

Current report 36/2010

Subject: Sale of shares in EnBW by EDF International

Pursuant to Art. 56, Clause 1, Sub-clause 1 of the Act on offers, the Board of KOGENERACJA S.A. informs that on December 6, 2010, KOGENERACJA S.A. received information that the Board of EDF, the main shareholder of the Issuer, during its meeting on December 6, 2010, accepted an offer of the Land of Badenia-Wirtembergia concerning the sale of 45.01% shares in EnBW for euro 41.5 per share.

This transaction means that the capital ties between important shareholders of the Company have changed in such way that from December 6, 2010, EDF International S.A. does not hold any shares in EnBW. To the best of the knowledge of the Issuer, before this transaction, the share of EDF in the share capital of EnBW amounted to 45.01%.

At the same time, as a result of this transaction, the share of the important shareholders in the share capital of the Issuer has not changed and it is as follows: EDF International, 16.67%; EC Kraków, a subsidiary company of EDF, 17.74 %, EnBW, 15.59 %.

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