

Conflict Materials Statement

How does the Securities and Exchange Commission Rule for Disclosing use of Conflict Minerals affect XCAL INDUSTRIES?

XCAL INDUSTRIES is not required to comply with the reporting obligations of the SEC rule for disclosing use of conflict minerals*) (referred to herein as the “Conflict Minerals Rule”). The Conflict Mineral Rule applies to companies that are required to file reports with the Securities and Exchange Commission (the SEC) under Sections 13(a) or 15(d) of the Securities Exchange Act of 1934 (“Exchange Act”).

XCAL INDUSTRIES is not required to file reports under either Sections 13(a) or 15(d) of the Exchange Act and therefore is not subject to the Conflict Mineral Rule. However, it is likely that customers of XCAL INDUSTRIES are subject to the Conflict Minerals Rule and will be looking to XCAL INDUSTRIES as a supplier for information pertaining to the point of origination of tin, tungsten, tantalum or gold (collectively referred to as “conflict minerals”). Therefore, XCAL INDUSTRIES should act according and avoid purchasing minerals from sources that are not with certainty known to be free from unethical or illegal activities. XCAL INDUSTRIES should also undertake to identify whether any conflict minerals used in its products or materials originate in the Democratic Republic of the Congo or its adjoining countries: Angola, Burundi, Central African Republic, the Republic of the Congo, Rwanda, South Sudan, Tanzania, Uganda and Zambia (collectively referred to as the “Covered Countries”).

*) the origin of these rules is the US Dodd-Frank Act.

Do XCAL INDUSTRIES products use or contain any conflict minerals?

Yes. XCAL INDUSTRIES uses tungsten and (to a lesser extent) tantalum in their production.

Is there any tantalum or tungsten from the Covered Countries in XCAL INDUSTRIES products?

Suppliers contracted by XCAL INDUSTRIES to supply tungsten and/or tantalum all state that they are not purchasing any raw material from the Covered Countries.

How does XCAL INDUSTRIES determine that there are no conflict minerals in the products?

XCAL INDUSTRIES has spoken to each of its suppliers of conflict minerals, has received representations that the conflict minerals did not originate from the Covered Countries, and is not aware of any information that suggests that any of the representations received from its suppliers are false.

Is it possible for XCAL INDUSTRIES products to contain conflict minerals originating in the Covered Countries?

XCAL INDUSTRIES has sought and received representations from each of its suppliers of conflict minerals that such conflict minerals did not originate in the Covered Countries. Further, XCAL INDUSTRIES is not aware of any information that suggests that any of the representations received from its suppliers are false. Therefore, XCAL INDUSTRIES has no reason to believe that any of its products or materials contain conflict minerals that originated in the Covered Countries.

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Are there any industry initiatives related to compliance with the Conflict Mineral Rule?

The tungsten industry is working on a joint global initiative to establish common procedures for securing full compliance with the Conflict Minerals Rule. The ambition is that it will become the industry standard for Tungsten. The initiative is known as the TI-CMC (Tungsten Industry – Conflict Mineral Commitment).

What is XCAL INDUSTRIES's approach to Conflict Minerals?

XCAL INDUSTRIES condemns all activities in the raw material sector connected to illegal or unlawful exploitation of ores and that directly or indirectly finances or benefits armed groups in conflict areas.

XCAL INDUSTRIES fully supports the activities of the Organization for Economic Co-operation and Development (OECD) to avoid the use of raw materials which finance armed groups in the Democratic Republic of Congo (DRC) or neighboring countries.

XCAL INDUSTRIES is committed to supporting its customers in their compliance with the Conflict Minerals Rule.