Public notice for the identification of economic initiatives aimed at exploiting the technology called "Undulator for the generation of electromagnetic radiation and related operating method"

1. Object of the procedure

1.1 Elettra - Sincrotrone Trieste S.C.p.A. a non-profit Share Company (Società Consortile per Azioni) of national interest pursuant to Law 370/99 of the Italian Republic, was established in 1987 and manages the Elettra synchrotron light source and the FERMI free electron laser.

1.2 The Company has developed the "Undulator for the generation of electromagnetic radiation and related operating method" technology (hereinafter the "Technology") and is the owner of all property rights relating to it or is fully authorized to exploit it commercially. The Technology, subject of the Italian patent IT 102016000013963 entitled "Undulator for the generation of electromagnetic radiation and related operating method", also filed in Europe (EP3414978) and nationalized in Spain, Sweden, France, Denmark and Germany, concerns a magnetic phase undulator flat and adjustable, used in the field of electromagnetic radiation generation; for further details on the Technology and the related patent, please refer to the technical data sheets Attachment no.2 being part of this public notice

1.3 The Company intends to commercially exploit the Technology.

1.4 The Company, in this context, intends to proceed with the selection of an assignee/licensee exclusively for the aforementioned Technology through the implementation of a process that ensures compliance with the transparency, competition, and impartiality rules derived from national and European legal norms.

The awarding of the right to use, either through an exclusive license or ownership rights of the Technology, will be done on a fee basis. For the purposes of this "exclusive license" procedure, it refers to a licensing agreement that grants the awardee the right to use the Technology worldwide, in exchange for payment, without the Company being able to assign the license to additional parties or use the technology on its own. The Technology license agreement will define the conditions under which it is granted.

2. Participation requirements

2.1 Individuals and legal entities interested can submit their expression of interest according to the methods and criteria outlined below. Additionally, organizations involved in technology transfer intermediation and brokerage may submit expressions of interest, provided they commit to presenting the Company with a list of potentially interested parties on whose behalf the expression of interest is submitted, along with the documentation outlined in Attachment No. 1, letter e).

2.2 Expressions of interest received from entities whose interest in acquiring the license or ownership rights of the Technology stems from the intention to contribute the Technology to so-called patent funds and portfolios aimed at creating dominant positions or similar organizations will not be considered.

3. Expression of interest and letters of invitation to submit an offer

3.1 Interested parties must, under penalty of exclusion, by 23.59 on 5th April, 2024:

Courtesy Translation

- submit a specific expression of interest, by any means deemed suitable, to the following address:

  ELETTRA - SINCROTRONE TRIESTE S.C.p.A.
  Attention: INDUSTRIAL LIAISON OFFICE (ILO)
  Strada Statale 14 - km 163.5 in Area Science Park
  34149 BASOVIZZA TRIESTE - ITALY

or

- send a specific expression of interest via PEC to the address: sincrotrone.trieste.elettra@legalmail.it

  Attention: INDUSTRIAL LIAISON OFFICE (ILO)

Under penalty of exclusion, the expression of interest, signed and accompanied by a photocopy of the declarant's identity document, to be considered a substitute declaration made in accordance with articles 38, 46, and 47 of Presidential Decree No. 445/2000, **must contain all the statements indicated in the expression of interest template attached as Annex No. 1, which is an integral and substantial part of this Notice.**

Under penalty of exclusion, the expression of interest must also be complete with **a report** indicating the field of activity and the reasons why you believe you are interested in the Technology.

Each participant must provide, together with the expression of interest, an indication of the contact details (address and PEC) to contact for clarifications and additions as well as for sending communications.

Under penalty of exclusion, the expression of interest and all the attached documentation, as well as the above report, must be written in Italian and:

- placed in a properly sealed closed envelope. Under penalty of exclusion, the package must bear the sender's name on the outside and the following words: "DO NOT OPEN - ILO Procedura Undulator" and delivered to the headquarters of Elettra-Sincrotrone Trieste S.C.p.A. of national interest located in Strada Statale 14 - km 163.5 in Area Science Park 34149 Basovizza, Trieste ITALY to the attention: INDUSTRIAL LIAISON OFFICE (ILO);
- forwarded by PEC to the address: sincrotrone.trieste.elettra@legalmail.it

Any documents issued by foreign authorities must be accompanied by a sworn translation into English.

3.2 The Company will communicate to the proposing parties regarding the admissibility of the expression of interest forwarded approximately within 60 (sixty) days from the deadline for submitting the same. With the same communication, the Company will invite the admitted parties to submit an economic offer for the valorisation of the Technology accompanied by an industrial plan drawn up according to the model attached to the communication itself. The aforementioned communication will also indicate the terms and methods for submitting the offer, the elements and related scores for the evaluation of the most economically advantageous offer, also with reference to the credibility and economic/financial sustainability of the aforementioned industrial plan, as well as the further procedural elements that will be put in place.

3.3 The parties invited to submit the offer will also be able to directly evaluate the Technology, within the terms indicated in the communication above, after signing a confidentiality agreement, drawn up according to the model attached to the communication

Courtesy Translation

itself.

4. Further obligations and guarantees of participation

4.1 The publication of this notice and the letter of invitation to make the offer do not in any way constitute an offer to the public pursuant to art. 1336 c.c. nor solicitation for investment pursuant to Legislative Decree 24 February 1998, n. 58.

4.2 The processing of the data received will take place in accordance with the provisions of Regulation (EU) 2016/679, of Legislative Decree no. 196/2003 as amended by Legislative Decree no. 101/2018 and subsequent amendments as well as the provisions of the Guarantor for the protection of personal data if applicable. It is specified that the processing of personal data will be based on lawfulness and correctness in full protection of the participants' rights and their privacy; the data processing has the purpose of allowing the verification of the suitability of the subjects to participate in the procedure in question, as well as to allow the same to be carried out in all its phases. The data controller is Elettra - Sincrotrone Trieste S.C.p.A. in the person of the CEO Prof. Alfonso Franciosi.

4.3 The Company, in the public interest and at its own independent and unquestionable judgement, reserves the right to withdraw from the initiative at any time or to interrupt the procedure or not to complete the same, without the interested parties being able to exercise any claims against it of any kind, not even as compensation.

5. Information

5.1 Clarifications and information relating to this selection can be requested exclusively in writing, addressing them to the Industrial Liaison Office, tel: 0403758303 or PEC: sincrotrone.trieste.elettra@legalmail.it. Any request for clarification must in any case be received no later than 5 (five) days before the deadline established for receiving expressions of interest. Any responses will be promptly communicated to the person who made the request and published anonymously on the Company's website.

prof. Alfonso Franciosi

President and CEO

Courtesy Translation