

Media Release



High Court Special Leave to Appeal Decision

PERTH, 29th September 2011: Fortescue Metals Group (ASX:FMG, Fortescue) advises that the High Court has granted Fortescue Leave to Appeal the Full Federal Court decision of 18 February 2011 in the civil penalty proceedings brought by ASIC against Fortescue and Fortescue's co-defendant and Chairman, Mr Andrew Forrest.

Fortescue and Mr Forrest sought Special Leave to Appeal the Federal Court decision to allow ASIC's appeal against the original judgment handed down by Justice Gilmour in favour of Fortescue and Mr Forrest on 23 December 2009.

Fortescue Chairman Andrew Forrest said the High Court's decision to grant Special Leave to Appeal vindicated the Company's actions to strongly defend this case over the past six years.

A date for the hearing of the High Court Appeal has not been set down as yet.

Media Contact:

Elizabeth Gosch
Fortescue
Mobile: 0414 319 775
Phone: (08) 6218 8888