

Comparison of the Articles of Association
on Item 9 of the Agenda

§ 4 para (5)

Version prior to the 25th ordinary Shareholders' Meeting

~~Deleted.~~

Version according to the motion on agenda item 9

The share capital is conditionally increased in accordance with Section 159 para 2 item 1 AktG by up to EUR 200,000,000.00 by issuance of up to 200,000,000 new bearer shares. The conditional capital increase shall only be effected to the extent that conversion and/or subscription rights of holders of convertible bonds issued by the Company on the basis of the resolution of the shareholders' meeting of 11 May 2018 are fulfilled. The issuing price and the conversion and/or subscription ratio shall be determined with regard to market standard calculation methods and the stock market price of the shares of the company (basis of the calculation of the issuing price); the issuing price must not be below the pro-rata amount of the share capital. The Executive Board shall be authorised, subject to the approval of the supervisory board, to determine further details of the execution of the conditional capital increase (especially issuing price, rights attached to the shares, dividend entitlement). The supervisory board shall be authorised to resolve upon amendments of the Articles of Association resulting from the issuance of shares from the conditional capital.