

## **Report pursuant to § 289 Sub-Para. 4 German Commercial Code ("Report on the Acquisition Situation")**

### **Pfeiffer Vacuum Technology AG**

As in the year before, the subscribed capital of Pfeiffer Vacuum Technology AG totaled K€ 22,965 as at December 31, 2009, and comprised a total of 8,970,600 shares of no-par stock. There are no differing classes of shares, which means that all shares are vested with the same rights, in particular the same voting and dividend entitlement rights. Consequently, each share mathematically represents €2.56 of the subscribed capital.

As at December 31, 2009, New York-based Arnhold and Bleichroeder Holdings including the First Eagle Funds held 24.89 % of the voting rights in the Company. To the best of our knowledge, no further shareholders held more than 10 % of the Company's shares as at December 31, 2009.

Amendments to the Articles of Association and Bylaws can be resolved by a simple majority of the votes present at the Annual Shareholders Meeting, unless a higher majority is legally mandated. To the best of our knowledge, there are no restrictions relating to voting rights or the transfer of shares. Pursuant to the Company's Articles of Association and Bylaws, members of the Management Board are appointed by the Supervisory Board for a term of office of not more than five years. A renewed appointment or an extension of the term of office, neither to exceed five years, is permissible.

Through a resolution of the Annual Shareholders Meeting on June 8, 2005, the Management Board is authorized to increase subscribed capital by € 11,251,968.00, or 4,395,300 shares, against contributions in cash and/or kind. This authorization is valid through June 7, 2010, and requires the consent of the Supervisory Board.

Under a resolution of the Annual Shareholders Meeting on May 26, 2009, the Management Board is authorized to issue convertible bonds having a total nominal value of up to € 200,000,000.00 and a maturity of not more than 10 years, and to grant the holders of conversion rights up to 2,242,650 shares having a proportionate amount of the Company's share capital totaling up to € 5,741,184.00. This authorization is valid through May 23, 2014, and requires the consent of the Supervisory Board.

At the Annual Shareholders Meeting on May 26, 2009, the shareholders authorized Pfeiffer Vacuum to buy back treasury shares in accordance with § 71, Sub-Para. 1, No. 8, German Stock Corporation Act ("AktG"). This authorization covers the buyback of a proportionate amount of the Company's share capital of up to € 2,296,473.60 (897,060 shares, representing 10 % of the share capital at the time the resolution was adopted) and is valid through November 25, 2010.

As at December 31, 2009, holdings of treasury shares continued to total 456,352 shares having a total purchase price of K € 23,808. Treasury shares account for 5.1 % of the Company's share capital.

There are no further aspects that would require discussion within the context of § 315, Sub-Para. 4, German Commercial Code ("HGB").

Asklar, February 22, 2010

**Pfeiffer Vacuum Technology AG**

Management Board