

Exhibit A

**SECOND AMENDMENT TO
NON-FIRM POWER PURCHASE AGREEMENT**

This Second Amendment (this “Amendment”) to the Non-Firm Power Purchase Agreement (Refinery) entered into on October 9, 2019 (as amended by the First Amendment dated October 14, 2020, the “Agreement”), is entered into by and between PacifiCorp and Kennecott Utah Copper LLC. This Amendment will become effective on the date associated with the signature of the last Party to sign it. All defined terms used but not defined in this Amendment have the meanings provided to them in the definition for such terms in the Agreement.

WHEREAS, the Parties wish to extend the term of the Agreement and establish the pricing for the extension period;

The Parties agree as follows:


1. Section 2.2 of the Agreement is hereby replaced in its entirety with the following:

“Unless earlier terminated as provided herein, this Agreement shall terminate at 11:59:59 p.m. MPT December 31, 2022.”


2. The Exhibit E attached hereto as **Attachment 1** shall replace Exhibit E of the Agreement in its entirety effective as of January 1, 2022.
3. Except as expressly modified and amended in accordance with the provisions of this Amendment, all other terms and conditions of the Agreement remain in full force and effect and continue to bind the Parties. The Parties executing this Amendment warrant that they have the requisite authority to do so.

By signing below, the duly authorized representatives of the Parties indicate their agreement to the terms of this Amendment.

Kennecott Utah Copper LLC

By: 
Name: Mark Goodwin
Title: GM Finance
Date: October 21 2021

PacifiCorp

By:  **Bruce Griswold**
Name: Bruce Griswold
Title: Director, Short-term Origination
Date: October 26, 2021
Digitally signed by Bruce Griswold
Date: 2021.10.26 09:54:08 -07'00'

Attachment 1

EXHIBIT E
PRICING (\$/MWh)

“Energy Price” shall be the lesser of:

- (a) The Block 2 Rate under the Electric Service Agreement for the hour of the Delivered Energy; or
- (b) The price in the following table times 1.0206.

“On-Peak” means “Monday through Saturday hour ending 07:00 through hour ending 22:00 Pacific Prevailing Time Excluding NERC Holidays).

“Off-Peak” all hours that are not On-Peak.

Month	2022	
	HLH	LLH
Jan		
Feb		
Mar		
Apr		
May		
June		
July		
Aug		
Sept		
Oct		
Nov		
Dec		

The 1.0206 adjustment factor accounts for avoided line losses. This adjustment factor is based on a rate of 4.45% for real power losses for voltage of 46 kV or greater as set forth in Schedule 10 of PacifiCorp’s Open Access Transmission Tariff (OATT) approved in the settlement of Federal Energy Regulatory Commission (FERC) Docket No. ER11-3643.