

The clauses in Part 52 of the Federal Acquisition Regulation (FAR) and Part 252 of the Defense Federal Acquisition Regulation Supplement (DFARS) set forth below, and in effect on the date of the Order, are incorporated herein by this reference and made a part of the Order. In all such clauses, the term “Contractor” shall mean “Seller,” the term “Contract” shall mean the “Order,” and the term “Government Contracting Officer” (or equivalent phrases), shall mean “Buyer” as applicable; except that in those clauses conferring patent and data rights to the Government, the term “Government” or “Contracting Officer” retains its literal meaning and is not to be construed as “Buyer.” It is intended that the FAR and DFARS clauses referenced below shall apply to Seller and its lower-tier subcontractors, as applicable, in such manner as necessary to reflect the position of Seller as a subcontractor to Buyer, to ensure Seller’s obligations to Buyer and to the U.S. Government; and to enable Buyer to meet its obligations under its contracts funded by the U.S. Government.

Clauses	Title	Applicability
52.203-3	Gratuities	Orders exceeding \$250,000
52.203-5	Covenant Against Contingent Fees	Orders exceeding \$250,000
52.203-6	Restrictions on Subcontractor Sales to the Government	Orders exceeding \$250,000
52.203-7	Anti-Kickback Procedures <i>Except that paragraph (c)(1) does not apply.</i>	Orders exceeding \$250,000
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity	Orders exceeding \$250,000
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity	Orders exceeding \$250,000
52.203-11	Certification and Disclosure Regarding Payment to Influence Certain Federal Transactions	Orders expected to exceed \$150,000
52.203-12	Limitation on Payments to Influence Certain Federal Transactions	Orders expected to exceed \$150,000
52.203-13	Contractor Code of Business Ethics and Conduct	Orders exceeding \$5,500,000 and with a period of performance greater than 120 days
52.203-14	Display of Hotline Posters	Orders exceeding \$5,500,000, except when the work is performed entirely outside the U.S.
52.203-17	Contractor Employee Whistleblower Rights and Requirement To Inform Employees of Whistleblower Rights	Orders exceeding \$250,000
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statement	All Orders
52.204-2	Security Requirements <i>Except that paragraph (c) does not apply.</i>	All Orders involving access to classified information
52.204-9	Personal Identity Verification of Contractor Personnel	All Orders requiring physical access to a Federally-controlled facility and/or access to Federally-controlled information
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards <i>Except that paragraphs (d)(1) and (d)(2) do not apply.</i>	Orders of \$30,000 or more
52.204-21	Basic Safeguarding of Covered Contractor Information Systems	All Orders that may have Federal contract information residing in or transiting through its information system
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities	All Orders

Clauses	Title	Applicability
52.209-6	Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	Orders exceeding \$35,000
52.209-10	Prohibition on Contracting with Inverted Domestic Corporations	All Orders
52.211-5	Material Requirements	All Orders
52.211-15	Defense Priority and Allocation Requirements	Orders exceeding \$125,000
52.215-2	Audit and Records – Negotiation	Orders exceeding \$250,000
52.215-10	Price Reduction for Defective Certified Cost or Pricing Data <i>In paragraph (c)(1) the term "Contracting Officer" does not change.</i>	Orders exceeding \$2,000,000
52.215-11	Price Reduction for Defective Certified Cost or Pricing Data - Modifications <i>In paragraph (d)(1) the term "Contracting Officer" does not change.</i>	Orders exceeding \$2,000,000
52.215-12	Subcontractor Certified Cost or Pricing Data	Orders exceeding \$2,000,000
52.215-13	Subcontractor Certified Cost or Pricing Data – Modifications	Orders exceeding \$2,000,000
52.215-14	Integrity of Unit Prices <i>Except that paragraph (b) does not apply</i>	Orders exceeding \$250,000
52.215-15	Pension Adjustments and Asset Reversions	Orders exceeding \$2,000,000
52.215-16	Facilities Capital Cost of Money	Orders exceeding \$2,000,000 when facilities capital cost of money is proposed
52.215-17	Waiver of Facilities Capital Cost of Money	Orders exceeding \$2,000,000 when facilities capital cost of money is not proposed
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions	Orders exceeding \$2,000,000
52.215-19	Notification of Ownership Changes	Orders exceeding \$2,000,000
52.215-23	Limitations on Pass-Through Charges	Orders exceeding \$2,000,000
52.216-7	Allowable Cost and Payment <i>In paragraph (a)(3), use 30th</i>	All cost-reimbursement or time-and-material Orders, but not for labor-hour
52.216-8	Fixed Fee	All cost-plus-fixed-fee Orders
52.216-10	Incentive Fee	All cost-plus-incentive-fee Orders
52.219-8	Utilization of Small Business Concerns	Orders exceeding \$250,000 that offer further subcontracting opportunities pursuant to FAR 52.219-9(d)(9)
52.219-9	Small Business Subcontracting Plan	Orders exceeding \$700,000 that offer further subcontracting opportunities pursuant to paragraph (d)(9) of this clause
52.219-16	Liquidated Damages – Subcontracting Plan	Orders exceeding \$700,000 Not applicable to small businesses
52.222-1	Notice to the Government of Labor Disputes	All Orders

