

Voting results of the Annual General Meeting of Fresenius SE on May 8, 2009 in Frankfurt/Main

In the Annual General Meeting 68,216,890 ordinary shares with one vote each were represented. They correspond to €68,216,890.00 or 84.67 % of the total ordinary share capital of €80,571,867.00.

	Percentage Yes	Yes votes	No votes
Item no. 2 Resolution on the appropriation of the distributable profits.	99.88%	67,873,030	82,691
Item no. 3 Resolution on approval of the actions of the Management Board for the fiscal year 2008.	99.85%	68,108,753	98,955
Item no. 4 Resolution on approval of the actions of the Supervisory Board for the fiscal year 2008.	99.89%	20,824,278	21,894
Item no. 5 Election of the auditor for the fiscal year 2009.	99.79%	68,063,766	146,313
Item no. 6 Resolution concerning revocation of the previous Authorized Capital I and for the creation of new Authorized Capital I and corresponding modifications of the Statutes.	99.17%	67,620,092	564,897
Item no. 7 Resolution concerning revocation of the previous Authorized Capital II and for the creation of new Authorized Capital II and corresponding modifications of the Statutes.	99.17%	67,644,064	565,462

In the Annual General Meeting a special voting cast for preference shareholders was held where 33,711,543 preferred shares with one vote each were represented. They correspond to €33,711,543.00 Euro or 41.84 % of the total preference share capital of €80,571,867.00.

	Percentage Yes	Yes votes	No votes
Item no. 8 Special vote of the preference shareholders on a resolution of the ordinary general meeting of shareholders of the same date on the revocation of the previous Authorized Capital I and for the creation of new Authorized Capital I and corresponding modifications of the Statutes.	90.30%	30,387,940	3,263,444
Item no. 9 Special vote of the preference shareholders on a resolution of the ordinary general meeting of shareholders of the same date on the revocation of the previous Authorized Capital II and for the creation of new Authorized Capital II and corresponding modifications of the Statutes.	90.29%	30,383,245	3,268,039