

<<Translation for Reference>>

October 11, 2021

Company Name: Chiyoda Corporation

President & COO: Masaji Santo

Stock Code: 6366

Stock Listing: Second Section of the Tokyo Stock Exchange

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**Notice of partial decision of lawsuit against our overseas subsidiary**

Chiyoda Corporation (Chiyoda) announces that, regarding the lawsuit against our overseas subsidiary, Chiyoda International Corporation (CIC), which was previously announced in ‘Notice of commencement of lawsuit against our overseas subsidiary’ October 1, 2019, the United States District Court for the Western District of Louisiana recently issued its decision.

1. Filing Date of the Judgment

September 27, 2021, Local Time

2. Description of the Plaintiffs and Defendants

- (1) Plaintiffs: 1,307 individuals (the total number of individuals who joined the lawsuit as of August 15, 2019). The individuals include 2 former/present employees of a subsidiary of McDermott International Inc. (CIC’s joint venture partner for the Cameron LNG Project in Louisiana. Hereinafter referred to as MDR.)
- (2) Defendants: CIC, MDR, MDR’s subsidiary CB&I, LLC, and Cameron LNG, LLC

3. Summary of Decision

- (A) The Plaintiff’s claim for minimum wages is hereby dismissed with prejudice.
- (B) All opt-in Plaintiffs’ (1,305 persons) claims are hereby dismissed without prejudice.

4. Background and History

The two named Plaintiffs claimed that time spent for commuting by employer-supplied-buses shall be treated as working hours and thus be compensated, and consequently filed suit in the United States District Court of Louisiana on February 7, 2019. The other 1,305 employees, who commuted by the same employer-supplied-buses, opted in to this lawsuit. The claims were rejected by the U.S. District Court on August 15, 2019 and the Plaintiffs appealed to the United States Court of Appeals for the Fifth Circuit on September 13, 2019. On April 16, 2021, the Fifth Circuit Court affirmed the judgment in part with respect to the claims under Louisiana state law (Louisiana Wage Payment Act). However, the Fifth Circuit Court vacated and remanded the judgment in part to the U.S. District Court with respect to the claims under U.S. federal law (Fair Labor Standards Act) with instructions to dismiss those claims without prejudice, holding that the Plaintiffs’ motion to leave to amend should have been granted, while the Fifth Circuit agreed with the U.S.

District Court's judgment of the dismissal of the case. Thereafter, the Plaintiffs filed the second amended complaint with the U.S. District Court and the Defendants filed a motion to dismiss the case. On September 27, 2021, the U.S. District Court granted the Defendants' motion in part and denied it in part.

5. About Chiyoda International Corporation

- (1) Address: Two BriarLake Plaza 2050 West Sam Houston Parkway South Suite 850 Houston, Texas 77042
- (2) Representative: Masao Fujiwara
- (3) Capital: US\$339,156,848 (Approx. JPY 37.9 billion)
- (4) Nature of Business: Design and construction of various industrial facilities

6. Our position

We will continuously monitor the development of this lawsuit and properly deal with it in due course. No direct impact on our balance sheet as well as on our financial results forecast is anticipated by this decision. If it appears there will be any substantial impact depending on the development of this law suit in the future, Chiyoda will promptly disclose updated detailed information.

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