Date: October 2002

#### **EXHIBIT A**

## **GOVERNMENT PROVISIONS**

#### **APPLICABLE TO**

# **PRIME CONTRACT F33657-97-C-0030**

The clauses contained in the following Government regulations are incorporated by reference. Where necessary or appropriate to derive proper meaning in a subcontract situation, "Contractor" shall mean Seller. Government Clauses listed below or cited elsewhere in the contract shall be those in effect in June 1998.

FAR/DFARS_ Reference	<u>Title</u>	
52.204-2	Security Requirements (Applies only if the contract requires access to classified information, "Government" means Buyer or the Government.)	
52.208-1	DELETED	D/Rev. B
52.211-5	Material Requirements	R/Rev. E
52.211-7	DELETED	D/Rev. C
52.211-15	Defense Priority and Allocation Requirements	
52.215-15	Termination of Defined Benefit Pension Plans ("Contracting Officer" means Buyer and Seller's cognizant ACO.) (Applicable only if contract is other than firm-fixed-price or if certified cost or pricing data was provided.)	A/Rev. C
52.215-18	Reversion or Adjustment of Plans for Post-Retirement Benefits (PRB) Other than Pensions (Applicable only if the contract is other than firm-fixed price or if certified cost or pricing data was provided.)	A/Rev. C
52.215-19	Notification of Ownership Changes	A/Rev. C
52.215-26	DELETED	D/Rev. B
52.215-27	DELETED	D/Rev. C
52.215-40	DELETED	D/Rev. C

52.219-8	Utilization of Small, Small Disadvantaged and Women-Owned Small Business Concerns	
52.222-1	Notice of Labor Disputes ("Contracting Officer" means Buyer.)	
52.222-26	DELETED	D/Rev. C
52.223-3	Hazardous Material Identification and Material Safety Data (Applies only if hazardous material will be delivered.)	
52.223-7	Notice of Radioactive Materials	A/Rev. C
52.225-10	Duty-Free Entry	
52.225-11	Restrictions on Certain Foreign Purchases ("Contracting Officer" means Buyer.)	
52.227-1 Alt. 1	Authorization and Consent	
52.227-10	Filing of Patent Applications - Classified Subject Matter (Applies only if contract will involve access to classified information)	
52.227-11	Patent Rights - Retention by Contractor (Short Form). (Applies only if Special Provision F.1 is included and Seller is a small business or non-profit organization.)	A/Rev. C
52.227-12	Patent Rights - Retention by Contractor (Long Form) (Applies only if Special Provision F.1 is included and Seller is <u>not</u> a small business or non-profit organization.)	A/Rev. C
52.228-5	DELETED	D/Rev. C
52.234-1	Industrial Resources Developed Under Defense Production Act Title III	
52.237-2	DELETED	D/Rev. C
52.242-15	Stop Work Order	
52.244-5	Competition in Subcontracting	
52.244-6	Subcontracts for Commercial Items and Commercial Components	
52.246-23	Limitation of Liability	A/Rev. C
52.247-63	Preference for U.SFlag Air Carriers	
252.204-7000	DELETED	D/Rev. C

252.215-7000	Pricing Adjustments (DEC 91)	R/Rev. H
252.219-7003	Small, Small Disadvantaged and Women-Owned Business Small Business Subcontracting Plan (DoD Contracts) (APR 96)	A/Rev. G
252.223-7001	Hazard Warning Labels	A/Rev. E
252.223-7002	Safety Precautions for Ammunition and Explosives (MAY 94) (Applies only if contract involves ammunition or explosives.)	R/Rev. H
252.223-7003	Change in Place of Performance Ammunition and Explosives (DEC 91 (Applies only if DFARS 252.223-7002 applies.)	)R/Rev. H
252.223-7005	DELETED	D/Rev. C
252.223-7006	DELETED	D/Rev. C
252.223-7007	Safeguarding Arms, Ammunition and Explosives (FEB 96) (applies only contract involves arms, ammunition or explosives)	if R/Rev. H
252.225-7002	Qualifying Country Sources as Subcontractors (DEC 91)	R/Rev. H
252.225-7009	Duty-Free Entry-Qualifying Country Supplies (End Products and Components (MAR 98)	R/Rev. H
252.225-7010	Duty-Free EntryAdditional Provisions (MAR 98)	R/Rev. H
252.225-7012	Preference for Certain Domestic Commodities (SEP 97)	R/Rev. H
252.225-7014	Preference for Domestic Specialty Metals (MAR 98) Alt. I (MAR 98)	R/Rev. H
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings	
252.225-7022	Restriction on Acquisition of Polyacrylonitrile (PAN) Based Carbon Fiber	A/Rev. C
252.225-7025	DELETED	D/Rev. C
252.225-7030	Restriction on Acquisition of Carbon, Alloy and Armor Steel Plate	A/Rev. C
252.227-7025	Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends	
252.228-7001	Ground and Flight Risk	
252.228-7005	Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles	

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252.229-7006	Value-added Tax Exclusion (United Kingdom)	A/Rev. C
252.231-7000	Supplemental Cost Principles	
252.232-7006	DELETED.	D/Rev. E
252.235-7003	Frequency Authorization (Applies only if contract involves developing, producing, testing or operating a device requiring radio frequency authorization.)	
252.239-7000	Protection Against Compromising Emanations. (Applies only if classified information will be processed.)	
252.244-7000	Subcontracts for Commercial Items or Commercial Components (DOD Contracts) (Feb. 1997)	
252.247-7024	Notification of Transportation of Supplies by Sea	A/Rev. E
The following clause also applies if the contract price exceeds \$2,500:		

52.222-36 Affirmative Action for Workers with Disabilities

#### The following clauses also apply if the contract price exceeds \$10,000:

52.222-20	Walsh-Healy Public Contracts Act
52.222-35	Affirmative Action for Disabled Veterans and Veterans of the Vietnam Era
52.222-37	Employment Reports on Disabled Veterans and Veterans of the Vietnam Era.

