



Issued by: ARCUS S.A.
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Subject: A lawsuit filed by Energa - Operator S.A.

Current report no 3/2015

Legal basis: Article 56(1) point 2 of the Act on Public Offering – Current and Periodic Information

Report content:

On May 14, 2015 to the company Arcus SA He received a claim filed by the claimant Energa Operator S.A. against defendants jointly and severally Arcus S.A. and T-matic Systems S.A. to pay the amount of PLN 23,125,480.70 due to contractual penalties for delay in the implementation of public procurement under the following contracts:

1. Agreement of 13 September 2011 on "the purchase of equipment and vehicles monitoring services based on GPS" in the number of 2,000 vehicles - two penalties in the amount of PLN 1,012,193.19 (due to offsetting part of the claim, the penalty in this regard amounts to PLN 932,157.29) and PLN 1,010,100.00 which according to the agreement would be due for the delay of a Consortium in the performance of the contract in relation to the deadlines specified in the schedule.
2. Contracts relating to the supply of smart electricity meters in the first phase of smart metering project within the AMI system, ie. the agreement of 9 September 2011. No. ZP / 62 / AZU / 2011, 26 August 2011. No. ZP / 63 / AZU / 2011, 26

August 2011. No. ZP / 64 / AZU / 2011 - contractual penalties for delay in execution of contractual obligations for a total amount of PLN 18,987,623.41.

3. The Agreement of 25 October 2011 on the implementation of the intermediating infrastructure in PLC technology in the installation area No. ZP / 66 / AZU / 2011 - the contractual penalty in the amount of 100% of gross contractual remuneration, i.e. in the amount 2,195,600 PLN.

Arcus S.A. takes the view that the penalties have been accrued unreasonably, and will continue to dismiss the claim in its entirety.