

Comisión Nacional del Mercado de Valores  
Paseo de la Castellana, nº 19  
28046 – Madrid

Ref.: Relevant Fact

Seville, 9th, October, 2003.

Dear Sirs,

In the face of the different press-releases appeared regarding the investment in Xfera, and at request of the CNMV, neither the Company nor its administrators have been notified to this date of any judicial proceeding, this moment being when the proceedings to follow would be analysed opportunely. Abengoa sticks by the points already made to the CNMV on several times (Relevant Fact of 7<sup>th</sup>, February, 2003 and others) regarding the operation referred to and which are reflected in the enclosed document.

Without further ado,

Yours sincerely,

Miguel Angel Jiménez-Velasco Mazarío