 02/12/2020 issued by the Office of the Bailiff Divoiu Maria for the payment of **a debt in the amount of RON 19,342.63 (RON 16,321.30** representing the difference resulting from the calculation of inflation related to the amount of RON 53,116 for the years 2018 and 2019 starting with 12/20/2011 until 12/31/2018 for the amount due in 2018 and starting with 12/20/2011 until 12/31/2019 for the amount due in 2019, **RON 1,079.1** representing execution expenses and RON 1,942.23 representing the executor's fee)
2. Cancellation of the Conclusion establishing the execution expenses in the amount of **RON 3,021.33** from 02/12/2020 issued by the Office of the Bailiff Divoiu Maria in the execution file no. 1/2020
3. Cancellation of the notice of establishment of the attachment issued on 02/12/2020 issued by the Office of the Bailiff Divoiu Maria in the execution file no. 1/2020
4. Return of the execution for the amount of **RON 131.55** representing the difference resulting from the calculation of the inflation index calculated by the bailiff Divoiu Maria (16,321.30 RON) according to the conclusion of 02/12/2020 and the calculation made by CONPET S.A. according to INS (16,189.75 RON).
5. Return of the execution for the amount of **RON 1,311.97** paid as a debit update with the inflation index for the period 01/01/2018-12/31/2018 within the real payment offer no. 5/2018 – the Bailiff's Office Petcu Alexandru

6. Return of the execution for the amount of RON **1,333.21** paid as a debit update with the inflation index for the period 01/01/2019-12/31/2019 within the real payment offer no. 2/2019 made by the Professional Civil Society of Bailiffs Goslan and Stanga

7. Return of the execution for the difference in fee paid in addition to Bailiff's Office Divoiu Maria within the execution file no. 1/2020, respectively the amount of RON **587.78** (16,189.75 CONPET calculation as debit - 1,311.97-1,333.21 = 13,544.57; the debit is 13,544.57X10% = 1,354.45; 1,942.23 RON fee paid - 1,354.45 RON fee due = 587.78 RON)

8. Return of the execution for the amount of RON 850 representing unjustified execution expenses  
**Clarifications:** By **Conclusion no. 1136 / 16.07.2020** The Ploiești Courthouse admits the plea of the territorial incompetence of the Ploiești Courthouse, a plea invoked ex officio by the court. It declines the competence to settle the case having as object a contestation to execution formulated by the claimant CONPET S.A., in contradiction with the defendant Dobrogeanu Dumitru in favor of the Câmpina Courthouse.

By **Conclusion no. 51 / 13.01.2021** The Câmpina Courthouse admits the plea of the territorial incompetence of the Câmpina Courthouse, invoked by the appellant CONPET SA. It declines the competence to settle the case regarding the appellant CONPET SA and the respondents DOBROGEANU DUMITRU and Bailiff's Office DIVOIU MARIA in favor of the Ploiești Courthouse. It notes the negative conflict of jurisdiction between the Ploiești Courthouse and the Câmpina Courthouse. It suspends the settlement of the case until the negative conflict of competence is resolved. It sends the case to the Prahova Court for a ruling by the competent regulator. At the deadline of 02/25/2021, the Prahova Court sent for settlement to the Ploiesti Courthouse - the Ploiesti courthouse file 4532/281/2020 \*

**Procedural status of the case:** Merits

**Deadline:** 04/16/2021

## **26. File no. 1186/223/2020 - Drăgășani Courthouse**

**Parties:** Conpet SA - petitioner

ITM Vâlcea - respondent

**Subject matter:** Appeal against contravention minutes no. 009540 / 07.05.2020 prepared by ITM Vâlcea by which Conpet S.A. was sanctioned with a fine of RON 8,000 for the documents in the periodic training files of Mr. Hotei Stefan.

**Clarifications:** -

**Procedural status of the case:** Merits

**Deadline:** 05/18/2021

**27. File no. 5499/192/2019 - Bolintin Vale Courthouse**

**Parties:** Conpet S.A. - petitioner

Romanian Administration Romanian Waters SGA Giurgiu - defendant

**Subject matter:** Conpet files a complaint of violation **against the record of finding and sanctioning the violation, ANAR series, no. 0007326, concluded on 11/27/2019**, by the National Administration “Romanian Waters” -SGA Giurgiu, headquartered in Mihăilești, Mihăilești Dam, Giurgiu County.

**Clarifications:** By the **Sentence no. 867 / 29.07.2020** The Bolintin Vale Courthouse admits the complaint of violation. It annuls the contravention report series ANAR no. 0007326 concluded on 11/27/2019. The decision was appealed by Romanian Waters.

**Procedural status of the case:** --

**Deadline:** --

**28. File no. 3087/192/2019 - Giurgiu Court**

**Parties:** Conpet S.A. - petitioner

National Environmental Guard - Giurgiu County Commissariat - defendant

**Subject matter:** Conpet files a complaint of violation requesting the annulment of **the report on the finding and sanctioning of the violation, series GNM, no. 17018, concluded on 06/20/2019**, by the NATIONAL ENVIRONMENTAL GUARD - GIURGIU COUNTY COMMISSARIAT, headquartered in Giurgiu, Fd. Frumoasei, no. 2, Giurgiu County.

**Clarifications:** By the **Sentence no. 8 / 07.01.2020** The Bolintin Vale Courthouse rejected Conpet's request as unfounded. The decision was communicated and appealed.

**Procedural status of the case:** Appeal

**Deadline:** 03/25/2021

**29. File no. 17469/281/2020 - Ploiești Courthouse**

**Parties:** Conpet SA - claimant

Drăghici Adrian Marian - defendant

Drăghici Mariana - defendant

**Subject matter:** Conpet has filed a request for a summons requesting the court to order:

1. The sharing of the common good, hereinafter referred to as "building" identified as follows:  
Building located in Brazi commune, Bătești village, Anton Pann street no. 12, Prahova county, composed of land with an area of 456 sq. m. and the construction on it, respectively the building with an area of 96 sq. m., held in joint ownership by the spouses Drăghici Adrian Marian and Drăghici Mariana;
2. The sharing by attributing the building in kind to Mr. Drăghici Adrian Marian, our debtor, following to retain in his task the obligation to pay the corresponding amount to Mrs. Drăghici Mariana;
3. Orders the defendants to pay the legal expenses.

**Note:** By the criminal sentence no. 1991 / P / 12.10.2010 pronounced by the Medgidia Courthouse in the file no. 3588/256/2010, remained final by the Criminal Decision no. 356 / P / 15.04.2011 of the Court of Appeal Constanța Draghici Adrian Marian was obliged to pay the undersigned the amount of RON 4,698.79 representing material damages. As our debtor did not voluntarily fulfill his obligation, the enforcement procedure was started on 08/02/2013 by registering the execution file no. 180/2013 on the role of the Office of the Bailiff Divoiu Maria from Ploiești. By the Request formulated on 09/26/2013, the debtor Drăghici Adrian Marian requested that the payment of the debt be made in instalments, a request with which Conpet SA agreed. Thus, during the foreclosure, small amounts were paid, as a result of which, so far, the amount recovered is RON 2,974.82 representing execution expenses and bailiff fees advanced by Conpet SA and part of the debt due.

**Clarifications:** In this case, Conpet SA filed a request for re-examination of the judicial stamp duty, which is the subject matter of the file no. 17469/281/2020 / a1. By Conclusion no. 2206 / 13.11.2020 the request for re-examination was rejected. The judicial stamp duty paid by Conpet is RON 3,765.30.

**Procedural status of the case:** Merits

**Deadline:** --

### **30. File no. 16445/281/2020 - Ploiești Courthouse**

**Parties:** Conpet SA - civil party

Drăghici Adrian Marian - defendant

Tocu Petrică - defendant

Constantin Dan - defendant

Atanasiu Ion - defendant

**Subject matter:** Grand larceny. Conpet was a civil party for the amount of RON 87,184.57, representing the equivalent value of 40 liters of stolen and unrecovered gasoline (84.26 RON), the equivalent value of 17,615 kg of gasoline lost after the discharge of the pipeline (in order to intervene to remedy the pipeline at the point where it was damaged) (53,930.69 RON) and the equivalent value of the remediation works for the pipeline Ø 6<sup>5/8</sup>" Țicleni - Ploiești, consisting in the decommissioning of the artisanal installation, works necessary to restore the pipeline in working order (RON 28,956.81) .

**Clarifications:** By Conclusion no. 690 / 09.12.2020 pronounced in the file no. 16445/281/2020 / a1 rejects the requests and pleas invoked by the defendants DRĂGHICI ADRIAN MARIAN, TONCU PETRICĂ, CONSTANTIN DAN and ATANASIU ION, finds the material and territorial competence of the court, the legality of the referral with the indictment no. 3569 / P / 2014 of 06/30/2020 of the Prosecutor's Office attached to the Ploiești Courthouse, of the legality of the administration of evidence and of the execution of criminal investigation acts. It orders the beginning of the trial in the case registered in the Ploiești Courthouse under number 16445/281/2020. The Conclusion was contested by the defendants and has a trial date of 03/11/2021 at the Prahova Court.

**Procedural status of the case:** Pre-Trial Chamber (16445/281/2020 / a1)

**Deadline:** --

### **31. File no. 21875/281/2020 - Ploiești Courthouse**

**Parties:** Conpet SA - claimant

The Prosecutor's Office attached to the Ploiești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the `nolle prosequi` in the Indictment issued on 06/30/2020 by the Prosecutor's Office attached to the Ploiești Courthouse in the file no. 3569 / P / 2014, regarding the commission of the crime of grand larceny, requesting the admission of the complaint, the annulment of the dismissal order from the Indictment issued on 06/30/2020 by the Prosecutor's Office attached to the Ploiești Courthouse and Ordinance no. 153 / II / 2/2020 ordered on 10/14/2020 by the Chief Prosecutor of the Prosecutor's Office attached to the Prahova Court, the prosecution of the defendants against whom the dismissal was ordered for committing the crime of grand larceny (the deeds from the dates of 04/09 - 10/2014, 05/12 - 13/2014 and 07/27 - 28/2014), as well as in order to recover the damage caused to our company (RON 337,276.27).



**Clarifications:** --

**Procedural status of the case:** Merits

**Deadline:** Postponement of the ruling on 03/17/2021

### **32. File no. 2910/259/2020 - Ploiești Courthouse**

**Parties:** Conpet SA - claimant

The Prosecutor's Office attached to the Ploiești Courthouse - respondent

**Subject matter:** Conpet filed a complaint against the Ordinance of 06/11/2020 of the Prosecutor's Office attached to the Ploiești Courthouse, which ruled in file no. 6707 / P / 2015 the dismissal of the case regarding the commission of the embezzlement offense, provided by art. 295 para. 1 Criminal Code reported to art. 308 para. 1 Criminal Code requesting the admission of the complaint, the annulment of the Nolle prosequi ordered on 06/11/2020 by the Prosecutor's Office attached to the Ploiesti Courthouse, in the file no. 670 / P / 2015 and of the Ordinance ordered on 09/30/2020 by the Chief Prosecutor of the Prosecutor's Office attached to the Ploiesti Courthouse, in the file no. 233 / II-2/2020, no. 242 / II-2/2020, the continuation of the prosecution and the extension of the investigations in question regarding the suspect LAMBRU DRAGOMIR, domiciled in Baba Ana village, no. 467, Baba Ana commune, Prahova county and the prosecution of the suspect in order to oblige him upon payment of the damage in the amount of RON 524,752.23 representing the equivalent value of the quantity of 5,989.72 m of missing pipe in management and of 15,532.00 m of missing electrical cables in management, amount with which the company CONPET SA is a civil party in the criminal trial.

**Clarifications:** By the **Conclusion no. 81 / 23.11.2020**, the case was declined in favor of the Ploiești Courthouse.

**Procedural status of the case:** Pre-Trial Chamber (2910/259/2020)

**Deadline:** 03/10/2021

### **33. File no. 6143/2/2020 - Bucharest Court of Appeal**

**Parties:** Conpet SA - claimant

The Insured Guarantee Fund – defendant

**Subject matter:** Conpet **appealed against Decision no. 24238 / 25.09.2020** issued by the Insured Guarantee Fund by which the payment requests no. 79167, 79166, 79163, 81691, 81687, 81698, 82691, 82690, 88271, 88728 and 89684 were rejected.

**Clarifications:** CONPET S.A. formulated payment requests for the refund of amounts related to policies concluded with the Insurance-Reinsurance Company ASTRA S.A. during the years 2009-2015, but by decision no. 24238 / 25.09.2020 which is the subject matter of the appeal, the Insured Guarantee Fund did not refer to the requests made by CONPET S.A. for the refund of the amounts due. The payment requests no. 79167, 79166, 79163, 81691, 81687, 81698, 82691, 82690, 88271, 88728 and 89684 specified in the decision are not related to any documents issued by our company.

**Procedural status of the case:** Merits

**Deadline:** 04/13/2021

### **34. File no. 25520/212/2020 - Constanța Courthouse**

**Parties:** Conpet SA - claimant

Safir Gabriela - defendant

**Subject matter:** Conpet formulates a request for summons of the defendant SAFIR GABRIELA domiciled in Ovidiu locality, 101 Poporului street (or 82 A), Constanța county so that by the decision you will pronounce to order the **establishment of the share due to each co-owner on the building located in Ovidiu locality, Poporului street no. 82 A, Constanța county, building located in the joint property (joint ownership)** of our debtor SAFIR MARIUS (execution file 51 / 2019- Bailiff's Office Menaef Cristian) and of the defendant SAFIR GABRIELA.

**Clarifications:** By the **Conclusion of 01/13/2021**, the Constanța Courthouse annuls the request for summons invoking that it did not submit within 10 days the land book extract regarding the building.

Against the conclusion, Conpet filed a request for re-examination, by which we showed that the building under joint ownership of the defendant Safir Gabriela and our debtor Safir Marius is not tabulated, the right of joint property not being registered in the land book, Conpet being aware of the existence of the property right in the patrimony of the defendant and of the debtor from the relations received from the Ovidiu City Hall. At the same time, we demonstrated to the court that only the exclusive property right of the debtor on the land building is written in the land book and we attached the land book extract for the land, as well as all the steps taken by Conpet and Bailiff Menaef Cristian.

**Procedural status of the case:** Merits

**Deadline:** 04/08/2021

### **35. File no. 165/317/2021 - Târgu Cărbunești Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Târgu Cărbunești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordering the annulment of the Nolle Prosequi of 11/13/2020 and of Ordinance no. 134 / II / 2/2020 of 12/21/2020, ordered by the Prosecutor's Office attached to the Târgu Cărbunești Courthouse in the file no. 182 / P / 2020, continuation of the prosecution and extension of the investigations in order to identify the offenders and bring them to criminal responsibility, for stealing a 394 m long pipe section, property of CONPET SA, section resulting from the capital repair (RK) of the pipe of crude oil F 1, Barbatesti-Ploiesti, Ø 10 ¾ diameter, which crosses Totea commune, Gorj county, of which 176 m in the Deal ComunaTotea- Sarbu Forest point and 218 m in the Negreni-Galcesti Deal point as well as their obligation to pay the damage in the amount of RON 20,965.03, amount with which Conpet S.A. became a civil party in the criminal trial.

**Clarifications:** --

**Deadline:** 02/18/2021

### **36. File no. 352/317/2021 - Târgu Cărbunești Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Târgu Cărbunești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordered on 12/16/2020 by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 1141 / P / 2014, regarding the commission of the crime of grand larceny requesting the admission of the complaint, the annulment of the Nolle Prosequi of 12/16/2020 and of the Ordinance no. 9 / II / 2/2021 of 01/12/2021, ordered by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 1141 / P / 2014, continuation of the prosecution and investigations in order to identify the offenders and bring them to criminal responsibility for stealing, on the night of 06/05 - 06/2014, 2 m of pipe from the aerial crossing of the crude oil transport pipeline Ø 10¾ "F1 Bărbătești - Orlești, Amaradia brook point, Logrești commune, Frunza village, Gorj county, as well as in order to recover the damage caused to our society (RON 1,518.29).

**Clarifications:** --

**Deadline:** 04/06/2021

### **37. File no. 474/317/2021 - Târgu Cărbunești Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Târgu Cărbunești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordered on 12/17/2020 by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 3099 / P / 2009 regarding the commission of the crime of destruction requesting the admission of the complaint, the annulment of the Nolle Prosequi of 12/17/2020 and of the Ordinance no. 13 / II / 2/2021 of 01/25/2021, ordered by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 3099 / P / 2009, the continuation of the prosecution and investigations in order to identify the offenders and bring them to criminal responsibility for damaging, by drilling a crude oil transport pipeline on 10/03/2009, in order to steal petroleum products, as well as in order to recover the damage caused to our company.

**Clarifications:** -

**Deadline:** -

### **38. File no. 475/317/2021 - Târgu Cărbunești Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Târgu Cărbunești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordered on 12/17/2020 by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 935 / P / 2013, regarding the commission of crimes of grand larceny and destruction, requesting the admission of the complaint, the annulment of the Nolle Prosequi and of Ordinance no. 11 / II / 2/2021 of 01/25/2021, ordered by the Prosecutor's Office attached to the Târgu-Cărbunești Courthouse in the file no. 935 / P / 2013, the continuation of the prosecution and investigations in order to identify the offenders and bring them to criminal responsibility for stealing5 cathodic protection terminals on the night of 03/19 - 20/2013, as well as in order to recover the damage caused to our company (RON 6,887.40).

**Clarifications:** --

**Deadline:** 03/25/2021

### **39. File no. 3105/281/2021 - Ploiești Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Ploiești Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordered on 01/28/2020 by the Prosecutor's Office attached to the Ploiești Courthouse in the file no. 14970 / P / 2011, regarding the commission of the crime of theft requesting the admission of the complaint, the annulment of the Nolle Prosequi and of the Ordinance no. 16 / II / 2/2021 of 02/02/2021, ordered by the Prosecutor's Office attached to the Ploiești Courthouse in the file no. 14970 / P / 2011, continuation of the prosecution and investigations in order to identify the offenders and bring them to criminal responsibility for stealing three collecting tubes (protectors) from the crude oil pipelines Ø 12 "and Ø 24 ", on 12/06/2011, from the Matizol - Ploiești area, within the commune of Berceni, Prahova county, as well as in order to recover the damage caused to our company (RON 2,253.93).

**Clarifications:** -

**Deadline:** 03/11/2021

#### **40. File no. 1825/311/2021 - Slatina Courthouse**

**Parties:** Conpet SA - petitioner

The Prosecutor's Office attached to the Slatina Courthouse - respondent

**Subject matter:** Conpet files a complaint against the Nolle Prosequi ordered on 01/06/2021 by the Prosecutor's Office attached to the Slatina Courthouse in the file no. 580 / P / 2018 regarding the commission of the crime of grand larceny requesting the admission of the complaint, the annulment of the Nolle Prosequi and of Ordinance no. 10 / II / 2/2021 of 02/02/2021, ordered by the Prosecutor's Office attached to the Slatina Courthouse in the file no. 580 / P / 2018, continuation of the prosecution and investigations in order to identify the offenders and bring them to criminal responsibility for the theft of crude oil with the help of an artisanal installation mounted on the crude oil transport pipeline Ø 10 "Ghercești - Icoana, in the area of Brebeni locality, Olt county, deed identified on 12/22 - 23/2012, as well as in order to recover the damage caused to our company (RON 88,710.06).

