

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 131/2012

Date: 8 November 2012

Issuer's shortened name: KOPEX SA

Subject: **Information on the judgement announced in the action brought by Famur SA against KOPEX SA**

Legal basis: Law on Offer, Art. 56, Par.1 Item 1 – confidential information

Contents of the report:

Referring to the current reports RB128/2012 dated 22.10.2012 and RB129/2012 dated 25.10.2012, the Management Board of KOPEX SA (the Issuer) informs that today the Court of Appeal announced the judgement in the action brought by FAMUR SA based in Katowice against the Issuer for payment of the stipulated penalties. The appeal was dismissed and the judgement of the District Court in Katowice, dated 26.04.2012 was upheld. The Issuer informed about the judgement in the current report RB 73/2012 dated 26.04.2012. Judgement of the Court of Appeal in Katowice is valid and enforceable, but the Issuer has a right to the cassation appeal to the Supreme Court. The decision will be taken after receiving the written reasons for the judgment. In view of this court decision the Issuer confirms that has created a reserve for those liabilities that was included in the result of the first quarter of 2012. The court decision will not directly affect the current operation of the Issuer in the area of acquisition and realization of contracts.