

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, DC 20549

FORM 10-Q

(Mark One)

QUARTERLY REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the quarterly period ended March 31, 2023

OR

TRANSITION REPORT PURSUANT TO SECTION 13 OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934

For the transition period from _____ to _____

Commission File Number: 1-12744

MARTIN MARIETTA MATERIALS, INC.

(Exact Name of Registrant as Specified in its Charter)

North Carolina

(State or other jurisdiction of incorporation or organization)

4123 Parklake Avenue, Raleigh, NC

(Address of principal executive offices)

56-1848578

(I.R.S. Employer Identification No.)

27612

(Zip Code)

Registrant's telephone number, including area code: (919) 781-4550

Securities registered pursuant to Section 12(b) of the Act:

Title of each class	Trading Symbol(s)	Name of each exchange on which registered
Common Stock (Par Value \$0.01)	MLM	NYSE

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes No

Indicate by check mark whether the registrant has submitted electronically every Interactive Data File required to be submitted pursuant to Rule 405 of Regulation S-T (§232.405 of this chapter) during the preceding 12 months (or for such shorter period that the registrant was required to submit such files). Yes No

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, smaller reporting company, or an emerging growth company. See the definitions of "large accelerated filer," "accelerated filer," "smaller reporting company," and "emerging growth company" in Rule 12b-2 of the Exchange Act.

Large accelerated filer Accelerated filer
Non-accelerated filer Smaller reporting company
Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Exchange Act). Yes No

Indicate the number of shares outstanding of each of the issuer's classes of Common Stock, as of the latest practicable date.

Class	Outstanding as of April 28, 2023
Common Stock, \$0.01 par value	61,968,757

MARTIN MARIETTA MATERIALS, INC. AND CONSOLIDATED SUBSIDIARIES
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For the Quarter Ended March 31, 2023

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PART I. FINANCIAL INFORMATION

Item 1. Financial Statements.

MARTIN MARIETTA MATERIALS, INC. AND CONSOLIDATED SUBSIDIARIES
(UNAUDITED) CONSOLIDATED BALANCE SHEETS

	March 31, 2023	December 31, 2022
	<i>(In Millions, Except Par Value Data)</i>	
ASSETS		
Current Assets:		
Cash and cash equivalents	\$ 229.4	\$ 358.0
Restricted cash	0.1	0.8
Restricted investments (to satisfy discharged debt and related interest)	702.3	704.6
Accounts receivable, net	796.7	785.9
Inventories, net	948.7	873.7
Current assets held for sale	60.1	73.2
Other current assets	75.4	80.7
Total Current Assets	<u>2,812.7</u>	<u>2,876.9</u>
Property, plant and equipment	10,721.0	10,661.0
Allowances for depreciation, depletion and amortization	(4,441.5)	(4,344.3)
Net property, plant and equipment	6,279.5	6,316.7
Goodwill	3,649.5	3,649.5
Other intangibles, net	840.8	847.8
Operating lease right-of-use assets, net	382.9	383.5
Noncurrent assets held for sale	374.6	372.5
Other noncurrent assets	550.9	546.7
Total Assets	<u>\$ 14,890.9</u>	<u>\$ 14,993.6</u>
LIABILITIES AND EQUITY		
Current Liabilities:		
Accounts payable	\$ 302.6	\$ 385.0
Accrued salaries, benefits and payroll taxes	37.9	71.6
Accrued other taxes	51.9	55.4
Accrued interest	41.2	42.8
Current maturities of discharged long-term debt	699.6	699.1
Operating lease liabilities	53.3	52.1
Current liabilities held for sale	4.2	4.5
Other current liabilities	137.3	135.1
Total Current Liabilities	<u>1,328.0</u>	<u>1,445.6</u>
Long-term debt	4,342.0	4,340.9
Deferred income taxes, net	921.0	914.3
Noncurrent operating lease liabilities	337.3	335.9
Noncurrent liabilities held for sale	21.2	21.8
Other noncurrent liabilities	763.9	762.3
Total Liabilities	<u>7,713.4</u>	<u>7,820.8</u>
Equity:		
Common stock, par value \$0.01 per share (62.0 shares and 62.1 shares outstanding at March 31, 2023 and December 31, 2022, respectively)	0.6	0.6
Preferred stock, par value \$0.01 per share	—	—
Additional paid-in capital	3,487.2	3,489.0
Accumulated other comprehensive loss	(37.4)	(38.5)
Retained earnings	3,724.6	3,719.4
Total Shareholders' Equity	<u>7,175.0</u>	<u>7,170.5</u>
Noncontrolling interests	2.5	2.3
Total Equity	<u>7,177.5</u>	<u>7,172.8</u>
Total Liabilities and Equity	<u>\$ 14,890.9</u>	<u>\$ 14,993.6</u>

See accompanying notes to the consolidated financial statements.

MARTIN MARIETTA MATERIALS, INC. AND CONSOLIDATED SUBSIDIARIES
(UNAUDITED) CONSOLIDATED STATEMENTS OF EARNINGS AND COMPREHENSIVE EARNINGS

	Three Months Ended March 31,	
	2023	2022
<i>(In Millions, Except Per Share Data)</i>		
Total Revenues	\$ 1,354.1	\$ 1,230.8
Total Cost of Revenues	1,051.3	1,074.7
Gross Profit	302.8	156.1
Selling, general and administrative expenses	104.3	97.1
Acquisition and integration expenses	0.8	1.4
Other operating expenses (income), net	1.6	(2.3)
Earnings from Operations	196.1	59.9
Interest expense	42.2	40.5
Other nonoperating income, net	(16.1)	(10.8)
Earnings from continuing operations before income tax expense	170.0	30.2
Income tax expense	35.5	5.8
Earnings from continuing operations	134.5	24.4
Loss from discontinued operations, net of income tax benefit	(12.9)	(3.1)
Consolidated net earnings	121.6	21.3
Less: Net earnings (loss) attributable to noncontrolling interests	0.2	(0.1)
Net Earnings Attributable to Martin Marietta	\$ 121.4	\$ 21.4
Consolidated Comprehensive Earnings (Loss):		
Earnings (Loss) attributable to Martin Marietta	\$ 122.5	\$ (10.2)
Earnings (Loss) attributable to noncontrolling interests	0.2	(0.1)
	\$ 122.7	\$ (10.3)
Net Earnings (Loss) Attributable to Martin Marietta		
Per Common Share:		
Basic from continuing operations attributable to common shareholders	\$ 2.17	\$ 0.39
Basic from discontinued operations attributable to common shareholders	(0.21)	(0.05)
	\$ 1.96	\$ 0.34
Diluted from continuing operations attributable to common shareholders	\$ 2.16	\$ 0.39
Diluted from discontinued operations attributable to common shareholders	(0.21)	(0.05)
	\$ 1.95	\$ 0.34
Weighted-Average Common Shares Outstanding:		
Basic	62.1	62.4
Diluted	62.2	62.6

See accompanying notes to the consolidated financial statements.

MARTIN MARIETTA MATERIALS, INC. AND CONSOLIDATED SUBSIDIARIES
(UNAUDITED) CONSOLIDATED STATEMENTS OF CASH FLOWS

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Cash Flows from Operating Activities:		
Consolidated net earnings	\$ 121.6	\$ 21.3
Adjustments to reconcile consolidated net earnings to net cash provided by operating activities:		
Depreciation, depletion and amortization	123.6	128.2
Stock-based compensation expense	13.7	12.0
Gains on sales of assets	(1.0)	(2.9)
Deferred income taxes, net	6.3	5.2
Other items, net	(1.7)	(0.9)
Changes in operating assets and liabilities, net of effects of acquisitions and divestitures:		
Accounts receivable, net	(13.7)	14.8
Inventories, net	(82.4)	(28.9)
Accounts payable	17.8	95.5
Other assets and liabilities, net	(23.7)	(74.4)
Net Cash Provided by Operating Activities	160.5	169.9
Cash Flows from Investing Activities:		
Additions to property, plant and equipment	(173.9)	(139.8)
Acquisitions, net of cash acquired	—	18.8
Proceeds from sales of assets	22.3	1.0
Investments in life insurance contracts, net	3.1	—
Other investing activities, net	(3.9)	(3.0)
Net Cash Used for Investing Activities	(152.4)	(123.0)
Cash Flows from Financing Activities:		
Payments on finance lease obligations	(4.3)	(3.7)
Dividends paid	(41.6)	(38.9)
Repurchases of common stock	(75.0)	(50.0)
Proceeds from exercise of stock options	0.2	0.6
Shares withheld for employees' income tax obligations	(16.7)	(24.2)
Net Cash Used for Financing Activities	(137.4)	(116.2)
Net Decrease in Cash, Cash Equivalents and Restricted Cash	(129.3)	(69.3)
Cash, Cash Equivalents and Restricted Cash, beginning of period	358.8	258.9
Cash, Cash Equivalents and Restricted Cash, end of period	\$ 229.5	\$ 189.6

See accompanying notes to the consolidated financial statements.

MARTIN MARIETTA MATERIALS, INC. AND CONSOLIDATED SUBSIDIARIES
(UNAUDITED) CONSOLIDATED STATEMENTS OF TOTAL EQUITY

<i>(In Millions, Except Per Share Data)</i>	Shares of Common Stock	Common Stock	Additional Paid- in Capital	Accumulated Other Comprehensive Loss	Retained Earnings	Total Shareholders' Equity	Noncontrolling Interests	Total Equity
Balance at December 31, 2021	62.4	\$ 0.6	\$ 3,470.4	\$ (97.6)	\$ 3,161.9	\$ 6,535.3	\$ 2.3	\$ 6,537.6
Consolidated net earnings (loss)	—	—	—	—	21.4	21.4	(0.1)	21.3
Other comprehensive loss, net of tax	—	—	—	(31.6)	—	(31.6)	—	(31.6)
Dividends declared (\$0.61 per common share)	—	—	—	—	(38.4)	(38.4)	—	(38.4)
Issuances of common stock for stock award plans	0.1	—	4.6	—	—	4.6	—	4.6
Shares withheld for employees' income tax obligations	—	—	(24.4)	—	—	(24.4)	—	(24.4)
Repurchases of common stock	(0.1)	—	—	—	(50.0)	(50.0)	—	(50.0)
Stock-based compensation expense	—	—	12.0	—	—	12.0	—	12.0
Balance at March 31, 2022	<u>62.4</u>	<u>\$ 0.6</u>	<u>\$ 3,462.6</u>	<u>\$ (129.2)</u>	<u>\$ 3,094.9</u>	<u>\$ 6,428.9</u>	<u>\$ 2.2</u>	<u>\$ 6,431.1</u>
Balance at December 31, 2022	62.1	\$ 0.6	\$ 3,489.0	\$ (38.5)	\$ 3,719.4	\$ 7,170.5	\$ 2.3	\$ 7,172.8
Consolidated net earnings	—	—	—	—	121.4	121.4	0.2	121.6
Other comprehensive earnings, net of tax	—	—	—	1.1	—	1.1	—	1.1
Dividends declared (\$0.66 per common share)	—	—	—	—	(41.2)	(41.2)	—	(41.2)
Issuances of common stock for stock award plans	0.1	—	1.3	—	—	1.3	—	1.3
Shares withheld for employees' income tax obligations	—	—	(16.8)	—	—	(16.8)	—	(16.8)
Repurchases of common stock	(0.2)	—	—	—	(75.0)	(75.0)	—	(75.0)
Stock-based compensation expense	—	—	13.7	—	—	13.7	—	13.7
Balance at March 31, 2023	<u>62.0</u>	<u>\$ 0.6</u>	<u>\$ 3,487.2</u>	<u>\$ (37.4)</u>	<u>\$ 3,724.6</u>	<u>\$ 7,175.0</u>	<u>\$ 2.5</u>	<u>\$ 7,177.5</u>

See accompanying notes to the consolidated financial statements.

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(UNAUDITED) NOTES TO CONSOLIDATED FINANCIAL STATEMENTS

1. Significant Accounting Policies

Organization

Martin Marietta Materials, Inc. (the Company or Martin Marietta) is a natural resource-based building materials company. As of March 31, 2023, the Company supplies aggregates (crushed stone, sand and gravel) through its network of approximately 350 quarries, mines and distribution yards in 28 states, Canada and The Bahamas. Martin Marietta also provides cement and downstream products and services, namely, ready mixed concrete, asphalt and paving, in vertically-integrated structured markets where the Company also has a leading aggregates position. In addition, the Company has one cement plant, related cement distribution terminals, cement import operations and ready mixed concrete operations in California that are classified as assets held for sale and reported as discontinued operations as of and for the three months ended March 31, 2023 and 2022 and as of December 31, 2022. The Company's heavy-side building materials are used in infrastructure, nonresidential and residential construction projects. Aggregates are also used in agricultural, utility and environmental applications and as railroad ballast. The aggregates, cement, ready mixed concrete, asphalt and paving product lines are reported collectively as the "Building Materials" business.

The Company's Building Materials business includes two reportable segments: the East Group and the West Group.

