# **Boeing Defense & Space Group**

Date: September 1997

# **EXHIBIT A**

# **GOVERNMENT PROVISIONS**

## **APPLICABLE TO**

### PRIME CONTRACT F33657-97-C-0011

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 January 1997.

# **FAR/DFARS Reference Title**

52.211-5 New Material ("Contracting Officer" means Buyer.)

52.211-7 Other Than New Material, Residual Inventory and Former Government Surplus Property ("Contracting Officer" means Buyer.)

52.211-15 Defense Priority and Allocation Requirements

52.215-26 Integrity of Unit Prices (Excluding paragraph (c))

52.215-27 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.)

52.215-40 Notification of Ownership Changes
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.)
52.225-10 Duty-Free Entry
52.225-11 Restrictions on Certain Foreign Purchases ("Contracting Officer" means Buyer.)
52.227-1 Authorization and Consent
52.234-1 Industrial Resources Developed Under Defense Production Act Title III
52.237-2 Protection of Government Buildings, Equipment and Vegetation. (Applies only if work will be performed on a government installation. "Contracting Officer" means Buyer.)
52.242-15 Stop Work Order
52.244-5 Competition in Subcontracting
52.246-23 Limitation of Liability
252.204-7000 Disclosure of Information
252.215-7000 Pricing Adjustments

252.223-7002 Safety Precautions for Ammunition and Explosives. (Applies only if contract involves ammunition or explosives.)
252.223-7003 Change in Place of Performance Ammunition and Explosives (Applies only if DFARS 252.223-7002 applies.)
252.223-7007 Safeguarding Sensitive Arms, Ammunition and Explosives. (Applies only if AA&E will be developed, produced, manufactured or purchased or if AA&E will be provided as GFP.)
252.225-7002 Qualifying Country Sources
252.225-7009 Duty-Free Entry-Qualifying Country End Products
252.225-7010 Duty-Free EntryAdditional Provisions
252.225-7012 Preference for Certain Domestic Commodities
252.225-7025 Foreign Source Restrictions
252.227-7025 Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends
252.231-7000 Supplemental Cost Principles
The following clause also applies if the contract price exceeds \$2,500:

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 Special Disabled and Viet Nam Era Veterans
52.222-37 Employment Report on Special Disabled Veterans and Veterans of the Viet Nam 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 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.)
52.223-2 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.)

52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement. ("Contracting Officer" means Buyer.)
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
252.225-7026 Reporting of Contract Performance Outside the United States (not applicable if only commercial products are involved.)
252.249-7002 Notification of Proposed Program 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.)
other than Pensions. (Applicable only if certified cost or pricing data is
other than Pensions. (Applicable only if certified cost or pricing data is provided.)  52.219-9 Small, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan. (Applies only if Seller is not a small business.
other than Pensions. (Applicable only if certified cost or pricing data is provided.)  52.219-9 Small, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan. (Applies only if Seller is <u>not</u> a small business. "Contracting Officer" in paragraphs (b) and (c) means Buyer.)

The following clauses also apply if Technical Data or Computer Softward will be Generated or Delivered:	4
252.227-7013 Rights in Technical DataNoncommercial Items	
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	
The following Air Force FAR Supplement clause is applicable as indicated:	
5352.223-9001 Safety and Accident Prevention (Applies only if work will be performed on a Government installation.)	
A = ADDED	
D = DELETED	

R = REVISED

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