Clauses	Title	Applicability
52.222-2	Payment for Overtime Premiums <i>In paragraph (a), the authorized overtime premium is \$0, unless otherwise stated in the Order.</i>	Orders for cost-reimbursement exceeding \$250,000
52.222-4	Contract Work Hours and Safety Standards Act – Overtime Compensation	Orders exceeding \$150,000
52.222-19	Child Labor – Cooperation with Authorities and Remedies	Orders exceeding \$10,000
52.222-21	Prohibition of Segregated Facilities	Orders exceeding \$10,000
52.222-24	Pre-Award On-Site Equal Opportunity Compliance Evaluation	Orders exceeding \$10,000,000
52.222-26	Equal Opportunity	Orders exceeding \$10,000
52.222-35	Equal Opportunity for Veterans	Orders of \$150,000 or more
52.222-36	Equal Opportunity for Workers with Disabilities	Orders exceeding \$15,000
52.222-37	Employment Reports on Veterans	Orders of \$150,000 or more
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	Orders exceeding \$10,000
52.222-50	Combating Trafficking in Persons	All Orders
52.222-54	Employment Eligibility Verification	Orders exceeding \$3,500 for services performed in the U.S.
52.222-62	Paid Sick Leave Under Executive Order 13706	All Orders subject to the Service Contract Labor Standards statute or the Wage Rate Requirements (Construction) statute for work to be performed in whole or in part in the U.S.
52.223-3	Hazardous Material Identification and Material Safety Data	All Orders where delivery of hazardous material will be required
52.223-6	Drug-Free Workplace	All Orders
52.223-7	Notice of Radioactive Materials	All Orders for radioactive materials
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons	All Orders for supplies which contain ozone depleting substances
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving	Orders exceeding \$10,000
52.225-8	Duty Free Entry	Orders for foreign supplies, with a value at \$15,000, that will be imported into the U.S.
52.225-13	Restrictions on Certain Foreign Purchases	All Orders
52.227-1	Authorization and Consent	Orders exceeding \$250,000
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement	Orders exceeding \$250,000
52.227-9	Refund of Royalties	Orders where the amount of royalties reported will exceed \$250
52.227-10	Filing Patent Applications – Classified Subject Matter	All Orders that cover or may cover classified subject matter
52.227-11	Patent Rights – Ownership by the Contractor	All Orders for experimental, developmental or research work performed by a small business or nonprofit organization