**BUILDING MATERIALS BUSINESS
(continuing operations only)**

Reportable Segments	East Group	West Group
Operating Locations	Alabama, Florida, Georgia, Indiana, Iowa, Kansas, Kentucky, Maryland, Minnesota, Missouri, Nebraska, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, Nova Scotia and The Bahamas	Arizona, Arkansas, California, Colorado, Louisiana, Oklahoma, Texas, Utah, Washington and Wyoming
Product Lines	Aggregates and Asphalt	Aggregates, Cement, Ready Mixed Concrete, Asphalt and Paving

The Company's Magnesia Specialties business, which represents a separate reportable segment, has manufacturing facilities in Manistee, Michigan, and Woodville, Ohio. The Magnesia Specialties business produces magnesia-based chemicals products used in industrial, agricultural and environmental applications, and dolomitic lime sold primarily to customers for steel production and soil stabilization.

Basis of Presentation and Use of Estimates

The accompanying unaudited consolidated financial statements of the Company have been prepared in accordance with accounting principles generally accepted in the United States (U.S. GAAP) for interim financial information and with the instructions to the Quarterly Report on Form 10-Q and in Article 10 of Regulation S-X. The Company has continued to follow the accounting policies set forth in the audited consolidated financial statements and related notes thereto included in the Company's Annual Report on Form 10-K for the year ended December 31, 2022. In the opinion of management, the interim consolidated financial information provided herein reflects all adjustments, consisting of normal recurring accruals, necessary for a fair statement of the results of operations, financial position

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and cash flows for the interim periods. The consolidated results of operations for the three months ended March 31, 2023 are not necessarily indicative of the results expected for other interim periods or the full year. The consolidated balance sheet at December 31, 2022 has been derived from the audited consolidated financial statements at that date but does not include all of the information and notes required by U.S. GAAP for complete financial statements. These consolidated financial statements should be read in conjunction with the audited consolidated financial statements and notes thereto included in the Company's Annual Report on Form 10-K for the year ended December 31, 2022.

The preparation of the Company's consolidated financial statements requires management to make certain estimates and assumptions about future events. As future events and their effects cannot be fully determined with precision, actual results could differ significantly from estimates. Changes in estimates are reflected in the consolidated financial statements in the period in which the change in estimate occurs.

Revenue Recognition

Total revenues include sales of products and services to customers, net of discounts or allowances, if any, and freight and delivery costs billed to customers. Product revenues are recognized when control of the promised good is transferred to unaffiliated customers, typically when finished products are shipped. Intersegment and interproduct revenues are eliminated in consolidation. Service revenues are derived from the paving business and are recognized using the percentage-of-completion method under the cost-to-cost approach. When the Company arranges third-party freight to deliver products to customers, the Company has elected the delivery to be a fulfillment activity rather than a separate performance obligation. Further, the Company acts as a principal in the delivery arrangements and, as required by Accounting Standards Codification (ASC) 606, the related revenues and costs are presented gross in the consolidated statements of earnings and are recognized consistently with the timing of the product revenues.

Restricted Cash

At March 31, 2023 and December 31, 2022, the Company had restricted cash of \$0.1 million and \$0.8 million, respectively, which was invested in an account designated for the purchase of like-kind exchange replacement assets under Section 1031 of the Internal Revenue Code and related IRS procedures (Section 1031). The Company is restricted from utilizing the cash for purposes other than the purchase of qualified assets for 180 days from receipt of the proceeds from the sale of the exchanged property. Any unused cash at the end of the 180 days is transferred to unrestricted accounts of the Company and used for general corporate purposes.

The statements of cash flows reflect cash flow changes and balances for cash, cash equivalents and restricted cash on an aggregated basis. The following table reconciles cash, cash equivalents and restricted cash as reported on the consolidated balance sheets to the aggregated amounts presented on the consolidated statements of cash flows:

	March 31, 2023	December 31, 2022
	<i>(Dollars in Millions)</i>	
Cash and cash equivalents	\$ 229.4	\$ 358.0
Restricted cash	0.1	0.8
Total cash, cash equivalents and restricted cash presented in the consolidated statements of cash flows	\$ 229.5	\$ 358.8

Restricted Investments

At March 31, 2023 and December 31, 2022, the Company had \$702.3 million and \$704.6 million, respectively, of restricted investments, representing assets irrevocably transferred to an escrow trust account to satisfy and discharge

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the Company's \$700.0 million of 0.650% Senior Notes due 2023 (the 2023 Notes) (see Note 4). The assets in the escrow trust account may not be used for any purpose other than to satisfy the remaining interest payments and to repay the principal amount of the 2023 Notes on the maturity date of July 15, 2023. The assets transferred to the escrow trust account are invested in a U.S. Treasury securities fund (see Note 5) and investment returns on those trust assets are for the account of the Company (after satisfaction of all amounts payable in connection with the 2023 Notes). The Company consolidated the trust account on its balance sheets at March 31, 2023 and December 31, 2022.

Consolidated Comprehensive Earnings (Loss) and Accumulated Other Comprehensive Loss

Consolidated comprehensive earnings (loss) consist of consolidated net earnings, adjustments for the funded status of pension and postretirement benefit plans and foreign currency translation adjustments, and are presented in the Company's consolidated statements of earnings and comprehensive earnings.

Consolidated comprehensive earnings (loss) attributable to Martin Marietta is as follows:

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Net earnings attributable to Martin Marietta	\$ 121.4	\$ 21.4
Other comprehensive earnings (loss), net of tax	1.1	(31.6)
Consolidated comprehensive earnings (loss) attributable to Martin Marietta	<u>\$ 122.5</u>	<u>\$ (10.2)</u>

Accumulated other comprehensive loss consists of unrecognized gains and losses related to the funded status of the pension and postretirement benefit plans and foreign currency translation and is presented on the Company's consolidated balance sheets.

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The components of the changes in accumulated other comprehensive loss, net of tax, are as follows:

	<i>(Dollars in Millions)</i>		
	Pension and Postretirement Benefit Plans	Foreign Currency	Accumulated Other Comprehensive Loss
	Three Months Ended March 31, 2023		
Balance at beginning of period	\$ (36.5)	\$ (2.0)	\$ (38.5)
Other comprehensive earnings before reclassifications, net of tax	—	0.1	0.1
Amounts reclassified from accumulated other comprehensive loss, net of tax	1.0	—	1.0
Other comprehensive earnings, net of tax	1.0	0.1	1.1
Balance at end of period	<u>\$ (35.5)</u>	<u>\$ (1.9)</u>	<u>\$ (37.4)</u>
	Three Months Ended March 31, 2022		
Balance at beginning of period	\$ (97.6)	\$ —	\$ (97.6)
Other comprehensive (loss) earnings before reclassifications, net of tax	(33.3)	0.4	(32.9)
Amounts reclassified from accumulated other comprehensive loss, net of tax	1.3	—	1.3
Other comprehensive (loss) earnings, net of tax	(32.0)	0.4	(31.6)
Balance at end of period	<u>\$ (129.6)</u>	<u>\$ 0.4</u>	<u>\$ (129.2)</u>

The \$33.3 million, net of tax, other comprehensive loss before reclassifications in the Pension and Postretirement Benefit Plans for the three months ended March 31, 2022 was driven by the remeasurement of the funded status of the Company's qualified pension plan, required as a result of a plan amendment that provided an enhanced benefit for eligible hourly employees.

Changes in net noncurrent deferred tax assets related to accumulated other comprehensive loss are as follows:

	Pension and Postretirement Benefit Plans	
	Three Months Ended March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Balance at beginning of period	\$ 50.1	\$ 69.7
Tax effect of other comprehensive (earnings) loss	(0.3)	10.5
Balance at end of period	<u>\$ 49.8</u>	<u>\$ 80.2</u>

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Reclassifications out of accumulated other comprehensive loss are as follows:

	Three Months Ended March 31,		Affected line items in the consolidated statements of earnings and comprehensive earnings
	2023	2022	
	<i>(Dollars in Millions)</i>		
Pension and postretirement benefit plans			
Amortization of:			
Prior service cost	\$ 1.3	\$ 1.0	
Actuarial loss	—	0.8	
	1.3	1.8	Other nonoperating income, net
Tax effect	(0.3)	(0.5)	Income tax expense
Total	\$ 1.0	\$ 1.3	

Earnings per Common Share

The numerator for basic and diluted earnings per common share is net earnings attributable to Martin Marietta, reduced by dividends and undistributed earnings attributable to certain of the Company's stock-based compensation arrangements. If there is a net loss, no amount of the undistributed loss is attributed to unvested participating securities. The denominator for basic earnings per common share is the weighted-average number of common shares outstanding during the period. Diluted earnings per common share is computed assuming that the weighted-average number of common shares is increased by the conversion, using the treasury stock method, of awards to be issued to employees and nonemployee members of the Company's Board of Directors under certain stock-based compensation arrangements if the conversion is dilutive. For the three months ended March 31, 2023 and 2022, the diluted per-share computations reflect the number of common shares outstanding including the number of additional shares that would have been outstanding if the potentially dilutive common shares had been issued.

The following table reconciles the denominator for basic and diluted earnings from continuing operations per common share:

	Three Months Ended March 31,	
	2023	2022
	<i>(In Millions)</i>	
Basic weighted-average common shares outstanding	62.1	62.4
Effect of dilutive employee and director awards	0.1	0.2
Diluted weighted-average common shares outstanding	62.2	62.6

Reclassifications

As of March 31, 2023, the Company combined products and services revenues and freight revenues into total revenues, and combined cost of revenues - products and services and cost of revenues - freight into total cost of revenues on the Company's consolidated statements of earnings and comprehensive earnings. Prior-year information has been reclassified to conform to the current-year presentation. The reclassifications had no impact on the Company's previously reported results of operations, financial position or cash flows.

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2. Discontinued Operations and Assets and Liabilities Held for Sale

Discontinued Operations

For the three months ended March 31, 2023 and 2022, discontinued operations included the Company's Tehachapi, California cement plant, related cement distribution terminals, California cement import operations and California ready mixed concrete businesses. Discontinued operations as of March 31, 2022 also included the Company's Redding, California cement plant, related cement distribution terminals and 14 California ready mix operations that were sold in June 2022 (hereinafter, the Redding transaction).

Financial results for the Company's discontinued operations are as follows:

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Total revenues	\$ 24.6	\$ 94.7
Pretax loss	\$ (17.1)	\$ (4.1)
Income tax benefit	(4.2)	(1.0)
Loss from discontinued operations, net of income tax benefit	\$ (12.9)	\$ (3.1)

Total cash used for operating and investing activities for discontinued operations was \$5.4 million for the three months ended March 31, 2023, which included \$1.6 million of cash used for capital expenditures. Total cash used for operating and investing activities for the three months ended March 31, 2022 was \$14.0 million, which included \$8.6 million of cash used for capital expenditures.

Assets and Liabilities Held for Sale

Assets and liabilities held for sale at March 31, 2023 and December 31, 2022 included a cement plant in Tehachapi, California; related cement distribution terminals; the California cement import operations; the California ready mixed concrete plants not sold as part of the Redding transaction; and certain investment properties.

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Assets and liabilities held for sale are as follows:

	March 31, 2023			December 31, 2022		
	Continuing Operations	Discontinue d Operations	Total	Continuing Operations	Discontinue ed Operations	Total
	<i>(Dollars in Millions)</i>					
Inventories, net	\$ —	\$ 38.6	\$ 38.6	\$ —	\$ 31.3	\$ 31.3
Investment land	20.6	—	20.6	40.6	—	40.6
Other assets	—	0.9	0.9	—	1.3	1.3
Total current assets held for sale	<u>\$ 20.6</u>	<u>\$ 39.5</u>	<u>\$ 60.1</u>	<u>\$ 40.6</u>	<u>\$ 32.6</u>	<u>\$ 73.2</u>
Property, plant and equipment	\$ —	\$ 126.8	\$ 126.8	\$ —	\$ 124.5	\$ 124.5
Intangible assets, excluding goodwill	—	208.5	208.5	—	208.5	208.5
Operating lease right-of-use assets	—	11.9	11.9	—	12.1	12.1
Goodwill	—	31.9	31.9	—	31.9	31.9
Valuation allowance for loss on sale	—	(4.5)	(4.5)	—	(4.5)	(4.5)
Total noncurrent assets held for sale	<u>\$ —</u>	<u>\$ 374.6</u>	<u>\$ 374.6</u>	<u>\$ —</u>	<u>\$ 372.5</u>	<u>\$ 372.5</u>
Lease obligations	\$ —	\$ (4.2)	\$ (4.2)	\$ —	\$ (4.5)	\$ (4.5)
Total current liabilities held for sale	<u>\$ —</u>	<u>\$ (4.2)</u>	<u>\$ (4.2)</u>	<u>\$ —</u>	<u>\$ (4.5)</u>	<u>\$ (4.5)</u>
Lease obligations	\$ —	\$ (3.3)	\$ (3.3)	\$ —	\$ (4.1)	\$ (4.1)
Asset retirement obligations	—	(17.9)	(17.9)	—	(17.7)	(17.7)
Total noncurrent liabilities held for sale	<u>\$ —</u>	<u>\$ (21.2)</u>	<u>\$ (21.2)</u>	<u>\$ —</u>	<u>\$ (21.8)</u>	<u>\$ (21.8)</u>

