ERBUD S.A.

Current Report No.18/2014
Date of Report: 2014-05-05

Topic:
Mazowiecki Port Lotniczy Warszawa-Modlin Sp. z o.o. (the Claimant) failed a lawsuit against the Issuer
Legal basis:
Article 56 section 1 item 2 of the Act on Public Offering - current and periodic information

Content of report:
The Issuer's Management Board has been informed that the Mazowiecki Port Lotniczy Warszawa-Modlin Sp. z o.o. failed a suit to the District Court in Warsaw, XXVI Economic Department.

The Claimant (MPL) claims from the Defendant (ERBUD SA) a compensation amounting PLN 34,381,374.64 (in words: thirty-four million three hundred and eighty-one thousand three hundred and seventy-four point six-four) add interest and reimbursement of proceedings costs.
In the contents of the suit the Claimant says that the amount of PLN 34,381,374.64 consists of:
a) PLN 570,911.46 - costs of technical and legal consultancy incurred by the Claimant;
b) PLN 28,321,000.00 - the amount equal to benefits lost by the Claimant and the actual damage incurred in the form of technical and legal consultancy;
c) PLN 5,489,463.18 – 19 per cent of damage suffered referred to in letters a) and b) above in compensation for taxable indemnification due to income tax defined by law.

The Management Board of ERBUD SA reaffirms its position regarding financial claims related to the construction of the runway in Modlin.
ERBUD SA does not recognize its responsibility for the defective condition of the runway surface, and commissioned independent technical reports indicate that the reasons for damage were independent of the Company.
At the same time, the Company is preparing a suit against those responsible for the defective condition of the runway to be compensated for expenses incurred.