

Current Report No. 40/2010

(Thursday, 30th December 2010)

Legal basis: Art. 56 Sec. 5 of the Public Offering Act – information update

Order of the Appellate Court in Wrocław concerning a payment unduly collected by Raiffeisen Bank Polska SA

Pursuant to §5 Sec.1 Item 8) of the Ordinance of the Minister of Finance as of 19th February 2009 on current and periodic information published by issuers of securities (Journal of Laws No. 33, Item 259) and with reference to the information in the Mid-Year Report (for the period from 1st July 2008 to 31st December 2008) published on 31st March 2009 and further current reports concerning the proceedings instituted by the Issuer against Raiffeisen Bank Polska SA (the Bank) for the refund of a payment unduly collected by the Bank with interest, the Management Board of AB S.A. with the registered office in Wrocław (the Issuer) hereby informs that, on 30th December 2010, the Appellate Court in Wrocław dismissed the bank's appeal and, thus, upheld the judgement of the District Court in Wrocław ordering Raiffeisen Bank Polska S.A. to pay PLN 7,499,590 with statutory interest to AB S.A.

The order is final and binding.