

(Translation from the Polish language)

FINANCIAL SUPERVISORY COMMISSION

Current report No 28/2014

Date: 3 March 2014

Issuer's shortened name: KOPEX SA

Subject: Information on the verdict in the appeal filed by the company FAZOS SA in Tarnowskie Góry against the Issuer and Fabryka Maszyn i Urządzeń TAGOR SA

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) referring to the information provided in the current report No. 78/2013 dated 22 November 2013, report no. 9/2014 dated 28 January 2014 and the report no. 16/2014 dated 18 February 2014 announces that today Katowice Court of Appeal announced its verdict in the appeal filed by FAZOS SA against the Issuer and Fabryka Maszyn i Urządzeń TAGOR SA for the payment of 22,206,707.76 zł lost profits (signature V ACa 486/13). Katowice Court of Appeal dismissed the appeal of the company FAZOS SA in its entirety and awarded to the Issuer and Fabryka Maszyn i Urządzeń TAGOR SA reimbursement of the costs of legal representation for the appellate proceedings. As a result of the verdict the Court of Appeal in Katowice had therefore upheld the judgment of the District Court in Katowice dated 29 March 2013, by which the Court dismissed the claim of the company FAZOS SA against the Issuer and Fabryka Maszyn i Urządzeń TAGOR SA.

Judgment of the Court of Appeal in Katowice is final.

The plaintiff - Company Fazos SA - has the right to lodge an appeal in cassation to the Supreme Court with respect to the judgment.

The Issuer also explains that the judgment in question does not affect the Issuer's financial results for the first quarter of 2014, because the Issuer has not created provisions for the obligation in question.