

**Subcontract Terms and Conditions of Purchase – Part II**  
**FAR/DFARS Clauses – Purchase Orders for Non-Commercial**  
**Goods and Services Under a Fixed Price U.S. Government Contract**

The FAR and DFARS clauses cited below are incorporated herein by reference at the effective version found in Viasat's ("Buyer's") prime contract, or higher-tier subcontract under which this Purchase Order is a Subcontract (the "Prime Contract") or in the event such clause is not found in the Prime Contract, at the effective version found as of the date of this Purchase Order. The listed FAR and DFARS clauses are incorporated herein as if set forth in full text unless made inapplicable by its corresponding note, if any. Whenever said clauses include a requirement for the resolution of disputes between the parties in accordance with the "Disputes" clause herein, the dispute shall be disposed of in accordance with the clause entitled "Disputes" as set forth in Viasat's General Terms and Conditions of Purchase (PRO01076). The following changes to the FAR/DFARS clauses are made for incorporation of these clauses into this Purchase Order where necessary to derive proper meaning in a subcontract situation from these clauses: "Contractor" or "Prime Contractor" or "prime contractor" shall mean "Seller," "Contracting Officer" shall mean "Buyer," "Contract" or "Schedule" or "Order" shall mean this Subcontract, Purchase Order or related Schedule and "Government" shall mean "Buyer or the Government." However, the words "Government" and "Contracting Officer" do not change: (1) when a right, act, authorization or obligation can be granted or performed only by the Government or the Prime Contract Contracting Officer or duly authorized representative, or (2) when title to property is to be transferred directly to the Government. Any inconsistencies between the FAR/DFARS clauses and the foregoing terms and conditions shall be resolved by giving precedence to the FAR/DFARS clauses.

**a. All Orders**

52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009 (JUN 2010)
52.204-2	Security Requirements (AUG 1996) (Excluding any reference to the "Changes" clause. "Government" shall mean "Government.")
52.204-9	Personal Identity Verification of Contractor Personnel (JAN 2011)
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (OCT 2015) (Note: Subparagraph (d)(2) does not apply. If Seller meets the thresholds contained in paragraphs (d)(3) and (g)(2) of the clause, Seller shall report required executive compensation by posting the information to the Government's Central Contractor Registration (CCR) database. Please be advised that all information posted will be available to the general public.)
52.211-5	Material Requirements (AUG 2000)
52.211-15	Defense Priority and Allocation Requirements (APR 2008)
52.213-4	Terms and Conditions—Simplified Acquisitions (Other Than Commercial Items) (FEB 2016)
52.215-10	Price Reduction for Defective Cost or Pricing Data (AUG 2011) (As required by applicable law or regulation, Seller shall provide cost or pricing data and execute a Certificate of Cost or Pricing Data in substantially the form proscribed in FAR 15.406-2. In paragraph (c), "Contracting Officer" shall mean "Contracting Officer.")
52.215-11	Price Reduction for Defective Cost or Pricing Data – Modifications (AUG 2011) (As required by applicable law or regulation, Seller shall provide cost or pricing data and execute a Certificate of Cost or Pricing Data in substantially the form proscribed in FAR 15.406-2. In paragraph (c), "Contracting Officer" shall mean "Contracting Officer.")
52.215-13	Subcontractor Cost or Pricing Data – Modifications (OCT 2010)
52.215-15	Pension Adjustments and Asset Reversions (OCT 2010) ("Government" shall mean "Government" and "Contracting Officer" shall mean "Contracting Officer.")
52.215-16	Facilities Capital Cost of Money (JUN 2003)
52.215-17	Waiver of Facilities Capital Cost of Money (OCT 1997) (This clause applies only if Seller does not include facilities capital cost of money in its offer)
52.215-18	Reversion or Adjustment of Plans for Post-Retirement Benefits other than Pensions (JULY 2005) ("Government" shall mean "Government.")
