

## Press Release

### Dividend payout in Philipp Holzmann insolvency proceedings

- Insolvency administrator achieves high, above-average quota for the first dividend -
- Approx. 7 years after the insolvency application, 84 m Euro will initially be available -

**Frankfurt a. M./ Langenfeld, on 17 Feb. 2009.** In the insolvency proceedings of Philipp Holzmann AG, once one of the largest construction companies in Germany, the creditors are currently receiving the first down-payments on their claims. The insolvency administrator, lawyer Ottmar Hermann, will initially distribute approx. 84 m Euro from the insolvency assets. This is a high, above-average quota, and corresponds to approx. 5 percent of the creditors' claims. Therefore, approx. 9,000 creditors from Germany and abroad will receive an initial payment on their claims, approx. 7 years after the insolvency application was filed. "Insolvencies in the construction trade are among the most difficult proceedings. This is why I am particularly happy that the creditors will now receive money", Mr. Hermann stressed. This does not mean that the Philipp Holzmann AG insolvency proceedings are over, because further accruals are expected before the books will be closed. Creditors can expect "seconds", Mr. Hermann said. However, he pointed out that so far it has not become clear when this will happen. First of all, further information must be obtained with regard to the final assets and the sum of the preferential claims against the estate.

The construction company, which once operated world-wide and had numerous foreign subsidiaries in the USA, Asia and Europe, had to file an application for insolvency with the Amtsgericht (Local Court) of Frankfurt a. M. on 21 March 2002, after reorganisation plans had failed and the company had been unable to effect payments. Insolvency administrator Hermann had achieved remarkable success in recent years, being able to maintain 80 percent of the domestic jobs by means of various sales.

HERMANN Rechtsanwälte, Wirtschaftsprüfer, Steuerberater is a law firm specialising in insolvency law, re-organisation and company law, and, with its eight domestic offices, has been cooperating with international law firms in Zurich, Milan, Amsterdam and London for years. The law firm also is a member of Lawyers Associated Worldwide (LAW).