

## FINANCIAL SUPERVISORY COMMISSION

### Current Report No 53/2009

Date: 12 March 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) referring to a current report RB 28/2009 dated 09 February 2009 regarding notice on acquisition of inheritance rights by Mr. Krzysztof Jedrzejewski and referring to a current report RB 30/2009 dated 10 February 2009 regarding notice on change in total votes quota at KOPEX S.A., advises that the Issuer on 12 March 2009 received a notice as below from Mr. Krzysztof Jedrzejewski- Vice Chairman of the Issuer's Management Board:

"In pursuance of Art.69 and Art.69a 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, I hereby advise about passing on 6 March 2009 a legally valid Decision by a District Court in Warsaw on ascertainment of the acquisition of an inheritance of the deceased brother Leszek Jedrzejewski. Receiving this Decision by me on 11 March 2009 resulted in gaining information that PBP Pulawy Development Sp. z o.o. with registered seat in Poznan holds 270,000 shares of KOPEX S.A. with registered seat in Katowice, making 0.4% of the share capital of the Company and entitling to 270,000 votes at the general meeting, that make 0.4% of total votes. My acquisition of the inheritance resulted in acquisition majority of the shares of PBP Pulawy Development Sp. z o.o. based in Poznan by me, and I have become a predominating entity of this company.

I hereby supplement as below my previous information on number of the shares of KOPEX S.A. held by me, submitted to the Company on 09 February 2009:

1) 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.

2) Acquisition of the inheritance of the deceased Leszek Jedrzejewski resulted in holding by me altogether 44,320,175 shares of KOPEX S.A. making 65.53% of this Company's equity capital and entitling to 44,320,175 votes at the general meeting of the Company:

a) I am a direct holder of 44,050,175 shares of KOPEX S.A making 65.13% of this Company's equity capital and entitling to 44,050,175 votes at the general meeting of the Company that makes 65.13% of total votes.

a) I am an indirect holder (through PBP Pulawy Development Sp. z o.o. based in Poznan) of 270,000 shares of KOPEX S.A making 0.40% of the Company's equity capital and entitling to 270,000 votes at the general meeting of the Company, that makes 0.40% of total votes.

Together with my mother – Anna Jedrzejewska- we hold 44,692,959 shares of KOPEX S.A. in total, making 65.99% of KOPEX S.A. equity capital and entitling to 44,692,959 votes at the general meeting, that makes 65.99% of total votes.