

CURRENT REPORT No. 17/2012

Date of Report:

09 May 2012

Re:

Initiation of Arbitration Proceedings between Emperia Holding S.A. and Ernst & Young Audit Sp. z o.o.

Update:

The Management Board of Emperia Holding S.A. ("Company") inform, that on 9 May 2012 filed to the Court of Arbitration at the Polish Chamber of Commerce in Warsaw lawsuit against Ernst & Young Audit Sp. z o.o. with seat in Warsaw for payment PLN 431 053 618,65 as compensation for the loss suffered by the Company due to breach of a contract concluded between Emperia Holding S.A. and Eurocash S.A. with Ernst & Young Audit Sp. z o.o.

As a result of non-performance of contract by Ernst & Young Audit Sp. z o.o. the Company suffered a loss through not obtaining price for the shares of sold companies resulting from the initial agreement between the Company and Eurocash S.A.

Legal Basis:

Article 56(1)(2) of the Act on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies of 29 July 2005 in conjunction with § 5(1)(8) the Regulation of the Minister of Finance of 19 February 2009 on current and periodical disclosures by issuers of securities and conditions for recognizing as equivalent disclosures required under regulations of a non-member state.