RESPONSIBILITY STATEMENT

To the best of our knowledge, and in accordance with the applicable reporting principles for interim financial reporting, the interim consolidated financial statements of the Merck Group give a true and fair view of the assets, liabilities, financial position and profit or loss of the Group, and the interim management report of the Group includes a fair review of the development and performance of the business and the position of the Group, together with a description of the principal opportunities and risks associated with the expected development of the Group for the remaining months of the financial year.

Darmstadt, April 28, 2010

Karl-Ludwig Kley

Michael Becker

Bernd Reckmann

Elmar Schnee

EXECUTIVE BOARD OF MERCK KGAA

Dr. Karl-Ludwig Kley, Chairman
Dr. Michael Becker | Dr. Bernd Reckmann | Elmar Schnee

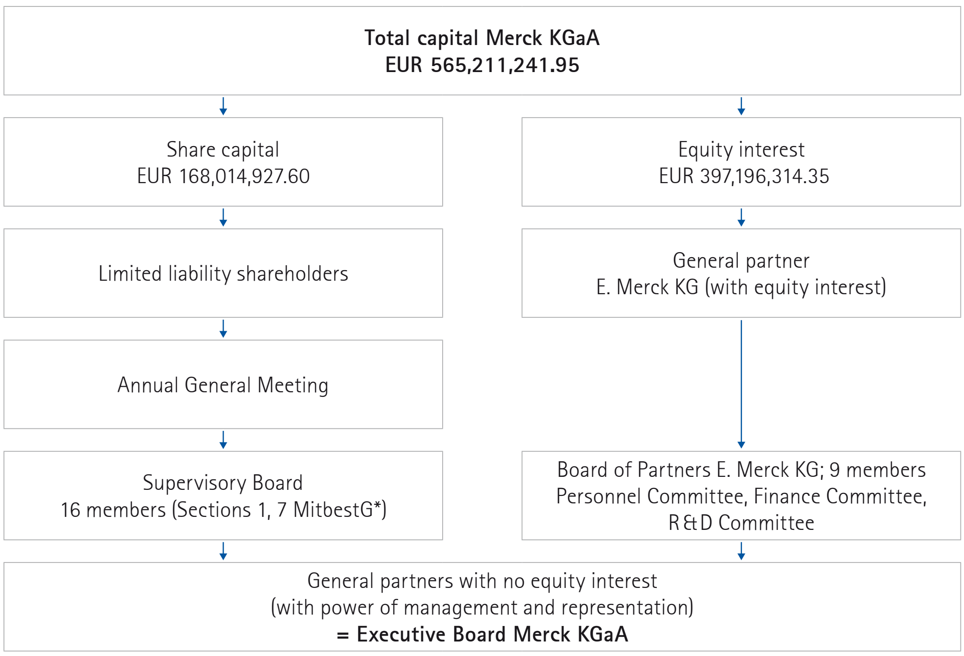
SUPERVISORY BOARD OF MERCK KGAA

Prof. Dr. Dr. h.c. Rolf Krebs, Chairman
Heiner Wilhelm*, Vice Chairman
Crocifissa Attardo* | Dr. Mechthild Auge* | Johannes Baillou | Frank Binder | Dr. Wolfgang Büchele
Michael Fletterich* | Edeltraud Glänzer* | Michaela Freifrau von Glenck | Frieder Kaufmann*
Dr. Hans-Jürgen Leuchs | Albrecht Merck | Dr. Karl-Heinz Scheider* | Prof. Dr. Theo Siegert
Osman Ulusoy*

* Employee representative

CAPITAL STRUCTURE OF MERCK KGAA AS OF MARCH 31, 2010

(for more information, please see the Annual Report for 2009, p. 83 et seq.)



*German Co-Determination Act