3. Inventories, Net

	March 31, 2023	December 31, 2022
	<i>(Dollars in Millions)</i>	
Finished products	\$ 1,023.8	\$ 932.4
Products in process	21.5	24.8
Raw materials	93.5	71.7
Supplies and expendable parts	158.5	153.1
Total inventories	<u>1,297.3</u>	<u>1,182.0</u>
Less: Allowances	(348.6)	(308.3)
Inventories, net	<u>\$ 948.7</u>	<u>\$ 873.7</u>

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4. Long-Term Debt

	March 31, 2023	December 31, 2022
	<i>(Dollars in Millions)</i>	
0.650% Senior Notes, due 2023 (discharged)	\$ 699.6	\$ 699.1
4.250% Senior Notes, due 2024	399.1	398.9
7% Debentures, due 2025	124.7	124.7
3.450% Senior Notes, due 2027	298.4	298.3
3.500% Senior Notes, due 2027	491.7	491.5
2.500% Senior Notes, due 2030	470.8	470.5
2.400% Senior Notes, due 2031	888.8	888.6
6.25% Senior Notes, due 2037	228.4	228.4
4.250% Senior Notes, due 2047	590.2	590.2
3.200% Senior Notes, due 2051	849.9	849.8
Total debt	<u>5,041.6</u>	<u>5,040.0</u>
Less: current maturities	(699.6)	(699.1)
Long-term debt	<u>\$ 4,342.0</u>	<u>\$ 4,340.9</u>

On September 29, 2022, the Company satisfied and discharged the 2023 Notes. In connection with the satisfaction and discharge, the Company irrevocably deposited funds with Regions Bank, as trustee under the indenture governing the 2023 Notes, in an amount sufficient to satisfy all remaining principal and interest payments on the 2023 Notes. Holders of the 2023 Notes will receive payment of principal on the scheduled maturity date of the 2023 Notes and payment of interest at the per annum rate (and on the dates) set forth in the 2023 Notes indenture. The Company utilized existing cash resources to fund the satisfaction and discharge. As a result of the satisfaction and discharge of the 2023 Notes, the obligations of the Company under the indenture with respect to the 2023 Notes have been terminated, except those provisions of the indenture that, by their terms, survive the satisfaction and discharge. Because the discharge did not represent a legal defeasance, the 2023 Notes remain on the Company's consolidated balance sheets at March 31, 2023 and December 31, 2022 and will continue to accrete to their par value over the period until maturity in July 2023. Additionally, the related trust assets are included in *Restricted investments (to satisfy discharged debt and related interest)* on the Company's consolidated balance sheets at March 31, 2023 and December 31, 2022.

The Company has a credit agreement with JPMorgan Chase Bank, N.A., as Administrative Agent, Deutsche Bank Securities, Inc., PNC Bank, Truist Bank and Wells Fargo Bank, N.A., as Syndication Agents, and the lenders party thereto (the Credit Agreement), which provides for a \$800.0 million five-year senior unsecured revolving facility (the Revolving Facility) with a maturity date of December 21, 2027. Borrowings under the Revolving Facility bear interest, at the Company's option, at rates based upon the Secured Overnight Financing Rate (SOFR) or a base rate, plus, for each rate, a margin determined in accordance with a ratings-based pricing grid. There were no borrowings outstanding under the Credit Agreement as of March 31, 2023 and December 31, 2022. Any outstanding principal amounts, together with interest accrued thereon, are due in full on that maturity date. Available borrowings under the Revolving Facility are reduced by any outstanding letters of credit issued by the Company under the Revolving Facility. At March 31, 2023 and December 31, 2022, the Company had \$2.6 million of outstanding letters of credit issued under the Revolving Facility.

The Credit Agreement requires the Company's ratio of consolidated net debt-to-consolidated earnings before interest, taxes, depreciation, depletion and amortization (EBITDA), as defined by the Revolving Facility, for the trailing-twelve months (the Ratio) to not exceed 3.50x as of the end of any fiscal quarter, provided that the Company may exclude

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from the Ratio any debt incurred in connection with certain acquisitions during the quarter or three preceding quarters so long as the Ratio calculated without such exclusion does not exceed 4.00x. Additionally, if no amounts are outstanding under the Revolving Facility or the Company's trade receivable securitization facility (discussed below), consolidated debt, as defined, which includes debt for which the Company is a guarantor (see Note 8), shall be reduced in an amount equal to the lesser of \$500.0 million or the sum of the Company's unrestricted cash and temporary investments, for purposes of the covenant calculation. The Company was in compliance with the Ratio at March 31, 2023.

The Company, through a wholly-owned special-purpose subsidiary, has a \$400 million trade receivable securitization facility (the Trade Receivable Facility), that matures on September 20, 2023. The Trade Receivable Facility, with Truist Bank, Regions Bank, PNC Bank, N.A., MUFG Bank, Ltd., New York Branch, and certain other lenders that may become a party to the facility from time to time, is backed by eligible trade receivables, as defined. Borrowings are limited to the lesser of the facility limit or the borrowing base, as defined. These receivables are originated by the Company and then sold or contributed to the wholly-owned special-purpose subsidiary. The Company continues to be responsible for the servicing and administration of the receivables purchased by the wholly-owned special-purpose subsidiary. Borrowings under the Trade Receivable Facility bear interest at a rate equal to asset-backed commercial paper costs of conduit lenders plus 0.65% for borrowings funded by conduit lenders and Adjusted Term Secured Overnight Financing Rate (Adjusted Term SOFR), as defined, plus 0.7%, subject to change in the event that this rate no longer reflects the lender's cost of lending, for borrowings funded by all other lenders. The Trade Receivable Facility contains a cross-default provision to the Company's other debt agreements. Subject to certain conditions, including lenders providing the requisite commitments, the Trade Receivable Facility may be increased to a borrowing base not to exceed \$500 million. There were no borrowings outstanding under the Trade Receivable Facility at March 31, 2023 and December 31, 2022.

5. Financial Instruments

The Company's financial instruments include temporary cash investments, restricted cash, restricted investments, accounts receivable, notes receivable, accounts payable, publicly-registered long-term notes, debentures and other long-term debt.

Temporary cash investments are placed primarily in money market funds, money market demand deposit accounts and Eurodollar time deposit accounts with financial institutions. The Company's cash equivalents have maturities of less than three months. Due to the short maturity of these investments, they are carried on the consolidated balance sheets at cost, which approximates fair value.

Restricted cash is held in a trust account with a third-party intermediary. Due to the short-term nature of this account, the carrying value of restricted cash approximates its fair value.

Restricted investments are held in a fund that invests solely in U.S. Treasury securities. The estimated fair value of the fund is valued at net asset value, which the fund seeks to maintain at one dollar per share. As such, the carrying value of the restricted investments approximates its fair value. The Company is restricted from accessing the investments, which will be used to settle the 2023 Notes and related interest payments. Investment returns on those trust assets are for the account of the Company if there are any after satisfaction of all amounts payable in connection with the 2023 Notes.

Accounts receivable are due from a large number of customers, primarily in the construction industry, and are dispersed across wide geographic and economic regions. No single customer accounted for 10% or more of consolidated accounts receivable at March 31, 2023 and December 31, 2022. The carrying values of accounts receivable approximate their fair values.

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Notes receivable are primarily promissory notes with customers and are not publicly traded. Management estimates that the carrying value of notes receivable approximates its fair value.

Accounts payable represent amounts owed to suppliers and vendors. The estimated carrying value of accounts payable approximates its fair value due to the short-term nature of the payables.

The carrying values and fair values of the Company's long-term debt were \$5.04 billion and \$4.46 billion, respectively, at March 31, 2023 and \$5.04 billion and \$4.36 billion, respectively, at December 31, 2022. The estimated fair value of the Company's publicly-registered long-term debt was estimated based on Level 1 of the fair value hierarchy using quoted market prices. The carrying values of other borrowings, which primarily represent variable-rate debt, approximate their fair value as the interest rates reset periodically.

6. Income Taxes

The effective income tax rate reflects the effect of federal and state income taxes on earnings and the impact of differences in book and tax accounting arising primarily from the permanent tax benefits associated with the statutory depletion deduction for mineral reserves. The effective income tax rates for continuing operations were 20.9% and 19.3% for the three months ended March 31, 2023 and 2022, respectively.

7. Pension and Postretirement Benefits

The net periodic benefit cost (credit) for pension and postretirement benefits includes the following components:

	Pension		Postretirement Benefits	
	Three Months Ended March 31,			
	2023	2022	2023	2022
	<i>(Dollars in Millions)</i>			
Service cost	\$ 7.7	\$ 11.5	\$ —	\$ —
Interest cost	12.7	10.2	0.1	0.1
Expected return on assets	(17.8)	(19.4)	—	—
Amortization of:				
Prior service cost (credit)	1.4	1.2	(0.1)	(0.2)
Actuarial loss (gain)	0.1	0.9	(0.1)	(0.1)
Net periodic benefit cost (credit)	<u>\$ 4.1</u>	<u>\$ 4.4</u>	<u>\$ (0.1)</u>	<u>\$ (0.2)</u>

The components of net periodic benefit cost (credit), other than service cost, are included in the line item *Other nonoperating income, net*, in the consolidated statements of earnings and comprehensive earnings. Based on the roles of the employees, service cost is included in *Cost of revenues* or *Selling, general and administrative expenses* line items in the consolidated statements of earnings and comprehensive earnings.

8. Commitments and Contingencies

Legal and Administrative Proceedings

The Company is engaged in certain legal and administrative proceedings incidental to its normal business activities, including matters relating to environmental protection. The Company considers various factors in assessing the probable outcome of each matter, including but not limited to the nature of existing legal proceedings and claims, the asserted or possible damages, the jurisdiction and venue of the case and whether it is a jury trial, the progress of the case, existing law and precedent, the opinions or views of legal counsel and other advisers, the Company's experience

in similar cases and the experience of other companies, the facts available to the Company at the time of assessment, and how the Company intends to respond to the proceeding or claim. The Company's assessment of these factors may change over time as proceedings or claims progress. The Company believes the probability is remote that the outcome of any currently pending legal or administrative proceeding will result in a material loss to the Company as a whole, based on currently available facts.

Letters of Credit

In the normal course of business, the Company provides certain third parties with standby letter of credit agreements guaranteeing its payment for certain insurance claims, contract performance and permit requirements. At March 31, 2023, the Company was contingently liable for \$26.8 million in letters of credit.

Borrowing Arrangements with Affiliate

The Company is a guarantor with an unconsolidated affiliate for a \$15.0 million revolving line of credit agreement with Truist Bank that has a maturity date of March 2024, of which \$2.4 million was outstanding at March 31, 2023. The affiliate has agreed to reimburse and indemnify the Company for any payments and expenses the Company may incur from this agreement. The Company holds a lien on the affiliate's membership interest in a joint venture as collateral for payment under the revolving line of credit.

In addition, the Company has a \$6.0 million interest-only loan receivable, due December 31, 2024, outstanding from this unconsolidated affiliate at March 31, 2023 and December 31, 2022. The interest rate is one-month LIBOR plus a current spread of 1.63%.

9. Segments

The Building Materials business contains two reportable segments: the East Group and the West Group. The Company also has a Magnesia Specialties segment. The Company's evaluation of performance and allocation of resources are based primarily on earnings from operations. Consolidated earnings from operations include total revenues less cost of revenues; selling, general and administrative expenses; acquisition and integration expenses; other operating income and expenses, net; and exclude interest expense; other nonoperating income and expenses, net; and income tax expense. Corporate loss from operations primarily includes depreciation; expenses for corporate administrative functions; acquisition and integration expenses; and other nonrecurring income and expenses not attributable to operations of the Company's other operating segments. All long-term debt and related interest expense are held at Corporate.

The following table displays selected financial data for the Company's reportable segments. Total revenues, as presented on the consolidated statements of earnings and comprehensive earnings, reflect the elimination of intersegment revenues, which represent sales from one segment to another segment. Total revenues and earnings (loss) from operations reflect continuing operations only.

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	Three Months Ended March 31,	
	2023	2022
<i>(Dollars in Millions)</i>		
Total revenues:		
East Group	\$ 529.6	\$ 418.8
West Group	741.1	735.0
Total Building Materials business	1,270.7	1,153.8
Magnesia Specialties	83.4	77.0
Total	\$ 1,354.1	\$ 1,230.8
Earnings (Loss) from operations:		
East Group	\$ 108.9	\$ 28.0
West Group	94.7	43.0
Total Building Materials business	203.6	71.0
Magnesia Specialties	20.6	21.5
Corporate	(28.1)	(32.6)
Total	\$ 196.1	\$ 59.9

10. Revenues and Gross Profit

Performance Obligations. Performance obligations are contractual promises to transfer or provide a distinct good or service for a stated price. The Company's product sales agreements are single-performance obligations that are satisfied at a point in time. Performance obligations within paving service agreements are satisfied over time, primarily ranging from one day to two years. For product and freight revenues, customer payment terms are generally 30 days from invoice date. Customer payments for the paving operations are based on a contractual billing schedule and are due 30 days from invoice date.

