

Current report 27/2009

Subject: Correction to the Current Report 25/2009

The Board advises that the threshold of 5% has been crossed as a result of the purchase of shares in KOGENERACJA S.A. by ING Otwarty Fundusz Emerytalny, and not (as it was said in the Current Report 25/2009) by ING PTE S.A.

The corrected text of the Report is as follows:

The Board of the Issuer advises that on August 4, 2009 it received a notification from ING Powszechnie Towarzystwo Emerytalne S.A., in the mode of Art. 69, Clause 1, Sub-clause 1 of the Act of July 29, 2005 on public offers and conditions of introduction of financial instruments to the organised system of trade and on the publicly traded companies (Dz.U. of 2005, No. 184, Item 1539), that because of the purchase of shares in KOGENERACJA S.A. recognised on July 31, 2009, the share in the share capital held and number of votes at General Meeting to which entitled is ING Otwarty Fundusz Emerytalny has crossed the threshold of 5 %.

Before that change, ING Otwarty Fundusz Emerytalny held 744 000 shares constituting 4,99 % of the share capital of the Company giving it 744 000 votes at General Meeting of the Issuer, and that constituted 4,99 % of the total number of votes at General Meeting of the Issuer.

As of the day of this notification, i.e. August 5, 2009, ING Otwarty Fundusz Emerytalny holds 796 000 shares constituting 5,34 % of the share capital of the Company and entitling it to 796 000 votes, and that constitutes 5,34% of the total number of votes at General Meeting.

Legal basis: Art. 70, Clause 1 of the Act on offers.