**Clarifications:** -

**Deadline:** -

**b) The list of litigations on 03/09/2021 in which the company CONPET S.A. has the status of defendant**

### **1. File no. 8296/281/2007 - Ploiești Courthouse**

**Parties:** Cornea Rodica Aurora - claimant

Conpet S.A., Petrotrans S.A., Regionala Transgaz Bucharest, Ministry of Finance - defendants

**Subject matter:** Cornea Rodica Aurora claims jointly and severally that the defendants are required to pay civil damages in the amount of EUR 74,000 representing the damage caused by the presence of pipes belonging to the defendants in the basement, the property of the claimant and the payment of civil damages provisionally assessed at RON 10,000 for the period of February 2004 - February 2006 as a result of the use of pipes that crossed the property of the claimant.

**Clarifications:** The case is suspended based on art. 36 of Law no. 85/2006.

**Procedural status of the case:** Merits

### **2. File no. 8297/281/2007 - Ploiești Courthouse**

**Parties:** Rusu Mihaela - claimant

Conpet S.A., Petrotrans S.A., Regionala Transgaz Bucharest, Ministry of Finance - defendants

**Subject matter:** Rusu Mihaela claims that the defendants should be jointly and severally liable for civil damages in the amount of EUR 74,000, representing the damage caused by the presence of pipes belonging to the defendants in the basement, the property of the claimant.

**Clarifications:** The case is suspended based on art. 36 of Law no. 85/2006.

**Procedural status of the case:** Merits

### **3. File no. 14960/280/2015 - Argeș Court**

**Parties:** Conpet - defendant

Cîrstea Stelian - claimant

Cîrstea Gherghina - claimant

**Subject matter:** Obligation to make + Claims. The claimants filed a request for a summons, requesting the court to order Conpet SA to:

1. Pay the lack of use from the date of acquiring ownership of the land – 10/06/2014, lack of use which it provisionally assesses at the amount of RON 1000.

2. Erect the pipelines and installations on the land owned by the claimants, and in so far as this is not possible, Conpet is obliged to pay a monthly amount equivalent to a rent for the land affected by the pipelines and installations on it - at the level of rents practiced on the free market.

3. Pay the legal expenses.

The conclusion of the Expert Report in the topography field drawn up in the case by the expert Căplan Petre was that the area affected by the oil objectives is: 244 sqm (215.44 sqm - pipelines, 9 sqm - tank, 5.56 sqm - tank, 14 sqm - concrete bridge)

The conclusions of the Expert Report in the agriculture field drawn up in the case by the expert Matei Viorica (the third report of this specialty drawn up in the case) were the following:

1. the value of the lack of use of the land occupied by oil objectives with an area of 230 sqm (pipes + 2 tanks), calculated for the category of hay use, during October 2014 - October 2019 = RON 350

2. The value of the lack of use of the land occupied by oil objectives with an area of 230 sqm (pipes + tanks), calculated for the conventional maize crop, during October 2014 - October 2019 = RON 176

3. The value of the lack of use of the land occupied by oil objectives with an area of 230 sqm (pipelines + tanks), calculated for a rent of 5 RON / sqm / year, during October 2014 - October 2019 = RON 5,750

4. Lack of use regarding the installations and equipment located on the ground surface that prevents its use according to the methodology established by the report of the State Domains Agency no. 675/2001, during October 2014 - October 2019 = RON 3.

Following this Expert Report, the claimants increased their claims to the amount of RON 6,276 representing the lack of use from 10/06/2014 until October 2019 (RON 350 + RON 176 + RON 5,750).

**Clarifications:** By the **Sentence no. 2797 / 07.07.2020** The Pitești Courthouse partially admits the request. It dismisses as unfounded the plea of the lack of passive procedural quality invoked by the Romanian State through the Ministry of Public Finance. It dismisses as unfounded the claim made by the claimants in contradiction with the defendants the Romanian State through the Ministry of Public Finance and the National Agency for Mineral Resources. It admits in part the claim made by the claimants in contradiction with the defendant Conpet SA. It obliges the defendant Conpet SA to pay to the claimants the amount of RON 350 representing the equivalent value of the lack of use for the period October 2014 - October 2019 and further the amount of RON 70 / year as rent during the concession. It admits the request of the defendant Conpet SA

regarding the restitution of the judicial fee paid additionally for solving the motion of disqualification of the expert Ionescu Steliana. It orders the return to the defendant SC Conpet SA of the judicial stamp duty in the amount of 100 RON paid by the defendant with payment order no. 7178 / 24.10.2016. It obliges the defendant Conpet SA to pay to the claimants the amount of RON 95 as legal expenses. The decision was appealed by Cîrstea Stelian and Cîrstea Gherghina, who considered that the land area for which the rent was calculated was too small and that the rent should have been calculated at the level of the rent on the free market. They requested the performance of a technical expertise specializing in property assessment with the aim of: *"assessment of rent due by law taking into account the free market price of rents and leases for land with positional and geomorphic characteristics similar to those of the land in question, in the absence of any pollution and in the absence of any legal installations and easements"*.

By the **Decision no. 943 / 04.12.2020** The Argeş Commercial Court admits the exception of material procedural incompetence. It declines in favor of the Argeş Court the competence to settle the appeal.

**Procedural status of the case:** Appeal

**Deadline:** 04/26/2021

#### **4. File no. 3451/108/2016 \*\* - Timișoara Court of Appeal**

**Parties:** Conpet SA - defendant

ATU Pecica Town - claimant

**Subject matter:** ATU of Pecica town filed a request for a summons requesting:

Mainly:

- the obligation of the defendant Conpet S.A. to divert the crude oil pipeline that crosses a number of 22 plots of urban land, intended for the construction of houses, located in our property, in a total area of 20,287 sq. m.
- order the defendant Conpet S.A. to pay the amount of EUR 65,000 representing the equivalent value of the house located in plot no. A141.7760 / 5/174, entered in L.B. no. 306869 because it can no longer be capitalized by the subscriber.

In subsidiary:

- order the defendant Conpet S.A. upon payment of an annual rent, during the existence of the pipeline, as a result of the encumbrance of the areas shown above by the right of legal servitude exercised by Conpet SA; **NOTE:** The annual rent has not been quantified.



- order the defendant Conpet S.A. to the granting of compensations for the period 10/31/2014 – 05/31/2016 as a result of the limitation of the attributes of the property right of the 22 urban land plots and of the decrease of the circulation value of the land on the real estate market due to the restrictions imposed by Order 196/2006 of NAMR on construction;
- order the defendant Conpet S.A. that every 3 years to adapt the amount of compensation to the value of circulation at that time of similar lands and the provisions of future orders of the NAMR;
- the setting by the court of the due date on which the compensations will be paid annually, following the non-payment at the due term to attract the payment of the legal interest related to the amount received as compensation for the delay period;
- award the legal expenses incurred in the event of opposition.

**Clarifications:** By the Conclusion of 12/07/2016, the Arad Court finds the functional incompetence of the Civil Section I of the Arad Court and declines in favor of the Civil Section II of the Arad Court, the judgment of the action filed by the claimant Territorial Administrative Unit of Pecica Town.

By the Conclusion no. 40 / 26.01.2017 The Arad Court rejects the request to show the right holder formulated by the defendant Conpet SA in contradiction with the claimant ATU of Pecica Town and with the respondents the Romanian State through the Ministry of Public Finance and the National Agency for Mineral Resources. The decision was appealed by Conpet (File no. 3451/108/2016 \* / a1 - Timisoara Court of Appeal, deadline: 14.03.2017). By the Decision no. 211 / 20.03.2017 The Timișoara Court of Appeal rejects the appeal.

By the **sentence no. 336 / 18.05.2017**, the Arad Court rejects the civil action filed by the claimant ATU of Pecica Town in contradiction with the defendant SC Conpet SA having as subject the obligation to act and claims. No legal expenses. The decision was appealed by the ATU Pecica Town.

By the **Decision no. 761 / 23.11.2017** The Timișoara Court of Appeal admits the appeal. It annuls the appealed sentence and sends the case for retrial to the Arad Court. Conpet filed an appeal.

Through the Report of 06/07/2018, the High Court of Cassation and Justice found the inadmissibility of the Conpet appeal, it being promoted against a final decision, which does not fall within the hypothesis regulated by art. 483 para. 1 Code of Civil Procedure. The parties may submit a written opinion on the report within 10 days of its communication. By the Conclusion of 10/10/2018, the HCCJ admits in principle the appeal declared by the appellant-defendant Conpet S.A. against the civil decision no. 761 / A of November 23, 2017 pronounced by the Timișoara

Court of Appeal - Civil Section II. It sets a deadline for resolving the appeal on January 30, 2019. By the **Decision no. 615 / 22.03.2019** The HCCJ admits the appeal declared by the appellant-defendant Conpet S.A., quashes the appealed decision and sends the case to a new court of the same court of appeal.

**Procedural status of the case:** Appeal - retrial

According to the report of forensic expertise in the assessment performed in question at the request of the claimant ATU Pecica and submitted by the deadline of 01/11/2021, conclusions: The overall value of compensation for affecting the right of construction proposed by the expert is EUR 137,045.69, which at the exchange rate from 09/25/2020 of EUR 4.8750 has the value of RON 668,097.74. As regards the amount of the annual rent, the claimant did not formulate an objective of expertise. To date, the claimant ATU Pecica has not made any request to specify its claims with the value of the assessment expertise.

**Deadline:** 03/29/2021.

## **5. File no. 5413/204/2017 - High Court of Cassation and Justice**

**Parties:** Conpet SA - defendant

NAMR - defendant

Dobrogeanu Dumitru - claimant

Dobrogeanu Păun Ioan - claimant

**Subject matter:** Claims. Dobrogeanu Dumitru and Dobrogeanu Păun Ioan filed a summons requesting the court that by the decision it will pronounce to order the obligation of the defendants to:

1. Payment of an annual rent for the land areas occupied by the two pipelines transporting petroleum products (crude oil) starting with 07/01/2014 and in the future, throughout the existence of the pipelines;
2. Obligation of the defendants to pay the losses suffered by not achieving economic objectives on the area left between the two pipelines after their restriction and the area along DN1 (E60);
3. Payment of legal expenses.

