

Current Report 13/2009

Date of preparation: July 10, 2009

Subject: Court registration of the increase in the share capital and the amendment in the Company's Articles of Association

General legal basis: Article 56.1.2 of the Act on Public Offering – current and periodic information

Content:

The Management Board of LW Bogdanka S.A. hereby announces that on July 13, 2009 the Company received the decision of the District Court in Lublin, XI Commercial Division of the National Court Register, of July 10, 2009 regarding the registration of the increase in the share capital of LW Bogdanka S.A. by means of an issue of 11,000,000 Series C Shares of the Company and the amendment of Article 8 of the Company's Articles of Association, effected pursuant to Resolution No. 2 of the Extraordinary General Shareholders Meeting of Lubelski Węgiel Bogdanka S.A. of November 14, 2008 (Rep. No. A 4981/2008) and the Statement of members of the Company's Management Board of July 1, 2009 (Rep. No. A 3225/2009).

The share capital after the registration amounts to PLN 170,067,950 and is divided in 34,013,590 shares with par value of PLN 5 per share.

The total number of votes conferred by the shares issued by LW Bogdanka S.A. after the registration of the change in the amount of the share capital is 34,013,590 votes.

The structure of the Company's share capital after the registration is as follows:

- 19,770,590 (nineteen million seven hundred seventy thousand five hundred and ninety) Series A bearer Shares, which represents 58.13% of the Company's share capital and confers the right to 19,770,590 votes, representing 58.13 % of the total number of votes at the Company's General Shareholders Meeting;
- 3,243,000 (three million two hundred and forty-three thousand) Series B registered Shares, which represents 9.53% of the Company's share capital and confers the right to 3,243,000 of votes, representing 9.53% of the total number of votes at the Company's General Shareholders Meeting;
- 11,000,000 (eleven million) Series C bearer Shares, which represents 32.34% of the Company's share capital and confers the right to 11,000,000 votes, representing 32.34% of the total number of votes at the Company's General Shareholders Meeting.

The previous content of Article 8 of the Company's Articles of Association

Article 8

The Company's share capital amounts to PLN 115,067,950 (one hundred fifteen million sixty-seven thousand nine hundred and fifty zlotys) and is divided into 23,013,590 (twenty-three million thirteen thousand five hundred and ninety) shares with par value of PLN 5 (five zlotys) per share, including:

- a) 19,770,590 (nineteen million seven hundred seventy thousand five hundred and ninety) Series A bearer Shares bearing numbers from 00000001 to 19770590;
- b) 3,243,000 (three million two hundred and forty-three thousand) Series B registered Shares bearing numbers 0000001 to 3243000.”

The amendment in Article 8 of the Articles of Association:

Article 8

The Company's share capital amounts to PLN 170,067,950 (one hundred seventy million sixty-seven thousand nine hundred and fifty zlotys) and is divided into 34,013,590 (thirty-four million thirteen thousand five hundred and ninety) shares with par value of PLN 5 (five zlotys) per share, including:

- a) 19,770,590 (nineteen million seven hundred seventy thousand five hundred and ninety) Series A bearer Shares bearing numbers from 00000001 to 19770590;
- b) 3,243,000 (three million two hundred and forty-three thousand) Series B registered Shares bearing numbers 0000001 to 3243000.
- c) 11,000,000 (eleven million) Series C Shares bearing numbers 0000001 to 11000000.”

Legal basis for submitting the report:

Article 5.1.9 of the Regulation of the Minister of Finance on the Stock Exchange

Article 38.1.2 of the Regulation of the Minister of Finance on the Stock Exchange