

March 10, 2008  
ShinMaywa Industries, Ltd.

## Notification of Lawsuit Filed Against ShinMaywa Subsidiary

This is to advise you that a lawsuit has been filed against Maywa Komuten, Ltd., one of the consolidated subsidiaries of ShinMaywa Industries, Ltd. (the "Company"), as described below. Please note that the Company is not a party to the lawsuit.

### 1. Date and court of the lawsuit

- (1) Date when the lawsuit was filed: September 13, 2007
- (2) Court where the lawsuit was filed: Tokyo District Court (transferred to the Yokkaichi branch of the Tsu District Court prior to designation of the first hearing date)

### 2. Profile of the subsidiary against which the lawsuit was filed

- (1) Trade name: Maywa Komuten, Ltd.
- (2) Address: 7-4-3, Minatojima-nakamachi, Chuo-ku, Kobe
- (3) Representative: Koyata Hashiba, Representative Director
- (4) The Company's equity ownership: 71.3%\*<sup>1</sup>

\*<sup>1</sup> With the cancellation of treasury stock by Maywa Komuten, Ltd. on February 29, 2008, the Company's equity ownership was increased from 64.3% to this percentage.

### 3. Party initiating the lawsuit

- (1) Trade name: JFE Shoji Trade Corporation
- (2) Address: 1-6-20, Dojima, Kita-ku, Osaka
- (3) Representative: Mikio Fukushima, Representative Director

### 4. Particulars of the lawsuit and amount claimed

#### (1) Particulars of the lawsuit

Nagashima kanko kaihatsu (hereinafter, the "Non-party Company") filed a lawsuit against JFE Shoji Trade Corporation (hereinafter, the "Separate Lawsuit"\*<sup>2</sup>) seeking compensation for damages worth a little more than 5.1 billion yen which the plaintiff claims that they incurred during a period of about three years, on account of the accident (a roller coaster car derailed and its wheels fell off) that occurred August 23, 2003 at the attraction facility in Nagashima Spaland, an amusement park that the Non-party Company operates in Kuwana, Mie. By way of precaution against a lost case in the Separate Lawsuit, JFE Shoji Trade Corporation filed a damage lawsuit against Maywa Komuten, Ltd. with the Tokyo District

Court, charging Maywa Komuten, Ltd. with responsibility for defaults and/or responsibility for torts on account of alleged flaws in the subcontract concerning the annual overhaul of the car in question\*<sup>3</sup> and nonperformance of a special contract.

\*<sup>2</sup> A lawsuit filed with the Nagoya District Court in May 2007 by the Non-party Company against JFE Shoji Trade Corporation, whom the plaintiff claims is charged with responsibility for defaults and/or responsibility for torts. According to the plaintiff, the defendant delivered cars containing defects and flaws and failed to fulfill their obligation to ensure the safety of the roller coaster, although the defendant had contractual obligations to ensure safe operations of the roller coaster cars which spanned the entire process of the project from selection of a roller coaster manufacturer, to application procedure, installation, construction, and subsequent maintenance services. The case was later transferred to the Yokkaichi branch of the Tsu District Court, where it is now pending contracted the annual overhaul of roller coaster cars for the Non-party Company.

\*<sup>3</sup> It was JFE Shoji Trade Corporation that contracted the annual overhaul of roller coaster cars for the Non-party Company. Maywa Komuten, Ltd. subcontracted the same from JFE Shoji Trade Corporation.

(2) Amount claimed

Over 5,205 million yen (total)

#### 5. Other information

The lawsuit in question was originally filed with the Tokyo District Court on September 13, 2007, but Maywa Komuten's attorney was not notified of the date for the first hearing by the Yokkaichi branch of the Tsu District Court until February 15, 2008, primarily because jurisdiction over the case had not been decided. Upon said notification, the Company acknowledged that the action was pending, and thus decided to make this announcement.

#### 6. Outlook for the lawsuit proceedings

Maywa Komuten, Ltd. will, after carefully examining the claims that JFE Shoji Trade Corporation is making in the complaint which concerns this lawsuit, duly plead against the responsibilities charged to it by the plaintiff's claim.

As of now, the extent of impact that this lawsuit may have on the financial results of Maywa Komuten, Ltd. as well as on the consolidated financial results of the ShinMaywa Group including Maywa Komuten, Ltd. is unknown. If any impact should arise due to the lawsuit proceedings, the Company will announce the same without delay.