The first end of the application was estimated by the claimants at the amount of EUR 48,000 / year (RON 220,000), and the second end at the amount of RON 25,000 / year.

**Clarifications:** By the Decision no. 594 / 28.02.2018 the Câmpina Courthouse admits the plea of the material incompetence of solving the case of the Câmpina Courthouse, invoked by the court ex officio. It declines jurisdiction to settle the request in favor of the Prahova Court. No appeal.

By the **sentence no. 2446 / 28.08.2018** the Prahova Court admits the exception of the lack of passive procedural quality, invoked by the defendant National Agency for Mineral Resources Bucharest. It dismisses the action, in contradiction with that defendant, as being brought against a person without procedural capacity. It admits the exception of the res judicata. It dismisses the claim filed against the defendant SC Conpet SA, as there is res judicata. It finds that the defendants have not applied for legal expenses. The decision was appealed by Dobrogeanu Dumitru.

By the **decision no. 2804 / 11.11.2019** the Ploiești Court of Appeal rejects the appeal filed by the appellant Dobrogeanu Dumitru as unfounded. It admits the plea of inadmissibility of the cross-appeal. It dismisses as inadmissible the cross-appeal declared by the appellant Dobrogeanu Păun Ioan. The decision was appealed by Dobrogeanu Dumitru and Dobrogeanu Păun Ioan.

By **Decision no. 206 / 04.02.2021**, the High Court of Cassation and Justice rejects the appeal filed by the claimant Dobrogeanu Păun Ioan against the civil decision no. 2804 of November 11, 2019, pronounced by the Ploiești Court of Appeal, Civil Section I. It admits the appeal filed by the claimant Dobrogeanu Dumitru against the same decision. It quashes the appealed decision and the civil sentence no. 2446 of August 28, 2018 of the Prahova Court and sends the case for retrial to the Prahova Court. Final.

**Procedural status of the case:** Merits - retrial

**Deadline:** -

## **6. File no. 4561/281/2018 - Ploiești Courthouse**

**Parties:** Conpet SA - defendant

Ovidenie Dumitru - claimant

**Subject matter:** Ovidenie Dumitru filed a summons requesting the court:

- to find that on the land with an area of 335 sqm located in the commune of Brazi, T31, plot 178/19, in accordance with art.7 paragraph 1 of Law no. 238/2004 updated, an easement legal right is established;
- to establish the annual rent to the claimant, according to the provisions of art.7 paragraph 2 of Law no.238 / 2004, calculated at 5 Euro / sqm;
- to order the defendant to pay this rent for the last 3 years”.

**Clarifications:** By the **sentence no. 437 / 20.01.2021** the Ploiești Courthouse admits the request having as subject an action for finding - claims, formulated-specified by the claimant, in contradiction with the defendant. It finds that on the land with an area of 633 sqm (corresponding to the 2.4 m wide access corridor located along the 12 3 pipeline), the property of the claimant, an easement legal right is established in favor of the defendant. It establishes the amount of the annual rent, for the exercise by the defendant of the right of legal easement, at the amount of RON 367. It obliges the defendant to pay to the claimant the amount of RON 1,101, representing the rent due for the period 02/28/2015 – 02/28/2018. It obliges the defendant to pay to the claimant the annual rent starting with the date of formulating the request for summons, during the period of establishing the right of legal easement. It dismisses the claim for reimbursement of the judicial stamp duty, made by the claimant, as unfounded. It obliges the defendant to pay to the claimant the amount of RON 3,074, representing the legal expenses. The decision can be appealed after communication.

**Procedural status of the case: --**

**Deadline: -**

#### **7. File no. 3060/105/2018 - Bihor Court**

**Parties:** Conpet - defendant

Pop Liviu - claimant

Ciordas Gheorghe - claimant

**Subject matter:** Pop Liviu and Ciordas Gheorghe filed a request for summons, requesting the court to find, by the decision it will rule, that during the periods mentioned in the employment records they were employed and actually worked 100% of the work schedule within the sections included in the second working group and the first working group, respectively special, extraordinary and consequential conditions to oblige the defendant to issue the certificates.

**Clarifications:** By the **sentence no. 3522 / 26.11.2018** the Prahova Court admits the plea of territorial incompetence invoked ex officio by the court. It declines the case for settlement in the Bihor Court.

By the **Sentence no. 981 / 03.12.2020** the Bihor Court rejects the specified action filed by the claimants Pop Liviu and Ciodaș Gheorghe. The decision can be appealed after communication.

**Procedural status of the case:** Merits

**Deadline: -**

## **8. File no. 5212/105/2018 - Prahova Court**

**Parties:** Conpet SA - defendant

Fondul Proprietatea SA - claimant

**Subject matter:** Fondul Proprietatea SA files an appeal requesting the court to:

1. Oblige Conpet to pay the amount of RON 734,747.04, representing the net value of the dividends related to a share of 6% of the share capital of Conpet, respectively for a number of 524,366 shares held by the claimant on the registration date of AGOA Conpet from 04/25/2007 (i.e. 05/14/2007), for the financial year of 2006,
2. Oblige Conpet to pay damages, respectively the legal interest related to the dividends from the due date of the amount requested in point 1 and until the date of filing the summons (i.e. 11/09/2018), in the amount of RON 579,015.97.
3. Oblige Conpet to pay thereafter the legal interest related to the net value of the dividends, from the date of filing the summons and until the actual payment of the requested amounts,
4. Oblige Conpet to pay the legal expenses of the present litigation

Conpet S.A. filed an impleader of the Romanian State through the Ministry of Finance and A.A.A.S.

**Clarifications:** By the **Conclusion of 06/25/2019**, the Prahova Court rejected as inadmissible the impleader of the Authority for the Administration of State Assets, formulated by the defendant Conpet S.A. Conpet and the Romanian State through the Ministry of Public Finance filed an appeal against this decision of the court. By the same Conclusion of 06/25/2019, the court admitted in principle the impleader of the Romanian State through the Ministry of Public Finance, formulated by the defendant Conpet S.A. and rejected as unfounded the plea of the lack of passive procedural quality of the Romanian State through the Ministry of Public Finance. The appeal was registered with the Ploiești Court of Appeal with no. 5212/105/2018 / a2. By the **decision no. 515 / 05.11.2019** the Ploiești Court of Appeal admits the plea of the inadmissibility of the appeal declared by the Ministry of Public Finance. It dismisses this appeal as inadmissible. It rejects the plea of lack of interest and the exception of inadmissibility of the appeal declared by Conpet SA. It dismisses this appeal as unfounded. Final.

By the **Conclusion of 09/20/2019**, the Ploiești Court of Appeal suspended the trial of the case until the settlement of the appeals made against the decision pronounced on 06/25/2019. This conclusion remained final by non-appeal.

At the request of both parties, an accounting forensic expertise was performed. According to the conclusions of the expertise, the following values resulted:

Objective 1 of F.P.: The legal interest related to the amount of RON 734,747.04 representing the net value of dividends from the due date of the amount (10/26/2007) and until the date of filing the summons (11/09/2018) has the value of RON 579,015.97.

Objective 2 of F.P.: In the subsidiary variant, respectively from the date on which the action in claim was irrevocably resolved (10/03/2017) and until 11/09/2018, the legal interest related to the amount of RON 734,747.04 representing the net value of the dividends has the value of RON 50,583.83. And in the subsidiary version from the date of final settlement of the claimant's action regarding the annulment of the AGOA decision no. 2 in the file no. 3715/105/2007, respectively the date of 04/27/2018 and until the date of filing the summons 11/09/2018, the legal interest related to the amount of RON 724,747.04 representing the net value of the dividends has the value of RON 25,756.41.

Objective 3 of F.P.: In the version between 11/09/2018, the date of filing the summons and until the date of drawing up the forensic accounting expertise, the legal interest related to the amount of RON 734,747.04 representing the net value of dividends has the value of RON 84,264.41.

Conpet Objective: The legal interest related to the amount of RON 734,747.04 representing the net value of dividends starting with the date of finality of the court decision by which the AGOA Decision no. 2 / 25.04.2007, respectively the date of 04/27/2018 (the date of Decision no. 210 / 27.04.2018 of the Ploiești Court of Appeal pronounced in the file no. 3715/105/2007) on October 31, 2020, has the value of RON 116,774.45.

**Procedural status of the case:** Merits

**Deadline:** 03/29/2021

## **9. File no. 1474/105/2019 \* - Ploiești Court of Appeal**

**Parties:** Conpet SA - defendant

The municipality of Ploiești - claimant

**Subject matter:** The municipality of Ploiești filed a request for a summons and requested the court, by the decision it will issue, to order:

- the obligation of Conpet to pay the amount of RON 17,748 / month, representing the value of non-use, starting from 03/30/2016 and until the conclusion of a contractual form with Conpet,

amount that will be updated with the inflation index communicated by the National Institute of Statistics;

- the obligation of Conpet to pay the equivalent in RON of the amount of EUR 72,110.17 (excluding VAT), at the official RON / EUR exchange rate, communicated by the NBR, valid on the date of payment, representing the non-use equivalent value for the period 03/29/2013 – 03/29/2016;

- the obligation of Conpet to pay the legal expenses of the proceedings

**Clarifications:** By decision no. 908 / 20.06.2019, the Prahova Court admitted the plea of the functional incompetence of the Prahova Court- Civil Section II of Administrative and Fiscal Litigation and declined the case having as subject matter a criminal liability action, in favor of the Prahova Court - Civil Section I.

By the **Sentence no. 1205 / 13.07.2020** the Prahova Court resolved the case by rejecting the request of Conpet regarding the completion of the expertise report specializing in real estate valuations as unfounded. It rejected the claimant's lack of procedural capacity as unfounded. It admitted the plea of the prescription of the material right to action, invoked by Conpet. It rejected the request regarding the obligation of Conpet to pay the amount of RON 847,692 (amount according to the expert report Mustătea Dragoș and for which the claimant increased her claims) representing the equivalent value of non-use for the period 03/29/2013 – 03/29/2016 as prescribed. It accepted the specified request. It obliged Conpet to pay to the Municipality of Ploiești **the amount of RON 1,025,081 representing the equivalent value of non-use related to the period 03/30/2016 – 11/15/2019**, amount updated with the inflation rate at the date of the actual payment. It rejected the defendant's claim that the claimant should be ordered to pay the legal expenses as unfounded. The decision was appealed by Conpet and the Municipality of Ploiești. By the appeal, Conpet requested that in the event that the plea of the lack of active procedural capacity of the claimant Municipality of Ploiești be rejected, the partial change of the contested decision in order to reduce the amount of the payment obligation to which we were sentenced as equivalent value for the lack of use related to the period 03/30/2016 -11/15/2019 from the amount of RON 1,025,081 to the amount of RON 598,625. The appeal made by the Municipality of Ploiești was not communicated to us.

**Procedural status of the case:** Appeal

**Deadline:** -

## **10. File no. 198/241/2020 - Horezu Courthouse**

**Parties:** Podureanu Iordachi - claimant

Conpet S.A. - defendant

**Subject matter:** Podureanu Iordachi made an appeal requesting the court, by the decision it will issue, to order:

- the obligation of the defendant Conpet SA to pay the amount of RON 150,000 representing moral damages

- the obligation of the defendant Conpet SA to pay the legal expenses

**Clarifications:** -

**Procedural status of the case:** Merits

**Deadline:** 03/29/2021

## **11. File no. 5812/303/2020 - Bucharest Court**

**Parties:** Conpet SA

Dobrogeanu Păun Ioan - appellant

**Subject matter:** Dobrogeanu Păun Ioan files an enforcement appeal against the foreclosure of the Conclusions given by the bailiff as well as against any enforcement act performed in the enforcement file no. 10/2013 of Bailiff's Office Răduță Nicoleta.

**Clarifications:** By the **Sentence no. 7057/2020 / 03.11.2020**, the District 6 Courthouse admits in part the exception of lateness formulated by Conpet, regarding the enforcement appeal filed against the foreclosure itself and the enforcement documents issued in the enforcement file no. 10/2013 of the Bailiff's Office „Răduță Nicoleta” prior to the conclusion of establishing additional execution expenses, the address for setting up the seizure, the address for notifying the seizure and the address regarding the amount of the debt, all issued on 03/06/2020. It rejects the plea of lateness, regarding the conclusion of establishing additional execution expenses, the address for setting up the seizure, the address for notifying the seizure and the address regarding the amount of the debt, execution documents issued on 03/06/2020 in the execution file no. 10/2013 of the Bailiff's Office „Răduță Nicoleta”, as unfounded. It rejects the enforcement appeal filed against the foreclosure itself and the enforcement documents issued in the enforcement file no. 10/2013 of the Bailiff's Office „Răduță Nicoleta” prior to the conclusion of the establishment of the additional execution expenses, the address for setting up the seizure, the address for notifying the seizure and the address regarding the amount of the debt, all issued on 03/06/2020, as being



introduced belatedly. It rejects the enforcement appeal filed against the decision to establish additional enforcement costs, the address for setting up the seizure, the address for notifying the seizure and the address regarding the amount of the debt, enforcement documents issued on 03/06/2020 in the enforcement file no. 10/2013 of the Bailiff's Office "Răduță Nicoleta", as unfounded. It obliges the appellant to pay to the Bailiff's Office "Răduță Nicoleta" the amount of RON 554.54, representing the equivalent value of photocopying the execution file. Dobrogeanu Păun Ioan filed an appeal.

**Procedural status of the case:** Appeal

**Deadline:** 05/06/2021

## **12. File no. 4872/281/2020 - Ploiești Courthouse**

**Parties:** Dobrogeanu Dumitru - applicant

Conpet SA - defendant

Bailiff's Office Petcu Alexandru – defendant

**Subject matter:** Complaint against the refusal of the bailiff.

**Clarifications:** By the **Sentence no. 7646 / 25.11.2020**, the Ploiești Courthouse admitted the plea of the lateness of the introductory request, invoked by us, signed by Conpet and rejected the applicant's request as belatedly formulated. It dismisses the remainder of the claim as unfounded. The decision can be appealed after communication.

**Procedural status of the case:** --

**Deadline:** -

## **13. File no. 8422/281/2020 - Ploiesti Courthouse**

**Parties:** Conpet SA-defendant

Ananbi Intercons SRL -claimant

**Subject matter:** Ananbi Intercons SRL sued Conpet, requesting:

- the obligation of Conpet to pay the amount of RON 46,012, 25 which represents the equivalent value of the works executed by the claimant based on the works contract entered into between the parties no. L-CA CD no. 566 / 08.11.2018;
- Conpet's obligation to pay the penalties of 0.5% per day of delay in the execution of the payment obligation, according to art. 17 point 17.5 of the contract with the mention that it requests that the

defendant Conpet be obliged to pay the delay penalties until the date of the effective payment of the obligation to pay the value of the works;

- the unquantified legal expenses.

**Clarifications:** By the **Sentence no. 7767 / 27.11.2020**, the Ploiești Courthouse rejects the action against Conpet. The decision can be appealed after communication.

**Procedural status of the case: --**

**Deadline: -**

#### **14. File no. 804/241/2020 - Vâlcea Court**

**Parties:** Popa Ionel appellant

Conpet S.A. - defendant

**Subject matter:** Popa Ionel filed an enforcement appeal against the enforcement documents drawn up by the Bailiff's Office Balan Ovidiu in the enforcement file no. 53/2007

**Clarifications:** By the **Conclusion no. 47 / 09.09.2020** the Horezu Courthouse admits the plea of non-stamping, invoked ex officio. It cancels the appeal on execution, as unstamped. The appellant Popa Ionel filed an appeal.

**Procedural status of the case:** Appeal

**Deadline:** 03/11/2021

#### **15. File no. 4395/270/2020 - Onești Court**

**Parties:** Municipality of Onești - claimant

Local Council of Onești - claimant

Conpet SA - defendant

**Subject:** Onești Municipality and the Local Council of Onești Municipality, Bacău County, have sued Conpet S.A. asking the court:

"1. The obligation of the defendant at the conclusion of the agreement for the exercise of the right of legal servitude over the lands with an area of 11,474.5 sq. m., crossed and affected by crude oil transport pipelines within the municipality of Onești, equivalent to the payment of an annual rent, during the existence of the pipelines, to the local budget of Onești municipality, determined according to the principle of the least violation of the property right and calculated taking into account the circulation value of the affected real estate, established under the law, at the time of the damage.

2. The obligation of the defendant to pay material damages, representing the equivalent value of the lack of use for the land in the area of 11,474.5 sq. m. crossed and affected by the crude oil pipelines within the municipality of Onești, established according to the Market Study approved by the Decision of the Local Council no. 199 of 11/29/2018, respectively according to the Updated Market Study approved by the Decision of the Local Council no. 122 of 06/29/2020, calculated starting with 2017 and until the date of concluding the agreement for exercising the right of legal servitude over these lands, to which are added late fees, interest and late payment penalties in the amount provided by the Fiscal Procedures Code applicable in this period.

3. The obligation of the defendant to pay the legal expenses of the present proceedings. '

**Details: ---**

**Procedural status of the case:** Merits

**Deadline:** 04/06/2021

#### **16. File no. 5019/105/2020 - Prahova Court**

**Parties:** Conpet SA - defendant

GUSA PAUL - claimant

**Subject matter:** Gusa Paul filed a request for a summons, requesting the court to find in the judgment that it will rule that during 02/01/1989-08/01/2010 he was employed in positions and jobs that fall into group II of work, special conditions and extraordinary conditions, with 100% schedule

**Clarifications: -**

**Procedural status of the case:** Merits

**Deadline:** 03/09/2021

#### **17. File no. 17042/303/2020 - Bucharest District 6 Courthouse**

**Parties:** Conpet SA - respondent

Dobrogeanu Păun Ioan - appellant

**Subject matter:** Dobrogeanu Păun Ioan files an enforcement appeal against the foreclosure which is the subject of the enforcement file no. 61/2018 – the Bailiff's Office Petcu Alexandru respectively the conclusion of 09/28/2020 regarding the distribution of the amounts collected. In the file 61/2018, the bailiff ordered the cessation of the foreclosure.

**Clarifications: -**

**Procedural status of the case:** merits

**Deadline:** Postponement of the ruling on 03/15/2021

**18. File no. 17433/303/2020 - Bucharest District 6 Courthouse**

**Parties:** Conpet SA - respondent

Dobrogeanu Păun Ioan - appellant

**Subject matter:** Dobrogeanu Păun Ioan files an enforcement appeal against the foreclosure which is the subject of the enforcement file no. 16/2017 – the Bailiff’s Office Raduta Nicoleta respectively the address for setting up the seizure of 10/05/2020, the conclusion of 10/05/2020 regarding the establishment of the additional execution expenses, notification of seizure of 10/05/2020.

