

June 12, 2023

To All

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Name of Representative: Masao Asami, Representative Executive Officer,  
CEO & COO  
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### Notice Concerning the Filing of an Appeal to Court of Second Instance

Regarding the first instance judgment in the lawsuit filed by Gifu City against our consolidated subsidiary EBARA Environmental Plant Co., Ltd. for damages as announced in the "Notice of Judgment in Lawsuit against Our Consolidated Subsidiary" dated May 31, 2023, EBARA Environmental Plant Co., Ltd., filed an appeal to the Nagoya High Court on June 12, 2023, as follows:

#### Notation

1. The court that filed the appeal to the court of second instance and the date thereof

(1) Court: Nagoya High Court

(2) Date: June 12, 2023

2. Background to the appeal

On October 23, 2015, a fire broke out at the bulky waste treatment facility in Gifu City East Clean Center (Akutami, Gifu City, Gifu Prefecture, Japan), during facility repair work by our consolidated subsidiary, EBARA Environmental Plant Co., Ltd. ("EEP"),

EEP was contracted to operate and manage waste incineration facilities adjacent to bulky waste treatment facilities.

EEP had been discussing with Gifu City how to deal with the damages caused by this incident. Gifu City filed a lawsuit on January 31, 2019, in the Gifu District Court, seeking EEP to pay 4,362 million yen for the damages in and its late claim.

Subsequently, Gifu City filed a petition for a change in the amount of claims for damages to ¥4,692 million and its late claim.

On May 31, 2023, the Gifu District Court ordered EEP to pay 748,454,265 yen and a late payment charge at the rate of 5% per annum from October 23, 2015 until the payment has been made, and issued a judgment rejecting Gifu City's remaining claims.

On June 12, 2023, EEP filed an appeal against the part of the judgment that allowed the claim of Gifu City and the part that our claim was not accepted.

3. Future Outlook

We should continue to respond appropriately so that EEP's claims can be recognized. At this time, we have determined that this lawsuit will have only a minor impact on our results of operations. However, if any of the matters required to be disclosed occur in the future, we will promptly announce them.

(The end)