52.215-19	Notification of Ownership Changes (OCT 1997)
52.215-20	Requirements of Cost or Pricing Data or Information Other than Cost or Pricing Data (OCT 2010)
52.215-21	Requirements of Cost or Pricing Data or Information other than Cost or Pricing Data – Modifications (OCT 2010)
52.217-2	Cancellation Under Multi-year Contracts (OCT 1997)
52.217-8	Option to Extend Services (NOV 1999)
52.217-9	Option to Extend the Term of the Contract (MAR 2000)
52.219-8	Utilization of Small Business Concerns (NOV 2016)
52.222-1	Notice to the Government of Labor Disputes (FEB 1997)
52.222-3	Convict Labor (JUNE 2003) (E.O. 11755)
52.222-19	Child Labor – Cooperation with Authorities and Remedies (FEB 2016) (E.O. 13126)
52.222-18	Certification Regarding Knowledge of Child Labor for Listed End Products (Feb 2001).
52.222-21	Prohibition of Segregated Facilities (APR 2015)
52.222-22	Previous Contracts and Compliance Reports (FEB 1999)
52.222-26	Equal Opportunity (APR 2015)
52.222-41	Service Contract Act of 1965, as Amended (MAY 2014) ("Contracting Officer" in paragraphs (k) and (n) shall mean "Contracting Officer")
52.222-50	Combating Trafficking in Persons (MAR 2015)
52.223-3	Hazardous Material Identification and Material Safety Data (JAN 1997)
52.223-4	Recovered Material Certification (May 2008)
52.223-7	Notice of Radioactive Materials (JAN 1997)
52.223-11	Ozone-Depleting Substances (MAY 2001)
52.223-15	Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b)
52.223-16	IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products (OCT 2015) (E.O. 13423)
52.224-1	Privacy Act Notification (APR 1984)
52.224-2	Privacy Act (APR 1984)

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52.225-8	Duty-Free Entry (OCT 2010) ("In paragraph (b){1}, "20 days" is changed to "30 days." In paragraph (b){2}, "10 days" is changed to "20 days." The terms "Government" and "Contracting Officer" in paragraph (e) do not change.)
52.225-13	Restrictions on Certain Foreign Purchases (JUN 2008)
52.225-14	Inconsistency Between English Version and Translation of Contract (FEB 2000)
52.225-26	Contractors Performing Private Security Functions Outside the United States (JUL 2013) (Section 862, as amended, of the National Defense Authorization Act of Fiscal Year 2008; 10 U.S.C. 2303 Note)
52.227-3	Patent Indemnity (APR 1984)
52.227-6	Royalty Information (APR 1984)
52.227-9	Refund of Royalties (APR 1984)
52.227-10	Filing of Patent Applications – Classified Subject Matter (DEC 2007) ("Government" shall mean "Government.")
52.227-11	Patent Rights – Ownership by the Contractor (MAY 2014) ("Government" shall mean "Government.")
52.227-13	Patent Rights – Ownership by the Government (DEC 2007) ("Government" shall mean "Government." Contracting Officer" shall mean "Contracting Officer.")
52.227-14	Rights in Data (MAY 2014) ("Government" shall mean "Government." "Contracting Officer" shall mean "Contracting Officer.")
52.227-16	Additional Data Requirements (June 1987)
52.227-17	Rights in Data – Special Works (DEC 2007) ("Government" shall mean "Government." Contracting Officer" shall mean "Contracting Officer.")
52.227-18	Rights in Data – Existing Works (DEC 2007) ("Government" shall mean "Government.")
52.227-19	Commercial Computer Software License (DEC 2007) ("Government" shall mean "Government.")
52.227-21	Technical Data Declaration, Revision, and Withholding of Payment- Major Systems (MAY 2014)
52.227-22	Major System – Minimum Rights (JUNE 1987) ("Government" shall mean "Government.")
52.227-23	Rights to Proposal Data (Technical) (JUNE 1987) ("Government" shall mean "Government.")
52.228-3	Workers' Compensation Insurance (Defense Base Act) (JUL 2014)
52.228-4	Workers' Compensation and War-Hazard Insurance Overseas (APR 1984)
52.229-3	Federal, State, and Local Taxes (FEB 2013) (In this clause, "Contract date" shall mean the effective date of this Order or modification thereto.)
52.229-4	Federal, State, and Local Taxes (State and Local Adjustments) (Feb 2013)
52.229-6	Taxes-Foreign Fixed-Price Contracts (FEB 2013)
52.229-7	Taxes-Fixed-Price Contracts with Foreign Governments (FEB 2013)
52.232-1	Payments (Apr 1984)
52.232-2	Payments Under Fixed-Price Research and Development Contracts (Apr 1984)
52.232-11	Extras (Apr 1984)
52.232-17	Interest (MAY 2014)
52.232-40	Providing Accelerated Payments to Small Business Subcontractors (DEC 2013) (Note: This only applies if Seller is a small business concern. This clause does not apply if Buyer does not receive accelerated payments under the Prime Contract. Not all agencies provide accelerated payments)
52.233-3	Protest After Award (AUG 1996)
52.234-1	Industrial Resources Developed Under Defense Production Act Title III (DEC 1994) ("Contracting Officer" shall mean "Contracting Officer.")
52.236-13	Accident Prevention (Nov 1991)
52.237-2	Protection of Government Buildings, Equipment and Vegetation (APR 1984) ("Government installation" shall mean "Government installation.")
52.237-3	Continuity of Services (JAN 1991)
52.239-1	Privacy or Security Safeguards (AUG 1996)
52.242-13	Bankruptcy (JUL 1995)
52.242-15	Stop-Work Order (AUG 1989) (Replace "30" with "20.")
52.242-17	Government Delay of Work (APR 1984)("Contracting Officer" shall mean "Government or Buyer.")
52.243-6	Change Order Accounting (APR 1984) (Note: This clause only applies if the Prime Contract requires Change Order Accounting)
52.244-6	Subcontracts for Commercial Items (FEB 2016)
52.245-1	Government Property (APR 2012) ("Government-furnished property" and "Government property" shall mean "United States Government-furnished property." "Government" shall mean "United States Government or Buyer" in paragraphs (g)(4), (i), (j)(6)(ii), (k). "Plant Clearance Officer" shall mean "Buyer Plant Clearance Officer." In paragraph (e)(3)(ii)(C) after the phrase "Reimbursement of the cost of the [property or material] by the Government" insert "through Buyer." In paragraph (j)(3)(i)(B) change "Sixty" to "Forty-Five." In paragraph (j)(3)(i)(C) change "One Hundred Twenty" to "Ninety." In paragraph (j)(5) change "10" to "5." In paragraph (j)(6)(i) change "120" to "145" and "121" to "146th." Notwithstanding any other provision in paragraph (h), unless the Contracting Officer shall have provided advance approval relieving Seller from the risk of and responsibility for any loss or destruction of, or damage to, the property while in Seller's possession or control, Seller shall bear such risk and responsibility. In addition, Seller shall return all Government property in as good condition as when received except for reasonable wear and tear or for its use in accordance with the provisions of the Prime Contract.)
52.245-2	Government Property Installation Operation Services (APR 2012) ("Government Property" shall mean "United States Government Property" or "Buyer Property." "Government" shall mean "United States Government" or "Buyer".)
52.245-9	Use and Charges (APR 2012)
52.246-1	Contractor Inspection Requirements (APR 1984)
52.246-7	Inspection of Research and Development – Fixed Price (AUG 1996)
52.246-16	Responsibility for Supplies (April 1984)

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52.247-1	Commercial Bill of Lading Notations (FEB 2006)
52.247-63	Preference for U.S. Flag Air Carriers (JUN 2003) (“Government” shall mean “Government.”)
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vehicles (FEB 2006) (Delete (c)(1)(ii).)
52.249-2	Termination for Convenience of the Government (APR 2012) (Delete paragraph (a) and replace with “The Buyer may terminate performance of work under this Order in whole or, from time to time, in part, where such action is reasonably required as a result of government action affecting all or part of the performance of work under the Prime Contract. In paragraph (c), change “120” to “60.” Delete paragraph (d). In paragraph (e), change both “1 year” and “1-year” to “6 months.” In paragraph (l), change “90” to “45.”)
52.249-5	Termination for Convenience of the Government (Educational and Other Nonprofit Institutions (SEP 1996) (Note: This clause applies in lieu of FAR 52.249-6 if this Contract is for research and development work with an educational or nonprofit institution on a no-profit or no-fee basis. Seller is an educational or nonprofit institution. In paragraph (c) “120 days” is changed to “60 days”. In paragraph (d) “1 year” is changed to “6 months.” Paragraph (h) is deleted. Settlements and payments under this clause may be subject to the approval of the Contracting Officer.)
