

CURRENT REPORT No. 64/2011

Date of Report:

20 September 2011

Re:

Receipt of decision of District Court in Lublin on securing claims arising from Investment Agreement concluded between Emperia Holding S.A. and Eurocash S.A.

Update:

The Management Board of Emperia Holding S.A. informs that on 19 September 2011, the District Court in Lublin served to Emperia Holding S.A. ("Company") and its subsidiary P1 Sp. z o.o., the decision of 2 September 2011, on securing claims of Eurocash S.A. asserted in the arbitration process on the definition the legal status resulting from the Investment Agreement signed between Eurocash S.A. and Emperia Holding S.A. on 21 December 2010, and to determine price for shares under the Investment Agreement by: (a) prohibit P1 Sp. z o.o. (hereinafter referred to as P1) sale of shares held by P1 in the following companies: (i) Tradis Sp. z o.o. with seat in Lublin, (ii) Detal Koncept Sp. z o.o. with seat in Lublin, (iii) Lewiatan Zachód Sp. z o.o. with seat in Stargard Szczeciński, (iv) Lewiatan Północ Sp. z o.o. with seat in Gdańsk, (v) Drogerie Koliber Sp. z o.o. with seat in Gliwice, (vi) Euro Sklep S.A. with seat in Bielsko-Biała, and (vii) PSD S.A. with seat in Warsaw, these shares and interests are called "Interests", shares outlined above are hereinafter referred as "Shares"); (b) forbid P1 to encumber by any property or obligation rights Shares and Interests, (c) forbid Emperia and P1 to pick up from the notary deposit: (i) document of ordinary shares of Euro Sklep S.A. with seat in Bielsko-Biała; (ii) document of registered ordinary shares of Partnerski Serwis Detaliczny S.A. with seat in Warsaw, deposited in accordance with provisions of the Investment Agreement concluded between Eurocash S.A. and Emperia Holding S.A. on 21 December 2010.

Decision on securing claims of Eurocash S.A. does not affect on strategies of functioning of Emperia Holding Capital Group. The dispute between the parties to the Investment Agreement will be settled by arbitration. Company informed about this in the Current Report No. 60 on 12 September 2011.

Legal Basis:

Article 56(1)(1) of the Act on Public Offering, Conditions Governing the Introduction of Financial Instruments to Organised Trading, and Public Companies of 29 July 2005