

STATEMENT PURSUANT TO ARTICLE 255/2 OF THE COMPANIES ACT

The undersigned MATJAŽ KOVAČIČ

h e r e b y d e c l a r e

that no circumstances exist as referred to in Paragraph 2, Article 255 of the Companies Act (ZGD), which would preclude my performance of the duties of the Supervisory Board member at the company POSLOVNI SISTEM MERCATOR, D.D.

I furthermore declare that I agree with my appointment as a Supervisory Board member at the company POSLOVNI SISTEM MERCATOR, D.D.

Maribor, May 10th 2010

Signature:

[signed]