

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 14/2010

Date: 26 January 2010

Issuer's shortened name: KOPEX S.A.

Subject: **Agreement of consortium of Kopex Group subsidiaries**

Legal basis: Law on Offer, Art. 56, Par.1 Item 2– current and periodic information

Contents of the report:

Management Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today has been aware of receiving on 26 January 2009 by Zabrzeńskie Zakłady Mechaniczne S.A. with a registered seat in Zabrze (the Issuer's subsidiary) an agreement signed with Jastrzębska Spółka Węglowa S.A. with a registered seat in Jastrzębie Zdrój.

The parties of the agreement dated 15 January 2010 are: Consortium of the following firms: Zabrzeńskie Zakłady Mechaniczne S.A. (Consortium Proxy), Zabrzeńskie Zakłady Mechaniczne – Maszyny Górnicze Sp. z o.o. (Consortium Participant), Kopex S.A. (Consortium Participant) as the Contractor and Jastrzębska Spółka Węglowa S.A. KWK „Budryk“ – as the Orderer.

The subject of the agreement is lease of a brand new high-performance KSW-880EU/1kV longwall shearer with an electric feed system for JSW S.A. KWK Budryk.

Value of the agreement: PLN 4.286.100,00 + 22%VAT

Term of the agreement: 455 days

Stipulated penalties:

The Orderer may charge the Contractor a stipulated penalty of 10% the gross agreement value in case of backing out of agreement for reasons attributable to the Contractor.

The payment of stipulated penalties does not exclude any mutual claims on the general rules of the Civil Code.

Detailed conditions of the agreement stick to the conditions commonly applied in the agreements of this kind.

A criterion of recognizing an agreement as a significant one is its transgression of a 10% bound of the Issuer's equity capital (the Issuer's equity capital, according to the interim report for third quarter 2009, amounts to PLN 1.162.158) and fulfillment of the criteria set forth in Par.2, Cl.1.44 and Par.2 Cl.2 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information (...). In the past 12 months the Issuer subsidiaries have signed with this customer and its subsidiaries agreements amounting altogether to PLN 258.677 thou, including this one. The Issuer informed about the last agreement signed with this customer in the current report RB 207/2009 dated 29.12.2009. The highest value agreement from among all the agreements signed in the past 12 months is the agreement the Issuer informed about in the current report RB 136/2009 dated 30.07.2009 that also contains information relating to the highest value agreement set forth in Par 9 Cl. 1-7 of Regulation by the Minister of Finance dated 19 February 2009 on current and periodic information (...).

Legal basis: Par.5 Cl.1.3 in connection with Par.2 Cl.2 and Par.9 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information conveyed by issuer

of securities and conditions of recognizing as equivalent information requested by legal regulations of a country that is not a member country (*Dz.U. z 2009, Nr 33 poz.259*).