

# DAIMLER

## **Notes on Item 1 of the Agenda pursuant to Section 124a, Sentence 1, No. 2 of the German Stock Corporation Act (*Aktiengesetz*)**

The subject matter of Item 1 of the Agenda is the presentation of the adopted Company financial statements, the approved consolidated financial statements, the combined management report for Daimler AG and the Group for the 2009 financial year, the report of the Supervisory Board and the explanatory reports on the information required pursuant to Section 289, Subsections 4 and 5 and Section 315, Subsection 4 of the German Commercial Code (*Handelsgesetzbuch, HGB*). As the Supervisory Board adopted the Company financial statements and approved the consolidated financial statements on March 1, 2010, the Annual Meeting of the Shareholders will not pass a resolution on those matters, in accordance with applicable law. Neither does applicable law require a resolution to be passed by the Annual Meeting of the Shareholders concerning the other documents listed in Item 1 of the Agenda, which are also to be presented to the Annual Meeting of the Shareholders.

Based on the Company financial statements of Daimler AG as per December 31, 2009 there's no proposal for the appropriation of the profit required.