52.249-8	Default (Fixed Price Supply and Service) (APR 1984) (In paragraph (a), change the cure period from “10 days” to “7 days”. In paragraph (c)(2), “Government” shall mean “Government.”)
52.249-9	Default (Fixed-Priced Research and Development) (APR 1984) (In paragraph (a), change the cure period from “10 days” to “7 days”. In paragraph (c)(2), “Government” shall mean “Government.”)
52.249-14	Excusable Delays (APR 1984) (Note: This clause applies if this is a cost reimbursement, time-and-materials, or labor-hour contract. In (a)(2) delete “or contractual”)
252.204-7000	Disclosure of Information (AUG 2013) (In paragraph (b), change “10” to “15.”)
252.204-7002	Payment for Subline Items Not Separately Priced (DEC 1991)
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information (DEC 2015) Under (b)(1) and (b)(4) “Government” shall mean “Buyer and Government”
252.204-7012	Safeguarding of Unclassified Controlled Technical Information (DEC 2015) (Note: The following changes are made to this clause: 1. Under rapid reporting definition “72 hours” shall be replaced with “48 hours”; Under (m)(2) Reporting Requirement, “the Department of Defense” shall mean “Buyer”, 2. Under (3)(e), “90 days” shall be replaced with “100 days”; 3. Under (3)(i), “Government” shall mean “Buyer and the Government” and the second instance of “DoD” shall mean “Buyer”; and 4. Under (3)(l) “Government” shall mean the “Government”.)
252.209-7004	Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism (OCT 2015)
252.211-7003	Item Identification and Valuation (DEC 2013)
252.211-7007	Reporting of Government-Furnished Equipment in DOD Item Unique Identification (IUID) Registry (AUG 2012).
252.215-7000	Pricing Adjustments (DEC 2012)
252.223-7001	Hazard Warning Labels (DEC 1991)
252.223-7006	Prohibition on Storage and Disposal of Toxic and Hazardous Material (SEP 2014)
252.223-7008	Prohibition of Hexavalent Chromium (JUN 2013)
252.225-7000	Buy American Act – Balance of Payments Program Certificate (NOV 2014) (This clause applies only if the Seller is supplying an item that is an end product under Buyer’s Prime Contract. Delete (b).)
252.225-7001	Buy American Act and The Balance of Payments Program (NOV 2014) (This clause applies only if the Seller is supplying an item that is an end product under Buyer’s Prime Contract. “Government” shall mean “Government.”)
252.225-7002	Qualifying Country Sources as Subcontractors (DEC 2012)
252.225-7008	Restriction on Acquisition of Specialty Metals (MAR 2013)
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals (OCT 2014). (Paragraph (d) is deleted.)
252.225-7012	Preference for Certain Domestic Commodities (FEB 2013)
252.225-7013	Duty-Free Entry (NOV 2014) (In paragraphs (c)(2)(ii) and (h)(10), “Contracting Officer” shall mean “Contracting Officer.” In paragraph (h), the second occurrence of “government” shall mean “Government.” In paragraph (h)(1), Seller shall make notification to Buyer applicable to this clause.)
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings (JUNE 2011)
252.225-7020	Trade Agreements Certificate (NOV 2014) (This clause applies only if Seller is supplying an item that is an end product under Buyer’s Prime Contract. Delete (b).)
252.225-7021	Trade Agreements (OCT 2015) (This clause applies only if Seller is supplying an item that is an end product under Buyer’s Prime Contract. “Government” shall mean “Government.” Delete (e).)
252.225-7028	Exclusionary Policies and Practices of Foreign Governments (APR 2003) (“government” shall mean “government.”)
252.225-7030	Restriction on Acquisition of Carbon Alloy and Armor Steel Plate (DEC 2006) (“Government” shall mean “Government.”)
252.225-7035	Buy American Act - Free Trade Agreements – Balance of Payments Program Certificate (NOV 2014) (This clause applies only if Seller is supplying an item that is an end product under Buyer’s Prime Contract. Delete (b).)
252.225-7036	Buy American Act - Free Trade Agreements – Balance of Payments Program (NOV 2014) (This clause applies only if Seller is supplying an item that is an end product under Buyer’s Prime Contract.)
