

## **BDS Terms and Conditions Guide**

**Clause Number: M434**

**Effective: 8/8/2017**

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### **Preferred Out of Production (OP) EEE Part Supplier Requirements - Deliverable**

Seller is advised that the parts being procured are considered Electronic, Electrical, and Electromechanical (EEE) and out of production.

Seller is “contractor-approved supplier” as defined in DFARS 252.246-7008 and is subject to the Contracting Officer’s review and audit requirements.

Seller must notify Buyer’s Authorized Procurement Agent if the Seller does not meet all of the following requirements or if Seller’s processes and/or procedures change in relation to EEE procurement (including, but not limited to, changes to existing Buyer approved Counterfeit Part Control Plan):

1. Seller must maintain a Counterfeit Electronics Parts Avoidance (CEPA) approval per D950-11160-1 and must have a Boeing approved Counterfeit Parts Control Plan in the Customer and Supplier Data Transmittal (CSDT) tool to quote and/or provide these parts.
2. Seller confirms parts provided are new or previously unused and that they have not been comingled with used, refurbished, reclaimed, or returned products.
3. Seller must ensure EEE parts successfully pass the requirements of the Inspection and Test Plan (ITP) attached to this procurement. The ITP test report in accordance with the ITP and D950-11273-1 must be uploaded to the Customer and Supplier Data Transmittal (CSDT) tool for engineering review.

Seller shall include the following documentation with each shipment and maintain it in accordance Seller’s Quality Management System and Seller’s Counterfeit Part Control Plan requirements:

1. A Certificate of Conformance (C of C) printed on packing slips or provided as a supplementary document with all parts that this clause applies to. Certificate of Conformance shall include:
  - a. Name and address of both Seller and Buyer
  - b. Manufacturer’s name
  - c. Manufacturer’s part number
  - d. Quantity
  - e. Date code (if provided by the Manufacturer)
  - f. Lot code (if provided by the Manufacturer)
  - g. Buyer purchase order number including line item
  - h. Ship date to Buyer
  - i. Seller’s Statement of Conformance

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- j. Signature of Responsible Party (Electronic Signature is acceptable)
  - k. Country of Origin
  - l. Buyer part number
    - i. Part number and dash number (as specified by Purchase Contract (PC)) for each item.
    - ii. Revision level / version (as specified by PC) to which the Goods were manufactured.
  - m. When multiple item manufacturers and/or multiple lots are included in one shipment, Seller shall separate and identify respective manufacturer's lots, and indicate each lot quantity:
    - i. If one part has multiple manufacturers, parts must be separated by manufacturer.
    - ii. If one part has multiple lots in one shipment, Seller shall separate and identify each separate lot and indicate each lot quantity.
2. ITP test report – documentation, including inspection and test data, in accordance with the ITP and D950-11273-1.
3. A manufacturer's C of C for military EEE parts per the military standard for the part, if available. For Commercial or Industrial EEE parts, a manufacturer C of C is not required.
4. Supply Chain Traceability (CoCT) - Seller's documentation showing the parts originated from the Manufacturer including evidence of traceability from the authorized distributor or from the OCM (i.e., packing slips inclusive of supplier name and address), if available.

NOTE: D950 documents may be found on the Boeing Supplier Portal, under My Work in the Counterfeit Avoidance section.