

L-3 Communications

General Terms and Conditions for Supply and Service Subcontracts

Supplement 2 – U.S. Government Contract Provisions from the Department of Defense Federal Acquisition Regulation

When the materials or products furnished are for use in connection with a U. S. Government Department of Defense contract or subcontract, in addition to the General Provisions and the FAR provisions, the following provisions shall apply, as required by the terms of the prime contractor by operation of law or regulation. In the event of a conflict between these DFARS provisions and the General Provisions or the FAR provisions, the DFARS provisions shall control.

The following clauses set forth in the DFARS in effect as of the date of the prime contract are incorporated herein by reference. In all clauses listed herein, the terms "Government", "Contracting Officer" and "Contractor" shall be revised to suitably identify the contracting parties under this purchase order and effect the proper intent of the provision except where further clarified or modified below. "Subcontractor", however, shall mean "Seller's Subcontractor" under this purchase order. The Seller, by signing its offer, hereby certifies compliance with the following clauses and is, therefore, eligible for award.

Title of Clause	DFARS
<u>APPLICABLE TO ALL ORDERS:</u>	
1. Disclosure of Information	252.204-7000
2. Alternate A, Central Contractor Registration	252.204-7004
3. Alternate A, Annual Representations and Certifications	252.204-7007
4. Requirements for Contracts Involving Export-Controlled Items	252.204-7008
5. Intent to Furnish Precious Metals as Government-Furnished Material	252.208-7000
6. Disclosure of ownership of control by a foreign government	252.209-7002
7. Limitations on Contractors Acting as Lead System Integrators	252.209-7006
8. Prohibited Financial Interests for Lead System Integrators	252.209-7007
9. Item Identification and Valuation	252.211-7003
10. Radio Frequency Identification	252.211-7006
11. Reporting of Government Furnished Equipment in DoD Item Unique Identification (IUID) Registry	252.211-7007
12. Contract Terms and Conditions required to implement statutes or Executive Orders applicable to Defense acquisitions of commercial items (Class Deviation 2009-O0005 expires on April 30, 2014).	252.212-7001
13. Pricing Adjustments	252.215-7000
14. Cost Estimating System Requirements	252.215-7002
15. Award Fee Reduction or Denial for Jeopardizing the Health or Safety of Government Personnel (applicable to Award Fee Orders only)	252.216-7004
16. Restrictions on Employment of Personnel	252.222-7000
17. Hazard Warning Labels (fill in State where this purchase order will be performed)	252.223-7001
18. Safety Precautions for Ammunition and Explosives	252.223-7002
19. Change in Place of Performance - Ammunition and Explosives	252.223-7003
20. Drug-Free Work Force	252.223-7004
21. Prohibition on Storage and Disposal of Toxic and Hazardous Materials	252.223-7006
22. Safeguarding Sensitive Conventional Arms, Ammunition and Explosives	252.223-7007
23. Prohibition of Hexavalent Chromium	252.223-7008
24. Buy American Act – Balance of Payments Program Certificate	252.225-7000
25. Buy American Act and Balance of Payments Program	252.225-7001
26. Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies	252.225-7007
27. Duty Free Entry	252.225-7013
28. Restriction on Acquisition of Ball and Roller Bearings	252.225-7016
29. Restriction on Acquisition of Foreign Anchor and Mooring Chain	252.225-7019
30. Trade Agreements Certificate	252.225-7020
31. Trade Agreements	252.225-7021
32. Trade Agreements Certificate – Inclusion of Iraqi End Products	252.225-7022
33. Restriction on the Acquisition of Forgings	252.225-7025
34. Restriction on Contingent Fees for Foreign Military Sales (blank is filled in "zero")	252.225-7027
35. Exclusionary Policies and Procedures of Foreign Governments	252.225-7028
36. Restriction on Acquisition of Carbon Alloy and Armor Steel Plate	252.225-7030
37. Secondary Arab Boycott of Israel	252.225-7031
38. Buy American Act – Free Trade Agreements – Balance of Payments Program Certificate	252.225-7035
39. Buy American Act – Free Trade Agreements – Balance of Payments Program	252.225-7036

