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# MARLEY SPOON

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6 September 2021

Ms. Corey Lian  
Adviser, Listings Compliance (Sydney)  
ASX Limited  
20 Bridge Street  
Sydney NSW 2000

**By email:**

corey.lian@asx.com.au  
with Copy to: adrian.smythe@asx.com.au  
and via the Company Announcements Platform

Dear Ladies and Gentlemen

**NOTICE UNDER SECTION 708A(5)(e) OF THE CORPORATIONS ACT 2001 (CTH)**

This notice is given by Marley Spoon AG (ARBN 625 684 068) (“**Marley Spoon**” or the “**Company**”) under section 708A(5)(e) of the Corporations Act 2001 (Cth) (the “**Act**”).

Marley Spoon has today issued 28,026,000 new CHESS depositary interests over ordinary shares in the Company (the “**CDIs**”) to W23 Investments Pty Ltd (“**W23**”), an affiliate of Woolworths Group, on conversion of two convertible bonds, one with a principal amount of AUD 23,000,000 (issued on 26 September 2019) and the other with a principal amount of AUD 4,047,250 (issued on 28 February 2020) as announced on 24 August 2021.

For purposes of section 708A(6) of the Act, Marley Spoon confirms that:

- (a) the CDIs were issued without disclosure to investors under Part 6D.2 of the Act;
- (b) as a disclosing entity, the Company is subject to regular reporting and disclosure obligations;
- (c) as at the date of this notice, Marley Spoon has complied with:
  - (i) the provisions of Chapter 2M of the Act as they apply to Marley Spoon; and
  - (ii) section 674 of the Act; and
- (d) as at the date of this notice, there is no excluded information of the type referred to in sections 708A(7) and 708A(8) of the Act that is required to be set out in this notice under section 708AA(7)(d) of the Act.

For and on behalf of the Board of the Company

  
**Dr. Mathias Hansen**  
General Counsel and Company Secretary

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Marley Spoon AG  
Paul-Lincke-Ufer 39/40  
10999 Berlin  
Deutschland

Vorstand: Fabian Siegel (Vor., CEO), Jennifer Bernstein  
(CFO)  
Aufsichtsrat: Deena Shiff (Vors.)  
Amtsgericht Berlin Charlottenburg HRB 195994 B  
St.-Nr.: 37/087/45401 USt.-ID: DE294825877

Berliner Volksbank  
IBAN: DE15100900002510698005  
BIC: BEVODEBB