



Relevant Information



EPM reports on the relevant information received on July 28, 2021, related to the decision issued by the Council of State on the class action proceedings filed by Mr. Yeyson Acevedo Giraldo and others against Sociedad Hidroeléctrica Ituango (Hidroituango) and the National Environmental Licensing Authority (ANLA, for the Spanish original), which was filed with the purpose of declaring responsibility for alleged damages caused by the contingency that took place at the Ituango Hydroelectric Project.

Regarding this matter, it is clarified that the claim was filed in August 2018 at the Administrative Court of Antioquia, and the claims were directed only against Hidroituango and ANLA. EPM was not sued.

At the appropriate stage of the proceedings, Hidroituango filed an impleader to bring in EPM, based on its capacity of BOOMT contractor. However, the Administrative Court of Antioquia, which heard the case as lower court, decided to turn down the impleader, because it deemed that the existence and representation of EPM had not been demonstrated. In view of this decision, Hidroituango filed an appeal, which was resolved by the Council of State, which overturned the decision of the lower court, as it deemed that the required item had already been demonstrated.

Even though EPM was not sued and the appeal had not been admitted in warranty, it decided to become a party to the proceedings in the capacity of intervenor. Consequently, the decision issued by the Council of State enables it to intervene in a more active manner. The Company is currently reviewing the procedural steps that should be taken in view of this decision, taking into consideration that in the proceedings the lower court has already issued a ruling, in which it denied the claims of the lawsuit.