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40. Contractors Performing Private Security Functions (applicable in areas of Contingency Operations or As otherwise designated)	252.225-7039
41. Contractor personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States	252.225-7040
42. Antiterrorism / force Protection Policy for Defense Contractors Outside the United States	252.225-7043
43. Balance of Payments Program – Construction Material	252.225-7044
44. Balance of Payments Program – Construction Material Under Trade Agreements	252.225-7045
45. Exports By Approved Community Members in Response to the Solicitation	252.225-7046
46. Export by Approved Community Members in Performance of the Contract	252.225-7047
47. Rights in Technical Data - Noncommercial Items	252.227-7013
48. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	252.227-7014
49. Technical Data - Commercial Items	252.227-7015
50. Rights in Bid or Proposal Information	252.227-7016
51. Identification and Assertion of Use, Release, or Disclosure Restrictions	252.227-7017
52. Rights in Noncommercial Technical Data and Computer Software – Small Business Innovation Research (SBIR) Program	252.227-7018
53. Validation of Asserted Restrictions - Computer Software	252.227-7019
54. Limitations on the Use or Disclosure of Government Furnished Information Marked with Restrictive Legends	252.227-7025
55. Delivery of Technical Data or Computer Software	252.227-7026
56. Deferred Ordering of Technical Data or Computer Software	252.227-7027
57. Technical Data or Computer Software Previously Delivered to the Government	252.227-7028
58. Technical Data--Withholding of Payment	252.227-7030
59. Rights in Shop Drawings	252.227-7033
60. Validation of Restrictive Markings on Technical Data	252.227-7037
61. Patents – Reporting of Subject Inventions	252.227-7039
62. Ground and Flight Risk	252.228-7001
63. Reserved	252.228-7002
64. Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles	252.228-7005
65. Reporting of Foreign Taxes – U.S. Assistance Programs	252.229-7011
66. Supplemental Cost Principles (first tier subcontractors only)	252.231-7000
67. Frequency Authorization	252.235-7003
68. Frequency Authorization (ALT I)	252.235-7003
69. Protection of Human Subjects	252.235-7004
70. Requirement for Competition Opportunity for American Steel Producers, Fabricators And Manufacturers (For Construction Subcontracts)	252.236-7013
71. Training for Contract personnel Interacting with Detainees	252.237-7019
72. Continuation of Essential Contractor Services	252.237-7023
73. Notice of Continuation of Essential Contractor Services	252.237-7024
74. Protection Against Compromising Emanations	252.239-7000
75. Information Assurance Contractor Training and Certification	252.239-7001
76. Telecommunications Security Equipment, Devices, Techniques, and Services	252.239-7016
77. Pricing of Contract Modifications	252.243-7001
78. Subcontracts for Commercial Items and Commercial Components (DoD contracts)	252.244-7000
79. Tagging, Labeling, and Marking Government Furnished Property	252.245-7001
80. Reporting Loss of Government Property	252.245-7002
81. Material Inspection and Receiving Report	252.246-7000
82. Notification of Potential Safety Issues	252.246-7003
83. Safety of Facilities, Infrastructure, and Equipment for Military Operations	252.246-7004
84. Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer	252.247-7003

ORDERS OVER THE SIMPLIFIED ACQUISITION THRESHOLD ALSO INCLUDE THE FOLLOWING:

1. Prohibition on persons convicted of Fraud or other Defense – Contract-related felonies	252.203-7001
2. Disclosure of ownership or control by the government of a Terrorist Country	252.209-7001
3. Restriction on Acquisition of Specialty Metals	252.225-7008
4. Restriction on Acquisition of Certain Articles Containing Specialty Metals (Excluding para (d))	252.225-7009

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| 5. Commercial Derivative Military Article – Specialty Metals Compliance Certificate | 252.225-7010 |
| 6. Preference for Certain Domestic Commodities | 252.225-7012 |
| 7. Restriction on Acquisition of Hand or Measuring Tools | 252.225-7015 |
| 8. Requests for Equitable Adjustment | 252.243-7002 |
| 9. Contractor Purchasing System Administration | 252.244-7001 |
| 10. Representation of Extent of Transportation by Sea | 252.247-7022 |
| 11. Transportation of Supplies by Sea | 252.247-7023 |
| 12. Notification of Transportation of Supplies by Sea | 252.247-7024 |
| 13. Notification of Anticipated Contract Termination or Reduction | 252.249-7002 |

ORDERS OVER \$ 500,000 ALSO INCLUDE THE FOLLOWING:

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| 1. Small Business Subcontracting Plan (DoD Contracts) – Over \$650K | 252.219-7003 |
| 2. Report of Intended Performance Outside the United States & Canada – Submission After Award (\$650K) | 252.225-7004 |
| 3. Report of Intended Performance Outside the United States and Canada – Submission with Offer (over \$650K) | 252.225-7003 |
| 4. Quarterly Reporting of Actual Contract Performance Outside the United States (over \$650K) | 252.225-7006 |
| 5. Utilization of Indian Organizations, Indian- Owned Economic Enterprises, and Native Hawaiian Small Business Concerns) | 252.226-7001 |

ORDERS OVER \$1,000,000 OR AS SPECIFIED ALSO INCLUDE THE FOLLOWING:

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| 1. Agency Office of the Inspector General (\$5M) | 252.203-7003 |
| 2. Display of Fraud Hotline Posters (over \$5M) | 252.203-7004 |
| 3. Acquisition Streamlining (\$1.5M) | 252.211-7000 |
| 4. Restrictions on the Use of Mandatory Arbitration Agreements | 252.222-7006 |
| 5. Waiver of United Kingdom Levies – Evaluation of Offers | 252.225-7032 |
| 6. Waiver of United Kingdom Levies | 252.225-7033 |

ORDERS FOR MAJOR DEFENSE ACQUISITION PROGRAMS INCLUDE THE FOLLOWING:

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| 1. Notice of Prohibition Relating to Organizational Conflict of Interest – Major Defense Acquisition Program | 252.209-7008 |
| 2. Organizational Conflict of Interest – Major Defense Acquisition Program | 252-209-7009 |
| 3. Notice of Cost and Software Data Reporting System | 252.234-7003 |
| 4. Earned Value Management System (Orders over \$50M) | 252.234-7002 |
| 5. Cost and Software Data Reporting System | 252.234-7004 |