

FINANCIAL SUPERVISORY COMMISSION

Current report No 138 / 2009

Date : 03.08.2009

Issuer's shortened name : KOPEX S.A.

Subject:

Registered pledge on the Issuer subsidiary shares

Legal basis :

Law on Offer , Art. 56, Par 1 Cl.2 – current and cyclic information.

Contents of the report:

The Board of KOPEX S.A. with a registered seat in Katowice (the Issuer) informs that today The Issuer has received from the District Court – East in Katowice IX Economic Division – Pledge Register – the decision dated 28 July 2009 and concerning the entry in the Register of the pledge on 1.290.931 shares of Zabrzeńskie Zakłady Mechaniczne S.A. (the Issuer subsidiary). The lienee is KOPEX S.A. with a registered seat in Katowice and the lienor is Powszechna Kasa Oszczędności Bank Polski S.A. Regional Corporate Division in Katowice. The subject of the pledge are 1.290.931 shares of Zabrzeńskie Zakłady Mechaniczne S.A. with a registered seat in Zabrze with a nominal value of 2,48 PLN each, the highest security sum amounts to 267.626.600,00 PLN. The above mentioned registered pledge on shares of ZZM S.A. constitutes a supplementary security in relation to the annex to the credit agreement the Issuer informed about in the current report RB No129/2009 dated 15 July 2009.

Legal basis of transmission : Par 5 Cl.1.3 of the Minister of Finance Regulation dated 19 February 2009 on current and periodic information transmitted by issuers of shares and conditions of recognizing as equivalent the information required by legal regulations of a country which is not a member country (Dz.U. dated 2009, No33, pos. 259).