

Annual general meeting held on 25 June 2010

<u>I hereby establish and announce</u> that the proposal submitted by management with respect to **Item 2 of the agenda**

Ratification of the actions of the Management Board for fiscal 2009

on the basis of a total of 15,009,222 votes present

was approved with

14,972,006 votes

952,500 abstentions 37,216 no-votes

and thus with the necessary majority of 99.75%



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<u>I hereby establish and announce</u> that the proposal submitted by management with respect to **Item 3 of the agenda**

Ratification of the actions of the Supervisory Board for fiscal 2009

on the basis of a total of 13,756,672 votes present

was approved with

12,847,023 votes

8,000 abstentions 909,649 no-votes

and thus with the necessary majority of 93.39%



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<u>I hereby establish and announce</u> that the proposal submitted by management with respect to **Item 4 of the agenda**

Election of financial statement auditors for fiscal 2010

on the basis of a total of 15,302,799 votes present

was approved with

15,297,143 votes

900,000 abstentions 5,656 no-votes

and thus with the necessary majority of 99.96%



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<u>I hereby establish and announce</u> that the proposal submitted by management with respect to **Item 5 of the agenda**

Resolution concerning amendments to the Articles of Incorporation – adjustments to allow for ARUG

on the basis of a total of 16,199,467 votes present

was approved with

16,187,194 votes

3,332 abstentions 12,273 no-votes

and thus with the necessary majority of 99.92%



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<u>I hereby establish and announce</u> that the proposal submitted by management with respect to **Item 6 of the agenda**

Resolution to create new Authorised Capital 2010/I, to exclude preemptive subscription rights and to amend the Articles of Incorporation accordingly

on the basis of a total of 16,202,799 votes present

was approved with

13,801,027 votes

0 abstentions 2,401,772 no-votes

and thus with the necessary majority of 85.18%



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I hereby establish and announce that the proposal submitted by management Item 7 of the agenda

Resolution to authorise the issue of convertible bonds and/or option bonds, to create new Contingent Capitals 2010/I, to exclude the shareholders' pre-emptive subscription rights and to amend the Articles of Incorporation accordingly

on the basis of a total of 16,201,299 votes present

was approved with

13,812,192 votes

1,500 abstentions 2,389,107 no-votes

and thus with the necessary majority of 85.25%



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I hereby establish and announce that the proposal submitted by management Item 8 of the agenda

Resolution granting authorisation for the Company to buy treasury stock in accordance with Section 71 (1) No. 8 of the German Stock Corporation Act

on the basis of a total of 16,198,386 votes present

was approved with

15,080,687 votes

4,413 abstentions 1,117,699 no-votes

and thus with the necessary majority of 93.10%



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I hereby establish and announce that the proposal submitted by management Item 9 of the agenda

Resolution governing the new stipulations for the remuneration for the Supervisory Board

on the basis of a total of 16,201,299 votes present

was approved with

15,265,710 votes

1,500 abstentions 935,589 no-votes

and thus with the necessary majority of 94.23%