252.225-7040	Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States (OCT 2015)
252.225-7048	Export Controlled Items (JUNE 2013)
252.227-7013	Rights in Technical Data – Noncommercial Items (FEB 2014) (“Government” shall mean “Government.” In paragraphs (a)(8) and (a)(10), “contract” shall mean “contract.” In paragraph (b)(1)(vi), “to the Contractor” is deleted. In paragraph (b)(1)(ix), “contract or” and “thereunder” are deleted. In paragraphs (c) and (i), “Buyer or” is added before “Government.” In paragraph (e)(4), the second and third occurrences of “Contracting Officer” is changed to “Government.” In paragraph (h)(1), “and the Government” is added after “parties.” In paragraph (h)(2), “sixty (60)” is changed to “fifty (50).”)
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (FEB 2014) (“Government” shall mean “Government.” In paragraphs (a)(8)(ii) and (a)(10), “contract” shall mean “contract.” In

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- paragraph (b)(1)(iii), “to the Contractor” is deleted. In paragraph (b)(1)(vi), “contract or” and “thereunder” are deleted. In paragraph (i), “Buyer or” is added before “Government.” In paragraph (e)(4), the second and third occurrences of “Contracting Officer” are changed to “Government.” In paragraph (h)(1), “and the Government” is added after “parties.” In paragraph (h)(2), “sixty (60)” is changed to “fifty (50).”
- 252.227-7015 Technical Data – Commercial Items (FEB 2014) (“Government” shall mean “Government.”)
- 252.227-7016 Rights in Bid or Proposal Information (JAN 2011) (“Government” shall mean “Government.” “Contracting Officer” shall mean “Contracting Officer.”)
- 252.227-7017 Identification and Assertion of Use, Release, or Disclosure Restrictions (JAN 2011) (In paragraph (c), the second occurrence of “Government” shall mean “Government.” In paragraph (d), “Government” shall mean “Government.” In paragraph (f), “Contracting Officer” shall mean “Contracting Officer.”)
- 252.227-7018 Rights in Noncommercial Technical Data and Computer Software – SBIR Program (FEB 2014) (“Government” shall mean “Government.” In paragraphs (a)(8)(iv) and (a)(11), “contract” shall mean “contract.” In paragraph (c), “and Buyer” is added after “Government.” In paragraph (e)(4), the second and third occurrences of “Contracting Officer” are changed to “Government.” In paragraph (h)(1), “and the Government” is added after “parties.” In paragraph (h)(2), “sixty (60)” is changed to “fifty (50).”)
- 252.227-7019 Validation of Asserted Restriction – Computer Software (SEPT 2011) (“Contracting Officer” shall mean “Contracting Officer.” “Government” shall mean “Government.”)
- 252.227-7020 Rights in Special Works (JUN 1995) (“Government” shall mean “Government.” “Contracting Officer” shall mean “Contracting Officer.”)
- 252.227-7021 Rights in Data – Existing Works (MAR 1979) (“Government” shall mean “Government.”)
- 252.227-7025 Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends (MAY 2013) (“Government” shall mean “Government.”)
- 252.227-7026 Deferred Delivery of Technical Data or Computer Software (APR 1988)
- 252.227-7027 Deferred Ordering of Technical Data or Computer Software (APR 1988) (“Government” shall mean “Government or Buyer” except “Government” shall mean “Government” in the last sentence.)
- 252.227-7028 Technical Data or Computer Software Previously Delivered To The Government (JUN 1995) (“Government” shall mean “Government”).
- 252.227-7030 Technical Data – Withholding of Payment (MAR 2000) (“Buyer” is substituted for “Contracting Officer” in paragraph (a). In paragraph (b), “or Buyer” is added after “Government.” “total contract price” shall mean “total prime contract price.”)
- 252.227-7033 Rights in Shop Drawings (APRIL 1966)
- 252.227-7037 Validation of Restrictive Markings on Technical Data (JUNE 2013) (In paragraph (b), “Contractor’s” means Seller’s. In paragraphs (c) and (d)(1), “hereunder” is inserted after “subcontract.” In paragraphs (f) and (g)(2)(i), change “this contract” to “the Prime Contract” and in paragraph (i), change “a contract” to “the Prime Contract.” “Contracting Officer” shall mean “Contracting Officer.” “Government” shall mean “Government.”)