Future revenues from unsatisfied performance obligations at March 31, 2023 and 2022 were \$241.0 million and \$213.9 million, respectively, where the remaining periods to complete these obligations ranged from less than one month to 30 months and one month to 25 months, respectively.

Service Revenues. Service revenues, which include paving services located in California and Colorado, were \$26.3 million and \$18.3 million for the three months ended March 31, 2023 and 2022, respectively, and are reported in the West Group.

Contract Balances. Costs in excess of billings relate to the conditional right to consideration for completed contractual performance and are contract assets on the consolidated balance sheets. Costs in excess of billings are reclassified to accounts receivable when the right to consideration becomes unconditional. Billings in excess of costs relate to customers invoiced in advance of contractual performance and are contract liabilities on the consolidated balance sheets. The following table presents information about the Company's contract balances:

	March 31, 2023		December 31, 2022	
	<i>(Dollars in Millions)</i>			
Costs in excess of billings	\$	4.9	\$	5.1
Billings in excess of costs	\$	7.5	\$	10.5

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Revenues recognized from the beginning balance of contract liabilities for the three months ended March 31, 2023 and 2022 were \$5.2 million and \$3.5 million, respectively.

Retainage, which primarily relates to the paving services, represents amounts that have been billed to customers but payment withheld until final acceptance of the performance obligation by the customer. Retainage, which is included in *Other current assets* on the Company's consolidated balance sheets, was \$10.0 million and \$13.4 million at March 31, 2023 and December 31, 2022, respectively.

The following table, which is reconciled to consolidated amounts, provides total revenues and gross profit (loss) by line of business: Building Materials (further divided by product line) and Magnesia Specialties. Interproduct revenues represent sales from the aggregates product line to the ready mixed concrete and asphalt and paving product lines and sales from the cement product line to the ready mixed concrete product line. Total revenues and gross profit (loss) reflect continuing operations only.

	Three Months Ended March 31,	
	2023	2022
<i>(Dollars in Millions)</i>		
Total revenues:		
Building Materials business:		
Aggregates	\$ 911.9	\$ 756.6
Cement	168.6	138.3
Ready mixed concrete	220.0	291.1
Asphalt and paving services	58.0	56.8
Less: interproduct revenues	(87.8)	(89.0)
Total Building Materials business	1,270.7	1,153.8
Magnesia Specialties	83.4	77.0
Total	<u>\$ 1,354.1</u>	<u>\$ 1,230.8</u>
Gross profit (loss):		
Building Materials business:		
Aggregates	\$ 238.1	\$ 102.8
Cement	47.1	26.9
Ready mixed concrete	11.2	21.9
Asphalt and paving services	(20.5)	(13.2)
Total Building Materials business	275.9	138.4
Magnesia Specialties	25.0	25.6
Corporate	1.9	(7.9)
Total	<u>\$ 302.8</u>	<u>\$ 156.1</u>

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11. Supplemental Cash Flow Information

Noncash investing and financing activities are as follows:

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Accrued liabilities for purchases of property, plant and equipment	\$ 39.8	\$ 24.5
Remeasurement of operating lease right-of-use assets	\$ 0.5	\$ 0.3
Remeasurement of finance lease right-of-use assets	\$ —	\$ 0.4
Right-of-use assets obtained in exchange for new operating lease liabilities	\$ 13.8	\$ 6.1
Right-of-use assets obtained in exchange for new finance lease liabilities	\$ 5.4	\$ 3.6
Acquisition of assets through asset exchange	\$ 5.2	\$ —

Supplemental disclosures of cash flow information are as follows:

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Cash paid for interest, net of capitalized amount	\$ 41.4	\$ 44.8
Cash paid for income taxes, net of refunds	\$ 4.1	\$ 0.8

12. Subsequent Events

On April 26, 2023, the Company terminated its agreement with CalPortland Company regarding the sale of the Company's Tehachapi, California cement plant and related distribution terminals to CalPortland in light of the parties being unable to timely obtain the necessary approval by the U.S. Federal Trade Commission. The Company intends to explore the potential sale of Tehachapi to other buyers. On May 3, 2023, the Company divested its cement import operations in California. Since October 1, 2021, these cement businesses have been classified as assets held for sale on the Company's consolidated balance sheet; the associated financial results have been reported as discontinued operations on the consolidated statement of earnings.

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Item 2. Management's Discussion and Analysis of Financial Condition and Results of Operations.

OVERVIEW

Martin Marietta Materials, Inc. (the Company or Martin Marietta) is a natural resource-based building materials company. As of March 31, 2023, the Company supplies aggregates (crushed stone, sand and gravel) through its network of approximately 350 quarries, mines and distribution yards in 28 states, Canada and The Bahamas. Martin Marietta also provides cement and downstream products, namely, ready mixed concrete, asphalt and paving services, in certain vertically-integrated structured markets where the Company has a leading aggregates position. In addition, the Company has one cement plant, related cement distribution terminals, cement import operations and ready mixed concrete operations in California that are classified as assets held for sale and reported as discontinued operations as of and for the three months ended March 31, 2023 and 2022. The Company's heavy-side building materials are used in infrastructure, nonresidential and residential construction projects. Aggregates are also used in agricultural, utility and environmental applications and as railroad ballast. The aggregates, cement, ready mixed concrete and asphalt and paving product lines are reported collectively as the "Building Materials" business.

The Company's Building Materials business includes two reportable segments: the East Group and the West Group.

BUILDING MATERIALS BUSINESS
(continuing operations only)

Reportable Segments	East Group	West Group
Operating Locations	Alabama, Florida, Georgia, Indiana, Iowa, Kansas, Kentucky, Maryland, Minnesota, Missouri, Nebraska, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, Nova Scotia and The Bahamas	Arizona, Arkansas, California, Colorado, Louisiana, Oklahoma, Texas, Utah, Washington and Wyoming
Product Lines	Aggregates and Asphalt	Aggregates, Cement, Ready Mixed Concrete, Asphalt and Paving Services
Facility Types	Quarries, Mines, Asphalt Plants and Distribution Facilities	Quarries, Cement Plants, Asphalt Plants, Ready Mixed Concrete Plants and Distribution Facilities
Modes of Transportation	Truck, Railcar, Ship and Barge	Truck and Railcar

The Building Materials business is significantly affected by weather patterns, seasonal changes and other climate-related conditions. Production and shipment levels for aggregates, cement, ready mixed concrete and asphalt materials correlate with general construction activity levels, most of which occur in the spring, summer and fall. Thus, production and shipment levels vary by quarter. Operations concentrated in the northern and midwestern United States generally experience more severe winter weather conditions than operations in the Southeast, Southwest and West. Excessive rainfall, and conversely excessive drought, can also jeopardize production, shipments and profitability in all markets served by the Company. Due to the potentially significant impact of weather on the Company's operations, current-period results are not necessarily indicative of expected performance for other interim periods or the full year.

The Company has a Magnesia Specialties business with manufacturing facilities in Manistee, Michigan, and Woodville, Ohio. The Magnesia Specialties business produces magnesia-based chemicals products used in industrial, agricultural and environmental applications and dolomitic lime sold primarily to customers in the steel and mining industries.

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CRITICAL ACCOUNTING POLICIES

The Company outlined its critical accounting policies in its Annual Report on Form 10-K for the year ended December 31, 2022. There were no changes to the Company's critical accounting policies during the three months ended March 31, 2023.

RESULTS OF OPERATIONS

Earnings from continuing operations before interest; income taxes; depreciation, depletion and amortization; earnings/loss from nonconsolidated equity affiliates; and acquisition and integration expenses (Adjusted EBITDA) is an indicator used by the Company and investors to evaluate the Company's operating performance from period to period. Adjusted EBITDA is not defined by accounting principles generally accepted in the United States (GAAP) and, as such, should not be construed as an alternative to net earnings attributable to Martin Marietta, earnings from operations or operating cash flow. However, the Company's management believes that Adjusted EBITDA may provide additional information with respect to the Company's performance and is a measure used by management to evaluate the Company's performance. Since Adjusted EBITDA excludes some, but not all, items that affect net earnings and may vary among companies, Adjusted EBITDA as presented by the Company may not be comparable with similarly titled measures of other companies.

The following table presents a reconciliation of net earnings from continuing operations attributable to Martin Marietta to Adjusted EBITDA:

	Three Months Ended	
	March 31,	
	2023	2022
	<i>(Dollars in Millions)</i>	
Net earnings from continuing operations attributable to Martin Marietta	\$ 134.3	\$ 24.5
Add back:		
Interest expense, net of interest income	31.6	40.5
Income tax expense for controlling interests	35.5	5.9
Depreciation, depletion and amortization expense and earnings/loss from nonconsolidated equity affiliates	121.7	124.9
Acquisition and integration expenses	0.8	1.4
Adjusted EBITDA	<u>\$ 323.9</u>	<u>\$ 197.2</u>

Mix-adjusted average selling price (mix-adjusted ASP) is a non-GAAP measure that excludes the impacts of period-over-period product, geographic and other mix on average selling price. Mix-adjusted ASP is calculated by comparing current-period shipments to like-for-like shipments in the comparable prior period. Management uses this metric to evaluate the realization of pricing increases and believes this information is useful to investors as it provides same-on-same pricing trends. The following reconciles reported average selling price to mix-adjusted ASP and corresponding variances:

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	Three Months Ended March 31,	
	2023	2022
Aggregates:		
Reported average selling price	\$ 19.83	\$ 16.17
Adjustment for impact of product, geographic and other mix	(0.50)	
Mix-adjusted ASP	<u>\$ 19.33</u>	
Reported average selling price variance	<u>22.6 %</u>	
Mix-adjusted ASP variance	<u>19.6 %</u>	
Cement - Continuing Operations:		
Reported average selling price	\$ 170.65	\$ 129.11
Adjustment for impact of product, geographic and other mix	(0.38)	
Mix-adjusted ASP	<u>\$ 170.27</u>	
Reported average selling price variance	<u>32.2 %</u>	
Mix-adjusted ASP variance	<u>31.9 %</u>	

Quarter Ended March 31, 2023

Financial highlights for the quarter ended March 31, 2023 (unless noted, all comparisons are versus the prior-year quarter and for continuing operations):

- ◆ Consolidated total revenues of \$1.35 billion compared with \$1.23 billion
- ◆ Building Materials business total revenues of \$1.27 billion compared with \$1.15 billion
- ◆ Magnesia Specialties total revenues of \$83.4 million compared with \$77.0 million
- ◆ Consolidated gross profit of \$302.8 million compared with \$156.1 million
- ◆ Consolidated earnings from operations of \$196.1 million compared with \$59.9 million
- ◆ Net earnings from continuing operations attributable to Martin Marietta of \$134.3 million compared with \$24.5 million
- ◆ Adjusted EBITDA of \$323.9 million compared with \$197.2 million
- ◆ Earnings per diluted share from continuing operations of \$2.16 compared with \$0.39

The following tables present total revenues and gross profit (loss) for the Company and its reportable segments by product line for continuing operations for the three months ended March 31, 2023 and 2022. In each case, the data is stated as a percentage of revenues of the Company or the relevant segment or product line, as the case may be.

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	Three Months Ended March 31,	
	2023	2022
	Amount	Amount
	<i>(Dollars in Millions)</i>	
Total revenues:		
Building Materials business:		
East Group		
Aggregates	\$ 530.1	\$ 419.2
Asphalt	0.1	0.2
Less: Interproduct revenues	(0.6)	(0.6)
East Group Total	529.6	418.8
West Group		
Aggregates	381.8	337.4
Cement	168.6	138.3
Ready mixed concrete	220.0	291.1
Asphalt and paving services	57.9	56.6
Less: Interproduct revenues	(87.2)	(88.4)
West Group Total	741.1	735.0
Total Building Materials business	1,270.7	1,153.8
Total Magnesia Specialties	83.4	77.0
Total	\$ 1,354.1	\$ 1,230.8

	Three Months Ended March 31,			
	2023		2022	
	Amount	% of Revenues	Amount	% of Revenues
	<i>(Dollars in Millions)</i>			
Gross profit (loss):				
Building Materials business:				
Aggregates	238.1	26.1	\$ 102.8	13.6
Cement	47.1	28.0	26.9	19.4
Ready mixed concrete	11.2	5.1	21.9	7.5
Asphalt and paving services	(20.5)	(35.4)	(13.2)	(23.2)
Total Building Materials business	275.9	21.7	138.4	12.0
Magnesia Specialties	25.0	30.0	25.6	33.3
Corporate	1.9		(7.9)	
Total	\$ 302.8	22.4	\$ 156.1	12.7

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Building Materials Business

The following table presents shipments data by product line for the Building Materials business:

	Three Months Ended March 31,		
	2023	2022	% Change
	<i>(In Millions)</i>		
Aggregates tons	41.7	42.1	(0.8)%
Cement tons	1.0	1.0	(6.8)%
Ready Mixed Concrete cubic yards	1.5	2.4	(37.1)%
Asphalt tons	0.5	0.7	(25.1)%

The average selling price and pricing variances by product line for the Building Materials business are as follows:

	Three Months Ended March 31,		
	2023	2022	% Change
Aggregates (per ton)	\$ 19.83	\$ 16.17	22.6%
Cement (per ton)	\$ 170.65	\$ 129.11	32.2%
Ready Mixed Concrete (per cubic yard)	\$ 145.06	\$ 120.71	20.2%
Asphalt (per ton)	\$ 68.53	\$ 62.39	9.9%

First-quarter aggregates shipments decreased slightly, while pricing increased 22.6%, or 19.6% on a mix-adjusted basis, over the prior-year quarter, reflecting the impact of 2022 and 2023 price increases. First-quarter aggregates gross profit improved 131.7% to \$238.1 million, while gross margin expanded 1,250 basis points to a first-quarter record of 26.1%, as strong pricing growth more than offset lower shipments and increased costs.

