



**Fresenius SE**

Bad Homburg v. d. H.

## **Dividend Announcement**

### **– Convenience Translation –**

*This translation is not legally binding and a working translation only. Legally binding and relevant, particularly in case of any discrepancies, is solely the German text.*

**ISIN: DE0005785604 // WKN: 578560**

**ISIN: DE0005785620 // WKN: 578562**

**ISIN: DE0005785638 // WKN: 578563**

On May 12, 2010, the Annual General Meeting of Fresenius SE has resolved on the dividend payment for fiscal year 2009:

Payment of a dividend of Euro 0.75 per ordinary share on the 80,657,68 units of the ordinary share entitled to a dividend as well as

payment of a dividend of Euro 0.76 per preference share on the 80,657,68 units of the preference share entitled to a dividend.

The share capital is represented in global share certificates. Therefore, the dividends will be paid on May 13, 2010 by Clearstream Banking AG, Frankfurt am Main, via the custodian banks, subject to a deduction of 25% withholding tax and 5.5% solidarity surcharge on the withholding tax (in total 26.375%) as well as, if applicable, church tax on the withholding tax.

Central paying agent is Commerzbank AG.

The withholding tax plus solidarity surcharge, and if applicable church tax, are not deducted for those shareholders who have submitted to their custodian bank a non-assessment certificate („Nichtveranlagungsbescheinigung“) obtained from their competent Tax Office. The same shall apply in whole or in part for shareholders who have submitted an exemption order („Freistellungsauftrag“) to their custodian banks, unless the exemption amount reported in such order is already credited towards other investment income.

With the deduction of withholding tax, the German income tax from this private investment is deemed generally to have been paid. The dividend can be included in the income tax assessment together with the other investment income if this leads to a lower individual income tax burden.

For shareholders domiciled outside Germany, the withholding tax including solidarity surcharge may be reduced under double taxation agreements existing between the Federal Republic of Germany and the respective foreign state in which the shareholders resides.

Bad Homburg v.d.H.  
May 2010

Fresenius SE  
Board of Management