

Wrocław, 13 January 2017

The Management Board of TOYA S.A.

Sołtysowicka 13-15

51-168 Wrocław

SHAREHOLDER'S LETTER ON THE WITHDRAWAL OF THE CLAIM FOR DISTRIBUTION OF PROFIT FOR FISCAL YEAR 2015

Dear Sir

Bearing in mind the long-term interests of the Company and its Shareholders, including in particular respecting the will of the Shareholders expressed at the Ordinary General Meeting of Shareholders on 23 June 2017, I kindly inform you that I filed with the District Court in Wrocław a statement withdrawal of lawsuit together with a waiver of claim on my pending lawsuit no. Act XGC 483/16, dated 21 July 2016, against the Company, has been delivered to the above mentioned Shareholder by District Court in Wrocław, Commercial Division X, regarding annulment of the resolutions:

- Resolution No. 18 of the Ordinary General Shareholders' Meeting of TOYA S.A. with its registered office in Wrocław dated 23 June 2016 on the use of funds from the supplementary capital
- Resolution No. 22 of the Ordinary General Shareholders' Meeting of TOYA S.A. with its registered office in Wrocław dated 23 June 2016 concerning the distribution of profit for the financial year of 2015

with a proposal for a possible repeal in the event of not annulment of the above mentioned resolutions.

Jan Szmidt