



FURTHER INFORMATION – NOTICE OF DEFAULT AND WRIT OF SUMMONS

Mineral Commodities Ltd (ASX: MRC) (**Company**) has advised the market that it has received a Writ of Summons (**Writ**)¹ from minority ~10% shareholder BSG Mining LLC (**BSG**) in relation to the shareholders deed between MRC Graphite (Norway) Pty Ltd (a subsidiary of the Company) (**MRCGN**), BSG and Skaland Graphite AS (**Skaland**) entered into on 13 February 2020 (**Shareholders Deed**). The purpose of this announcement is to provide more details on the Shareholders Deed and the Writ.

In October 2019², MRCGN acquired 100% of the shares in Skaland from Leonhard Nilsen & Sonner - Eindom AS. In March 2020, MRCGN transferred 9.99% of the shares in Skaland to BSG, which was a precondition to the Shareholders Deed coming into effect. The Shareholders Deed governs the parties' relationship in relation to Skaland, including protocols for shareholder and board meetings, board representation, financing activities, marketing and management (including financial management). It also includes a prescriptive list of events of default and dispute resolution procedures.

The Writ is in connection with the Notice of Default issued by BSG on 14 December 2022.³ The events of default asserted by BSG concern alleged conduct regarding the provision of additional funding to Skaland by MRCGN above the facility limit under the existing loan facility with MRCGN; alleged conduct regarding the management of the operations of Skaland and its governance; and alleged diversion of downstream graphite processing opportunities.

MRCGN and the Company reiterate that they strongly deny that MRCGN has committed any alleged event of default under the Shareholders Deed and will vigorously defend the proceedings.

The Company continues to be in discussions with BSG to reach a mutually agreeable outcome on this matter and will continue to keep the market updated with further material information as it becomes available.

ENDS

**Issued by Mineral Commodities Ltd ACN 008 478 653 www.mineralcommodities.com
Authorised by the Interim CEO and Company Secretary, Mineral Commodities Ltd**

¹ Refer ASX Announcement entitled "[Receipt of BSG Writ of Summons](#)" dated 14 March 2023.

² Refer ASX Announcement entitled "[MRC Completes Skaland Graphite acquisition](#)" dated 7 October 2019.

³ Refer ASX Announcement entitled "[Receipt of Default Notice](#)" dated 15 December 2022.

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About Mineral Commodities Ltd:

Mineral Commodities Ltd (ASX: MRC) is a global mining and development company with a primary focus on the development of high-grade mineral deposits within the industrial and critical minerals sectors.

The Company is a leading producer of zircon, rutile, garnet, and ilmenite concentrates through its Tormin Mineral Sands Operation, located on the Western Cape of South Africa.

The Company owns and operates the Skaland Graphite Operation in Norway, the world's highest-grade operating flake graphite mine and is the only producer in Europe.

The planned development of the Munglinup Graphite Project, located in Western Australia, builds on the Skaland acquisition and is a further step toward an integrated, downstream value-adding strategy which ultimately aims to produce graphitic anode products and capitalise on the fast-growing demand for sustainably manufactured Lithium-Ion Batteries.

In April 2022, the Company released its Five-Year Strategic Plan 2022-2026⁴ to delineate and implement its aspiration to become a leading vertically integrated diversified producer of graphitic anode materials and value added mineral products with a commitment to operate with a focus on the Environment, Sustainability and Governance.

⁴ Refer ASX Announcement entitled "[MRC Unveils Five Year Strategic Plan 2022-2026](#)", dated 29 April 2022.