

Adjusted resolution proposal as to item 2 of the agenda – Use of unappropriate profits - due to the change of the number of own shares of the company, that do not carry dividend rights in accordance with section 71b of the German Stock Corporation Act (Aktiengesetz):

The Executive Board and the Supervisory Board propose that the unappropriated profits disclosed in the approved annual financial statements as at 31 December 2011 totalling EUR 650,000,000.00 be used as follows:

to distribute to the shareholders a total of EUR 622,887,111.00, i.e. EUR 3.30 for each share carrying dividend rights, and to allocate EUR 27,112,889.00 to "other retained earnings".

The proposal for the distribution of EUR 3.30 to the shareholders of each share carrying dividend rights includes a dividend of EUR 2.30 for each share carrying dividend rights in addition to a special distribution of EUR 1.00 for each share carrying dividend rights.

The proposal for the use of unappropriated profits takes into account the own shares held either directly or indirectly by the Company that do not carry dividend rights in accordance with section 71b of the German Stock Corporation Act (Aktiengesetz – AktG). The number of shares carrying dividend rights may increase or decrease prior to the Annual General Meeting as a result of the acquisition of own shares (with or without the subsequent cancellation of the acquired shares) or the sale of own shares. In such cases, the proposal made to the Annual General Meeting with regard to the use of unappropriated profits, which shall be based on an unchanged distribution of EUR 3.30 for each share carrying dividend rights, shall be adjusted accordingly.