

Counter motion by aktiengesellschaft TOKUGAWA regarding the general meeting of ARQUES Industries AG on 20 December 2010

Item 4 on the Agenda: Adoption of a resolutions regarding changing the articles of incorporation of the company in § 1 No. 1 "Company"

It is suggested waiving § 1 No. 1 of the articles of incorporation and reformulating as follows:

"1. The company has the firm name:
Gigaset Communications Aktiengesellschaft "

Reason: After the ARQUES Industries AG executive board placed the change to the business model to the vote under Item 2 on the agenda, it is considered necessary to also embody this change to the business model in the company's articles of incorporation. Since "Arques" does not represent the future core business "telecommunication systems", a complete renaming is called for.

The subsidiary, Gigaset Communications GmbH, will probably be the heart of the future core business "telecommunication systems" in the foreseeable future. In view of the high degree of awareness of the brand "Gigaset", it is appropriate that the parent company also adopts this name.