

NEWS

DEAL

REPORT

Hengeler Mueller advises Fresenius on change of legal form into SE & Co. KGaA

The change of Fresenius SE's legal form into a KGaA (partnership limited by shares) in combination with the conversion of all preference shares into ordinary shares was registered with the commercial register on 28 January 2011 and thereby became effective. Under the terms of the transaction, all non-voting preference shares of Fresenius SE were mandatorily converted into voting ordinary shares at a 1:1 exchange ratio. The first trading day for the ordinary, non-prospectus authorised shares of Fresenius SE & Co. KGaA is 31 January 2011. This transaction was the first conversion of a listed SE into a Kommanditgesellschaft auf Aktien (KGaA).

Hengeler Mueller advised Fresenius on this transaction. The Hengeler Mueller team was led by partners Maximilian Schiessl and Rainer Krause (both Corporate, Düsseldorf) and included partners Oliver Rieckers (Corporate, Düsseldorf), Reinhold Ernst (Capital Markets, Düsseldorf), Christian Hoefs (Labour, Frankfurt) and Hermann-Josef Tries (Tax, Frankfurt) as well as associates Daniela Klar, Martin Empt, Philipp Jansen, Dirk Busch, Holger M. Kleinhenz (all Düsseldorf), Anne Isabell Krämer (Frankfurt) and Matthias Wittschen (Berlin).

Partner and Press Contacts

Maximilian Schiessl

- Partner -

Hengeler Mueller

Partnerschaft von Rechtsanwälten

Benrather Strasse 18-20

40213 Düsseldorf

Germany

Tel.: +49 211 8304-435

Fax: +49 211 8304-7147

maximilian.schiessl@hengeler.com

Rainer Krause

- Partner -

Hengeler Mueller

Partnerschaft von Rechtsanwälten

Benrather Strasse 18-20

40213 Düsseldorf

Germany

Tel.: +49 211 8304-175

Fax: +49 211 8304-7237

rainer.krause@hengeler.com

Keith D. Bain

- PR Manager -

Hengeler Mueller

Partnerschaft von Rechtsanwälten

Bockenheimer Landstrasse 24

60323 Frankfurt

Germany

Tel.: +49 69 17095-207

Fax: +49 69 725773

keith.bain@hengeler.com

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HENGELER MUELLER

www.hengeler.com