

Current report 29/2008

Subject: Crossing the threshold of 10% of the total number of votes

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

The Board of the Company advises that on December 1, 2008 it received from Powszechne Towarzystwo Emerytalne PZU S.A., acting in the name of Otwarty Fundusz Emerytalny PZU „Złota Jesień”, information in the mode of Art. 69, Clause 1, Sub-clause 1 of the Act of July 29, 2005 on the 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 in relation to the purchase (on November 28. 2008) of shares in KOGENERACJA S.A., the share in the share capital and the number of votes on its General Meeting to which entitled is OFE PZU „Złota Jesień” crossed the threshold of 10 %.

Before that change, OFE PZU „Złota Jesień” held 1 489 114 shares constituting 9.994 % of the share capital of the Company, entitling to 1 489 114 votes on General Meeting of the Company, and constituting 9.994 % of the total number of votes on General Meeting of the Company.

As of the day of this notification, i.e. December 1, 2008, OFE PZU „Złota Jesień” holds 1 499 114 shares constituting 10.06 % of the share capital of the Company entitling to 1 499 114 votes, constituting 10.06% of the total number of votes on its General Meeting.