# SUMMARY OF MATERIAL MODIFICATIONS TO THE MARVELL SEMICONDUCTOR 401(k) RETIREMENT PLAN

Your Employer has amended the **Marvell Semiconductor 401(k) Retirement Plan** (the "Plan"). This is a brief summary of the amendment. The Plan document will govern all situations concerning the provisions of the Plan. This summary is <u>not</u> a part of the Plan document.

Your Summary Plan Description ("SPD") is modified to reflect the addition of Cavium, Inc. and Marvell Government Solutions, LLC (formerly named "Avera Semiconductor, LLC") as Adopting Employers, the change to the maximum Elective Deferral percentage, and the addition of In-Plan Roth Rollovers, Voluntary Employee Contributions, and loan rollovers.

### Plan Provisions effective July 6, 2018:

1. A new section titled **Additional Adopting Employers** is added after the section titled **Plan Sponsor** on page 1 of the SPD to read as follows:

#### **Additional Adopting Employers**

Cavium, Inc. also adopted this Plan as an Adopting Employer for the benefit of any of its employees who are eligible to participate. Any reference to the Employer in this summary will generally also be a reference to any Adopting Employer.

- 2. The section titled **Rollover Contributions** on page 7 of the SPD is modified to add item (6) at the end to read as follows:
  - (6) participant loans from such plans as permitted by the Administrator

### Plan Provisions effective January 1, 2019:

3. The section titled **Rollover Contributions** on page 7 of the SPD is modified to read as follows:

### **Rollover Contributions**

If you participated in another retirement plan, you may be permitted to roll over any distribution you receive from the other plan to this Plan if all legal requirements (and any requirements imposed by the Administrator) on such rollovers are satisfied. If you do decide to make a rollover contribution and it is accepted by the Administrator, it will be kept in your Rollover Account. Your Vested Interest in your Rollover contributions will be 100% at all times.

Specifically, if you are an eligible employee, you may roll over amounts from the following retirement plans:

- (1) qualified plans including after-tax contributions
- (2) 403(a) and 403(b) annuity plans including after-tax contributions
- (3) governmental plans (Code Sec. 457(b) plans)
- (4) Roth 401(k) Contributions made to any plan described above
- (5) Individual Retirement Accounts (IRAs) and individual retirement annuities
- (6) participant loans from such plans as permitted by the Administrator

4. A new section titled **Voluntary Employee Contributions** is added after the section titled **Rollover Contributions** on page 7 of the SPD to read as follows:

## Voluntary Employee Contributions

You can make non-deductible Voluntary Employee Contributions to the Plan of up to 50% of your Compensation on an annual basis. Your Compensation for this purpose is the same as the Compensation used to determine your 401(k) Contributions to the Plan. The amount of your Voluntary Employee Contributions may reduce the amount of any Employer contributions that can be allocated to your other accounts. In addition, any Voluntary Employee Contributions you elect to make will be included in determining whether you have reached the applicable contribution limit described in the Subsection entitled "How the Contribution Is Determined" " in the 401(k) Contributions Section, that is, generally 50% of your Compensation. You will have a 100% Vested Interest in your Voluntary Employee Contribution Account. The eligibility requirements applicable to 401(k) Contributions also apply to Voluntary Employee Contributions. Voluntary Employee Contributions are not eligible for Matching Contributions.

- 5. The following is added at the end of the section titled **In-Service Distributions** on page 9 of the SPD to read as follows:
  - Voluntary Employee Contribution Account. You can request a distribution from your Voluntary Employee Contribution Account at any time.
- 6. The last sentence in the sixth paragraph under the section titled **Distributions Upon Death** on page 9 of the SPD is modified to read as follows:

Certain portions of a death benefit may not be eligible to be rolled over into an Inherited IRA. If you (a deceased Participant) needed to take a required minimum distribution in the year of your death (but you have not yet taken that required minimum distribution), then that required minimum distribution cannot be rolled over from the Plan into an Inherited IRA. Similarly, if the non-spouse beneficiary needs to take any required minimum distribution from the Plan for the year in which the direct rollover occurs (or any prior year), then the non-spouse beneficiary cannot roll over that required minimum distribution into an Inherited IRA. However, if the death benefit includes Voluntary Employee Contributions or Roth 401(k) Contributions, those amounts can be rolled over to the Inherited IRA.

