Local Court of Munich

Department for Insolvency and Restructuring Matters
File no.: 1500 IN 10107/24

// Coat of arms //

In the proceedings on the application of

Meeting Point Hotelmanagement Holding GmbH, represented by the managing directors Sabine Dorn and Lars Creutzmann, Landsberger Straße 88, 80339 Munich
Registry court: Local Court of Munich Registry no.: HRB 217383
- Debtor -

Legal representative:
FINKENHOF Rechtsanwälte Partnergesellschaft mbB, Ulmenstraße 23-25, 60325 Frankfurt

Branch of business: Investment in and acquisition of hotel management companies worldwide, assumption of management and administrative functions for hotel management companies worldwide and management of own assets.

for the opening of insolvency proceedings regarding its own estate

the Local Court of Munich on 26.09.2024 enacts the following

Order

1. The insolvency proceedings regarding the estate of the Debtor are opened by reason of non-solvency on 26.09.2024 at 11.00 a.m.

2. Appointed as insolvency administrator is:

   Mr. Oliver Schartl, lawyer
   Herzog-Heinrich-Straße 9, 80336 Munich
   Telephone: +49(89)545110
   Fax: +49(89)54511444
   E-Mail: oliver.schart@mhbk.de

3. Creditors are requested to file their insolvency claims (section 38 InsO [= German Insolvency Code]) and their subordinated claims in the ranks of section 39 subsections 1 and 2 InsO **until 06.11.2024** with the insolvency administrator in writing.

The filing of insolvency claims can be done by transmitting an electronic document; the insolvency administrator may specify a common electronic transmission channel and a common file format. The insolvency administrator must also offer a secure transmission channel within the meaning of section 130a ZPO [= German Civil Procedure Code] for the transmission.

Creditors who are able to receive electronic documents via secure electronic transmission channels (section 130a ZPO) can declare their consent to electronic service of documents by specifying their electronic mailbox. Consent to such service vis-à-vis the insolvency court is deemed to have been granted upon submission of an electronic document in this proceedings via a secure transmission channel.

The reason and amount of the claim must be stated when filing the claim. A copy of the documents from which the claim arises should be attached. If the filing is made by means of an electronic document, an electronic invoice may also be submitted. Printouts, copies or originals of documents must be submitted at the request of the insolvency administrator or the insolvency court.

4. Court date for the insolvency administrator’s report and for the creditors’ meeting to vote on the eventual selection of a different insolvency administrator, on the continuation of the creditors’ committee and on the issues specified in section 35 subsection 2 (decision on the validity of the insolvency administrator’s declaration on assets from self-employment), 66 (accounting of the insolvency administrator), 100 et seq. (maintenance payments from the insolvency estate), 149 (investment of assets), 157 (shutdown or continuation of the company, commissioning the insolvency administrator to draw up an insolvency plan, specification of the plan's objectives), 160 (approval of specific important legal acts of the insolvency administrator, especially to sell the business, a business unit, the whole stock, real property by way of a private sale, the debtor's shares in another company if such shares are intended to bring about a permanent affiliation to this company or the entitlement to receive recurring earnings; to take on a loan which considerably burdens on the insolvency estate or to bring or continue a court action with a considerable value in dispute, to refuse to bring such court action or to negotiate a settlement or compromise to settle or avoid any such court action), 162 (sale of the business to particularly interested persons), 163 (sale of the business below fair value), 233 (consent to continuation of realization and distribution in the event of an

insolvency plan) and 271 (application for debtor in possession- proceedings) InsO is set for

Wednesday, 18.12.2024, 09.00 a.m.,
Courtroom 101, 1st floor, Infanteriestraße 5, 80797 Munich

Please note:
The consent to the execution of specific important legal acts of the insolvency administrator according to section 160 InsO deems to be granted if the creditors meeting does not have a quorum.

5. Court date for the examination of the filed insolvency claims is set for

Wednesday, 18.12.2024, 09.00 a.m.,
Courtroom 101, 1st floor, Infanteriestraße 5, 80797 Munich

Please note:
Creditors whose claims are accepted will not receive a notification.