Clauses	Title	Applicability
52.228-5	Insurance – Work on a Government Installation	All Orders for work on a Government installation
52.229-3	Federal, State, and Local Taxes	Fixed-price Orders exceeding \$250,000 where performance will be wholly or partly in the U.S. or outlying areas
52.229-10	State of New Mexico Gross Receipts and Compensating Tax	All cost-reimbursement Orders performed in whole or in part within the state of New Mexico
52.230-2	Cost Accounting Standards <i>Except that paragraph (b) does not apply</i>	Orders exceeding \$2,000,000; unless an exemption applies
52.230-3	Disclosure and Consistency of Cost Accounting Practices <i>Except that paragraph (b) does not apply</i>	Orders exceeding \$2,000,000; unless an exemption applies
52.230-4	Disclosure and Consistency of Cost Accounting Practices - Foreign Concerns <i>Except that paragraph (b) does not apply</i>	Orders exceeding \$2,000,000; unless an exemption applies
52.230-5	Cost Accounting Standards - Educational Institution <i>Except that paragraph (b) does not apply</i>	Orders exceeding \$2,000,000; unless an exemption applies
52.230-6	Administration of Cost Accounting Standards	All Orders where any of the following FAR clauses apply: 52.230-2; 52.230-3; 52.230-4, or 52.230-5
52.232-7	Payments under Time-and-Materials and Labor-Hour Contracts <i>In paragraph (h)(2), use 30th</i>	All time-and-materials, and labor-hour Orders
52.232-20	Limitation of Cost	All cost-reimbursement Orders
52.232-22	Limitation of Funds	All cost-reimbursement Orders
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	All Orders to small businesses
52.234-1	Industrial Resources Developed Under Title III, Defense Production Act	All Orders
52.242-1	Notice of Intent to Disallow Costs <i>Except that in paragraph (a)(2), replace the first reference to 60 days with 30 days</i>	Cost-reimbursement, fixed-price Incentive, or price redetermination Orders
52.242-13	Bankruptcy <i>Except replace “a listing of Government contract numbers and contracting offices for all Government contracts” with “a listing of all Buyer Orders.”</i>	Orders exceeding \$250,000
52.242-15	Stop Work Order <i>Except that in paragraph (b)(2), replace 30 days with 15 days.</i>	All Orders
52.243-1	Changes – Fixed-Price <i>Except that in paragraph (c), replace 30 days with 15 days.</i>	All fixed-price Orders
52.243-2	Changes – Cost-Reimbursement <i>Except that in paragraph (c), replace 30 days with 15 days.</i>	All cost-reimbursement Orders

Clauses	Title	Applicability
52.243-3	Changes – Time-and-Materials or Labor-Hours <i>Except that in paragraph (c), replace 30 days with 15 days.</i>	All time-and-materials or labor-hour Orders
52.243-6	Change Order Accounting	All Orders
52.244-6	Subcontracts for Commercial Items	All Orders
52.245-1	Government Property <i>In which “Government” means Buyer except: (1) in the terms “Government furnished property” and “Government property,” and (2) in subparagraph (d)(3)(i)(B), paragraph (e), subparagraph (f)(1)(ii), and subparagraph (j)(1) “Government” means Government and/or Buyer: In paragraph (g), and subparagraphs (h)(3), (h)(4), and (i).</i>	All Orders where Government property will be acquired or furnished
52.246-1	Contractor Inspection Requirements	Orders at or below \$250,000
52.246-2	Inspection of Supplies – Fixed-Price	Fixed-price orders exceeding \$250,000
52.246-3	Inspection of Supplies – Cost-Reimbursement	All cost-reimbursement Orders
52.246-4	Inspection of Services – Fixed-Price	Fixed-price Orders exceeding \$250,000
52.246-5	Inspection of Services – Cost-Reimbursement	All cost-reimbursement Orders
52.246-6	Inspection – Time-and-Materials or Labor-Hours	All time-and-materials and labor-hour Orders
52.246-16	Responsibility for Supplies	Fixed-price Orders for supplies, or services involving supplies, expected to exceed \$250,000
52.246-17	Warranty of Supplies of a Noncomplex Nature <i>In the blanks at (b)(1) and (c)(1), insert “one year after acceptance.”</i>	All fixed-price Orders for supplies
52.246-18	Warranty of Supplies of a Complex Nature <i>In paragraph (b)(1) insert the words “one year after acceptance.”</i>	All fixed-price Orders for supplies
52.246-20	Warranty of Services	All fixed-price Orders for services
52.247-63	Preference for U.S. Flag Air Carriers	Orders that may involve international air transportation
52.247-64	Preference for Privately Owned U.S.-Flagged Commercial Vessels	Orders that may involve ocean transportation of supplies
52.248-1	Value Engineering	Orders of \$250,000 or more
52.249-1	Termination for Convenience of the Government (Fixed Price) (Short Form)	Fixed-price Orders less than \$250,000
52.249-2	Termination for Convenience of the Government (Fixed Price) <i>In paragraph (c), termination inventory schedule shall be submitted no later than “60 days from the effective date of termination;” paragraph (d) is deleted; in paragraph (e), “the Seller shall submit the termination settlement proposal within 6 months,” and in paragraph (l), “a request for an equitable adjustment shall be requested within 45 days.”</i>	Fixed-price Orders exceeding \$250,000

