

**Current report 37/2009**

**Subject:** Entering into an agreement on overdraft on current account.

Pursuant to Art. 56, Clause 1, Sub-clause 1 of the Act on offers, the Board of KOGENERACJA S.A. advises that on November 6, 2009, Bank BPH S.A. and Zespół Elektrociepłowni Wrocławskich KOGENERACJA S.A. entered into a credit agreement concerning a multi-purpose line amounting to PLN 60 000 000 assigned for the financing of the current, ongoing operations of the Issuer. This credit is to be repaid by 29.10.2010.

A collateral concerning this credit (its repayment with interest) will also be a security mortgage of the value of up to PLN 90 000 000 on the perpetual usufruct right concerning the property located in Wrocław, ul. Łowiecka and ownership of buildings constituting a separate property.

The Issuer will inform about the establishment of the aforementioned security/collateral in its current report in accordance with the law in force.

**Legal basis:** Art. 56, Clause 1, Sub-clause 1 of the Act of offers – confidential information