



ORDINARY COURT OF MILAN

CIVIL SECTION TWO

DECREE

FOR POSTPONEMENT OF HEARING

FOR THE DETERMINATION OF THE PASSIVE STATUS

(timely applications) WITH "BLOCK" SCHEDULING.

RG 1/2023 A.S. FIMER S.P.A.

The delegated judge, Dr. Luca Giani,

Having read the application submitted by electronic filing on 08.02.2024 by the Extraordinary Commissioners: Dr. Prof. Eugenio D'Amico Avv. Maurizio Ascione Ciccarelli Dott. Gerardo Losito, in which the following conclusions were made: "*REQUEST to, having taken note of all that has been stated above, kindly postpone the hearing for the verification of the passive state of timely requests, already scheduled for the day 01.03.2024, at 10:00 a.m., to another subsequent date to be tentatively set after mid-June 2024.*"

in view of the large number of chronological timely applications (1,260), many of which were received *just before* the deadline for filing the passive state;

Noted that the technical time for the formation of the registry and the preparation of the passive state project does not allow for the hearing to be held on the scheduled date of 01.03.2024 and thus the filing of the statement of liabilities in the deadline of 15.02.2024; consequently, the Commissioners' petition is worthy of acceptance;

PQM

POSTPONES the hearing originally scheduled for 01.03.2024 to **June 19, 2024 at 11:00 a.m.**;
considering from now on that it will not be possible to examine all chronological applications on the same date, identifies the following schedule in order to set additional dates, on which to examine, by blocks, possibly homogeneous of creditors, the timely applications, and so forth:

(second hearing) September 18, 2024 at 11 a.m.;

(third hearing) October 9, 2024 at 11 a.m.;

(fourth hearing) November 20, 2024 at 11 a.m.

directs the commissioners, with a subsequent request, for the exact identification of the chronological applications that will be examined, block by block in the aforementioned hearings.

It is specified -maintaining the deadline for the submission of timely requests as per the original deadline- that the aforementioned splitting of the applications to be examined, will result in the postponement of the deadline for the preparation and filing of the passive state project concerning the chronological applications that will be examined at each individual hearing, as identified above; Therefore, invites the extraordinary commissioners to promptly and immediately communicate to all creditors/claimants and the legal representative of the company in A.S. through certified electronic mail (PEC) of this decree and by any suitable means of notice containing the above;

PROVIDES

That this decree be published on the website of the Court of Milan in the section dedicated to bankruptcy proceedings and that it be communicated by the Registrar to MIMIT within three days.

Send to the Chancellery for urgent communication to the Special Commissioners.

Milan, 20.02.2024

The D.G
Dr. Luca Giani