Cement shipments of 1.0 million tons decreased 6.8% driven by wet and cold weather in Texas. Pricing increased 32.2%, reflecting the cumulative effects of 2022 and 2023 price increases. Cement gross profit grew to a first-quarter record \$47.1 million, an increase of 75.4%, and gross margin expanded 860 basis points to 28.0%, as pricing gains more than offset lower shipments and higher raw materials and maintenance costs.

Ready mix pricing increased 20.2% due to pricing actions implemented in all Arizona and Texas markets. Ready mix shipments, revenues and gross profit from continuing operations declined 37.1%, 24.4% and 48.9%, respectively, driven primarily by the divestiture of the Company's Colorado and Central Texas ready mixed concrete businesses on April 1, 2022.

Total asphalt shipments decreased 25.1% and pricing increased 9.9%, respectively. Total asphalt and paving revenues increased 2.1%. However, consistent with the Company's historical first-quarter trends, the business posted a gross loss of \$20.5 million due to seasonal winter operational shutdowns in Minnesota.

Aggregates End-Use Markets

While aggregates shipments to the infrastructure market decreased 1.3%, the value of state and local government highway, bridge and tunnel contract awards, a leading indicator for future demand, is meaningfully higher year-over-year. The infrastructure market accounted for 32% of first-quarter aggregates shipments.

Aggregates shipments to the nonresidential market increased 3.2%, driven by several large manufacturing, data center and energy projects in Georgia, the Carolinas and the Gulf Coast. The nonresidential market represented 38% of first-quarter aggregates shipments.

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Aggregates shipments to the residential market decreased 2.6%, however, multi-family construction remained resilient, partially offsetting the single-family affordability concerns in the Company's geographies. The residential market accounted for 25% of first-quarter aggregates shipments.

The ChemRock/Rail market accounted for the remaining 5% of first-quarter aggregates shipments. Volumes to this end use decreased 14.5%, driven by primarily lower ballast shipments, but wet weather also negatively impacted aglime shipments.

Magnesia Specialties Business

Magnesia Specialties first-quarter total revenues increased 8.4% to \$83.4 million, driven by increased lime demand as well as higher pricing for all product lines. Gross profit declined 2.7% to \$25.0 million reflecting higher supplies and contract services costs.

Consolidated Operating Results

Consolidated SG&A for the first quarter of 2023 was 7.7% of total revenues compared with 7.9% in the prior-year quarter, a 20-basis-point improvement.

Among other items, other operating expense (income), net, includes gains and losses on the sale of assets; recoveries and losses related to certain customer accounts receivable; rental, royalty and services income; and accretion expense, depreciation expense and gains and losses related to asset retirement obligations. For the first quarter, consolidated other operating expenses (income), net, was an expense of \$1.6 million in 2023 and income of \$2.3 million in 2022.

Earnings from operations for the quarter were \$196.1 million in 2023 compared with \$59.9 million in 2022, with the increase driven by the cumulative impact of price increases in 2022 and 2023.

Other nonoperating income, net, includes interest income; pension and postretirement benefit cost (excluding service cost); foreign currency transaction gains and losses; equity earnings or losses from nonconsolidated affiliates; and other miscellaneous income and expenses. For the first quarter, other nonoperating income, net, was \$16.1 million and \$10.8 million in 2023 and 2022, respectively. The increase was driven by higher interest income.

Income Tax Expense

For the three months ended March 31, 2023 and 2022, the effective income tax rates for continuing operations were 20.9% and 19.3%, respectively.

LIQUIDITY AND CAPITAL RESOURCES

Cash provided by operating activities for the three months ended March 31, 2023 and 2022 was \$160.5 million and \$169.9 million, respectively. Operating cash flow is substantially derived from consolidated net earnings before deducting depreciation, depletion and amortization, and changes in working capital requirements.

Depreciation, depletion and amortization were as follows:

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	Three Months Ended March 31,	
	2023	2022
<i>(Dollars in Millions)</i>		
Depreciation	\$ 100.7	\$ 101.8
Depletion	9.4	11.8
Amortization	13.5	14.6
Total	<u>\$ 123.6</u>	<u>\$ 128.2</u>

The seasonal nature of construction activity impacts the Company's interim operating cash flow when compared with the full year. Full-year 2022 net cash provided by operating activities was \$991.2 million.

During the three months ended March 31, 2023 and 2022, the Company paid \$173.9 million and \$139.8 million, respectively, for property, plant and equipment.

The Company can repurchase its common stock through open-market purchases pursuant to authority granted by its Board of Directors or through private transactions at such prices and upon such terms as the Chief Executive Officer deems appropriate. The Company repurchased 203,770 shares of common stock at an aggregate cost of \$75.0 million during the first three months of 2023. At March 31, 2023, 12.9 million shares of common stock remain under the Company's repurchase authorization.

On September 29, 2022, the Company satisfied and discharged its \$700 million of 0.650% Senior Notes due 2023 (the 2023 Notes). In connection with the satisfaction and discharge, the Company irrevocably deposited funds in an amount sufficient to satisfy all remaining principal and interest payments on the 2023 Notes with Regions Bank (the Trustee). The funds are invested in a fund that invests exclusively in U.S. Treasury securities and are classified as *Restricted investments (to satisfy discharged debt and related interest)* on the consolidated balance sheets at March 31, 2023 and December 31, 2022. Holders of the 2023 Notes will receive payment of principal on the scheduled maturity date and payment of interest at the per annum rate (and on the dates) set forth in the 2023 Notes indenture. The Company utilized existing cash resources to fund the satisfaction and discharge. As a result of the satisfaction and discharge, the obligations of the Company under the indenture with respect to the 2023 Notes have been terminated, except those provisions of the indenture that, by their terms, survive the satisfaction and discharge. The 2023 Notes remain on the Company's consolidated balance sheet at March 31, 2023 and will continue to accrete to their par value over the period until maturity in July 2023.

The Company, through a wholly-owned special-purpose subsidiary, has a \$400 million trade receivable securitization facility (the Trade Receivable Facility) that matures on September 20, 2023. The Trade Receivable Facility contains a cross-default provision to the Company's other debt agreements.

The Company has an \$800 million five-year senior unsecured revolving facility (the Revolving Facility), which matures in December 2027. The Revolving Facility requires the Company's ratio of consolidated net debt-to-consolidated EBITDA, as defined, for the trailing-twelve-month period (the Ratio) to not exceed 3.50 times as of the end of any fiscal quarter, provided that the Company may exclude from the Ratio debt incurred in connection with certain acquisitions during the quarter or the three preceding quarters so long as the Ratio calculated without such exclusion does not exceed 4.00 times. Additionally, if there are no amounts outstanding under the Revolving Facility and the Trade Receivable Facility, consolidated debt, including debt for which the Company is a guarantor, shall be reduced in an amount equal to the lesser of \$500.0 million or the sum of the Company's unrestricted cash and temporary investments, for purposes of the covenant calculation. The Company was in compliance with the Ratio at March 31, 2023.

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In the event of a default on the Ratio, the lenders can terminate the Revolving Facility and Trade Receivable Facility and declare any outstanding balances as immediately due. There were no amounts outstanding under the Trade Receivable Facility or the Revolving Facility at March 31, 2023.

Cash on hand and restricted investments, along with the Company's projected internal cash flows and availability of financing resources, including its access to debt and equity capital markets, is expected to continue to be sufficient to provide the capital resources necessary to support anticipated operating needs, cover debt service requirements, address near-term debt maturities, meet capital expenditures and discretionary investment needs, fund certain acquisition opportunities that may arise, allow for payment of dividends for the foreseeable future and allow the repurchase of shares of the Company's common stock. At March 31, 2023, the Company had \$1.20 billion of unused borrowing capacity under its Revolving Facility and Trade Receivable Facility, subject to complying with the related leverage covenant. Historically, the Company has successfully extended the maturity dates of these credit facilities.

TRENDS AND RISKS

The Company outlined the risks associated with its business in its Annual Report on Form 10-K for the year ended December 31, 2022. Management continues to evaluate its exposure to all operating risks on an ongoing basis.

On August 16, 2022, the U.S. enacted the Inflation Reduction Act of 2022, which, among other things, implements a 15% minimum tax on book income of certain large corporations, a 1% excise tax on net stock repurchases and several tax incentives to promote clean energy. Based on the Company's current analysis of the provisions, management does not believe this legislation will have a material impact on the Company's consolidated financial statements.

OTHER MATTERS

If you are interested in Martin Marietta stock, management recommends that, at a minimum, you read the Company's current annual report and Forms 10-K, 10-Q and 8-K reports to the Securities and Exchange Commission (SEC) over the past year. The Company's recent proxy statement for the annual meeting of shareholders also contains important information. These and other materials that have been filed with the SEC are accessible through the Company's website at www.martinmarietta.com and are also available at the SEC's website at www.sec.gov. You may also write or call the Company's Corporate Secretary, who will provide copies of such reports.

Investors are cautioned that all statements in this Form 10-Q that relate to the future involve risks and uncertainties, and are based on assumptions that the Company believes in good faith are reasonable but which may be materially different from actual results. These statements, which are forward-looking statements under the Private Securities Litigation Reform Act of 1995, provide the investor with the Company's expectations or forecasts of future events. You can identify these statements by the fact that they do not relate only to historical or current facts. They may use words such as "anticipate," "may," "expect," "should," "believe," "project," "intend," "will," and other words of similar meaning in connection with future events or future operating or financial performance. Any or all of management's forward-looking statements here and in other publications may turn out to be wrong.

The Company's outlook is subject to risks and uncertainties and is based on assumptions that the Company believes in good faith are reasonable but which may be materially different from actual results. Factors that the Company currently believes could cause actual results to differ materially from the forward-looking statements in this Form 10-Q include, but are not limited to: the ability of the Company to face challenges, including shipment declines resulting from economic events beyond the Company's control; a widespread decline in aggregates pricing, including a decline in aggregates shipment volume negatively affecting aggregates price; the history of both cement and ready mixed concrete being subject to significant changes in supply, demand and price fluctuations; the termination, capping and/or reduction or

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suspension of the federal and/or state gasoline tax(es) or other revenue related to public construction; the level and timing of federal, state or local transportation or infrastructure or public projects funding, most particularly in Texas, Colorado, North Carolina, Minnesota, California, Georgia, Arizona, Iowa, Florida and Indiana; the United States Congress' inability to reach agreement among themselves or with the Administration on policy issues that impact the federal budget; the ability of states and/or other entities to finance approved projects either with tax revenues or alternative financing structures; levels of construction spending in the markets the Company serves; a reduction in defense spending and the subsequent impact on construction activity on or near military bases; a decline in energy-related construction activity resulting from a sustained period of low global oil prices or changes in oil production patterns or capital spending in response to this decline, particularly in Texas and West Virginia; increasing residential mortgage rates and other factors that could result in a slowdown in residential construction; unfavorable weather conditions, particularly Atlantic Ocean, Pacific Ocean and Gulf of Mexico storm and hurricane activity, the late start to spring or the early onset of winter and the impact of a drought or excessive rainfall in the markets served by the Company, any of which can significantly affect production schedules, volumes, product and/or geographic mix and profitability; the volatility of fuel costs and energy, particularly diesel fuel, electricity, natural gas and the impact on the cost, or the availability generally, of other consumables, namely steel, explosives, tires and conveyor belts, and with respect to the Company's Magnesia Specialties business, natural gas; continued increases in the cost of other repair and supply parts; construction labor shortages and/or supply chain challenges; unexpected equipment failures, unscheduled maintenance, industrial accident or other prolonged and/or significant disruption to production facilities; the resiliency and potential declines of the Company's various construction end-use markets; the potential negative impacts of a resurgence of a global health crisis such as COVID-19 and its variants; increasing governmental regulation, including environmental laws and climate change regulations; transportation availability or a sustained reduction in capital investment by the railroads, notably the availability of railcars, locomotive power and the condition of rail infrastructure to move trains to supply the Company's Texas, Colorado, Florida, Carolinas and the Gulf Coast markets, including the movement of essential dolomitic lime for magnesia chemicals to the Company's plant in Manistee, Michigan and its customers; increased transportation costs, including increases from higher or fluctuating passed-through energy costs or fuel surcharges, and other costs to comply with tightening regulations, as well as higher volumes of rail and water shipments; availability of trucks and licensed drivers for transport of the Company's materials; availability and cost of construction equipment in the United States; weakening in the steel industry markets served by the Company's dolomitic lime products; potential impact on costs, supply chain or other matters relating to the conflict between Russia and Ukraine; trade disputes with one or more nations impacting the U.S. economy, including the impact of tariffs on the steel industry; unplanned changes in costs or realignment of customers that introduce volatility to earnings, including that of the Magnesia Specialties business that is running at capacity; proper functioning of information technology and automated operating systems to manage or support operations; inflation and its effect on both production and interest costs; the concentration of customers in construction markets and the increased risk of potential losses on customer receivables; the impact of the level of demand in the Company's end-use markets, production levels and management of production costs on the operating leverage and therefore profitability of the Company; the possibility that the expected synergies from acquisitions will not be realized or will not be realized within the expected time period, including achieving anticipated profitability to maintain compliance with the Company's leverage ratio debt covenant; changes in tax laws, the interpretation of such laws and/or administrative practices, including acquisitions and divestitures, that would increase the Company's tax rate; violation of the Company's debt covenant if price and/or volumes return to previous levels of instability; downward pressure on the Company's common stock price and its impact on goodwill impairment evaluations; the possibility of a reduction of the Company's credit rating to non-investment grade; and other risk factors listed from time to time found in the Company's filings with the SEC.

You should consider these forward-looking statements in light of risk factors discussed in the Company's Annual Report on Form 10-K for the year ended December 31, 2022 and other periodic filings made with the SEC. All of the Company's forward-looking statements should be considered in light of these factors. In addition, other risks and uncertainties not

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presently known to the Company or that the Company considers immaterial could affect the accuracy of its forward-looking statements, or adversely affect or be material to the Company. The Company assumes no obligation to update any such forward-looking statements.

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INVESTOR ACCESS TO COMPANY FILINGS

Shareholders may obtain, without charge, a copy of Martin Marietta's Annual Report on Form 10-K, as filed with the Securities and Exchange Commission for the fiscal year ended December 31, 2022, by writing to:

Martin Marietta
Attn: Corporate Secretary
4123 Parklake Avenue
Raleigh, North Carolina 27612

Additionally, Martin Marietta's Annual Report, press releases and filings with the Securities and Exchange Commission, including Forms 10-K, 10-Q, 8-K and 11-K, can generally be accessed via the Company's website. Filings with the Securities and Exchange Commission accessed via the website are available through a link with the Electronic Data Gathering, Analysis, and Retrieval (EDGAR) system. Accordingly, access to such filings is available upon EDGAR placing the related document in its database. Investor relations contact information is as follows:

Telephone: (919) 510-4736
Website address: www.martinmarietta.com

Information included on the Company's website is not incorporated into, or otherwise creates a part of, this report.

Item 3. Quantitative and Qualitative Disclosures About Market Risk.

The Company's operations are highly dependent upon the interest rate-sensitive construction and steelmaking industries. Consequently, these marketplaces could experience lower levels of economic activity in an environment of rising interest rates or escalating costs.

Management has considered the current economic environment and its potential impact to the Company's business. Demand for aggregates products, particularly in the infrastructure construction market, is affected by federal, state and local budget and deficit issues. Further, delays or cancellations of capital projects in the nonresidential and residential construction markets could occur if companies and consumers are unable to obtain affordable financing for construction projects or if consumer confidence is eroded by economic uncertainty.

Demand in the nonresidential and residential construction markets, which combined accounted for 63% of aggregates shipments for the three months ended March 31, 2023, is affected by interest rates. During the three months ended March 31, 2023, the Federal Reserve raised the target federal funds rate 50 basis points.

Aside from these inherent risks from within its operations, the Company's earnings are also affected by changes in short-term interest rates and changes in enacted tax laws.

Variable-Rate Borrowing Facilities. At March 31, 2023, the Company had an \$800.0 million Revolving Facility and a \$400.0 million Trade Receivable Facility. Borrowings under these facilities bear interest at a variable interest rate. There were no borrowings outstanding on either facility at March 31, 2023. However, any future borrowings under the credit facilities or outstanding variable-rate debt are exposed to interest rate risk.

Pension Expense. The Company's results of operations are affected by its pension expense. Assumptions that affect pension expense include the discount rate and, for the qualified defined benefit pension plan only, the expected long-term rate of return on assets. Therefore, the Company has interest rate risk associated with these factors. The impact of hypothetical changes in these assumptions on the Company's annual pension expense is discussed in the Company's Annual Report on Form 10-K for the year ended December 31, 2022.

Income Tax. Any changes in enacted tax laws, rules or regulatory or judicial interpretations, or any change in the pronouncements relating to accounting for income taxes could materially impact the Company's effective tax rate, tax payments, financial condition and results of operations.

Energy Costs. Energy costs, including diesel fuel, natural gas, electricity, coal, petroleum coke and liquid asphalt, represent significant production costs of the Company. The Company may be unable to pass along increases in the costs of energy to customers in the form of price increases for the Company's products. The cement product line and Magnesia Specialties business each have varying fixed-price agreements for a portion of their 2023 energy requirements. A hypothetical 10% change in the Company's energy prices in 2023 as compared with 2022, assuming constant volumes, would change 2023 energy expense by \$50.0 million.

Commodity Risk. Cement is a commodity and competition is based principally on price, which is highly sensitive to changes in supply and demand. Prices are often subject to material changes in response to relatively minor fluctuations in supply and demand, general economic conditions and other market conditions beyond the Company's control. Increases in the production capacity of industry participants or increases in cement imports tend to create an oversupply of such products leading to an imbalance between supply and demand, which can have a negative impact on product prices. There can be no assurance that product prices will not decline in the future or that such declines will not have a material adverse effect on the Company's business, financial condition and results of operations. Assuming full-year 2022 cement product revenues of \$602.3 million, a hypothetical 10% change in the average selling price of the cement product line would impact full-year cement product revenues by \$60.2 million.

Cement is a key raw material in the production of ready mixed concrete. The Company may be unable to pass along increases in the costs of cement and raw materials to customers in the form of price increases for the Company's products.

A hypothetical 10% change in cement costs in 2023 compared with 2022, assuming constant volumes, would change the ready mixed concrete product line cost of sales by \$26.2 million. While increases in cement pricing may negatively impact the profitability of the ready mixed concrete operations, the cement business would benefit, although the positive impact may not reflect a direct correlation to the impact on the ready mixed concrete business.

Item 4. Controls and Procedures.

Evaluation of Disclosure Controls and Procedures. As of March 31, 2023, an evaluation was performed under the supervision and with the participation of the Company's management, including the Chief Executive Officer and Chief Financial Officer, of the effectiveness of the design and the operation of the Company's disclosure controls and procedures. Based on that evaluation, the Company's management, including the Chief Executive Officer and Chief Financial Officer, concluded that the Company's disclosure controls and procedures were effective as of March 31, 2023. There were no changes in the Company's internal control over financial reporting during the most recently completed fiscal quarter that materially affected, or are reasonably likely to materially affect, the Company's internal control over financial reporting.

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PART II. OTHER INFORMATION

Item 1. Legal Proceedings.

See [Note 8 Commitments and Contingencies, Legal and Administrative Proceedings](#), of this Form 10-Q.

Item 1A. Risk Factors.

Reference is made to *Part I. Item 1A. Risk Factors and Forward-Looking Statements* of the Martin Marietta Annual Report on Form 10-K for the year ended December 31, 2022.

Item 2. Unregistered Sales of Equity Securities and Use of Proceeds.

ISSUER PURCHASES OF EQUITY SECURITIES

Period	Total Number of Shares Purchased	Average Price Paid per Share	Total Number of Shares Purchased as Part of Publicly Announced Plans or Programs	Maximum Number of Shares that May Yet be Purchased Under the Plans or Programs
January 1, 2023 - January 31, 2023	—	\$ —	—	13,102,616
February 1, 2023 - February 28, 2023	203,770	\$ 368.06	203,770	12,898,846
March 1, 2023 - March 31, 2023	—	\$ —	—	12,898,846
Total	<u>203,770</u>		<u>203,770</u>	

Reference is made to the press release dated February 10, 2015 for the December 31, 2014 fourth-quarter and full-year results and announcement of the share repurchase program. The Company's Board of Directors authorized a maximum of 20 million shares to be repurchased under the program. The program does not have an expiration date.

Item 4. Mine Safety Disclosures.

The information concerning mine safety violations or other regulatory matters required by Section 1503(a) of the Dodd-Frank Wall Street Reform and Consumer Protection Act and Item 104 of Regulation S-K (17 CFR 229.104) is included in Exhibit 95 to this Quarterly Report on Form 10-Q.

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Item 6. Exhibits.

<u>Exhibit No.</u>	<u>Document</u>
31.01	Certification dated May 4, 2023 of Chief Executive Officer pursuant to Securities and Exchange Act of 1934 Rule 13a-14 as adopted pursuant to Section 302 of the Sarbanes-Oxley Act of 2002
31.02	Certification dated May 4, 2023 of Chief Financial Officer pursuant to Securities and Exchange Act of 1934 Rule 13a-14 as adopted pursuant to Section 302 of the Sarbanes-Oxley Act of 2002
32.01	Written Statement dated May 4, 2023 of Chief Executive Officer required by 18 U.S.C. 1350, as adopted pursuant to Section 906 of the Sarbanes-Oxley Act of 2002
32.02	Written Statement dated May 4, 2023 of Chief Financial Officer required by 18 U.S.C. 1350, as adopted pursuant to Section 906 of the Sarbanes-Oxley Act of 2002
95	Mine Safety Disclosures
101.INS	Inline XBRL Instance Document – The instance document does not appear in the Interactive Data File because its XBRL tags are embedded within the Inline XBRL document.
101.SCH	Inline XBRL Taxonomy Extension Schema Document
101.CAL	Inline XBRL Taxonomy Extension Calculation Linkbase Document
101.LAB	Inline XBRL Taxonomy Extension Label Linkbase Document
101.PRE	Inline XBRL Taxonomy Extension Presentation Linkbase Document
101.DEF	Inline XBRL Taxonomy Extension Definition Linkbase
104	Cover Page Interactive Data File (formatted as inline XBRL and contained in Exhibit 101)

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

MARTIN MARIETTA MATERIALS, INC.
(Registrant)

Date: May 4, 2023

By: /s/ James A. J. Nickolas
James A. J. Nickolas
Senior Vice President and
Chief Financial Officer

**CERTIFICATION PURSUANT TO SECURITIES AND EXCHANGE ACT OF 1934 RULE 13a-14 AS ADOPTED PURSUANT TO SECTION 302 OF
SARBANES-OXLEY ACT OF 2002**

I, C. Howard Nye, certify that:

1. I have reviewed this Form 10-Q of Martin Marietta Materials, Inc.;
 2. Based on my knowledge, this report does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under which such statements were made, not misleading with respect to the period covered by this report;
 3. Based on my knowledge, the consolidated financial statements, and other financial information included in this report, fairly present in all material respects the consolidated financial condition, results of operations and cash flows of the registrant as of, and for, the periods presented in this report;
 4. The registrant's other certifying officer and I are responsible for establishing and maintaining disclosure controls and procedures (as defined in Exchange Act Rules 13a-15(e) and 15d-15(e)) and internal control over financial reporting (as defined in Exchange Act Rules 13a-15(f) and 15d-15(f)) for the registrant and have:
 - a. Designed such disclosure controls and procedures, or caused such disclosure controls and procedures to be designed under our supervision, to ensure that material information relating to the registrant, including its consolidated subsidiaries, is made known to us by others within those entities, particularly during the period in which this report is being prepared;
 - b. Designed such internal control over financial reporting, or caused such internal control over financial reporting to be designed under our supervision, to provide reasonable assurance regarding the reliability of financial reporting and the preparation of consolidated financial statements for external purposes in accordance with generally accepted accounting principles;
 - c. Evaluated the effectiveness of the registrant's disclosure controls and procedures and presented in this report our conclusions about the effectiveness of the disclosure controls and procedures, as of the end of the period covered by this report based on such evaluation; and
 - d. Disclosed in this report any change in the registrant's internal control over financial reporting that occurred during the registrant's most recent fiscal quarter (the registrant's fourth fiscal quarter in the case of an annual report) that has materially affected, or is reasonably likely to materially affect, the registrant's internal control over financial reporting; and
-

5. The registrant's other certifying officer and I have disclosed, based on our most recent evaluation of internal control over financial reporting, to the registrant's auditors and the audit committee of the registrant's board of directors (or persons performing the equivalent functions):
- a. All significant deficiencies and material weaknesses in the design or operation of internal control over financial reporting which are reasonably likely to adversely affect the registrant's ability to record, process, summarize and report financial information; and
 - b. Any fraud, whether or not material, that involves management or other employees who have a significant role in the registrant's internal control over financial reporting.

