

Current Report No. 3/2023 ESPI

Company: CHERRYPICK GAMES S.A.

Subject: Conclusion of publishing contract.

Legal basis: Article 17(1) MAR – confidential information.

Content:

The Management Board of Cherrypick Games S.A. (the “Company”) announces that on 8 May 2023, it entered into a publishing agreement with Electronic Gaming Incubator Company “Nine66” based in Riyadh, Saudi Arabia (the “Publisher”) (“Agreement”). The Agreement has a term of 3 years.

The Agreement shall automatically renew for successive periods of 2 years unless the Publisher decides to terminate the Agreement at least 90 days before the expiry of the term of the Agreement. The Agreement contains provisions on the possibility and manner of terminating the Agreement (including with immediate effect).

Under the Agreement, the Company has agreed to develop, for a fee, one game for the Android and iOS mobile distribution platforms and maintain its updates (the “Game”). The Company will be compensated through, among other things, a share of the profits from the released Game, a licensing fee, as well as a monthly development fee for the Game. Once the Game is released, the Publisher will pay the Company a certain amount to maintain and update the Game.

The agreement entitles the Publisher to release the Game worldwide.

The Company will remain the owner of the rights to the Game (the source code of the game), while granting an exclusive and irrevocable license to publish, distribute, develop, operate, publicly communicate, market, advertise and promote and otherwise use the Game .

In the event of termination of the Agreement, the Publisher will hand the Game back to the Company no later than 30 days after termination. The Publisher shall have the right of first refusal to purchase further copies of the Game, up to 6 months after the termination of the Agreement.

Other provisions of the Agreement (including warranties, indemnities and limitations of liability) are typical of production and publishing contracts.