6. Security interests in movable objects or rights must be reported to the insolvency administrator without delay (section 28 subsection InsO).
The object on which the security interest is claimed, the type and reason for the creation of the security interest and the secured claim must be specified.
Anyone who culpably omits or delays the notification is liable for the resulting damage therefrom (section 28 subsection InsO).

7. Any persons who have obligations towards the Debtor are requested not to perform to the Debtor anymore, but to the insolvency administrator (section 28 subsection 3 InsO).

8. The insolvency administrator is instructed, in accordance with section 8 subsection 3 InsO, to effect the services to be made in the proceedings, beginning with the service of the court order opening the insolvency proceedings according to section 30 InsO. Service can be effected electronically according to section 173 ZPO.
The service of the court order opening the insolvency proceedings to the Debtor is excluded from the above; that service is effected by the insolvency court.

Public announcements remain to be the responsibility of the insolvency court.

9. **Please note:**

Any publication of data regarding an insolvency proceeding, including the preliminary insolvency proceeding, via any electronic communication system will be deleted from such system 6 months after the closing of the insolvency proceeding, section 3 subsection 1 sentence 1 InsOBekV.

Any other publication according to the insolvency statute will be deleted one month after the first day of publication.

Reasons:

The application has been filed with the Insolvency Court of Munich on 20.06.2024.

The debtor has its center of main interest within the jurisdiction of the Insolvency Court of Munich (section 3 subsection 1 sentence 2 InsO).

According to the courts findings the debtor is unable to pay its debts.

Legal remedies:

An immediate appeal (hereinafter: appeal) may be lodged against the decision.

Likewise, the debtor or the debtor's creditors (hereinafter: appellant) may lodge an immediate appeal (hereinafter: appeal) against the decision to challenge the lack of international jurisdiction for the opening of main insolvency proceedings pursuant to Article 5 (1) of Regulation (EU) 2015/848 (Article 102c – section 4 EGInsO).

The appeal must be lodged within a statutory period of **two weeks** with the

Munich Local Court
Pacellistraße 5
80333 Munich

The statutory period begins with the pronouncement of the decision or, if it is not pronounced, with its delivery or with its effective public announcement in accordance with section 9 InsO on the Internet (www.insolvenzbekanntmachungen.de). The public announcement is sufficient as proof of service on all parties involved, even if the InsO also prescribes special service, section 9 subsection 3 InsO. It shall be deemed to have been effected as soon as two further days have elapsed after the day of publication, section 9 subsection 1 sentence 3 InsO. The event that occurred first (pronouncement, service or effective public announcement) is decisive for the start of the period.

The appeal must be lodged in writing or by declaration for the record at the registry of the aforementioned court. It can also be declared for the record at the registry of any local court; however, the statutory period is only met if the record is received by the above-mentioned court in good time. Legal representation is not required.

The appeal must be signed by the appellant or his/her authorized representative.

The notice of appeal must contain the name of the contested decision and a statement that an appeal is being lodged against this decision.

Legal remedies can also be submitted as an **electronic document**. A simple e-mail does not meet the legal requirements.

Legal remedies filed by a lawyer, a notary, a public authority or a legal entity under public law,including the associations formed by it to perform its public duties, must be filed **as an electronic document**, unless this is temporarily impossible for technical reasons. In this case, transmission in accordance with the general provisions remains permissible, whereby the temporary impossibility must be substantiated when the substitute is filed or immediately thereafter. The electronic document must be submitted subsequently on request.

Electronic documents must

- be provided with a qualified electronic signature of the person responsible or
- signed by the person responsible and submitted via a secure transmission channel.

An electronic document that is provided with a qualified electronic signature of the person responsible may be transmitted as follows:

- by a secure means of transmission or
- to the court's electronic court and administration mailbox (EGVP) set up for the receipt of electronic documents.

Reference is made to section 130a subsection 4 ZPO with regard to secure transmission channels. With regard to the further requirements for electronic communication with the courts, reference is made to the Ordinance on the Technical Framework Conditions for Electronic Legal Transactions and on the Special Electronic Mailbox for Public Authorities (Electronic Legal Transactions Ordinance - ERVV) as amended and to the website www.justiz.de.

sgd.

Dr. Wieland
Judge at the Local Court