Date: May 4, 2023

By: /s/ C. Howard Nye
C. Howard Nye
Chairman, President and
Chief Executive Officer

**CERTIFICATION PURSUANT TO SECURITIES AND EXCHANGE ACT OF 1934 RULE 13a-14 AS ADOPTED PURSUANT TO SECTION 302 OF
SARBANES-OXLEY ACT OF 2002**

I, James A. J. Nickolas, certify that:

1. I have reviewed this Form 10-Q of Martin Marietta Materials, Inc.;
 2. Based on my knowledge, this report does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in light of the circumstances under which such statements were made, not misleading with respect to the period covered by this report;
 3. Based on my knowledge, the consolidated financial statements, and other financial information included in this report, fairly present in all material respects the consolidated financial condition, results of operations and cash flows of the registrant as of, and for, the periods presented in this report;
 4. The registrant's other certifying officer and I are responsible for establishing and maintaining disclosure controls and procedures (as defined in Exchange Act Rules 13a-15(e) and 15d-15(e)) and internal control over financial reporting (as defined in Exchange Act Rules 13a-15(f) and 15d-15(f)) for the registrant and have:
 - a. Designed such disclosure controls and procedures, or caused such disclosure controls and procedures to be designed under our supervision, to ensure that material information relating to the registrant, including its consolidated subsidiaries, is made known to us by others within those entities, particularly during the period in which this report is being prepared;
 - b. Designed such internal control over financial reporting, or caused such internal control over financial reporting to be designed under our supervision, to provide reasonable assurance regarding the reliability of financial reporting and the preparation of consolidated financial statements for external purposes in accordance with generally accepted accounting principles;
 - c. Evaluated the effectiveness of the registrant's disclosure controls and procedures and presented in this report our conclusions about the effectiveness of the disclosure controls and procedures, as of the end of the period covered by this report based on such evaluation; and
 - d. Disclosed in this report any change in the registrant's internal control over financial reporting that occurred during the registrant's most recent fiscal quarter (the registrant's fourth fiscal quarter in the case of an annual report) that has materially affected, or is reasonably likely to materially affect, the registrant's internal control over financial reporting; and
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5. The registrant's other certifying officer and I have disclosed, based on our most recent evaluation of internal control over financial reporting, to the registrant's auditors and the audit committee of the registrant's board of directors (or persons performing the equivalent functions):
- a. All significant deficiencies and material weaknesses in the design or operation of internal control over financial reporting which are reasonably likely to adversely affect the registrant's ability to record, process, summarize and report financial information; and
 - b. Any fraud, whether or not material, that involves management or other employees who have a significant role in the registrant's internal control over financial reporting.

Date: May 4, 2023

By: /s/ James A. J. Nickolas

James A. J. Nickolas

Sr. Vice President and

Chief Financial Officer

**Written Statement Pursuant to 18 U.S.C. 1350,
As Adopted Pursuant to Section 906 of the Sarbanes-Oxley Act of 2002**

In connection with the Quarterly Report on Form 10-Q for the period ended March 31, 2023 (the "Report") of Martin Marietta Materials, Inc. (the "Registrant"), as filed with the Securities and Exchange Commission on the date hereof, I, C. Howard Nye, the Chief Executive Officer of the Registrant, certify, to the best of my knowledge, that:

- (1) the Report fully complies with the requirements of Section 13(a) or 15(d) of the Securities Exchange Act of 1934, as amended; and
- (2) the information contained in the Report fairly presents, in all material respects, the financial condition and results of operations of the Registrant.

/s/ C. Howard Nye

C. Howard Nye
Chairman, President and
Chief Executive Officer

Dated: May 4, 2023

A signed original of this written statement required by Section 906 has been provided to Martin Marietta Materials, Inc. and will be retained by Martin Marietta Materials, Inc. and furnished to the Securities and Exchange Commission or its staff upon request.

**Written Statement Pursuant to 18 U.S.C. 1350,
As Adopted Pursuant to Section 906 of the Sarbanes-Oxley Act of 2002**

In connection with the Quarterly Report on Form 10-Q for the period ended March 31, 2023 (the "Report") of Martin Marietta Materials, Inc. (the "Registrant"), as filed with the Securities and Exchange Commission on the date hereof, I, James A. J. Nickolas, the Chief Financial Officer of the Registrant, certify, to the best of my knowledge, that:

- (1) the Report fully complies with the requirements of Section 13(a) or 15(d) of the Securities Exchange Act of 1934, as amended; and
- (2) the information contained in the Report fairly presents, in all material respects, the financial condition and results of operations of the Registrant.

/s/ James A. J. Nickolas

James A. J. Nickolas

Sr. Vice President and

Chief Financial Officer

Dated: May 4, 2023

A signed original of this written statement required by Section 906 has been provided to Martin Marietta Materials, Inc. and will be retained by Martin Marietta Materials, Inc. and furnished to the Securities and Exchange Commission or its staff upon request.

MINE SAFETY DISCLOSURES

The operation of the Company's domestic aggregates quarries and mines is subject to regulation by the federal Mine Safety and Health Administration (MSHA) under the Federal Mine Safety and Health Act of 1977 (the Mine Act). MSHA inspects the Company's quarries and mines on a regular basis and issues various citations and orders when it believes a violation has occurred under the Mine Act. Whenever MSHA issues a citation or order, it also generally proposes a civil penalty, or fine, related to the alleged violation. Citations or orders may be contested and appealed and, as part of that process, are often reduced in severity and amount; they are sometimes dismissed.

Under the Dodd-Frank Wall Street Reform and Consumer Protection Act (the Dodd-Frank Act), the Company is required to present information regarding certain mining safety and health citations which MSHA has issued with respect to its aggregates mining operations in its periodic reports filed with the Securities and Exchange Commission (SEC). In evaluating this information, consideration should be given to factors such as: (i) the number of citations and orders will vary depending on the size of the quarry or mine and types of operations (i.e., underground or surface), (ii) the number of citations issued will vary from inspector to inspector and location to location, and (iii) citations and orders can be contested and appealed, and in that process, may be reduced in severity and amount, and are sometimes dismissed.

The Company has provided the information below in response to the SEC's rules and regulations issued under the provisions of the Dodd-Frank Act. The disclosures reflect U.S. mining operations only, as the requirements of the Dodd-Frank Act and the SEC rules and regulations thereunder do not apply to the Company's quarries and mines operated outside the United States.

The Company presents the following items regarding certain mining safety and health matters for the three months ended March 31, 2023:

- Total number of violations of mandatory health or safety standards that could significantly and substantially contribute to the cause and effect of a mine safety or health hazard under section 104 of the Mine Act for which the Company has received a citation from MSHA (hereinafter, "Section 104 S&S Citations"). If MSHA determines that a violation of a mandatory health or safety standard is likely to result in a reasonably serious injury or illness under the unique circumstance contributed to by the violation, MSHA will classify the violation as a "significant and substantial" violation (commonly referred to as an S&S violation). MSHA inspectors will classify each citation or order written as an S&S violation or not.
 - Total number of orders issued under section 104(b) of the Mine Act (hereinafter, "Section 104(b) Orders"). These orders are issued for situations in which MSHA determines a previous violation covered by a Section 104(a) citation has not been totally abated within the prescribed time period, so a further order is needed to require the mine operator to immediately withdraw all persons (except authorized persons) from the affected area of a quarry or mine.
 - Total number of citations and orders for unwarrantable failure of the mine operator to comply with mandatory health or safety standards under Section 104(d) of the Mine Act (hereinafter, "Section 104(d) Citations and Orders"). These violations are similar to those described above, but the standard is that the violation could significantly and substantially contribute to the cause and effect of a safety
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or health hazard, but the conditions do not cause imminent danger, and the MSHA inspector finds that the violation is caused by an unwarranted failure of the operator to comply with the health and safety standards.

- Total number of flagrant violations under section 110(b)(2) of the Mine Act (hereinafter, “Section 110(b)(2) Violations”). These violations are penalty violations issued if MSHA determines that violations are “flagrant”, for which civil penalties may be assessed. A “flagrant” violation means a reckless or repeated failure to make reasonable efforts to eliminate a known violation of a mandatory health or safety standard that substantially and proximately caused, or reasonably could have been expected to cause, death or serious bodily injury.
- Total number of imminent danger orders issued under section 107(a) of the Mine Act (hereinafter, “Section 107(a) Orders”). These orders are issued for situations in which MSHA determines an imminent danger exists in the quarry or mine and results in orders of immediate withdrawal of all persons (except certain authorized persons) from the area of the quarry or mine affected by its condition until the imminent danger and the underlying conditions causing the imminent danger no longer exist.
- Total dollar value of proposed assessments from MSHA under the Mine Act. These are the amounts of proposed assessments issued by MSHA with each citation or order for the time period covered by the reports. Penalties are assessed by MSHA according to a formula that considers a number of factors, including the mine operator’s history, size, negligence, gravity of the violation, good faith in trying to correct the violation promptly, and the effect of the penalty on the operator’s ability to continue in business.
- Total number of mining-related fatalities. Mines subject to the Mine Act are required to report all fatalities occurring at their facilities unless the fatality is determined to be “non-chargeable” to the mining industry. The final rules of the SEC require disclosure of mining-related fatalities at mines subject to the Mine Act. Only fatalities determined by MSHA not to be mining-related may be excluded.
- Receipt of written notice from MSHA of a pattern (or a potential to have such a pattern) of violations of mandatory health or safety standards that are of such nature as could have significantly and substantially contributed to the cause and effect of other mine health or safety hazards under Section 104(e) of the Mine Act. If MSHA determines that a mine has a “pattern” of these types of violations, or the potential to have such a pattern, MSHA is required to notify the mine operator of the existence of such a thing.
- Legal actions before the Federal Mine Safety and Health Review Commissions pending as of the last day of period.
- Legal actions before the Federal Mine Safety and Health Review Commissions initiated during period.
- Legal actions before the Federal Mine Safety and Health Review Commissions resolved during period.

The Federal Mine Safety and Health Review Commission (the Commission) is an independent adjudicative agency that provides administrative trial and appellate review of legal disputes arising under the Mine Act. The cases may involve, among other questions, challenges by operators to citations, orders and

penalties they have received from MSHA, or complaints of discrimination by miners under Section 105 of the Mine Act. Appendix 1 shows, for each of the Company's quarries and mines identified, as of March 31, 2023, the number of legal actions pending before the Commission, along with the number of legal actions initiated before the Commission during the quarter as well as resolved during the quarter. In addition, Appendix 1 includes a footnote to the column for legal actions before the Commission pending as of the last day of the period, which footnote breaks down that total number of legal actions pending by categories according to the type of proceeding in accordance with various categories established by the Procedural Rules of the Commission.

Appendix 1 attached.

Location	MSHA ID	Section 104 S&S Citations (#)	Section 104(b) Orders (#)	Section 104(d) Citations and Orders (#)	Section 110(b) (2) Violations (#)	Section 107(a) Orders (#)	Total Dollar Value of MSHA Assessment / \$Proposed	Total Number of Notices Received						
								Fatalities (#)	Section 104(e) (yes/no)	Section 104(e) (yes/no)	Potential Pattern under Section 104(e)	Legal Actions Pending as of Last Day of Period (#)*	Legal Actions Instituted During Period (#)	Legal Actions Resolved During Period (#)
Alexander Quarry	3101636	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
American Stone	3100189	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Anderson Creek Quarry	4402963	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Appling Quarry	0901083	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Arrowood Quarry	3100059	1	0	0	0	0	\$ 1,102	0	no	no	0	0	0	
Asheboro Quarry	3100066	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Auburn AI Quarry	0100006	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Auburn GA Quarry	0900436	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Augusta GA Quarry	0900065	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Bakers Quarry	3100071	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Ball Ground Quarry	0900955	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Belgrade Quarry	3100064	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Benson Quarry	3101979	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Berkeley Quarry	3800072	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Bessemer City Quarry	3101105	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Bonds Quarry	3101963	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Boonesboro Quarry	1800024	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Burlington Quarry	3100042	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Caldwell Quarry	3101869	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Calhoun Quarry	4003395	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Calhoun Sand	3800716	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Castle Hayne Quarry	3100063	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Cayce	3800016	0	0	0	0	0	\$ 518	0	no	no	0	0	0	
Central Rock Quarry	3100050	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Charlotte Quarry	3100057	1	0	0	0	0	\$ 1,380	0	no	no	0	0	0	
Chattanooga Quarry	4003159	1	0	0	0	0	\$ 1,123	0	no	no	0	0	0	
Churchville Quarry	1800011	0	0	0	0	0	\$ 0	0	no	no	0	0	0	

