

Annual General Meeting on May 24, 2017

Voting Results:

| Agenda Topic | Number of share, for which valid votes were cast | In % of the company's statutory share capital | Abstentions | Votes against | Votes in favour Stimmen | Approval rate quote |
|--|--|---|-------------|---------------|----------------------------|------------------------|
| 2 Resolution on the use of the company's net retained profits for the 2016 financial year | 5,104,247 | 49.99% | 400 | 2,598 | 5,101,649 | 99.949% |
| 3 Resolution on the approval of the actions of the members of the Executive Board for the 2016 financial year ending December 31, 2016 | 5,023,631 | 49.20% | 34,482 | 3,937 | 5,019,694 | 99.922% |
| 4 Resolution on the approval of the actions of the members of the Supervisory Board for the 2016 financial year ending December 31, 2016 - Prof. Dr. Alfred Gossner | 5,070,165 | 49.65% | 34,482 | 6,936 | 5,063,229 | 99.863% |
| 4 Resolution on the approval of the actions of the members of the Supervisory Board for the 2016 financial year ending December 31, 2016 - Götz Gollan | 5,067,065 | 49.62% | 37,582 | 2,024 | 5,065,041 | 99.960% |
| 4 Resolution on the approval of the actions of the members of the Supervisory Board for the 2016 financial year ending December 31, 2016 - Marc de Jong | 5,069,965 | 49.65% | 34,682 | 8,306 | 5,061,659 | 99.836% |
| 5 Resolution on the choice of auditor of the financial statements and the auditor of the consolidated financial statements, along with the auditor for the audit review of the consolidated interim financial report for the 2017 financial year ending on December 31, 2017 | 5,103,258 | 49.98% | 1,389 | 29,470 | 5,073,788 | 99.423% |
| 6 Resolution on withdrawing the authorization of the Annual General Meeting on May 4, 2016 (item 5), to issue subscription rights under the Stock Option Plan 2016/I and the relevant contingent capital (Contingent Capital 2016/I), on the adjustment to the Contingent Capital 2013/I, on the authorization to issue subscription rights to the Executive Board (Stock Option Plan 2017/I) and creation of relevant contingent capital (Contingent Capital 2017/I) and to amend the Articles of Association | 5,078,664 | 49.74% | 25,983 | 31,411 | 5,047,253 | 99.382% |
| 7 Resolution on the increase in number of Supervisory Board members and amendment to the Articles of Association | 5,103,851 | 49.98% | 796 | 1,367 | 5,102,484 | 99.973% |
| 8 Resolution on the election of Supervisory Board members | | | | | | |
| a) Prof. Dr. Alfred Gossner | 5,103,651 | 49.98% | 996 | 42,003 | 5,061,648 | 99.177% |
| b) Prof. Dr. Christoph Kutter | 5,103,801 | 49.98% | 846 | 40,230 | 5,063,571 | 99.212% |
| 9 Resolution on the withdrawal of the resolution from the Annual General Meeting of the company dated September 11, 2012 (agenda item 6), regarding the authorization to issue convertible and/or warrant bonds, on the cancellation of Contingent Capital 2012, on the authorization of the Management Board to issue convertible and/or warrant bonds 2017 and to create the relevant contingent capital (Contingent Capital 2017/II) and to amend the Articles of Association | 5,104,247 | 49.99% | 400 | 66,079 | 5,038,168 | 98.705% |