Clauses	Title	Applicability
52.249-5	Termination for Convenience of the Government (Educational and Other Nonprofit Institutions) <i>In paragraph (c), termination inventory schedule shall be submitted no later than "60 days from the effective date of termination," in paragraph (d) "the Seller shall submit the termination settlement proposal within 6 months," and paragraph (h) is deleted.</i>	All Orders with an educational or nonprofit institution for research and development work on a non-profit or no-fee basis
52.249-6	Termination (Cost-Reimbursement) <i>In paragraph (d), termination inventory schedule shall be submitted no later than "60 days from the effective date of termination;" paragraph (e) is deleted; in paragraph (f), "the Seller shall submit the termination settlement proposal within 6 months," and paragraphs (j) and (n) are deleted.</i>	All Cost-reimbursement Orders
52.249-8	Default (Fixed-Price Supply and Service)	Fixed-price Orders exceeding \$250,000
52.249-9	Default (Fixed-Price Research and Development)	Fixed-price Orders for research and development exceeding \$250,000
52.249-10	Default (Fixed-Price Construction)	Fixed-price Orders for construction work exceeding \$250,000
52.249-14	Excusable Delays	Cost-reimbursement, time-and-materials, and labor-hour Orders
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies <i>Except that paragraph (g) does not apply.</i>	Orders exceeding \$250,000
252.203-7002	Requirement to Inform Employees of Whistleblower Rights	All Orders
252.203-7003	Agency Office of the Inspector General	Orders exceeding \$5,500,000
252.203-7004	Display of Fraud Hotline Poster(s)	Orders exceeding \$5,500,000
252.204-7000	Disclosure of Information	All Orders
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting	All Orders that involve covered defense information
252.208-7000	Intent to Furnish Precious Metal as Government - Furnished Material	All Orders
252.209-7004	Subcontracting With Firms That Are Owned or Controlled by The Government of a Country That is a State Sponsor of Terrorism	Orders exceeding \$35,000
252.209-7009	Organizational Conflict of Interest - Major Defense Acquisition Program	Orders exceeding \$55,000,000
252.211-7000	Acquisition Streamlining	Orders exceeding \$1,500,000
252.211-7003	Item Unique Identification and Valuation	All Orders
252.211-7007	Reporting of Government - Furnished Property	All Orders where Government property will be acquired or furnished
252.215-7002	Cost Estimating Systems Requirements	Orders exceeding \$2,000,000
252.215-7010	Requirements for Certified Cost or Pricing Data and Data Other than Certified Cost or Pricing Data	Orders exceeding \$250,000
252.219-7003	Small Business Subcontracting Plan (DoD Contracts)	Orders exceeding \$700,000

252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements	Orders exceeding \$1,000,000
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Clauses	Title	Applicability
252.223-7001	Hazard Warning Labels	All Orders that require the submission of hazardous material data sheets.
252.223-7002	Safety Precautions for Ammunition and Explosives	All Orders that involve ammunition or explosives
252.223-7003	Change in Place of Performance - Ammunition and Explosives	All Orders that involve ammunition or explosives
252.223-7006	Prohibition on Storage, Treatment, and Disposal of Toxic or Hazardous Materials	All Orders that require, may require, or permit access to a DoD installation
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives	All Orders that involve ammunition or explosives
252.223-7008	Prohibition of Hexavalent Chromium	All Orders for supplies, maintenance and repair services, or construction materials
252.225-7001	Buy American Act and Balance of Payments Program <i>“Government” is not changed in this clause.</i>	All Orders
252.225-7002	Qualifying Country Sources as Subcontractors	All Orders
252.225-7004	Report of Intended Performance Outside the United States and Canada - Submission After Award	Orders exceeding \$700,000 performed outside the U.S. and Canada
252.225-7007	Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies	All Orders
252.225-7008	Restriction on Acquisition of Specialty Metals	Orders exceeding \$250,000
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals <i>Except that paragraphs (d) and (e)(1) do not apply</i>	All Orders
252.225-7013	Duty-Free Entry	All Orders
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools	All Orders
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings	All Orders
252.225-7021	Trade Agreements	All Orders
252.225-7025	Restriction on Acquisition of Forgings	All Orders
252.225-7027	Restriction on Contingent Fees for Foreign Military Sales	All Orders
252.225-7028	Exclusionary Policies and Practices of Foreign Governments	All Orders
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate	All Orders
252.225-7033	Waiver of United Kingdom Levies	Orders exceeding \$1,000,000 with a United Kingdom firm
252.225-7040	Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States	All Orders
252.225-7043	Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States	All Orders
252.225-7048	Export Controlled Items	All Orders
252.226-7001	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns	Orders exceeding \$500,000

