

Voting Results of the Annual General Meeting 2010 of Fresenius Medical Care AG & Co. KGaA

TOP	Resolution	Number of shares for which valid votes were cast	In % of the capital stock	Yes votes		No votes	
				Number	In % of the valid votes cast	Number	In % of the valid votes cast
1	Resolution on the approval of the annual financial statements of Fresenius Medical Care AG & Co. KGaA for the fiscal year 2009	221,853,888	74.04%	221,827,124	99.99%	26,764	0.01%
2	Resolution on the allocation of distributable profit	221,773,598	74.01%	219,609,833	99.02%	2,163,765	0.98%
3	Resolution on the approval of the actions of the General Partner	115,997,115	38.71%	115,893,482	99.91%	103,633	0.09%
4	Resolution on the approval of the actions of the members of the Supervisory Board	115,726,170	38.62%	115,589,723	99.88%	136,447	0.12%
5	Resolution on the approval of the system of remuneration of the Management Board members of the General Partner	222,516,408	74.26%	220,866,142	99.26%	1,650,266	0.74%
6	Election of the auditors and consolidated group auditors for the fiscal year 2010	115,723,446	38.62%	115,156,723	99.51%	566,723	0.49%
7	Resolution on the cancellation of the existing and the creation of new authorized capitals, on the exclusion of the pre-emption right and the amendment of Article 4 (3) and of Article 4 (4) of the Articles of Association of the Company	218,512,779	72.92%	211,527,116	96.80%	6,985,663	3.20%
8	Resolution on amendments to the Articles of Association for the adaption of amendments to the German Stock Corporation Act	222,598,510	74.29%	222,310,862	99.87%	287,648	0.13%

Please note:

Under the German Stock Corporation Act § 285 and § 136, 106,606,251 shares were not entitled to vote on TOP 3, TOP 4 and TOP 6.