- 252.227-7038 Patent Rights – Ownership by the Contractor (Large Business) (JUNE 2012)
- 252.227-7039 Patents - Reporting of Subject Inventions (APR 1990)
- 252.228-7001 Ground and Flight Risk (JUNE 2010)
- 252.228-7005 Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles (DEC 1991)
- 252.231-7000 Supplemental Cost Principles (DEC 1991)
- 252.235-7003 Frequency Authorization (MAR 2014)
- 252.236-7013 Requirement for Completion Opportunity for American Steel Producers, Fabricators, and Manufacturers (JUNE 2013)
- 252.237-7010 Prohibition on Interrogation of Detainees by Contractor Personnel (JUNE 2013)
- 252.237-7019 Training for Contractor Personnel Interacting with Detainees (JUNE 2013)
- 252.237-7023 Continuation of Essential Contractor Services (OCT 2010)
- 252.239-7016 Telecommunications Security Equipment Devices, Techniques and Services (DEC 1991) (“Government” shall mean “Government.”)
- 252.239-7018 Supply Chain Risk (OCT 2015)
- 252.243-7001 Pricing of Contract Modifications (DEC 1991)
- 252.244-7000 Subcontracts for Commercial Items and Commercial Components (DOD Contracts)(JUN 2013)
- 252.245-7001 Tagging, Labeling, and Marking of Government-Furnished Property (APR 2012)
- 252.245-7002 Reporting Loss of Government Property (APR 2012)
- 252.246-7001 Warranty of Data (MAR2014) (Delete (d)(3).)
- 252.246-7003 Notification of Potential Safety Issues (JUN 2013). Under (b), “Government” shall mean “Government”. Under (c), Buyer shall also be notified. Under (d)(2), “Government” shall mean “Government and/or Buyer”. Under (f)(2)(ii), Buyer shall also be notified.)
- 252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System (AUG 2016)
- 252.246-7008 Sources of Electronic Parts (AUG 2016)
- 252.247-7023 Transportation of Supplies by Sea (APR 2014) (Paragraph (c) shall begin: “(c) Seller and its subcontractors may request that Buyer obtain Government authorization for shipment.” In paragraph (d), “45” is changed to “60.” In paragraph (e), “30” is changed to “25.” Also in paragraph (e), “and the Maritime Administration, Office of Cargo Preference, U.S. Department of Transportation, 400 Seventh Street SW, Washington, DC 20590” is deleted. In paragraph (g), “for the purposes of the Prompt Payment clause of this contract” is deleted. Delete paragraphs (f) and (g) for order of \$100,000 or less.)
- 252.247-7024 Notification of Transportation of Supplies by Sea (MAR 2000)

b. All Orders in excess of \$3,500

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52.222-54	Employment Eligibility Verification (OCT 2015)
52.223-18	Encouraging Contractor Policies to Ban Text Messaging while Driving (AUG 2011)
52.225-1	Buy American Act—Supplies (MAY 2014)
52.225-2	Buy American Act Certificate (MAY 2014)
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools (JUN 2005)
<u>c.</u>	<u>All Orders in excess of \$5,000</u>
52.203-14	Display of Hotline Poster(s) (OCT 2015)
<u>d.</u>	<u>All Orders in excess of \$10,000</u>
52.222-40	Notification of Employee Rights Under the National Labor Relations Act (Dec 2010)
<u>e.</u>	<u>All Orders in excess of \$15,000</u>
52.222-20	Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000 (MAY 2014)
52.222-36	Equal Opportunity for Workers with Disabilities (JUL 2014) (In paragraph (b)(2) delete “the Director, Office of Federal Contract Compliance Programs of the U.S. Department of Labor” and replace with “Buyer”)
<u>f.</u>	<u>All Orders in excess of \$30,000</u>
52.209-6	Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (OCT 2015) (“Government” shall mean “Government.” In paragraph (b), the first instance of “Contractors” shall mean “contractors,” and the third instance of “Contractor” shall mean “subcontractor.”)
