

FINANCIAL SUPERVISORY COMMISSION

Current Report No 30/2009

Date: 10 February 2009

Issuer's shortened name: KOPEX S.A.

Subject: Notice on change in total votes quota at KOPEX S.A.

Legal basis: Law on Offer; Art.70, Cl.1. – acquisition or sale of a significant share package

Report contents:

Management Board of KOPEX S.A. with registered seat in Katowice (the Issuer) advises that on 9 February 2009 the Management Board received information from Mr. Krzysztof Jedrzejewski, Vice-Chairman of the Issuer's Management Board, about change in total votes quota at KOPEX S.A.; contents of the information is as follows:

"In pursuance of the duty resulting from Art.69, Cl.1.4. of the Law on Public Offer and Conditions for Admitting Financial Instruments to the Organized System of Trading and on Publicly Traded Companies, dated 29 July 2005 (*Dz.U.05.184.1539*), I hereby advise about passing on 6 February 2009 a Decision by a District Court in Warsaw on ascertainment of the acquisition of an inheritance of the deceased brother Leszek Jedrzejewski. The inheritance includes 39,472,120 shares of KOPEX S.A. making 58.36% of KOPEX S.A. equity capital and entitling to the same number of votes at the general meeting of the company. The Court's Decision is not valid in law yet.

Prior to the day of passing the a.m. Decision I had held 4,578,055 shares of KOPEX S.A. making 6.77% of the company's equity capital and entitling to the same number of votes at the general meeting of the company. Together with my mother – Anna Jedrzejewska- we had held 4,887,839 shares of KOPEX S.A. in total, making 7.23% of KOPEX S.A. equity capital and entitling to the same number of votes at the general meeting of the company.

Acquisition of the inheritance of the deceased Leszek Jedrzejewski by Mr. Krzysztof Jedrzejewski and his mother Anna Jedrzejewska resulted in holding altogether 44,359,959 shares of KOPEX S.A. making 65.58% of KOPEX S.A. equity capital and 4,359,959 votes at the general meeting of the company, making 65.58% of all the votes".

The Company informed about the issue in question in the current report RB 28/2009 of yesterday.

Moreover, the Issuer advises that resulting from acquisition of the inheritance, Mr. Krzysztof Jedrzejewski holds altogether 44,050,175 shares of KOPEX S.A. making 65.13% of KOPEX S.A. equity capital and entitling to 44,050,175 votes at the general meeting of the company making 65.13% of all the votes.