

## IZJAVA

Ovime Stečajna masa iza NIAGARA d.o.o. u stečaju, Split, Vinkovačka 41 OIB: 45668953129, zastupano po stečajnoj upraviteljici Dunji Krstulović, Vinkovačka 41, Split 12, OIB: 22987478487

na zahtjev trgovačkog društva CE Asset Investment Solutions Designated Activity Company, društvo s ograničenom odgovornošću koje je valjano osnovano i postoji u skladu sa zakonima Irske, sa sjedištem u Irskoj, Dublin, 3rd Floor Fleming Court, Fleming's Place, Dublin 4, OIB: 21700578566, registrirano pri Registru trgovačkih društava Irske (*Irish Companies Register*) pod brojem 639168

izričito i neopozivo izjavljuje da prihvaća i pristaje na sklapanje ugovora i otkrivanju podataka koji podliježu obvezi austrijske bankarske tajne temeljem odredbe čl. 38. st. 2. t. 5. austrijskog Zakona o bankama ("Bankwesengesetz"), a u vezi ugovora kojim će

trgovačko društvo CE Asset Investment Solutions Designated Activity Company, društvo s ograničenom odgovornošću koje je valjano osnovano i postoji u skladu sa zakonima Irske, sa sjedištem u Irskoj, Dublin, 3rd Floor Fleming Court, Fleming's Place, Dublin 4, OIB: 21700578566, registrirano pri Registru trgovačkih društava Irske (*Irish Companies Register*) pod brojem 639168

ustupiti i prenijeti trgovačkom društvu H-ABDUCO d.o.o. sa sjedištem u Zagrebu, Radnička cesta 41, OIB: 13667298928

sve tražbine prema Stečajna masa iza NIAGARA d.o.o. u stečaju, Split, Vinkovačka 41 OIB: 45668953129 temeljem Ugovora o kreditnom poslovanju s inozemstvom HR/1675 od dana 09. listopada 2007. godine ovjeren od strane javnog bilježnika Ilinke Lisonek iz Zagreba pod br. OV-23451/2007, s pripadajućim Aneksom br. 1. od 31.03.2008. ovjeren kod javnog bilježnika Mirjane

## STATEMENT

Bankruptcy estate NIAGARA d.o.o. in bankruptcy with its registered office in Split, Vinkovačka 41, OIB: 45668953129, represented by the bankruptcy trustee Dunja Krstulović, Vinkovačka 41, Split 12, PIN: 22987478487

at the request of CE Asset Investment Solutions Designated Activity Company, a company with limited liability duly established and existing in accordance with the laws of Ireland, having its registered office at 3rd Floor Fleming Court, Fleming's Place, Dublin 4, Ireland, PIN: 21700578566, registered with the Irish Companies Register under registration number 639168

herewith explicitly and irrevocably acknowledges and agrees to the conclusion of a contract and the disclosure of information subject to Austrian banking secrecy pursuant to the provision of Art. 38, paragraph 2, item 5 of the Austrian Banking Act ("Bankwesengesetz"), regarding the contract by which

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assigns and transfers to H-ABDUCO LLC with its registered office in Zagreb, Radnička cesta 41, PIN: 13667298928

all of its claims against bankruptcy estate after NIAGARA d.o.o. in bankruptcy with its registered office in Split, Vinkovačka 41, PIN: 45668953129 arising in connection with Loan Agreement number HR/1675 dated 09. October 2007 notarized by notary public Ilinka Lisonek, Zagreb n. 23451/2007, with the belonging Anex 1. dated 31.03.2008. notarized by notary public Mirjana Popovac, Split, n. OV-5758/08, with the belonging Anex 2. dated 02. January 2009.

<p>Popovac iz Splita pod br. OV-5758/08, Aneksom 2. od 02. siječnja 2009. godine ovjeren kod javnog bilježnika Boška Jurišića iz Solina pod br. OV-2080/09, Aneksom 3. od 29. lipnja 2009. godine ovjeren kod javnog bilježnika Boška Jurišića iz Solina pod br. OV-6736/09, Sporazuma radi osiguranja novčane tražbine zasnivanjem založnog prava na poslovnim udjelima solemniziran od strane javnog bilježnika Ilinke Lisonek pod br. OV-23450/2007 od dana 9. listopada 2007. godine, pripadajućeg Aneksa br. 1. solemniziranog od strane javnog bilježnika Ilinke Lisonek pod br. OV-26379/2007 dana 15. studenog 2007. godine, Ugovora o jamstvu od dana 09. listopada 2007. godine br. OV-23462/2007, Ugovora o jamstvu od 09. listopada 2007. br. OV-23466/2007, Ugovora o jamstvu od 09. listopada 2007. br. OV-23464/2007,</p> <p>a koju tražbinu je navedenom trgovačkom društvu ustupilo trgovačko društvo HETA ASSET RESOLUTION AG (ranije HYPO ALPE-ADRIA-BANK INTERNATIONAL AG) sa sjedištem u Austriji, Klagenfurt, Alpen-Adria-Platz 1, upisano u privredni registar regionalnog suda Klagenfurt ("Landesgericht Klagenfurt") pod registarskim brojem FN 108415, OIB: 90730821413</p> <p>Ugovorom o cesiji od dana 31. svibnja 2019. godine ovjeren po javnom bilježniku Nikoli Tadiću pod posl. br. OV-2658/2019.</p> <p>Ovom Izjavom Stečajna masa iza NIAGARA d.o.o. u stečaju, Split, Vinkovačka 41 OIB: 45668953129 ne preuzima niti prihvaća ikakve dodatne obveze, već se ista daje isključivo u svrhu oslobođenja od obveze čuvanja austrijske bankarske tajne temeljem odredbe čl. 38. st. 2. t. 5. austrijskog Zakona o bankama ("Bankwesengesetz").</p> <p>U slučaju nepodudarnosti između hrvatskog i engleskog teksta ove Izjave, tekst na hrvatskom jeziku je obvezujući.</p>	<p>notarized by notary public Boško Jurišić, Solin, n. OV-2080/09, with the belonging Anex 3. dated 29. June 2009. notarized by notary public Boško Jurišić, Solin, n. OV-6736/09, Agreement on securing monetary claim by mortgage on business shares verified as to the content by notary public Ilinka Lisonek, Zagreb, under no. 23450/2007 on 9 October 2007, with belonging Anex 1. verified as to the content by notary public Ilinka Lisonek, Zagreb, under no. OV-26379/2007 on 15. November 2007., Warranty Agreement dated 09. November 2007. n. OV-23462/2007, Warranty Agreement dated 09. November 2007. n. OV-23466/2007, Warranty Agreement dated 09. November 2007. n. OV-23464/2007</p> <p>which claims were previously assigned and transferred by HETA ASSET RESOLUTION AG (formerly HYPO ALPE-ADRIA-BANK INTERNATIONAL AG) with its registered office in Austria, Klagenfurt, Alpen-Adria-Platz 1, registered with the commercial register of the regional court Klagenfurt ("Landesgericht Klagenfurt") under registration number FN 108415, PIN: 90730821413 with</p> <p>Assignment Agreement dated 31 May 2019 notarized by notary public Nikola Tadić under no. OV-2658/2019.</p> <p>With this Statement bankruptcy estate after NIAGARA d.o.o. in bankruptcy with its registered office in Split, Vinkovačka 41, PIN: 45668953129 does not assume or accept any additional obligations. This Statement is given exclusively for the purpose of exemption from the obligation to keep Austrian banking secrecy pursuant to Art. 38, paragraph 2, item 5 of the Austrian Banking Act ("Bankwesengesetz").</p> <p>In the event of discrepancies between the Croatian and English wording of this Statement, the Croatian version thereof shall exclusively prevail.</p>
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**Stečajna masa iza NIAGARA d.o.o. u stečaju, / bankruptcy estate after NIAGARA d.o.o. in  
bankruptcy, stečajna upraviteljica / bankruptcy trustee Dunja Krstulović**

U Zagrebu, 10. prosinca 2020. /  
Zagrebu, 10. December 2020