<u>g.</u>	<u>All Orders in excess of \$100,000</u>
52.222-35	Equal Opportunity for Veterans (OCT 2015)
52.222-37	Employment Reports on Veterans (OCT 2015)
<u>h.</u>	<u>All Orders in excess of \$150,000</u>
52.203-3	Gratuities (April 1984)
52.203-5	Covenant Against Contingent Fees (MAY 2014)
52.203-6	Restrictions on Subcontractor Sales to the Government (SEP 2006)
52.203-7	Anti-Kickback Procedures (MAY 2014) (Paragraphs (c)(1) and (c)(4) are excluded. In place of paragraph (c)(4), insert “To the extent the Contracting Officer has effected an offset at the prime contract level under FAR 52.203-7, Buyer may withhold such amount from amounts due Seller under the Purchase Order or effect an offset of such amount against Seller.”)
52.203-10	Price and Fee Adjustment for Illegal or Improper Activity (MAY 2014)
52.203-11	Certifications and Disclosure Regarding Payments to Influence Certain Federal Transactions (SEP 2007)
52.203-12	Limitations on Payments to Influence Certain Federal Transactions (OCT 2010) (“Government” in the definition of “Officer or employee of an agency” in paragraph (a) shall mean “Government.” In paragraph (g)(2), “Contracting Officer” shall mean “Contracting Officer.” In paragraph (e)(1), “Government” shall mean “Government.”)
52.203-16	Preventing Personal Conflicts of Interest (Dec 2011)
52.203-17	Contractor Employee Whistleblower Rights and Requirement To Inform Employees of Whistleblower Rights (APR 2014)
52.209-5	Certification Regarding Responsibility Matters (OCT 2015) (By accepting this Purchase Order, Seller certifies that each blank in this certificate is answered in the negative.
52.215-2	Audit and Records - Negotiation (OCT 2010) (In paragraphs (b), (c), and (d), “Contracting Officer” shall mean “Contracting Officer.”)
52.215-14	Integrity of Unit Prices (OCT 2010) (Paragraph (b) is deleted.)
52.219-8	Utilization of Small Business Concerns (OCT 2014)
52.222-4	Contract Work Hours and Safety Standards Act - Overtime Compensation (May 2014) (In paragraph (d)(1), “government” shall mean “Government or Buyer.” In paragraph (d)(2), “Contracting Officer” shall mean “Contracting Officer or Buyer’s Authorized Representative.”)
52.222-17	Nondisplacement of Qualified Workers (MAY 2014)
52.223-9	Estimate of Percentage of Recovered Material Content for EPA Designated Items (MAY 2008)
52.227-1	Authorization and Consent (DEC 2007) (“Government” shall mean “Government.” “Contracting Officer” shall mean “Contracting Officer.” “through Buyer” is inserted after “Contracting Officer.”)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (DEC 2007) (“Government” shall mean “Government.”)
52.228-5	Insurance – Work on a Government Installation (JAN 1997)
52.244-5	Competition in Subcontracting (DEC 1996)
52.246-2	Inspection of Supplies – Fixed Price (AUG 1996)
52.246-4	Inspection of Services – Fixed Price (AUG 1996)
52.248-1	Value Engineering (OCT 2010) (In paragraph (b)(3), “Government costs” shall mean “Government costs.” In paragraph (m), “Government” shall mean “Government.”)
252.203-7001	Prohibition of Persons Convicted of Fraud or Other Defense-Contract Related Felonies (DEC 2008) (In paragraph (b),



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	“contract” shall mean “contract.” In paragraphs (b) and (d), “contractor” shall mean “contractor.” In paragraph (e), “Government” shall mean “Government.”)
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material (DEC 1991) (“Government” shall mean “Government.” “Contracting Officer” shall mean “Contracting Officer.”)
252.209-7004	Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism (OCT 2015)
252.225-7005	Identification of Expenditures in the United States (JUN 2005)
252.225-7038	Restriction on Acquisition of Air Circuit Breakers (JUN 2005)
252.243-7002	Requests for Equitable Adjustment (DEC 2012)
252.249-7002	Notification of Anticipated Contract Termination or Reduction (OCT 2015)
<u>i. All Orders valued at or greater than \$191,000</u>	
52.225-5	Trade Agreements (FEB 2016)
52.225-6	Trade Agreements Certificate (MAY 2014)
<u>j. All Orders in excess of \$500,000</u>	
252.226-7001	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (SEP 2004)
<u>k. All Orders in excess of \$700,000</u>	
52.219-9	Small Business Subcontracting Plan (OCT 2015)
252.219-7003	Small Business and Small Disadvantaged Business Subcontracting Plan (DoD Contracts) (OCT 2014) (“Administrative Contracting Officer” in paragraph (g) shall mean “Buyer’s Authorized Representative.”)
