

US Export Controls Classification Information

Exports and re-exports of Mindspeed products are subject to U.S. export controls and sanctions administered by the Commerce Department's Bureau of Industry and Security under the Export Administration Regulations ("EAR"). Any export, re-export, or transfer of any Mindspeed product or technology must be conducted in compliance with the EAR. Diversion contrary to U.S. law is strictly prohibited.

Prohibited Exports

Mindspeed products or technology may not be exported or re-exported, either directly or indirectly to any of the following:

- Countries listed in Part 746 of the EAR as embargoed destinations requiring a license. These countries are subject to change and currently consist of Cuba, Iran, North Korea, Sudan, and Syria.
- Entities that you know or have reason to know are involved with missile technology, nuclear, chemical or biological weapons, or military end-uses where prohibited by an applicable arms embargo.
- Entities (persons, addresses or companies/universities) that are listed the U.S. Department of Commerce's security webpage, including the Denied Persons List, Unverified List, Entity List, Specially Designated Nationals List, Debarred List and Nonproliferation Sanctions List. The full lists are available on the U.S. Department of Commerce's Bureau of Industry and Security webpage.

Mindspeed Product Information (non-encryption)

Most Mindspeed Products, except those that contain encryption, are classified under 5A991 and may be exported to most non-embargoed countries with "no license required" ("NLR"). Of course the restrictions under "Prohibited Exports", above always apply.

Mindspeed Product Information (encryption)

Mindspeed hardware and software products that contain encryption are classified under 5A002 and 5D002, respectively. These products are exported under license exception "ENC". Specifically, they fall under subsection (B) (2) of EAR section 740.17. This is referred to as license exception "ENC/Restricted." ENC/Restricted products may be exported to most Civilian/Commercial End Users and some Government End Users as defined immediately below.

ENC/Restricted (Civilian/Commercial End Users): ENC/Restricted products may be exported or re-exported to most civilian/commercial end users located in all territories except the embargoed destinations and countries designated as supporting terrorist activities. Countries listed in Part 746 of the EAR as embargoed destinations requiring a license are Cuba, Iran, North Korea, Sudan, and Syria.

ENC/Restricted (Government End Users): Government entities not located in the following countries require a U.S. export license in order to obtain restricted non-retail strong encryption items: Austria, Australia, Belgium, Bulgaria, Canada, Czech Republic, Cyprus, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Japan, Latvia, Lithuania, Luxembourg, Malta, Netherlands, New Zealand, Norway, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, Switzerland, Turkey, United Kingdom, United States.

The Comcerto® Products that contain encryption are listed below, along with their ECCN and CCATS. The CCATS, or ("Commodity Classification Automated Tracking System) is the code number assigned by BIS as part of the review and classification process.

| Product | ECCN | CCATS |
|---|-----------|---------|
| Comcerto® 100 Series | 5A002.A.1 | G052285 |
| Comcerto® 800 Series | 5A002.A.1 | G041053 |
| Comcerto® 1000 Series | 5A002.A.1 | G067076 |
| Certain Comcerto® 500 Series (M825xx, where xx = 01, 06, 11, 14, 15) | 5A002.A.1 | G041053 |
| Comcerto® Encryption Software | 5D002.C.1 | G033642 |
| Turner/Transcede | 5A002 A.1 | G076247 |

ECCN and HTS classifications for Mindspeed Products may be found by searching for the product number on Mindspeed.com at the following URL:
<http://www.mindspeed.com/web/support/partsearch.html>

DISCLAIMER: Mindspeed is providing this information as a general guideline to our customers and partners and make no warranties or representations as to its accuracy. The BIS requires that each entity exporting products be familiar with and comply with their affirmative obligations set forth in the EAR. Please note that the EAR is subject to change. We recommend that you obtain your own legal advice when attempting to export. In addition, some of our products contain encryption and some countries may restrict certain levels of encryption imported into their country. We recommend consulting legal counsel in the appropriate country or the applicable governmental agency in the particular country to which they are exporting. Mindspeed expressly disclaims any liability whatsoever, including but not limited to direct, indirect, incidental, special or consequential damages in connection with or arising from the furnishing of the information provided herein.