

TABOGLU & DEMIRHAN Newsletter

PRIVATIZATION HIGHLIGHTS

- The Savings Deposit Insurance Fund has once again put the commercial and economic integrity of Olay Medya to tender. The estimated value of the commercial and economic integrity of Olay Medya has been determined as US\$ 25 million 300 thousand and the amount of the provisional security has been determined as US\$ 2 million 530 thousand. The tender will take place at the Fund's premises on 24 November 2009. The tender will be realized by way of sealed envelope and auction methods. In the event that the highest bid submitted is lower than the estimated value, the Fund will be entitled to proceed with bargaining method to be exercised among the three highest bidders. Very recently, the commercial and economical integrity of Olay Medya has been put out for sale with an estimated value of US\$ 36.7 million. Since no offers had been submitted until the respective tender's deadline, the tender was cancelled.
- As per the dailies, the Privatization Administration will hold a tender for the privatization of 4 electricity distribution companies, namely, Camlibel, Firat, Uludag and Van Golu, active in the respective geographic regions. It has been stated that Camlibel region includes Sivas, Tokat and Yozgat provinces, Firat region includes Elazig, Bingol, Malatya and Tunceli provinces, Uludag region includes Balikesir, Bursa, Canakkale and Yalova provinces and Van Golu region includes Bitlis, Hakkari, Mus and Van provinces. The bidding deadline for the tender is 29 January 2010.
- The tender regarding privatization of Yesilirmak electricity distribution company has been technically finalized. Calik Enerji had submitted the highest bid amounting up to US\$ 441 million 500 thousand.

- Pursuant to the dailies, Aksa Elektrik has submitted the highest bid amounting to US\$ 227 million during the final negotiation with regard to the privatization of Coruh electricity distribution company performed by way of block sale method. The bidders in the respective privatization tender had been Aksa Elektrik Perakende Satis, Cengiz Elektrik Toptan Satis, Aydem Elektrik Dagitim, Calik Enerji and Akenerji Elektrik.

CAPITAL MARKETS UPDATES

- Dogan Yayin Holding has announced that, despite the news in the media, no decision has been adopted by the Holding in relation to classification of assets or prioritizing thereof in terms of restructuring of the Holding. It is noted that these issues will be discussed and settled in the course of works relating to ongoing restructuring. Pursuant to the announcement made by Dogan Holding to the Public Disclosure Platform, the issues relating to restructuring methods, including sale to new shareholders, sale of shares of subsidiaries partially or as a whole, or establishment of strategic partnerships as well as designation of consultancy firms to provide services during such period are currently being discussed.
- Akfen Holding has retrieved shares of TAV Havalimanlari Holding, which had been previously escrowed to Goldman Sachs as a security in return for the loan granted thereby. Upon release of 14 million 821 thousand 875 shares of TAV Havalimanlari Holding, Akfen Holding's stake in TAV Havalimanlari Holding has increased to 22.22%. Even though 4.08% shares of TAV Havalimanlari Holding were held by Goldman Sachs as escrow, Akfen Holding had reserved its voting, dividend and pre-emptive rights arising out of such shares.

Highlights

*a. Privatization
Highlights*

*b. Capital Markets
Updates*

c. Energy Market News

d. Other News

ENERGY MARKET NEWS

- It has been reported in the dailies that the electricity generation in Turkey will increase by 4% and reach 202 billion kWh in 2010.
- A letter of intent has been executed by and between Aneles Elektrik, a subsidiary of Anel Telekomunikasyon and Solarhandelsgesellschaft (SHG) GmbH, a German company. As per the announcement made by Anel Telekomunikasyon to the Public Disclosure Platform, the letter of intent with regard to the negotiations of solar modules production, Aneles, having 13.5 MWp production capacity in total, shall produce solar modules with IEC certificates for SHG GmbH and such production shall be initiated in February 2010.
- As per the announcement made by Petrol Ofisi to the Public Disclosure Platform regarding the audits that have been realized at the terminals of the fuel oil distribution companies on 11 June 2009, despite the alleged investigation initiated by the Energy Market Regulatory Authority, the Company has not received any notification from the Authority in relation to the results of the audit realized in Iskenderun Terminal.
- Pursuant to the dailies, the supporting facility constructed in Inebolu by Petrobras, a Brazilian company working in cooperation with TPAO for exploration of petroleum in Black Sea, has started its operations last week.

OTHER NEWS

- The Ankara 7th Court of First Instance has decided that Turkcell shall pay TRY 279 million 227 thousand to Turk Telekom for the losses of Turk Telekom arising from violation of interconnection agreements. The Court has resolved in favor of Turk Telekom on the grounds that Turkcell has violated the interconnection agreement executed with Turk Telekom by establishing an international connection via Milleni.com GmbH. It is reported that Turkcell will appeal the Court's judgment. Turkcell has further announced that for the execution of the international connection agreement between Turkcell and Milleni.com, the approvals of the Ministry of Transportation and Turk Telekom had been obtained and therefore the commercial activities were conducted in line with such agreement and accordingly, in compliance with the laws. Previously, Turkcell had announced that the Company allocated reserves amounting up to TRY 122.3 million for the above-mentioned lawsuit.
- Akbank has announced that the general management of the Bank has been authorized by its Board of Directors with regard to the payment of the share capital subscription in Akbank Dubai Limited amounting to US\$ 1 million as undertaken by the Bank on 2 November 2009. As per Akbank's disclosure to the Public Disclosure Platform, the preliminary license approval has been obtained from the Dubai Financial Services Authority for establishment of Akbank Dubai Limited in Dubai International Financial Center.

The aim of this weekly newsletter is to highlight mainly the regulatory changes made by the Turkish Government during the relevant week. The content of this bulletin is limited to those areas Taboglu & Demirhan advises its clients. It contains a general summary of the changes and the areas it covers are broader. Thus, one should not rely on it for specific advice. For further information or advice please contact Taboglu & Demirhan, a full-service law firm based in Istanbul.

TABOGLU & DEMIRHAN

Attorneys at Law

Levent Cad. No. 9

1. Levent, 34330, Istanbul, Turkey

E-MAIL: enquiries@taboglu.av.tr

www.taboglu.av.tr

PHONE: (212) 339 8800

FAX: (212) 339 8899