**Clarifications:** -

**Procedural status of the case:** Merits

**Deadline:** 03/10/2021

**19. File no. 19819/303/2020 - Bucharest District 6 Courthouse**

**Parties:** Conpet SA - respondent

Dobrogeanu Păun Ioan - appellant

**Subject matter:** Dobrogeanu Păun Ioan files an enforcement appeal against the foreclosure which is the subject of the enforcement file no. 16/2017 – the Bailiff’s Office Raduta Nicoleta respectively the address for setting up the seizure of 11/06/2020, the conclusion of 11/06/2020 regarding the establishment of the additional execution expenses, notification of the seizure reduction of 11/06/2020.

**Clarifications:** -

**Procedural status of the case:** Merits

**Deadline:** Delayed ruling on 03/17/2021

**20. File 2758/95/2020 \* - Gorj Court**

**Parties:** Conpet SA - defendant

POPESCU D. VASILE - claimant

**Subject matter:** Popescu Vasile requests the issuance of a certificate through the court.

**Clarifications:** By the **Sentence no. 144 / 04.02.2021** the Gorj Court rejects the action as being without subject matter. The decision can be appealed after communication.

**Clarifications: -**

**Procedural status of the case: --**

**Deadline: -**

**c) The list of litigations on 03/09/2021 in which the company CONPET S.A. has double status**

**1. File no. 378/105/2007 - Prahova Court**

**Parties:** Conpet S.A. - claimant-defendant

Petroconduct S.A. – defendant - counterclaimant

**Subject matter:** Conpet S.A. requests the obligation of the defendant Petroconduct S.A. Ploiesti at:

- payment of the amount of RON 80,548.49 representing penalties for non-execution on time of the obligations assumed by contract no. L 45/18.03.2004 and the contract no. M 59/9.06.2004
- delivery of the tubular material composed of China steel pipe in the quantity of 504 in the amount of EUR 21,344.4 and China steel pipe in the quantity of 96 m in the amount of EUR 4,366.08 or upon payment to our company of its equivalent value, i.e. the amount of RON 89,291 .50.
- payment of the amount of RON 20,626 representing transport, loading, unloading expenses for the tubular material
- payment of the legal expenses in the amount of RON 5,062.24, of which RON 5,057.24 judicial stamp duty and RON 5.00 judicial stamp as well as other legal expenses that we will incur in this proceedings.

Petroconduct S.A. filed a counterclaim requesting the obligation of Conpet SA to pay the amount of RON 46,214.01, representing the value of the works executed by it based on the works execution contracts no. L 45/18.03.2004 and no. MST 09/09.06.2004, in favor of the beneficiary Conpet SA.

**Clarifications:** On 02/22/2010, based on art. 36 of Law no. 85/2006, the court ordered the suspension of the case.

**Procedural status of the case:** Merits

**Deadline:** Suspended

## **2. File no. 1372/212/2017 - Constanța Courthouse**

**Parties:** Conpet SA – defendant - counterclaimant

Cruceanu Alin Florinel - claimant-defendant

**Subject matter:** Cruceanu Alin Florinel filed a request for a summons requesting the court to order:

- the obligation of Conpet SA to pay compensations equal to the market value of the land building with an area of 460 sq. m. located in Lazu commune, Luceafărului street no. 29, Constanța county and of the land building with an area of 460 sq. m. located in Lazu commune, Luceafărului street no. 31, Constanța county, the equivalent value estimated at EUR 30,000, the equivalent in RON 134,700;
- the obligation of Conpet SA to pay the equivalent value of the lack of land use in the form of an annual rent for the last three years;
- the obligation of Conpet SA to pay the legal expenses of settling the present request.

The claimant subsequently set out his action on the second head of claim, claiming that the court should:

- order Conpet SA to pay the amount representing the non-use of the two land buildings for the period between 12/10/2015 and the date of finality of the decision by which the first end of the claim was admitted.

The lack of use was provisionally assessed for stamping in the amount of RON 5,000.

Conpet filed a counterclaim requesting:

- The obligation on the claimant to allow Conpet S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the two lands owned by the claimant Cruceanu Alin Florinel, located in Agigea commune, Lazu village, Luceafărului street no. 29 and 31, respectively, Constanța County. The exercise of the right of legal servitude is to be done on a 2.4 meter wide corridor located along the main crude oil transport pipeline Ø 20 " Constanța-Bărăganu for the purpose of permanent access to the pipeline in order to daily check the condition of the pipeline and execution of any repair works.
- Establishing the amount of the annual rent provided by law owed by us to the claimant in exchange for exercising the right of legal servitude.

Conpet also filed an impleader request with the Ministry of Public Finance and the National Agency for Mineral Resources (N.A.M.R.) that if Conpet S.A. Ploiești will fall into claims

regarding the claimants' claims made in the summons to compensate us with the amounts we will be obliged to pay to the claimants.

According to the conclusions of the forensic report on the assessment carried out in question at the request of the applicant, the following resulted:

- the circulation value of the two plots of land as compensation was estimated at RON 184,700.
- the equivalent value of the lack of use in the period 12/10/2015 – 12/10/2018 was calculated at the amount of RON 22,164.

NOTE: The claimant orally applied for an increase in claims against the findings of the expert and stamped accordingly.

According to the conclusions of the forensic report in the specialty of agriculture carried out in the case (the land has an arable-extra-urban scope) at the request of Conpet, the amount of the annual rent for the area of 81 sq.m. (2.4 mx 33.78 m) is RON 17.06 / year.

**Procedural status of the case:** Merits

**Deadline:** Ruling postponed to 03/19/2021

### **3. File no. 18344/212/2017 - Constanța Courthouse**

**Parties:** Conpet SA – defendant - counterclaimant

Mitu Dumitru – claimant - defendant

Mitu Rodica – claimant - defendant

**Subject matter:** Obligation to do. Mitu Dumitru and Mitu Rodica file a summons requesting Conpet's obligation to pay compensations for the two plots of land with an area of 4,972 sq. m. and 4,977 sq. m. respectively located in Lazu village, Agigea commune, Constanța county affected by the route of some pipelines transporting petroleum products, as well as obliging the defendant to pay an annual rent for the lack of use on the land affected by the exercise of the right of legal servitude, starting with 06/20/2014 and compensations in the form of an annual payment for affecting the use of part of the land on which the pipeline is not located, with the obligation to pay the legal expenses.

The claimants assessed the claims brought before the court in the amount of RON 10,000 in order to stamp the request, showing that after establishing the values by the expertise that they will administer in the case, to pay the difference of judicial fee.

Conpet filed a counterclaim requesting the court:

1. To order the claimants to allow Conpet S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the two plots of land owned by the claimants. The exercise of the right of legal servitude is to be done on a 2.4 meter wide corridor located along the main crude oil transport pipeline F2 Ø 20 " Constanța-Bărăganu for the purpose of permanent access to the pipeline in order to daily check the condition of the pipeline and execution of possible repair works.

2. To establish the amount of the annual rent provided by law due by Conpet to the claimants in exchange for exercising the right of legal servitude.

Conpet also filed an impleader request with the Ministry of Public Finance and the National Agency for Mineral Resources (N.A.M.R.) that if Conpet S.A. Ploiești will fall into claims regarding the claimants' claims made in the summons to compensate us with the amounts we will be obliged to pay to the claimants.

According to the conclusions of the forensic report in the specialty of assessment carried out in question at the request of the claimant, the following resulted:

-compensations according to the circulation value of the land as a result of the existence of the pipelines were estimated at the amount of EUR 260,438.

-the value of the annual rent for the lack of use of the land affected by the exercise of the right of legal servitude is EUR 17,313 / year or EUR 1,443 / month.

- the value of the compensations in the form of an annual payment for affecting the use of the part of the land on which the pipeline is not located is EUR 24,000 / year.

- the value of the compensations in the form of an annual payment for the part on which the pipeline is located is EUR 10,600 / year.

NOTE: to date, the claimant has not applied for an increase in claims against the findings of the expert, nor has it stamped accordingly.

According to the conclusions of the forensic report in the specialty of agriculture carried out in the case (the land has an arable-extra-urban scope) at the request of Conpet, the amount of the annual rent for the area of 435 sq. m. (corridor of 2.4 m for access) is RON 81 / year.

**Procedural status of the case:** Merits

**Deadline:** 03/10/2021

**4. File no. 2323/120/2018 - Dâmbovița Court**

**Parties:** Conpet SA - defendant - counterclaimant



Buzatu Florin - claimant - defendant

**Subject matter:** Buzatu Florin files a request for a summons requesting the court:

1. To oblige the defendant Conpet SA to pay the claimant the amount of EUR 150,000, payable at the NBR exchange rate on the day of payment (amount to be revalued on completion of the real estate assessment expertise report to be carried out in the probation case, to be resized and specified the value of the claims, corroborated with the appropriate adjustment of stamp duties), representing fair and equitable compensation for the damage suffered by restricting the possibility of exercising its property right over the land area of 5980 sq. m. located in the built-up area of Slobozia Moară locality, Dâmbovița county, with cadastral number 70618, registered in the land book 70618 / ATU Slobozia Moară Dâmbovița county, on which are the underground gas pipelines and above-ground devices owned by the defendant, a land which cannot be used for building;
2. To oblige the defendant Conpet SA to pay a monthly indemnity of EUR 1,000 payable at the NBR exchange rate on the day of payment, starting with the date of the sentence, throughout the existence of underground pipelines and above-ground devices, buildings on the land owned by the claimant and to bear all the costs incurred by the claimant for the stages prior to the construction permit;
3. In the alternative, claims that the defendant should erect all the buildings built on the claimant's property, namely the gas pipelines and the above-ground devices, to restore the land to its original condition or to enable the claimant to carry out the obligation to do so, at the defendant's sole expense;
4. To order the defendant Conpet SA to pay the legal expenses incurred in the present legal proceedings.

Conpet filed a counterclaim requesting the obligation of the claimants to allow our company to exercise the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 and the establishment of the amount of the annual rent provided by law due by Conpet to the claimants in exchange for exercising the right of legal servitude.

In this case, the court ordered the administration of 3 expertises, namely: the topographic expertise, the assessment expertise and the agriculture expertise.

