

**DESCRIPTION OF MATERIAL PENDING LITIGATION
FOR
BUILD NYC RESOURCE CORPORATION
FY2023**

Although there should not be any liability for personal injuries as a result of its lending activities, Build NYC has been named a party to one personal injury litigation in the past. Build NYC requires all project companies to indemnify Build NYC and to purchase and maintain commercial insurance coverage for these risks and name Build NYC as additional insured. Build NYC also is an additional named insured on NYCEDC's general liability policy. As of June 30, 2023, there were no pending personal injury claims or litigation against Build NYC.