7. A new section titled **In-Plan Roth Rollovers** is added before the section titled **Loans to Participants** on page 10 of the SPD to read as follows:

### In-Plan Roth Rollovers

You may be eligible to convert all or a portion of your accumulated account balance (other than your existing Roth account balance) to a Roth account in the Plan. This is called an In-Plan Roth Rollover.

The benefit of an In-Plan Roth Rollover is that when you eventually take a distribution from the Plan (i.e. upon Retirement or termination of employment), the entire Roth account balance, including investment earnings, may be distributed tax-free if certain requirements are met. See the Section entitled "Tax Withholding on Distributions" for more information about the tax treatment of Roth distributions. However, you will generally be subject to income tax on the amount converted in the year that you elect the In- Plan Roth Rollover.

An In-Plan Roth Rollover will not result in an actual distribution of monies; they will stay in the Plan. Please also note that you are only eligible to make an In-Plan Roth Rollover of accounts that are 100% vested. Please consult with a tax advisor before electing an In-Plan Roth Rollover as the election is irrevocable.

8. A new section titled **Federal Income Tax Rules for In-Plan Roth Rollovers** is added to the section titled **Tax Withholding on Distributions** on page 11 of the SPD to read as follows:

#### Federal Income Tax Rules for In-Plan Roth Rollovers

In-Plan Roth Rollover amounts are not subject to federal tax withholding at the time of the conversion. However, taxes are due on pre-tax amounts for the year of the conversion. Therefore, you should consider your ability to pay the additional income tax on the amount converted and should consult with a tax professional for the best options for your particular situation.

## Plan Provisions effective November 5, 2019:

9. The section titled **Additional Adopting Employers** on page 1 of the SPD is modified to read as follows:

### **Additional Adopting Employers**

Cavium, Inc. and Marvell Government Solutions, LLC (formerly named Avera Semiconductor, LLC) have also adopted this Plan as Adopting Employers for the benefit of any of its employees who are eligible to participate. Any reference to the Employer in this summary will generally also be a reference to any Adopting Employer.

### Plan Provisions effective May 1, 2020:

10. The second paragraph under the section titled **How the Contribution is Determined** on page 2 of the SPD is modified to read as follows:

If you have not attained age 50, your 401(k) Contributions for any calendar year can't exceed the lesser of 75% of your Compensation or the dollar limit on 401(k) Contributions (which is announced annually by the IRS (which is \$19,500 for the 2020 calendar year)). In addition, any 401(k) Contributions you elect to make will be included in determining whether you have reached the applicable contribution limit described in the Section entitled "Voluntary Employee Contributions", that is, generally 75% of your Compensation. For any calendar year in which you have attained (or will attain) at least age 50 by the end of that year, you can also make additional "catch-up" 401(k) Contributions in excess of the annual dollar limit on 401(k) Contributions. The limit on "catch-up" 401(k) Contributions is also announced annually by the IRS.

11. The section titled **Voluntary Employee Contributions**, which was added after the section titled **Rollover Contributions** on page 7 of the SPD, is modified to read as follows:

### Voluntary Employee Contributions

You can make non-deductible Voluntary Employee Contributions to the Plan of up to 75% of your Compensation on an annual basis. Your Compensation for this purpose is the same as the Compensation used to determine your 401(k) Contributions to the Plan. The amount of your Voluntary Employee Contributions may reduce the amount of any Employer contributions that can be allocated to your other accounts. In addition, any Voluntary Employee Contributions you elect to make will be included in determining whether you have reached the applicable contribution limit described in the Subsection entitled "How the Contribution Is Determined" in the 401(k) Contributions Section, that is, generally 75% of your Compensation. You will have a 100% Vested Interest in your Voluntary Employee Contribution Account. The eligibility requirements applicable to 401(k) Contributions also apply to Voluntary Employee Contributions. Voluntary Employee Contributions are not eligible for Matching Contributions.

These summary pages should be filed with the Summary Plan Description booklet that has previously been distributed.