So far, only the topographic expertise has been administered, which has established the land areas related to the protection and safety zone of the 3 petroleum products transport pipelines under the administration of Conpet and of the gas transport pipeline belonging to Tranzgaz.

Regarding the forensic technical expertise, the assessment specialty, it is not completed, only the field visit was carried out.

**Clarifications: -**

**Procedural status of the case:** Merits

**Deadline:** 04/07/2021

## **5. File no. 1122/284/2019 - Răcari Courthouse**

**Parties:** Sotir Mădălina Rebeca - claimant

Conpet SA - defendant

**Subject matter:** Sotir Mădălina Rebeca filed a summons requesting the court to oblige Conpet SA to compensate her with the amount of RON 25,000 for the land area of 523 sq. m., construction yard category, land surface of the claimant located in Cojasca commune, Dâmbovița county having the cadastral no. 72587, undercrossed by the Conpet pipeline.

Conpet SA filed a counterclaim requesting:

1. Obligation on the claimant Sotir Mădălina Rebeca to allow CONPET S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the land owned by it, located in Cojasca commune, Cojasca village, Dâmbovița County. The exercise of the right of legal servitude is to be carried out on a 2.4 meter wide corridor located along the main crude oil transport pipeline Ø 14 3 / 4" Cartojani-Teleajen Refinery (Lukoil) for the purpose of permanent access to the pipeline in order to daily checking of the condition of the pipeline and execution of any repair works. The exercise of the right of servitude is to be carried out throughout the existence of the pipeline located on the claimant's land but not later than the date of termination of the oil concession agreement concluded by us, signed by CONPET S.A., with the Romanian State.

2. Establishing the amount of the annual rent provided by law due by us, the subscribed CONPET SA, to the claimant Sotir Mădălina Rebeca in exchange for exercising the right of legal servitude starting with the date of finality of the decision pronounced in the present case, rent consisting in the equivalent value of the annual use of the land under the exercise of servitude.

**Clarifications:** By the **Conclusion of 09/25/2019**, the Răcari Courthouse rejects the plea of the lack of passive procedural capacity of Conpet SA. It admits the plea of the lack of passive procedural capacity of the National Agency for Mineral Resources.

In this case, the court ordered the administration of two expertise reports - topographic expertise and assessment expertise. So far, only the topographic expertise has been administered. The expert determined the surface occupied by the 2.4 meter wide corridor and the collecting manifold as the surface S1 = 23sqm, having the dimensions on the sides, according to the representation on the situation plan. The expert established the value of the S1 surface of 23 sq. m. at the amount of RON 202 according to the values from the Market Study - minimum values / grid of public notaries Dâmbovița. Regarding the technical judicial expertise, the specialty of assessment (objective - establishing the annual rent due by Conpet in exchange for the exercise of the right of legal servitude), the expert appointed by the court did not summon us until this term.

**Procedural status of the case:** Merits

**Deadline:** 03/30/2021

## **6. File no. 18792/281/2019 - Prahova Court**

**Parties:** Conpet S.A. - claimant

Andex Import - Export S.R.L. - Defendant

**Subject matter:** Conpet is suing Andex Import - Export S.R.L. so that by the decision that the court will pronounce, it will order:

1. The obligation of the defendant Andex Import - Export S.R.L. upon payment to Conpet S.A. of the amount of RON 46,176.27 representing damages in the amount of 20% due according to art. 16 of the service contract no. S-CA 97/15.03.2018, following the unilateral termination of the contract due to the fault of the defendant;
2. The obligation of the defendant Andex Import - Export S.R.L. upon payment to Conpet S.A. of the penalties in the amount of RON 2,123.62, due by the defendant in accordance with the provisions of art. 15.1 (1) and art. 15.2 of the contract for the non-execution in whole or in part of the collection, transport and temporary storage services from the locations of Conpet S.A. sent through orders between August 2018 and December 2019, according to Annex 2;
3. The obligation of the defendant to pay the legal expenses.

Andex Import - Export S.R.L. filed a counterclaim requesting the obligation of Conpet S.A. to:

1. the refund of the amount of RON 22,704.89, representing a guarantee of good execution constituted by SGB and executed abusively by Conpet on the date of notification of the unilateral termination;

2. the payment of the amount of RON 10,000 (plus VAT) representing the value of the services provided under the contract and not paid by Conpet S.A.;
3. the payment of the amount of RON 25,000 as damages, representing the damage caused by Andex Import-Export S.R.L. (unrealized benefit) as a result of the abusive termination of contract no. S-CA 97/15.03.2018.

**Clarifications:** By the **Sentence no. 7008/06.11.2020** the Ploiești Courthouse admits the main request, obliges the defendant to pay to the claimant the amount of RON 46,176.27, representing damages and to pay the amount of RON 2,123.62, representing delay penalties. It dismisses the counterclaim as unfounded. It obliges the defendant to pay to the claimant the amount of RON 2,143.29 representing legal expenses, respectively equivalent to the judicial stamp duty. The decision was appealed by Andex Import - Export S.R.L..

**Procedural status of the case:** Appeal

**Deadline:** 04/12/2021

## **7. File no. 5022/270/2020 - Onești Courthouse**

**Parties:** Bacău Regional Water Company S.A. - Claimant

Radu Marian - Defendant counterclaimant

SC E.On Energie România S.A.-Counterclaimant

SC Delgazgrid S.A. - Counterclaimant

SC Transgaz S.A. - Counterclaimant

SC Conpet S.A. - Defendant and counterclaimant

General Secretariat of the Government of Romania - Counterclaimant

Romanian State by the Ministry of Public Finance - Counterclaimant

**Subject matter:** We render the subject of the counterclaim filed by the defendant Radu Marian

By counterclaim, the defendant Radu Marian requested the obligation of the claimant and the other counterclaimants, including our undersigned Conpet S.A., to:

1. *"the prior purchase of the free right of way, because we had no advantage, no favor, but only suffered, caused us only inconvenience and damage, although all were obliged not to aggravate the situation of the servient tenement, not to cause damage to the owner of the servient tenement by the exercise of the servitude, but on the contrary to contribute to its preservation and even to improve it, they were obliged to conclude an agreement or expropriation for all the real estate mentioned, taking into account that all the property mentioned is in the aisle of construction which*

*is of public utility established in accordance with the laws mentioned, the constructions were carried out with their consent, but after a fair and prior compensation inclusive with the payment of claims, compensations invoked until the moment of effective expropriation or real estate exchange of value equal to the claimed amount, if it suits us, or even other options if they are convenient for us... we formulate a counterclaim against the claimant and we sue the claimant and the following defendants in tort proceedings. ”*

2. *“The obligation of the defendants to move the transport networks located on its property, to another location, at a distance of min. 20m from the limits of our property, at their expense and until the network is moved, demand the immediate cessation of transport on these infrastructures until they agree to pay the damages and will guarantee that in case of damage resulting in material or human damage, they will accept our claims and will compensate us immediately without further comments.”*

3. *“The obligation of the defendants to bring the land in the state it was in before, the dismantling of the manifold illegally placed by Transgaz”.*

4. *“The obligation of the parties jointly and severally to pay compensation of EUR 1,000,000 (one million) in this case for infringement of fundamental rights and freedoms, for all criminal activity carried out to date and for all material and non-material damage caused, plus a monthly fee of EUR 5,000 (five thousand) and the tax to be paid to the state for this fee for each defendant, injured party, respectively for me and my wife, in the amount valid at the time of filing this counterclaim, summons in tort proceedings, at the Onești Courthouse, at the Bacău Court, for every month since 1990 when we became owners of the first plot of land and the claimant and the other defendants transport on these transport networks, illegally located on our property until present, a value that in the future requires to have a periodic indexation ex officio, equal to the coefficient of the minimum wage, as a reference index and to be transmitted to our descendants who will own these goods (buildings, land, everything on them, etc.) after our death, as long as these transport networks exist.”*

5. *“The obligation of the defendants that in case of damages resulting in material, moral or human damages to compensate us in advance for the repair of damages, both for damages caused by failures and for damages caused during the repair of failures. We also claim compensation for damages caused by previous damages and their repair, as well as prior compensation for damages caused by current damages and those caused by their repair.”*

6. *"The obligation of the claimant and the defendants to pay the legal expenses or, in the absence of such legal possibility, pursuant to Article 90 (1) and (2) (a) (b) and (c) and paragraph 3 of the Code of Civil Procedure, I request legal assistance under the conditions of the special law on public legal aid, namely the granting of exemptions both for the payment of this stamp duty and any fees during the entire case until the payment of damages, because we have no material possibilities to support this civil case without endangering our own livelihood and that of our family."*

Conpet filed a counterclaim in this case, requesting the court:

1. *To order the claimants Radu Marian and Radu Elena to allow CONPET S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the arable land outside the town, their property, located in the city of Tg. Ocna, Progresului street, no. 6, Bacău County. The exercise of the right of legal servitude is to be done on a corridor 2.4 meters wide located along the crude oil transport pipeline Ø 10 3 / 4" Vermești - Tg. Ocna, for the purpose of permanent access to the pipeline in order to daily check the condition of the pipeline and the execution of any repair works. The exercise of the right of servitude is to be carried out throughout the existence of the pipeline located on the claimants' land but not later than the date of termination of the oil concession agreement concluded by us, signed by CONPET S.A., with the Romanian State.*

2. *To establish the amount of the annual rent provided by law due by us, subscribed by CONPET SA, to the claimants Radu Marian and Radu Elena in exchange for exercising the right of legal servitude starting with the date of finality of the sentence in this case, rent consisting of the annual use for the land affected by the exercise of the servitude.*

At the same time, Conpet also formulated in the case a Request to show the holder of the right by which I indicated as holder of the property right over the crude oil transport pipeline Ø 10 3 / 4" Vermești - Tg. Ocna with inventory number 120036/P.I.F. 1952 located on the arable land outside the town of the claimants Radu Marian and Radu Elena located in the city of Tg. Ocna, Progresului street, no. 6, Bacău County, Romanian State represented by: Ministry of Public Finance, headquartered in Bucharest, Apolodor Str., no.17, District 5, and the National Agency for Mineral Resources, headquartered in Bucharest, Dacia Boulevard, no. 59, district 1.

