



EQUAL EMPLOYMENT OPPORTUNITY POLICY STATEMENT

Equal Employment Opportunity Policy Statement

41 C.F.R. Section 60-741.44(a); 60-300.44(a)

The employment policy of MKS Instruments is to provide equal opportunity to all persons. Our company, therefore, has made a commitment to equal employment opportunity through a positive and continuing affirmative action program. No employee or applicant for employment will be discriminated against because of race, color, religion, sex, sexual orientation, gender identity, national origin, disability, military and/or veteran status, or any other Federal or State legally-protected classes.

MKS Instruments will recruit, hire, train and promote qualified individuals in all job titles, and ensure that all other personnel actions are administered without regard to race, color, religion, sex, sexual orientation, gender identity, military and/or veteran status, or disability in accordance with Executive Order 11246, Section 503 of the Rehabilitation Act of 1973, as amended, and the Vietnam Era Veterans Readjustment Assistance Act of 1974, which require affirmative action to ensure equal opportunity in all aspects of employment.

MKS Instruments does not discriminate on the basis of national origin or citizenship status as provided under the Immigration Reform and Control Act of 1986.

To further implement these policies, MKS Instruments will continue to:

- A. Base decisions on employment so as to further the principle of equal employment opportunity;
- B. Ensure that promotion decisions are in accordance with the principles of equal employment opportunity by imposing only valid requirements for promotional opportunities;
- C. Ensure that all personnel actions (including but not limited to compensation, benefits, transfers, layoffs, return from layoffs, company-sponsored training, education, tuition assistance, social and recreational programs) are administered without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, disability, military and/or veteran status, or any other Federal or State legally-protected classes.

Employees and applicants shall not be subjected to harassment, intimidation, threats, coercion, or discrimination because they have engaged in or may engage in any of the following activities:

- A. Filing a complaint;
- B. Assisting or participating in an investigation, compliance evaluation, hearing, or any other activity related to the administration of affirmative action and equal opportunity regulations;
- C. Opposing any act or practice made unlawful by affirmative action and equal opportunity regulations, including Federal, State, and local law;
- D. Exercising any other right protected by affirmative action and equal opportunity regulations.

Michele Shindelman, VP, Global Human Resources, has been designated EEO Coordinator and is responsible for compliance with State and Federal equal employment opportunity laws, and for implementing the affirmative action program, including equal employment practices, monitoring, and internal reporting. Employees believing they have not been treated in accordance with this policy are encouraged to contact Michele Shindelman at Michele.Shindelman@mksinst.com during regular business hours.

The affirmative action plan is available for review at Michele Shindelman's office during the business hours of 9 a.m. to 5 p.m. by appointment.

Employees wishing to self-identify as a protected veteran or individual with disability, including voluntarily updating their disability status, may do so in Workday or by contacting their local HR representative. Employees wishing to request a reasonable accommodation necessary for the performance of the essential functions of a job may do so by contacting Michele Shindelman or their local HR representative.

Applicants wishing to self-identify as a protected veteran or individual with disability, including voluntarily updating their disability status, may do so in Workday. Applicants wishing to request a reasonable accommodation necessary for the performance of the essential functions of a job may do so by contacting Michele Shindelman or accommodationsatMKS@mksinst.com.

This policy statement has the support of John T.C. Lee, Chief Executive Officer. The continued success of our Affirmative Action Program requires maximum cooperation from every employee throughout our organization. Equal employment opportunity is not only the law, but it is a principle of MKS Instruments.