#### The following clauses also apply if the contract price exceeds \$100,000:

52.203-6	Restrictions on Subcontractor Sales to the Government
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain A/Rev. C Federal Transactions (Seller's signed proposal provided the required certification.)
52.203-12	Limitation on Payments to Influence Certain Federal Transactions. (The disclosures of Seller and its lower tier subcontractors required by paragraph (c) shall be submitted to Buyer's Material Representative.)

52.215-2	Audit and Records-Negotiation (Applies only if contract is other than Firm Fixed-Price, if cost or pricing data was required or if cost, funding or performance reports will be furnished.)	-	
52.215-14	Integrity of Unit Prices (Excluding paragraph (b)). (Not applicable if only services will be provided.)	A/Rev. C	
52.223-2	Clean Air and Water (Also applicable if Seller's facility has been the subject of a conviction under the Clean Air Act or Federal Water Pollution Control Act.)	ı	
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement. ("Contracting Officer" means Buyer.)		
52.228-5	Insurance - Work on Government Installation (JAN 97) (This clause applies only if work is to be done on a Government installation.)	A/Rev. G	
52.246-24	Limitation of Liability High-Value Items (Feb 1997), Alt. I (APR 84) ["Government's" shall mean Government's or Buyer's in paragraph (e). This clause can be used only at the request of the supplier and with the advance written consent of the Contracting Officer.]	A/Rev. G	
	(This clause only applies to CLIN 0002 F-22 PRTV Aircraft and CLIN 1002 F-22 PRTV II Aircraft)		
252.203-7001	Special Prohibition on Employment		
252.209-7000	Acquisition from Subcontractors Subject to On-Site Inspection Under the Intermediate - Range Nuclear Forces (INT) Treaty		
252.247-7023	Transportation of Supplies by Sea	A/Rev. C	
252.249-7002	Notification of Anticipated Contract Termination or Reduction		
The following clauses also apply if the contract price exceeds \$500,000:			
52.215-39	Reversion or Adjustment of Plans for Post-Retirement Benefits other than Pensions. (Applicable only if certified cost or pricing data is provided.)	ı	
52.219-9	Small Business Subcontracting Plan (OCT 00) (Applies only if Seller is not a small business. "Contracting Officer" in paragraph (c) means Buyer.)	A/Rev. G	
52.230-2	Cost Accounting Standards (APR 98) (This clause applies only if Seller is subject to Cost Accounting Standards (CAS).	A/Rev. G	

#### The following clause also applies if the contract price exceeds \$1,000,000:

252.211-7000	Acquisition Streamlining
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252.225-7032 Waiver of United Kingdom Levies A/Rev. C

# The following clauses also apply if Technical Data or Computer Software will be Generated or Delivered:

252.227-7013	Rights in Technical DataNoncommercial Items
252.227-7014	Rights in Noncommercial Software and Noncommercial Software Documentation
252.227-7019	Validation of Asserted Restrictions - Computer Software
252.227-7026	Deferred Delivery of Technical Data
252.227-7027	Deferred Ordering of Technical Data or Computer Software
252.227-7030	Technical Data - Withholding of Payment ("Contracting Officer" and "Government" means Buyer.)
252.227-7036	Declaration of Technical Data Conformity
252.227-7037	Validation of Restrictive Markings on Technical Data
252.246-7001	Warranty of Data ("Contracting Officer" means Buyer.)

### The following Air Force FAR Supplement clauses are applicable as indicated: [A/Rev.C]

5352.204-9000	Notification of Government Security Activity (Applies only if work will be performed on a Government installation.)	A/Rev. C
5352.223-9001	Health and Safety on Government Installations (Applies only if work will be performed on a Government installation.)	A/Rev. C

#### **Additional Provisions:**

TRUTH IN NEGOTIATIONS ACT. (Applicable if certified cost or pricing data was provided.) Seller shall comply with the provisions of FAR 52.215-10 and 52.215-12 which are incorporated herein by reference to the extent such clauses are or become applicable to this contract. In the absence of other instructions, Seller shall submit cost or pricing data for changes which exceed the established threshold consistent with the cost or pricing data instructions applicable to the proposal for this contract. Seller shall reimburse the Buyer any amount by which this contract is determined by the Government to have been overpriced because of Seller's or Seller's subcontractor's failure to comply with such provisions plus any interest, fines or other penalties imposed upon the Buyer as a result of the Seller's or the Seller's subcontractor's defective pricing. [A/Rev. G]

TRUTH IN NEGOTIATIONS ACT - Modifications. (Applies if certified cost or pricing data was not provided.) Seller shall comply with the provisions of FAR 52.215-11 and 52.215-13 which are incorporated herein by reference to the extent such clauses are or become applicable to this contract. In the absence of other instructions, Seller shall submit cost or pricing data for changes which exceed the established threshold consistent with the cost or pricing data instructions applicable to the proposal for this contract. Seller shall reimburse the Buyer any amount by which this contract is determined by the Government to have been overpriced because of Seller's or Seller's subcontractor's failure to comply with such provisions plus any interest, fines or other penalties imposed upon the Buyer as a result of the Seller's or the Seller's subcontractor's defective pricing. [A/Rev. G]

A = ADDED

D = DELETED

R = REVISED