# ANNEX 2 – LETTER OF BANK GUARANTEE template

To: Telekom Romania Mobile Communications S.A.~~S.C. COSMOTE ROMANIAN MOBILE TELECOMMUNICATIONS S.A.~~

Registered office: 319G, Splaiul Independentei, SEMA Parc, Atrium House, 1st 2nd floor, 060044, Sector 6, Bucharest, Romania

Registered with the Trade Register under number J40/433/1999

Fiscal registration code: RO11952970

CUI : 11952970

Bank Guarantee Letter number _____

Amounting to _____

With regard to the Wholesale Roaming Resale Access Agreement number _____of _____ concluded between you, as Resale Access Seeker, and _____, having the registered office at _____, registered with the Trade Register under number ____, as HPMN Operator (hereinafter called the "Agreement").

According to the aforementioned Agreement and to the request made by Telekom Romania Mobile Communications S.A.~~S.C. COSMOTE ROMANIAN MOBILE TELECOMMUNICATIONS S.A.~~, _____ (name of the beneficiary), hereinafter referred to as the "HPMN Operator" ,undertakes to provide you with a letter of bank guarantee amounting to _____, for securing prompt and due performance of the HPMN Operator obligations deriving from this Agreement, and also for securing the HPMN Operator payment obligations as per the Agreement.

Considering the above, we, _____( name and address of the bank), by order of the HPMN Operator _____ and on account of the same, do hereby irrevocably undertake to immediately pay you any amount up to the maximum amount of _____, when we receive your written payment request, certifying that the requested payment is owed to you based on the Agreement because the HPMN Operator _____ has not met its obligations deriving from said Agreement. We are not entitled to raise any claim of exemption or benefit against your statements, particularly to initiate preliminary procedures against the main debtor or any other objection based on the existence of other parallel guarantees in favor of the same debtor. Also, we are not entitled to raise any other objection or defense concerning the person of the main debtor and shall not resort to any objection or defense in favor of the person to whom we provide this guarantee.

The value of this letter of bank guarantee shall automatically be reduced by any payment made by our bank as a result of your enforcement of the guarantee letter.

For identification purposes, your payment request for the enforcement of this guarantee according to the terms and conditions of the letter of bank guarantee is to be submitted to us by your bank, confirming that the request/documents in question are validly signed by your legal representatives.

Our letter of bank guarantee is valid until ____ and automatically and entirely expires in case your payment request together with the afore-mentioned documents have not been received at our offices before such time; afterwards this letter of bank guarantee becomes null and void, regardless of whether the original document has been returned to us or not.

This Letter of guarantee is subject to the Uniform Rules for Demand Guarantees (URDG) review 2010, ICC Publication No. 758, except the provisions of art. 15 (a) of URDG which is not applicable to this bank guarantee letter.