



# CONFLICT MINERALS POLICY

## 1. OUR COMMITMENT

First Solar, Inc., together with its consolidated subsidiaries (“First Solar”) is committed to operating a supply chain free of “conflict minerals”, which include gold, tin, tantalum, and tungsten and their derivatives (or any other mineral or its derivative determined by the Secretary of State) whose extraction and trade are financing conflict in the eastern Democratic Republic of the Congo (“DRC”) or an adjoining country (together, the “covered countries”).

To the extent we source minerals from the covered countries, we are dedicated to protecting and respecting human rights by responsibly sourcing such minerals. We have a long-standing commitment to conducting our business in compliance with applicable laws and regulations and condemn human rights abuses associated with the extraction, transport, or trade of minerals. Similarly, we have a no-tolerance policy with respect to corruption, money laundering, and/or bribery. We require all direct suppliers to agree to follow such principles.

At the same time, we support sourcing from the covered countries when performed in accordance with accepted international standards, specifically within the guidance from the Organization for Economic Co-operation and Development (“OECD”). Suppliers with minerals not found to be conflict free in their sourcing will be given a reasonable amount of time to begin sourcing minerals responsibly and in a manner consistent with the principles of responsible sourcing from conflict-affected areas.

First Solar is committed to complying with the reporting obligations required under Section 1502 of the Dodd-Frank Act and the SEC’s rules on conflict minerals, including the requirement to conduct inquiries and, if necessary, due diligence into the source and chain of custody of any conflict minerals included in our products.

## 2. POLICY MANDATES

In support of this policy, First Solar:

- Exercises reasonable country of origin inquiries (RCOI) and due diligence with relevant suppliers in accordance with the OECD guidelines and require our suppliers to do likewise.
- Expects our suppliers to cooperate in providing information to confirm our supply chain is free of conflict minerals or sourced responsibly in accordance with internationally recognized due diligence guidance.
- Requires our suppliers to commit to comply with the Responsible Business Alliance (RBA) Code of Conduct.
- Encourages suppliers to source from Responsible Minerals Assurance Program (“RMAP”) compliant smelter or refiner facilities, when possible.

- Provides a grievance mechanism for internal and external parties to report policy violations via our [Ethics Hotline](#).
- Complies with the reporting obligations by publicly filing reports with the SEC.

First Solar has a long-standing commitment to conducting business in compliance with applicable laws and regulations and in accordance with the highest ethical principles. We will continue to work with our suppliers to ensure they conduct their business in line with First Solar values.

### 3. SUPPLIER COMPLIANCE REQUIREMENTS

- a. **Local Compliance and Beyond**– First Solar’s supplier agreements require compliance with applicable laws and regulations in addition to First Solar requirements, which may exceed local

In support of this policy, First Solar has established the following minimum requirements for our suppliers:

legal requirements.

- b. **RBA Code of Conduct**– Under the terms of First Solar’s supplier agreements, suppliers must commit to comply with the Responsible Business Alliance (“RBA”) Code of Conduct and require their suppliers to do the same.
- c. **Risk Assessment**- Under the terms of First Solar’s supplier agreements, suppliers are required to take steps to identify and assess risk in their supply chains and make continued efforts to ensure that conflict minerals are not used in products sold to First Solar.
- d. **RCOI**- All suppliers covered by this policy must make a good faith effort to identify the smelters and refiners in their supply chains and the origin of the mineral smelted or refined by such smelters and disclose this information via the Responsible Minerals Initiative’s Conflict Minerals Reporting Template found at: <http://www.responsiblemineralsinitiative.org>
- e. **Audits**- Suppliers must avail themselves of audits and inquiries of the quality of their conflict mineral source due diligence inquiries and documentation.

First Solar reserves the right to take appropriate actions up to and including identifying an alternate source of supply or discontinuing purchases from a supplier should a supplier’s efforts to comply with this policy be deficient.