

(Translation from the Polish language)

## FINANCIAL SUPERVISORY COMMISSION

### Current report No 180/ 2009

Date : 25 November 2009

Issuer's shortened name : KOPEX S.A.

Subject: **Recapitulation of completion of the Series C shares offering.**

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

### Contents of the report:

Referring to the current report RB 177/2009 dated 18 November 2009, the Management of Board of KOPEX S.A. with registered seat in Katowice (the Issuer) exercises duties as the Issuer, set forth in CI.33 Par.1, in connection with CI.100 Par.2 of the Minister of Finance Regulation dated 19 February on current and periodic information conveyed by issuers 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 ze zm*), and publishes the required information as follows:

- 1) commencement and completion dates of Series C shares offering:  
commencement date- 10 November 2009, completion date- 16 November 2009;
- 2) date of concluding contracts on Series C shares acquisition-17 November 2009;
- 3) number of shares included in the offering- not more than 6,700,00 common bearer Series C shares
- 4) reduction rate of subscription for shares- not applicable
- 5) number of shares covered by the subscription for shares- not applicable
- 6) number of shares included in the executed offering- 6,700,00 Shares
- 7) acquisition price of Series C shares- 23.50 PLN per Share
- 8) number o individuals who accepted offers on Share acquisition within the Share issue- 51 investors
- 9) number o individuals who were placed offers on Share acquisition- 51 investors
- 10) names of subissuers- the shares were not acquired by subissuers. The company has not concluded any subissue contracts.
- 11) value of the executed Share issue - 6,700,00 Shares x 23.50 PLN per Share= PLN 157,450,000
- 12) total estimated net Series C shares issue costs- PLN 2,978,540.94
  - a) cost of preparing and executing Share offering- PLN 1,904,378.00
  - b) cost of the subissuers' remuneration- PLN 0
  - c) cost of preparing an issue prospectus- PLN 0
  - d) promotion cost of the offering- PLN 1,035,3226.63
  - e) other issue costs- PLN 38,936.31

Issue costs borne and to be borne will be accounted in the bookkeeping books as accruals and will be settled on the day of raising share capital of the Company. When decision on raising share capital of the Company is obtained from the Register Court, the aforesaid costs will be accounted for diminishing supplementary capital to the surplus of the Share issue value over their nominal value included in this capital, and in the remaining part they will be accounted as financial costs of the Company.

13) average estimated net cost of issue execution falling on each Share amounts to: PLN 0.44

legal basis:

Minister of Finance Regulation dated 19 February on current and periodic information conveyed by issuers 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 ze zm*), and publishes the required information as follows: