



## **PRESS RELEASE**

### ***Safe Bag notifies the result of the legal action taken against SEA, ADR and Truestar (R.G. 40032/2014)***

*Milan, 6 July 2017.* Safe Bag S.p.A. (AIM Italia - Ticker SB), world leader in luggage protection and tracing services for airport passengers communicates that yesterday the Court of Milan, Section specialised in corporate matters, issued a 1st Instance judgement, partially accepting the requests made by it concerning the action taken by Safe Bag against SEA, ADR and True Star Group (Court of Milan - R.G. n. 40032/2014).

This is an action taken by Safe Bag S.p.A. against ADR, SEA and True Star Group S.p.A. to obtain: (i) ascertainment of the illegitimacy of the conduct of the aforementioned airport operators, together with the other defendant True Star Group S.p.A., to prevent the access of Safe Bag S.p.A. to the airport markets of Rome and Milan and (ii) compensation of damages which Safe Bag Spa, has suffered as a result of such conduct.

In detail, the conduct of the defendant companies was disputed under the profile of the breach of the provisions as per articles 101 and 102 of the FUE Treaty and articles 2 and 3 of Law no. 287 of 10 October 1990, and also under the profile of the maintained commission of acts of disloyal and/or illegal competition pursuant to art. 2043 of the Italian civil code.

#### **The Court of Milan, sitting as a united bench, Section specialised in corporate matters - decided as follows, in partial acceptance of the requested made by Safe Bag S.p.A.:**

a) ascertains and declares that from 2007, SEA - Società Per Azioni Esercizi Aeroportuali, for the airports of Malpensa and Linate, behaved - also in agreement with True Star Group S.p.A - in a manner that constitutes a breach of the competition discipline sanctioned by articles 101 and 102 of the TFUE and by articles 2 and 3 of law. 287/1990, and precisely

b) bans SEA - Società Per Azioni Esercizi Aeroportuali from granting True Star Group S.p.A direct usage, with exclusive agency agreements, of the airport areas of Malpensa and Linate dedicated to baggage wrapping services, establishing a fine of 200,000 euros for every breach following this judgement;

c) ascertains and declares that from 2007 ADR - Aeroporti di Roma S.p.A., for the airport of Fiumicino, behaved - also in agreement with True Star Group S.p.A - in a manner that constitutes a breach of the competition discipline sanctioned by articles 101 and 102 of the TFUE and by articles 2 and 3 of law. 287/1990, and precisely

d) bans ADR - Aeroporti di Roma S.p.A. from granting True Star Group S.p.A direct usage, with exclusive agency agreements, of the airport areas of Fiumicino dedicated to baggage wrapping services, establishing a fine of 200,000 euros for every breach following this judgement;



e) orders the publication of the ruling of this judgement in a font double the normal size, for one time on "Il Sole 24 Ore" by the plaintiff and at the cost of the defendants;

f) orders the defendants SEA - Società Per Azioni Esercizi Aeroportuali, ADR - Aeroporti di Roma S.p.A., TrueStar Group S.p.A, jointly, to pay the plaintiff Safe bag s.p.a. 80% of the entire legal costs settled at an amount of euro 19,329.00 for fees, euro 927,00 for documented costs, plus 15% on fees for flat-rate costs, standard court fees and VAT as by law declaring the remaining 20% of costs to be paid by the parties.

"Finally - comments **Rudolph Gentile, Chairman of Safe Bag** - after years of litigation we have obtained important recognition of the principle which forces airports to allocate commercial spaces via a transparent tender among competing operators and not via direct allocation, as has happened for a long time concerning the baggage wrapping service in the airports of Rome and Milan. Concerning this - - continues **Gentile** -, it must be pointed out that, while Aeroporti di Roma already recently agreed to adopt the principle, we now hope that SEA will also conform to the rule, calling a tender immediately for baggage wrapping services licences at Malpensa and Linate. This would finally give Safe Bag the chance, denied to it for more than ten years, to access the strategic market of the Milanese airports until now monopolised by one single operator. It must be said strongly that not only is this a mandatory action (as the decision today states) but above all it is an act of civility which makes it possible to protect in a more efficient manner both the users and the airport operators themselves, the latter being subjects who will be able to rely on the company which, in competition with the competitors, will demonstrate that it offers the best service with greater profit for the operator".



**Safe Bag**, founded in 1997 by Rudolph Gentile and guided by him together with the CEO Alessandro Notari, is the leader in the luggage protection and tracing service for airport passengers, through an integrated portfolio of solutions for passenger safety and comfort: luggage wrapping; traceability, reimbursement in the event of loss or damage to luggage, travel products and accessories.

The company has been listed on the Italian Stock Exchange Borsa Italiana – AIM segment – since September 2013.

Safe Bag, with headquarters in Gallarate (VA), has around 400 collaborators at global level, with around 2 million customers, and is present in the airports of Italy, France, Portugal, Switzerland, USA, Canada and Poland with around 80 points of sale.

The Group closed 2016 with a turnover of around 26.5 million euro.  
[www.safe-bag.com/it/](http://www.safe-bag.com/it/)

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