Clauses	Title	Applicability
252.227-7013	Rights in Technical Data – Noncommercial Items <i>Except that in paragraph (b)(1)(vi), delete “[T]o the Contractor;” in paragraph (b)(1)(ix), delete “contract or” and “thereunder;” in paragraph (c) and (i), add “Buyer or” before “Government;” in paragraph (e)(4), change second and third occurrences of “Contracting Officer” to “Government;” in paragraph (h)(1), add “And the Government” after “parties,” and in paragraph (h)(2), change “sixty (60)” to “fifty (50)” days. No substitutions for “Government” shall be made.</i>	All Orders
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation <i>Except that in paragraph (b)(1)(i), add “Buyer or” before “Government;” in paragraph (b)(1)(iii), delete “[T]o the Contractor;” in paragraph (b)(1)(vi), delete “contract or” and “thereunder;” in paragraph (e)(4), change the second and third occurrences of “Contracting Officer” to “Government;” in paragraph (h)(1), add “And the Government” after “parties,” and in paragraph (h)(2), change “sixty (60)” to “fifty (50)” days. No substitutions for “Government” shall be made.</i>	All Orders
252.227-7015	Technical Data – Commercial Items	All Orders
252.227-7016	Rights in Bid or Proposal Information	All Orders
252.227-7017	Identification and Assertion of Use, Release, or Disclosure Restrictions	All Orders
252.227-7019	Validation of Asserted Restrictions-Computer Software	All Orders
252.227-7025	Limitations on the Use or Disclosure of Government-Furnished Information Marked With Restrictive Legends	All Orders
252.227-7026	Deferred Delivery of Technical Data or Computer Software	All Orders
252.227-7027	Deferred Ordering of Technical Data or Computer Software	All Orders
252.227-7028	Technical Data or Computer Software Previously Delivered to the Government	All Orders
252.227-7030	Technical Data – Withholding of Payment	All Orders
252.227-7032	Rights in Technical Data and Computer Software (Foreign)	All Orders for technical data with foreign Sellers to be performed overseas, except Canada
252.227-7037	Validation of Restrictive Markings on Technical Data	All Orders
252.227-7038	Patent Rights – Ownership by the Contractor (Large Business)	All Orders for experimental, developmental, or research work to be performed by a large business.
252.227-7039	Patents – Reporting of Subject Inventions	All Orders for experimental, developmental, or research work to be performed by a small business concern or nonprofit organization.
252.228-7001	Ground and Flight Risk	All Orders

Clauses	Title	Applicability
252.228-7005	Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles	All Orders
252.229-7011	Reporting of Foreign Taxes – U.S. Assistance Programs	All Orders exceeding \$500
252.231-7000	Supplemental Costs Principles	Orders exceeding \$2,000,000
252.234-7002	Earned Value Management System	Orders valued at \$50,000,000 or more
252.234-7003	Notice of Cost and Software Data Reporting System	Orders exceeding \$50,000,000
252.234-7004	Cost and Software Data Reporting System	Orders exceeding \$50,000,000
252.235-7003	Frequency Authorization	All Orders
252.239-7016	Telecommunications Security Equipment, Devices, Techniques, and Services	All Orders
252.243-7001	Pricing of Contract Modifications	Fixed Price Orders
252.243-7002	Requests for Equitable Adjustment	Orders exceeding \$250,000
252.244-7000	Subcontracts for Commercial Items and Commercial Components (DoD Contracts)	All Orders
252.245-7001	Tagging, Labeling, and Marking of Government Furnished Property	All Orders where Government property will be acquired or furnished
252.245-7002	Reporting Loss of Government Property	All Orders where Government property will be acquired or furnished
252.246-7001	Warranty of Data	All cost-reimbursement Orders where technical data will be delivered to the Government
252.246-7003	Notification of Potential Safety Issues	All Orders
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System	All Orders for electronic parts or assemblies containing electronic parts
252.246-7008	Sources of Electronic Parts	All Orders for electronic parts or assemblies containing electronic parts
252.247-7003	Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer	All Orders with motor carriers, brokers, or freight forwarders
252.247-7023	Transportation of Supplies by Sea	Paragraphs (a)-(h) apply to Orders exceeding \$250,000, and paragraphs (a)-(e) apply to Orders at or below \$250,000
252.247-7024	Notification of Transportation of Supplies by Sea <i>Except that paragraph (a) the second sentence is modified to read “If, after award of the Order, the Seller learns that supplies...”</i>	All Orders
252.249-7002	Notification of Anticipated Contract Termination or Reduction	All Orders

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