2

310200

Clarks Quarry

9 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

Cumberland Quarry	310223 7	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Cumming Quarry	090046 0	0	0	0	0	0	\$ 143	0	no	no	0	0	0
Denver Quarry	310197 1	0	0	0	0	0	\$ 429	0	no	no	0	0	0
Doswell Quarry VA	440004 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Douglasville Quarry	090002 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
East Alamance Quarry	310202 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Edgefield Quarry	380073 8	0	0	0	0	0	\$ 143	0	no	no	0	0	0
Edmund Sand	380066 2	0	0	0	0	0	\$ 286	0	no	no	0	0	0
Fountain Quarry	310006 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Franklin Quarry	310213 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Frederick Quarry	180001 3	0	0	0	0	0	\$ 143	0	no	no	0	0	0
Fuquay Quarry	310205 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Garner Quarry	310007 2	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Georgetown II Quarry	380052 5	0	0	0	0	0	\$ 143	0	no	no	0	0	0
Greensboro Portable Plt	310233 6	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Greensboro Portable Plt II	310233 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Hickory Quarry	310004 3	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Homer Quarry	090095 8	1	0	0	0	0	\$ 0	0	no	no	0	0	0
Jamestown Quarry	310005 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Jefferson Quarry	090110 6	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Junction City Quarry	090102 9	0	0	0	0	0	\$ 143	0	no	no	0	0	0
Kannapolis Quarry	310007 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Kent Sand & Gravel	180074 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Kings Mountain Quarry	310004 7	2	0	0	0	0	\$ 461	0	no	no	0	0	0
Lemon Springs Quarry	310110 4	0	0	0	0	0	\$ 464	0	no	no	0	0	0
Lithonia Quarry	090002 3	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Loamy Sand Gravel	380072 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Maiden Quarry	310212 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Mallard Creek Quarry	310200 6	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Matthews Quarry	310208 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Maylene Quarry	010063 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Medford Quarry	180003 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0

440376

Midlothian Quarry	7	0	0	0	0	0	\$	0	0	no	no	1	0	0
Misc Greensboro District	B8611	0	0	0	0	0	\$	0	0	no	no	0	0	0
	090112													
Morgan County	6	0	0	0	0	0	\$	0	0	no	no	0	0	0
	090089													
Newton Quarry	9	0	0	0	0	0	\$	0	0	no	no	0	0	0
	380014													
North Columbia	6	0	0	0	0	0	\$	429	0	no	no	0	0	2

	180041													
North East Quarry	7	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	380070													
Old Charleston Sand	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	010307													
O'Neal Plant Co 19	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310212													
Onslow Quarry	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090110													
Paulding Quarry	7	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	080108													
Perry Quarry	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	180002													
Pinesburg Quarry	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310005													
Pomona Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310194													
Raleigh Durham Quarry	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	440007													
Red Hill Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090006													
Red Oak Quarry	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310006													
Reidsville Quarry	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	380002													
Rock Hill Quarry	6	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	310195													
Rocky Point Quarry	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090007													
Ruby Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310203													
Salem Stone	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090114													
Six Mile Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090119													
St. Marys Sand Company	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	310005													
Statesville Quarry	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	180000													
Texas Quarry	9	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	310147													
Thomasville Quarry	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090030													
Tyrone Quarry	6	1	0	0	0	0	\$ 318	0	no	no	0	0	0	
	010302													
Vance Quarry Co 19	2	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	360016													
Warfordsburg Quarry	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	090058													
Warrenton Quarry	0	0	0	0	0	0	\$ 214	0	no	no	0	0	0	
	310006													
Woodleaf Quarry	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
(45) North Indianapolis SURFACE	120000													
	2	0	0	0	0	0	\$ 0	0	no	no	0	0	1	
	130203													
Alden Portable Plant #2	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130203													
Alden Portable Sand	7	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130212													
Alden Portable Wash	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130022													
Alden Quarry	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Ames Mine	130001	0	0	0	0	0	\$ 143	0	no	no	0	0	0	

4

330167

Apple Grove S G 6 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

120191

Belmont Sand 1 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

150006

Bowling Green North Quarry 5 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

150002

Bowling Green South Quarry 5 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

460886

Burning Springs Mine 2 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

	120212													
Carmel Sand	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130012													
Cedar Rapids Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330407													
Cedarville Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120174													
Cloverdale Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	150003													
Cumberland Quarry	7	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130015													
Des Moines Portable	0	0	0	0	0	0	\$ 357	0	no	no	0	0	0	
	130093													
Des Moines Portable #2	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	250104													
Dubois Quarry	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130122													
Durham Mine	5	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	330427													
E Town Sand Gravel	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130212													
Earlham Quarry	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	210121													
Elk River Wash Plant	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330139													
Fairfield Quarry	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130012													
Ferguson Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	250130						1,67							
Fort Calhoun Quarry	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130003													
Fort Dodge Mine	2	0	0	0	0	0	\$ 543	0	no	no	0	0	0	
	230014													
Greenwood Quarry New	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	150007													
Harlan Quarry	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	150009													
Hartford Quarry	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130212													
Inactive Iowa Grading	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130231													
Iowa Grading	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120250													
Johnson County Sand & Gravel	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120176						24,4							
Kentucky Ave Mine	2	5	0	0	0	0	\$ 33	0	no	no	1	1	2	
	120210													
Kokomo Mine	5	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	120220													
Kokomo Sand	3	1	0	0	0	0	\$ 661	0	no	no	0	0	0	
	120014						1,31							
Kokomo Stone	2	3	0	0	0	0	\$ 4	0	no	no	0	0	0	
	130220													
Linn County Sand	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130011													
Malcom Mine	2	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	130071													
Marshalltown Sand	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	A2354													
Midwest Division OH	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	210111													
MN Portable # 1	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	210159													
MN Portable # 2	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	

MN Portable # 3	210314 7	0	0	0	0	0	\$	0	0	no	no	0	0	0
	210328													
MN Portable # 4	7	0	0	0	0	0	\$	0	0	no	no	0	0	0
	210111													
MN Portable # 5	0	0	0	0	0	0	\$	0	0	no	no	0	0	0
	210312													
MN Portable # 6	0	0	0	0	0	0	\$	0	0	no	no	0	0	0
	210335													
MN Portable # 7	5	0	0	0	0	0	\$	0	0	no	no	0	0	0

	210184													
MN Portable # 8	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	210369													
MN Reclamation	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130218													
Moore Quarry	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130177													
New Harvey Sand	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130250													
New Marshall Sand	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120199													
Noblesville Sand	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120217						6,79							
Noblesville Stone	6	4	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120199						7,90							
North Indianapolis Quarry	3	3	0	0	0	0	\$ 7	0	no	no	0	0	0	
	250127													
North Valley Sand	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	140159													
Ottawa Quarry New	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130219													
Pedersen Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	151689													
Petersburg Ky Gravel	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330000													
Phillipsburg Quarry	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130212													
Portland Quarry	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120224													
Putnam Quarry Divest	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130231													
Raccoon River Sand	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	230230													
Randolph Mine	8	1	0	0	0	0	\$ 0	1	no	no	1	0	0	
	130081													
Reasnor Sand	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	130229													
Saylorville Sand	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330401													
Shamrock SG	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330453													
Spring Valley Cook Rd SG	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	210008													
St Cloud Quarry	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	230223													
Stamper Mine	2	0	0	0	0	0	\$ 143	0	no	no	0	0	1	
	130006													
Sully Mine	3	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	140155													
Sunflower Qy Co 61	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330167													
Troy Gravel	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	250131													
Walterloo Sand	4	1	0	0	0	0	\$ 0	0	no	no	0	0	0	
	120203													
Waverly Sand	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	250099						2,09							
Weeping Water Mine	8	1	0	0	0	0	\$ 7	0	no	no	0	0	0	
	250123													
West Center Sand	1	0	0	0	0	0	\$ 642	0	no	no	0	0	0	
	330139													
Xenia Gravel	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Yellow Medicine Quarry	210003	0	0	0	0	0	\$ 0	0	no	no	0	0	0	

3

020252

Clarkdale Sand & Gravel 4 0 0 0 0 0 0 \$ 468 0 no no 0 0 0

040015

Clayton 9 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

020317

Coolidge Plant 65 3 0 0 0 0 0 \$ 0 0 no no 0 0 0

040475

Eagle Valley Plant 8 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

480001

Granite Canyon Quarry 8 0 0 0 0 0 0 \$ 0 0 no no 0 0 0

	050438													
Greeley 35th Ready Mix	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050461													
Greeley 35th Sand Gravel	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	480000													
Guernsey Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	020267													
Hassayampa	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040176													
Hughson AGG & HMA	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040183													
Irwindale Plant	8	1	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040268													
Lakeside Vigilante Plant	5	0	0	0	0	0	\$ 0	0	no	no	1	1	0	
	040284													
Merced AGG & HMA	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	420217													
Milford Quarry Utah	7	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040291													
Miramar Recycle Plant	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	450084													
Pacific Quarry	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050463													
Parkdale Quarry	5	0	0	0	0	0	\$ 786	0	no	no	0	0	0	
	050321													
Parsons Sand Gravel	5	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	050450													
Penrose Sand and Gravel	9	0	0	0	0	0	\$ 325	0	no	no	0	0	0	
	040526													
Pier 92 Marine Aggregates	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050441													
Platte Sand & Gravel	8	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050398													
Portable Crushing	4	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050435													
Portable Plant 1	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050452													
Portable Plant 21	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050413													
Red Canyon Quarry	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050418													
Rich Sand & Gravel	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	020264													
River Ranch AGG	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050484													
Riverbend Sand Gravel	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040053													
San Andreas AGG	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040579													
Sanger AGG	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040161													
Santa Margarita Aggregates	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040556													
Santee Plant	4	1	0	0	0	0	\$ 518	0	no	no	0	0	0	
	040195													
Sisquoc Aggregates	9	2	0	1	0	0	\$ 0	0	no	no	0	0	0	
	050086													
Spec Agg Quarry	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	040185													
Sunol Plant	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	050452													
Taft Sand Gravel	6	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
Taft Wash Plant	050473	0	0	0	0	0	\$ 429	0	no	no	0	0	0	

Tidewater Oakland	040300													
Marine Agg	2	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	020122													
Yavapai AGG	2	0	0	0	0	0	\$ 143	0	no	no	0	0	0	
	410538													
51 Sand & Gravel	1	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	410133													
Beckmann Quarry	5	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	410328													
Bedrock Sand Gravel	3	0	0	0	0	0	\$ 0	0	no	no	0	0	0	

Bells Savoy SG	410401 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Black Rock Quarry	030001 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Black Spur Quarry	410415 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Bridgeport Stone	410000 7	2	0	0	0	0	\$ 0	0	no	no	0	0	0
Broken Bow SG	340046 0	1	0	0	0	0	\$ 0	0	no	no	0	0	0
Chico Quarry	410336 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Davis Quarry	340129 9	0	0	0	0	0	\$ 0	0	no	no	0	0	1
Garfield SG	410390 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Garwood Gravel	410288 6	0	0	0	0	0	\$ 0	0	no	no	0	0	0
GMS	C335 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Gulf Coast Port #2	410420 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Hatton Quarry	030161 4	1	0	0	0	0	\$ 489	0	no	no	0	0	0
Helotes	410313 7	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Highway 211 Quarry	410382 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Hondo	410470 8	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Hugo Quarry	340006 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Hunter Cement	410282 0	0	0	0	0	0	\$ 1,287	0	no	no	0	0	0
Hunter Stone	410523 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Idabel Quarry	340050 7	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Jones Mill Quarry	030158 6	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Koontz McCombs Pit	410504 8	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Liberty Ranch Sand	410526 8	2	0	0	0	0	\$ 0	0	no	no	1	0	0
Medina Rock Rail	410517 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Midlothian Cement	410007 1	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Mill Creek Limestone	340185 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Mill Creek Quarry	340128 5	0	0	0	0	0	\$ 0	0	no	no	0	0	0
North Austin Quarry	410438 0	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Perryville Aggregates	160141 7	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Poteet Sand	410134 2	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Redding Cement	040003 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Rio Medina	410359 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
San Pedro Quarry	410133 7	0	0	0	0	0	\$ 0	0	no	no	0	0	0

Sawyer East Quarry	340180 9	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Sawyer Quarry	340163 4	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Smithson Valley Quarry	410410 8	0	0	0	0	0	\$ 0	0	no	no	0	0	0
Snyder Quarry	340165 1	0	0	0	0	0	\$ 375	0	no	no	0	0	0
Tehachapi Cement	040019 6	2	0	0	0	0	\$ 4	1,13 0	no	no	0	0	0

	410285													
Tin Top SG	2	0	0	0	0	0	\$ 0	0	no	no	1	0	0	
	340204													
Washita Quarry	9	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	410436													
Webberville	3	0	0	0	0	0	\$ 429	0	no	no	0	0	0	
	160107													
Woodworth Aggregates	0	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Geology and Exploration	B7137	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
Salisbury Shop	B9338	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
	330015													
Woodville Stone	6	0	0	0	0	0	\$ 0	0	no	no	0	0	0	
TOTAL		38	0	1	0	0	\$ 24	1			6	2	7	

* Of the 6 legal actions pending on March 31, 2023, none were contests of citations or orders referenced in Subpart B of CFR Part 2700, which includes contests of citations and orders issued under Section 104 of the Mine Act and contests of imminent danger orders under Section 107 of the Mine Act, five were contests of proposed penalties referenced in Subpart C of 29 CFR Part 2700, which are administrative proceedings before the Commission challenging a civil penalty that MSHA has proposed for the violation contained in a citation or order, and one was a contest of an order issued under Section 103 (K) of the Mine Act.