**Clarifications: -**

**Procedural status of the case: Merits**

**Deadline: 03/24/2021**

## **8. File no. 1657/91/2020 - Vrancea Court**

**Parties:** Vasile Maria Ilaria - at S.C.P.A. Buruian, Caracaş and Associates - Claimant

Dragu Georgeta - the S.C.P.A. Buruian, Caracaş and Associates - Claimant

The company Conpet SA Ploieşti - Defendant

Romanian State - through the Ministry of Public Finance - Defendant

National Agency for Mineral Resources - Defendant

**Subject matter:** By their summons, the claimants Vasile Maria-Ilaria and Dragu Georgeta requested to the court (we return the petition for the summons) to:

A. In particular, order the defendant to pay an annual rent of EUR 496.64 for the protection area of the pipeline belonging to the defendant and which crosses the building privately owned by the undersigned, as of the date of registration of this summons;

B. In particular, order the defendant to pay a lump sum of EUR 508,080 in respect of the attribution of the use of the property according to its intended purpose, namely that the undersigned may not build buildings on the privately owned building;

C. In particular, order the defendant to pay legal interest on the annual rent provided for in point A, from the date of registration of the present summons;

D. In particular, order the defendant to pay legal interest for the lump sum compensation provided for in point B, from the date of registration of the present summons;

E. *In the alternative, we request you to order the other two defendants to pay the amounts indicated in the preceding paragraphs. '*

Conpet filed a counterclaim in this case, requesting the court:

1. *To order the applicants Vasile Maria - Ilaria, Dragu Georgeta and Dragu Maria to allow CONPET S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the land owned by them, located in Focşani city, Vrancea County. The exercise of the right of legal servitude is to be done on a 2.4 meter wide corridor located along the crude oil transport pipeline Ø 20" Bărăganu - Borzeşti / Rafo Oneşti, for the purpose of permanent access to the pipeline in order to daily check the condition of the pipeline and the execution of accidental and planned repair works. The exercise of the right of servitude is to be carried out throughout the existence of the pipeline located on the claimants' land but not later than the date of termination of the oil concession agreement concluded by us, the undersigned CONPET S.A., with the Romanian State.*

*2. To establish the amount of the annual rent provided by law due by us, the undersigned CONPET SA, to the claimants Vasile Maria - Ilaria, Dragu Georgeta and Dragu Maria in exchange for exercising the right of legal servitude, rent consisting in the equivalent value of the annual land use affected by the exercise of the legal servitude.*

**Clarifications: -**

**Procedural status of the case:** Merits

**Deadline:** 03/09/2021

### **9. File no. 220/262/2017 \* - Moreni Courthouse**

**Parties:** Conpet SA - defendant

Chivu Ion - claimant

**Subject matter:** Chivu Ion filed a request for a summons requesting the court to order:

- obliging Conpet SA to move the oil pipeline that crosses the land owned by him, with an area of 1,753 sq. m. located in the commune of Ocnîța T14, P114;
- establishing the access location with the obligation of Conpet SA to pay an afferent annual rent both for the access road and for the pipeline that causes damage to the land;
- compensations for the land affected by the pipeline.

The claimant assessed his claims provisionally at the amount of RON 45,540 / year x 3 years (RON 136,620).

Conpet filed a counterclaim requesting the court to:

- Order the claimant CHIVU ION to completely dismantle the existing construction (concrete foundation) located on the crude oil pipeline Ø 6 5/8 ”Ochiuri - Moreni, which under-crosses the land owned by him, located in Ocnîța, T 14, p114, cadastral no. 159 Land book no. 70441 Dâmbovița county. This construction was carried out without authorization, and Ocnîța City Hall ordered the works to be stopped.
- To oblige the claimant to allow the company CONPET SA to exercise the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the land owned by the claimant CHIVU ION located in Ocnîța commune, T 14, p114, cadastral no. 159 Land book no. 70441 Dâmbovița county. The exercise of the right of legal servitude is to be carried out on a 2.4 meter wide corridor located along the crude oil transport pipeline Ø 6 5/8 ”Ochiuri - Moreni that under-crosses the claimant's land, in order to have permanent access to the pipeline in order to daily check the condition of the pipe and perform any repair works.



- To establish the amount of the annual rent provided by law due by us to the claimant in exchange for exercising the right of legal servitude, starting with the date of finality of the decision by which the claimant is obliged to allow CONPET SA to exercise the right of legal servitude.

Conpet filed a request to show the owner of the property right over the transport pipeline that under-crosses the land owned by the claimant Chivu, introducing the Romanian state in question through the Ministry of Finance and NAMR.

Conpet filed a request to increase the amount, requesting the court to oblige the claimants to demolish the constructions (concrete platforms) built in the protection and safety area of the pipeline.

**Clarifications:** By the **sentence no. 1000/05.11.2019** the Moreni Courthouse partially admits the main request. It admits in part the counterclaim. The decision was appealed by Conpet SA and Chivu Ion.

By the **Decision no. 223/02.06.2020**, the Dâmbovița Court rejects the appeal filed by the Romanian State through the Ministry of Public Finance-General Regional Directorate of Public Finance Ploiești against the Conclusion of 04/5/2019. It admits the appeals exercised against the civil sentence no. 1000/5.11.2019 pronounced by the Moreni Courthouse in the file no. 1220/262/2017. It annuls the sentence under appeal and remits the case for retrial to the first instance.

In this case, the evidence with the forensic technical expertise specialized in agriculture was re-administered. According to the conclusions of the expert Conpet owes an annual rent of RON 2784 per year, as well as the amount of RON 18462 for the period 2014-2020.

Conpet filed a request for recusal of the expert, exceeding his competencies and being clearly biased in formulating the conclusions of the expert report. Deadline for resolving the request for recusal 03/11/2020

Conpet will object to the expert report drawn up in the present case.

**Procedural status of the case:** Merits- retrial

**Deadline:** 04/08/2021

## **10. File no. 32294/299/2020 - Bucharest District 1 Courthouse**

**Parties:** Conpet SA - defendant - counterclaimant

Bob Mihăiță - claimant-defendant

NAMR - defendant

**Subject matter:** Bob Mihăiță files a summons requesting the court to order:

1. The obligation of Conpet SA and NAMR to move the crude oil pipeline crossing the land owned by the claimant located in Cernavoda, plot 1, plot A6 / 2, Constanța county;
2. The establishing the equivalent value of the lack of use, for a period of three years, prior to the formulation of the summons, amounting to RON 150,000;
3. In the alternative, the obligation of Conpet SA to pay an annual rent for the use of the land owned by the claimant, from the date of filing the summons, in the amount of EUR 5/sq. m./year for the area of 14,645 sq. m., land affected by the protection and safety area, during the existence of legal servitude;
4. The payment of legal expenses.

By the request for clarification of the summons, the claimant stated the following:

- „.....
3. *For the method of calculating the amount of RON 150,000, I indicated the value of a rent, estimated at RON 4,166 /month, for a period of three years prior to the formulation of the summons, which the defendants in the present case should pay as compensation for the damage suffered as a result of the impossibility of capitalizing the land crossed by their pipelines*
  4. *We request, in the alternative, that the defendant SC Conpet SA be obliged to pay an annual rent for the use of the land personally owned by the undersigned, from the date of filing the summons, during the existence of the legal servitude, until the lifting of the pipelines on the land of the undersigned.*
  5. *The value of the 3rd end of the claim is RON 10,000, estimated value, following that, after performing the report of forensic technical expertise, the real estate assessment specialty, performed in question to stamp according to the value of the land related to the protection and safety area of the construction.*
  6. *I request that the court oblige the defendant Conpet SA to pay all the compensations requested in the summons, and the defendant the National Agency for Mineral Resources to be obliged to move / decommission the oil pipelines on the land owned by the undersigned.*

..... “

Conpet filed a counterclaim seeking the following from the court:

1. To order the claimant to allow CONPET S.A. the exercise of the right of legal servitude established by the provisions of art. 7 et seq. of Law no. 238/2004 on the land owned by the claimant Bob Mihăiță located in Cernavoda, plot 1, plot A6 / 2, Constanța County. The exercise

of the right of legal servitude is to be carried out on a 2.4 meter wide corridor located along each of the main crude oil transport pipelines that under-cross the claimant's land, respectively the F1 main crude oil transport pipeline Ø 14¾ ", F2 main crude oil transport pipeline Ø 20 ", and Pipeline 28 Constanța - Bărăganu of crude oil transport Ø 28", for the purpose of permanent access to pipelines for daily verification of the condition of pipelines and execution of possible repair works. The exercise of the right of legal servitude is to be carried out throughout the existence of the pipelines located on the land of the claimant, but no later than the date of termination of the oil concession agreement concluded by us, the undersigned Conpet SA, with the Romanian State;

2. To establish the amount of the annual rent provided by law due by us, the undersigned, to the claimant in exchange for exercising the right of legal servitude.

**Clarifications: -**

**Procedural status of the case:** Merits

**Deadline: -**

**HEAD OF LEGAL SERVICE**

**legal adviser Cornel BĂNICĂ**

"certify the reality and accuracy of the information"

**LEGAL SERVICE**

**legal adviser Cătălina DĂU**

The undersigned, **Bucur Andreea-Ioana**, translator authorized by the Ministry of Justice, with the authorization no. 38749/2021, I do hereby certify the accuracy of this translation with the original Romanian document, which has been seen by me.  
Translator,