252.225-7003	Report of Intended Performance Outside the United States and Canada – Submission with Offer (OCT 2015)
252.225-7004	Report of Intended Performance Outside the United States and Canada – Submission After Award (OCT 2015) (Delete paragraph (c)(5))
<u>l. All Orders in excess of \$750,000</u>	
52.214-26	Audit and Records – Sealed Bidding (OCT 2010)
52.214-27	Price Reduction for Defective Cost or Pricing Data – Modifications – Sealed Bidding (AUG 2011)
52.214-28	Subcontractor Cost or Pricing Data – Modifications – Sealed Bidding (OCT 2010)
52.215-12	Subcontractor Cost or Pricing Data (OCT 2010)
52.215-22	Limitations on Pass-Through Charges – Identification of Subcontract Effort (OCT 2009)
52.215-23	Limitations on Pass-Through Charges (OCT 2009)
52.230-2	Cost Accounting Standards (OCT 2015) (“Contracting Officer” shall mean “Contracting Officer.” Paragraph (b) is deleted.) To the extent that the Government is unwilling or unable to perform its function under this clause, the Seller shall deal directly with the appropriate Government audit agency
52.230-3	Disclosure and Consistency of Cost Accounting Practices (OCT 2015) (Note: This only applies when modified CAS coverage applies to this Contract.. “United States” shall mean “United States or Buyer.” Delete paragraph (b) of the clause.)
52.230-4	Disclosure and Consistency of Cost Accounting Practices for Contracts Awarded to Foreign Concerns (OCT 2015) (Note: This applies only when referenced in this Contract that this CAS clause applies. “United States” shall mean “United States or Buyer”. Delete paragraph (b) of the clause.)
52.230-5	Cost Accounting Standards – Educational Institutions (OCT 2015) (Note: This applies only when referenced in this Contract that modified CAS coverage applies. Delete paragraph (b) of the clause.)
52.230-6	Administration of Cost Accounting Standards (JUNE 2010) (“Contracting Officer” shall mean “Contracting Officer.”) To the extent that the Government is unwilling or unable to perform its function under this clause, subcontractors shall deal directly with Buyer
<u>m. All Orders in excess of \$1.5 Million</u>	
252.211-7000	Acquisition Streamlining (OCT 2010) (“Government” shall mean “Government.”)
<u>n. All orders in excess of \$5 million</u>	
52.203-13	Contractor Code of Business Ethics and Conduct (OCT 2015)
252.203-7004	Display of Hotline Posters (OCT 2015)
<u>o. All orders in excess of \$10 million</u>	
52.222-24	Preaward On-Site Equal Opportunity Compliance Evaluation (Feb 1999) (“Contractor” shall mean “Buyer” and “contract” shall

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mean "Prime contract")

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52.211-16	Variation in Quantity (Apr 1984)
52.222-6	Construction Wage Rate Requirements (MAY 2014)
52.222-7	Withholding of Funds (MAY 2014)
52.222-8	Payrolls and Basic Records (MAY 2014)
52.222-9	Apprentices and Trainees (July 2005)
52.222-10	Compliance with Copeland Act Requirements (Feb 1988)
52.222-11	Subcontracts (Labor Standards) (MAY 2014)
52.222-12	Contract Termination – Debarment (MAY 2014)
52.222-13	Compliance with Construction Wage Rate Requirements and Related Act Regulations (MAY 2014)
52.222-14	Disputes Concerning Labor Standards (Feb 1988)
52.222-15	Certification of Eligibility (MAY 2014)
52.222.23	Notice of Requirement for Affirmative Action to Ensure Equal Employment Opportunity for Construction (Feb 1999)
52.222-27	Affirmative Action Compliance Requirements for Construction (APR 2015)
52.225-9	Buy American Act – Construction Materials (MAY 2014)
52.225-10	Notice of Buy American Act Requirement – Construction Materials (MAY 2014)
52.225-11	Buy American Act – Construction Materials Under Trade Agreements (FEB 2016)
52.225-12	Notice of Buy American Act Requirement – Construction Materials Under Trade Agreements (MAY 2014)