



## Corporate Action Announcement

Citibank, N.A., acting as sponsored depository bank, announces the following:

**Date:** June 9, 2009 **Status:** Final

**Announcement For:** [Stock Allocation](#)

**Company Name:** [CEMEX, S.A.B. de C.V.](#)

### Security Information

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<b>Company:</b>	CEMEX, S.A.B. de C.V.
<b>Ticker Symbol:</b>	CX
<b>CUSIP:</b>	151290889
<b>Country:</b>	Mexico
<b>Exchange:</b>	NYSE
<b>Ratio (ADR:ORD):</b>	1:10
<b>Underlying Ticker</b>	CEMEXCP MM
<b>DTC Eligible:</b>	Yes
<b>Underlying ISIN::</b>	MXP225611567
<b>DR ISIN:</b>	US1512908898
<b>Custodian:</b>	Banamex

### [Capital Stock Increase Announcement](#)

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At the Annual Shareholders Meeting of Cemex S.A.B. de C.V. held on April 23, 2009, its shareholders approved the proposal to increase the capital stock of the Company in its variable portion through recapitalization of retained earnings. As a result of this increase in the capital stock, new shares were issued in the ratio of one new ADS for every 25 ADSs held as of record date.

The resulting shares will rank pari-passu with existing shares. The fractional shares entitlement will be disregarded and no cash in lieu payment will be made for the fractions.

*continued*



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Ordinary Record Date: June 2, 2009  
ADR Record Date: June 2, 2009

Ordinary Payable Date: June 3, 2009  
ADR Payable Date: June 9, 2009

Ordinary Ex-Date: May 29, 2009

Stock Issuance Rate: 1 new ADS for every 25 ADSs

**Tax Consequences:**

Based on information provided by Cemex, the 2009 stock allocation is being treated as a nontaxable event for U.S. income tax purposes, with no income recognized upon receipt of the additional ADSs. Given our further understanding that there was no Mexican tax withheld from the allocation, and that no cash was paid in lieu of fractional shares there will be no Form 1099 reporting required with respect to the allocation.

**Cost Basis:**

The basis of shares in a corporation (new shares) received in a non-taxable distribution made with respect to previously held shares (old shares) in that corporation generally is determined by apportioning the basis of the old shares among the old shares and the new shares, i.e., the new basis of each share is determined by dividing the basis of the old shares by the total number of old and new shares. For example, assume an investor owns one hundred shares in a corporation (old shares) with a basis of \$100 and receives, in a non-taxable distribution made with respect to the old shares, four additional shares in the corporation (new shares). The investor will divide its original \$100 basis by the 104 old and new shares the investor owns after the distribution so that each of the 104 shares held after the distribution will have a basis of \$0.9615. The investor's holding period for the new shares includes the holding period of the old shares.

We are not qualified to make individual investor tax/cost basis determinations. Investors are urged to consult independent tax advisors regarding the application of these rules in their particular circumstances.

**Shareholder Services**

Questions may be directed to Shareholder Services toll free at 1-877-248-4237.

For further information on Citi's Depository Receipt Services, visit [www.citi.com/dr](http://www.citi.com/dr).