

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 70/2012

Date: 25 April 2012

Issuer's shortened name: KOPEX SA

Subject: **Information concerning the action brought by Famur SA based in Katowice against the Issuer for payment of the contractual penalty**

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

Contents of the report:

The Management Board of KOPEX SA with its registered seat in Katowice (the Issuer) informs the public as follows:

Due to the rule of honest communication with investors applied by Kopex and due to potential impact on Kopex's share price, the Management Board of KOPEX SA (the Issuer) informs that on 26 April 2012 at 2 pm the District Court in Katowice will hear the action brought by the company Famur SA based in Katowice against the Issuer for payment of the contractual penalty in connection with alleged failure of performance of the cooperation agreement concluded by the companies. Information on the judgment will be given by the Issuer immediately after its announcement.