

December 9, 2009

Cash Distribution Resulting from the Sale of Rights

Name	K+S Aktiengesellschaft
Country	Germany
Symbol	KPLUY
CUSIP	48265W108
Exchange	OTCQX
Ratio	2 ADR : 1 ORDs

K+S Aktiengesellschaft announced a distribution of Rights to its Common shareholders. The Rights were allocated as follows: 1 Rights were issued for every 1 Common share(s) held as of the local record date of Nov 26, 2009.

The K+S Aktiengesellschaft Rights were not registered under the United States Securities Act of 1933, therefore we were not permitted to pass the Rights on to the holders of Depositary Receipts ("DRs"). As a result, BNY Mellon has sold the Rights in the local market and the proceeds received from the sale will be distributed to the DR holders of K+S Aktiengesellschaft.

BNY Mellon has established the following:

DR Record Date: Dec 18, 2009

DR Payment Date: Dec 28, 2009

Gross Rate per DS: \$1.699691

Depositary Fee per DS: \$0.020000

Net Rate per DS: \$1.679691

BNY Mellon has established the following dates for this corporate action:

Books will be closed from Nov 27, 2009 and will reopen on Dec 21, 2009 for Issuance transactions.

To learn more about Depositary Receipts and issuer programs, please contact our marketing desks:

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