

## WRIT OF SUMMONS

Brazilian Critical Minerals Limited (ASX: BCM) (“**BCM**” or the “**Company**”) advises that it has been served with a Writ of Summons in the Supreme Court of Western Australia by Drake Private Investments LLC (**Drake**), an investment management firm based in Houston Texas.

The Company has a convertible loan agreement (**Agreement**) in place with Drake (refer ASX announcement dated 19 December 2019).

The claim relates to an alleged breach by the Company in relation to the issuing of shares and the pricing of those share issues in relation to advances made under the Agreement.

Drake is claiming (amongst other things):

- (a) the issue of an additional 45,675,287 shares, or in the alternative, 40,138,889 options (expiry date of 12 August 2027 and exercise price of 1.1 cents) in respect of the conversion of the 120,416,667 shares that was announced on 28 August 2025 (**Announcement**);
- (b) 86,973,180 shares, or in the alternative, 63,055,555 shares and 21,018,518 options (expiry date of 12 August 2027 and exercise price of 1.1 cents) relating to the funding notices referred to in the Announcement; and
- (c) Costs.

The Company disputes Drake’s allegations and claimed losses and intends to defend the action.

As this matter is the subject of litigation, the Company does not intend to make any further comment at this time. The Company will update the market on this matter as appropriate.

This announcement has been authorised for release by the Board of Directors.

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